

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN

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RUTHELLE FRANK, *et al.*,

Plaintiffs,

v.

SCOTT WALKER, *et al.*,

Defendants.

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Case No. 11-CV-1128 (LA)

**DECLARATION OF RUTHELLE FRANK**

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I, Ruthelle Frank, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am a plaintiff in the above action.
2. I was born on August 21, 1927. I am 86 years old and in poor health.
3. I have heart problems, including an artificial heart valve, and high blood pressure, which limit my activities and ability to travel. I take blood pressure and heart medications for these conditions. Those medications have side effects, including severe dizziness.
4. I also have a congenital condition that severely limits my ability to use the left side of my body. Until the last days in March, I was able to walk under my own power, but that is no longer the case.
5. On March 28, 2013 in the evening, I left the house to go to Maundy Thursday church service with my daughter. I slipped in the garage while walking to reach the car. My daughter, who was with me as she usually is, was unable to catch me and break my fall. As a result of the fall, I had extensive, painful bruising on both legs, on my hips, buttocks and on my arms. I was unable to walk at all for over a month. I did not seek medical treatment immediately, because I

was afraid that I would be hospitalized and have had bad experiences with recent stays in the hospital. I am slowly regaining some limited mobility, with help from a physical therapist.

6. I believe that travelling to Milwaukee to testify at the trial in this case in early November would be impossible for me in my current condition. It is over 190 miles from my home in Brokaw, Wisconsin, to Milwaukee. The trip would be at least three and a half to four hours by car. Round-trip would be nearly 400 miles and eight hours in a car. The travel alone would be extremely stressful and I worry about its effect on my heart condition. Since March 28, 2013, the greatest distance I have been away from my home is Wausau, which is less than 10 miles away. I am afraid of falling in unfamiliar places, getting in and out of a car in an unfamiliar city. I am concerned about adverse weather conditions that may arise. I am afraid that the stress of testifying in court could affect my heart condition.

7. I also have had more memory problems and confusion in the past year or so than I have had before. I am worried that if I were required to testify in court, the stress would make it difficult for me to recall all the events that I would have otherwise remembered.

8. I have already given testimony, about my experiences attempting to get a photo identification card at a videotape deposition taken on April 12, 2012, near my home in Wausau, and don't believe I have anything I could add to that testimony.

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

Executed on October 20, 2013.

/s Ruthelle Frank  
Ruthelle Frank