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Charlotte Wells, on behalf of themselves and all others
similarly situated*

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UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

Victor Parsons; Shawn Jensen; Stephen Swartz;
Dustin Brislan; Sonia Rodriguez; Christina
Verduzco; Jackie Thomas; Jeremy Smith; Robert
Gamez; Maryanne Chisholm; Desiree Licci; Joseph
Hefner; Joshua Polson; and Charlotte Wells, on
behalf of themselves and all others similarly
situated; and Arizona Center for Disability Law,

Plaintiffs,

v.

David Shinn, Director, Arizona Department of
Corrections; and Richard Pratt, Division Director,
Division of Health Services Contract Monitoring
Bureau, Arizona Department of Corrections, in their
official capacities,

Defendants.

No. CV 12-00601-PHX-ROS

**DECLARATION OF
AMY FETTIG**

1 I, Amy Fettig, declare:

2 1. I am an attorney licensed to practice before the courts of the District of
3 Columbia, and admitted to this Court *pro hac vice*. I am Deputy Director of the ACLU
4 National Prison Project, and an attorney of record to the plaintiff class in this litigation.

5 2. On March 11-12, 2020, I participated in a monitoring tour of Arizona State
6 Prison Complex (“ASPC”)-Florence. I particularly inspected the Florence Kasson Unit
7 where individuals with serious mental illness (SMI) and those on mental health watch are
8 housed. I spent all of both days in Kasson, and I was joined by other attorneys from
9 ACLU-NPP, the ACLU of Arizona, and an investigator from the Prison Law Office.

10 3. During the tour of Kasson, we were repeatedly told that the units had been
11 thoroughly cleaned just days before our visit, but that they generally are filthy and
12 uncleaned. Indeed, it was obvious to me that the units had recently been painted and
13 cleaned.

14 4. Despite these efforts, however, when our team walked into the housing pods
15 we were immediately struck by the foul smells. During the course of cell-front interviews
16 it became obvious that the smells were coming from the many individuals with SMI living
17 in these units who appeared unkempt and unwashed. When we looked into the cells of
18 many of the prisoners we also noted filth and garbage on the floors and walls. One cell
19 looked like it was smeared with feces and possibly blood. An officer told us it was coffee
20 and that the prisoner who lived there frequently like to smear his cell with the substance.
21 We were told that he had been moved prior to our visit to the Phoenix complex. His cell
22 remained uncleaned.

23 5. During our inspection we also spoke with multiple people who told us that
24 they were not given adequate cleaning supplies or soap. Some who had outside funding
25 or jobs can buy bar soap and shampoo on the commissary and use it to clean their cells.
26 But indigent prisoners did not have a sufficient supply of soap to clean both their bodies
27 and their cells. We were repeatedly told that class members were not given access to
28 cleaning supplies by officers and that they were told to use what they had instead.

Executed March 16, 2020, in Washington, D.C.

/s/ Amy Fettig
Amy Fettig

1
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CERTIFICATE OF SERVICE

I hereby certify that on March 16, 2020, I electronically transmitted the above document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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