

1 **Declaration of Diana Gutierrez**

2 I, Diana Gutierrez, hereby declare:

3 1. I make this declaration based on my own personal knowledge and if called to
4 testify I could and would do so competently as follows:

5 2. I am nine years old and in the 4th grade at Gulf Avenue Elementary. I also went to
6 Gulf Elementary last year for 3rd grade.

7 3. The bathrooms at my school are dirty, nasty and slippery. This year and last year
8 there has been dirt and water on the ground, writing on the walls, and toilet paper on the ground
9 and on the ceiling. These problems have gone on for weeks and weeks at a time and make me not
10 want to go to the bathroom at school.

11 4. The books that we get at my school are old and bad. My math book, reading book
12 and workbook from last year were broken, they had ripped pages, missing pages and were taped
13 and written on. Because my math book was so bad I had to copy the problems from other books
14 onto pieces of paper. When we get these books that are all messed up I feel like I don't want to
15 use them.

16 5. In Ms. Shaw's reading class last year we did not have enough books for everyone
17 in the class to get their own. I had to share the reading and writing books with other students. We
18 could not bring the books home to do homework. In the writing book I had to take turns writing
19 one line and page while another kid wrote on the next line and page. Not having enough books
20 and having to share books with other students made me feel like I did not want to do the work.

21 6. The chalkboards at Gulf Elementary are old and dirty. The green color of the
22 boards is coming off and I cannot see what the teachers are writing on the board. Because the
23 chalkboard doesn't work I am not learning.

24 7. Two of my friends who go to my school have told me that they saw cockroaches
25 at school last year.

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27 I declare under penalty of perjury of the laws of the State of California and the United
28 States that the foregoing is true and correct. Executed this 15 day of October, 2001 in

1 Wilmington, California.

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Diana Gutierrez
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