

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN**

RUTHELLE FRANK, et al., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

SCOTT WALKER, in his official capacity as
Governor of the State of Wisconsin, et al.,

Defendants.

Civil Action No. 2:11-cv-01128 (LA)

DECLARATION OF SEAN J. YOUNG

I, Sean J. Young, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am one of the attorneys for the Plaintiffs in the above-captioned action. I submit this Declaration in support of Plaintiffs' Memorandum in Opposition to Defendants' Civil L.R. 7(h) Expedited Non-Dispositive Motion to Compel Deposition Testimony of Ruthelle Frank.

2. Attached as Exhibit A hereto is a true and correct copy of the April 12, 2012 deposition of Ruthelle Frank in connection with *Milwaukee Branch of the NAACP, et al. v. Scott Walker, et al.*, Case No. 11-CV-5492 (Dane County Circuit Court).

3. Paragraph 7 of the Sixth Declaration of Clayton P. Kawski concerning the extent of our meet-and-confer discussion, as well as the e-mail correspondence attached to his declaration as Exhibit A, is incomplete and misleading. Attached as Exhibit B is a true and correct copy of the complete e-mail correspondence concerning this issue, which did not end on September 20, 2013 as Defendants suggest, but instead continued until September 23, 2013,

when we noted the absence of any reason why Defendants did not depose Ruthelle Frank in connection with this case during the entirety of the discovery period. Defendants responded by filing the instant motion.

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

Executed on October 1, 2013.

/s/ Sean J. Young
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