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11 Attorneys for Mendoza Plaintiffs

12 **UNITED STATES DISTRICT COURT**
13 **DISTRICT OF ARIZONA**

14 Roy and Josie Fisher, et al.,
15
16 Plaintiffs,
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18 v.
19 United States of America,
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21 Plaintiff-Intervenors,
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23 v.
24 Anita Lohr, et al.,
25
26 Defendants,
27
28 Sidney L. Sutton, et al.,
29
30 Defendant-Intervenors,

Case No. 4:74-CV-00090-DCB

**DECLARATION OF JUAN
RODRIGUEZ IN SUPPORT OF
MENDOZA PLAINTIFFS' OPPOSITION
TO TUSD'S NOTICES AND REQUESTS
FOR APPROVAL OF GRADE
EXPANSIONS AT (1) COLLIER
ELEMENTARY SCHOOL; (2)
FRUCHTHENDLER ELEMENTARY
SCHOOL; AND (3) SABINO HIGH
SCHOOL**

Hon. David C. Bury

1 Maria Mendoza, et al.,
 2 Plaintiffs,
 3 United States of America,
 4 Plaintiff-Intervenor,
 5 v.
 6 Tucson United School District No. One, et al.,
 7 Defendants.

Case No. CV 74-204 TUC DCB

9
10 I, Juan Rodriguez, declare under penalty of perjury that the following statements are
11 true:

12 1. I am above the age of 18 and am competent to make this Declaration. I am
13 an attorney of record for the Mendoza Plaintiffs in this action and have personal
14 knowledge regarding the facts stated herein. This declaration is based upon my personal
15 knowledge, information and belief.

16
17 2. On December 2, 2015, Special Master Hawley informed the Mendoza
18 Plaintiffs' counsel, including myself, that Implementation Committee member Rebecca
19 Montano reviewed the survey message regarding interest in Magee Middle School, as
20 received by parents, and that no additional information regarding Magee was provided
21 beyond the statements regarding Magee that are described in the Fruchthendler DIA (Doc.
22 1869-5 at 9.)

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I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: December 7, 2015

MALDEF
JUAN RODRIGUEZ

/s/ Juan Rodriguez
Attorney for Mendoza Plaintiffs