

**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 KARYN L. ROTKER

I, Karyn L. Rotker, 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' Motion for Preliminary Injunction as to Eleven Named Plaintiffs.
2. I make this Declaration based on my own personal knowledge and based upon the sources described, true and correct copies of which are attached hereto.
3. Attached as **Attachment A** is a true and correct copy of portions of the deposition testimony of Defendant Kevin Kennedy, taken on February 20, 2012.
4. Attached as **Attachment B** is a true and correct copy of portions of the deposition testimony of Defendant Lynne Judd, taken on February 21, 2012.
5. Attached as **Attachment C** are true and correct copies of birth certificate applications and related instructions viewed and printed from the official websites of the Illinois Department of Public Health, the Kansas Department of Health and Environment,

the Louisiana Department of Health & Hospitals State Registrar and Vital Records, the Commonwealth of Puerto Rico Federal Affairs Administration, and the Wisconsin Department of Health Services Vital Records Service on February 28, 2012.

6. Attached as **Attachment D** is a true and correct copy of portions of the Defendants Brief in Opposition to Motion for a Temporary Injunction in the Wisconsin state court case, *Milwaukee Branch of the NAACP, et al. v. Scott Walker, et al.*, Case No. 11-CV-5492 (Dane County Wisconsin Circuit Ct., filed Feb. 3, 2012).
7. Attached as **Attachment E** is a true and correct copy of portions of a report from the Moritz College of Law at The Ohio State University by Steven F. Huefner, Daniel P. Tokaji, & Edward B. Foley, *From Registration to Recounts: The Election Ecosystems of Five Midwestern States* (2007).
8. Attached as **Attachment F** is a true and correct copy of the Report on the Effects of Wisconsin Act 23 by Kenneth R. Mayer, filed as Ex. 41 with Plaintiffs Brief in Support of Motion for Temporary Injunction in *NAACP v. Walker*, Case No. 11-CV-5492 (Dane County, Wisconsin Circuit Ct., filed Jan. 17, 2012).
9. Attached as **Attachment G** is a true and correct copy of Form GAB-131, viewed and printed from the official Wisconsin Government Accountability Board website on March 1, 2012.
10. Attached as **Attachment H** is a true and correct copy of excerpts of the report issued by the National Commission on Federal Election Reform, *To Assure Pride and Confidence in the Electoral Process* 18 (2002), viewed and printed from the Commission on Federal Election Reform website on March 1, 2012.

11. Attached as **Attachment I** is a true and correct copy of a page from the U.S. Department of Veterans Affairs official website viewed and printed on March 1, 2012.
12. Attached as **Attachment J** is a true and correct copy of VHA Directive 1610.01 (Oct. 26, 2009) viewed and printed from the U.S. Department of Veterans Affairs, Veterans Health Administration website on March 1, 2012.
13. Attached as **Attachment K** is a true and correct copy of portions of the report, “Veteran Homelessness: A Supplemental Report to the 2010 Annual Homeless Assessment Report to Congress,” issued by the U.S. Department of Housing and Urban Development, Office of Community Planning and Development, and the U.S. Department of Veterans Affairs, National Center on Homelessness Among Veterans, viewed and printed from the official HUD website on March 1, 2012.
14. Attached as **Exhibit 1** is a true and correct copy of written testimony by Defendant Kevin Kennedy dated Jan. 26, 2011, and authenticated at his deposition on Feb. 20, 2012.
15. Attached as **Exhibit 2** is a true and correct copy of written testimony by Defendant Kevin Kennedy dated April 27, 2011, and authenticated at his deposition on Feb. 20, 2012.
16. Attached as **Exhibit 3** is a true and correct copy of a letter by Defendant Kevin Kennedy dated May 3, 2011, and authenticated at his deposition on Feb. 20, 2012.
17. Attached as **Exhibit 4** is a true and correct copy of written testimony by Defendant Kevin Kennedy dated Sept. 27, 2011, and authenticated at his deposition on Feb. 20, 2012.

18. Attached as **Exhibit 5** is a true and correct copy of written testimony by Defendant Kevin Kennedy dated Nov. 15, 2011, and authenticated at his deposition on Feb. 20, 2012.
19. Attached as **Exhibit 7** is a true and correct copy of a transcript of an interview dated Oct. 13, 2010 containing comments by Defendant Kennedy authenticated at his deposition on Feb. 20, 2012.
20. Attached as **Exhibit 8** is a true and correct copy of a news article dated Nov. 24, 2011 containing comments by Defendant Kennedy authenticated at his deposition on Feb. 20, 2012.
21. Attached as **Exhibit 9** is a true and correct copy of a transcript of a “flow chart” created by the Wisconsin Government Accountability Board and authenticated at his deposition on Feb. 20, 2012.
22. Attached as **Exhibit 10** is a true and correct copy of a news article dated May 25, 2010 written by Defendant Kennedy and authenticated at his deposition on Feb. 20, 2012.
23. Attached as **Exhibit 11** is a true and correct copy of a news release dated July 8, 2011 and issued by the Wisconsin Government Accountability Board and containing comments by Defendant Kennedy, authenticated at his deposition on Feb. 20, 2012.
24. Attached as **Exhibit 21** is a true and correct copy of a document entitled Residency Documentation for Homeless Individuals by the Wisconsin Department of Transportation Division of Motor Vehicles (DMV) authenticated by Defendant Lynne Judd at her deposition on Feb. 21, 2012.

25. Attached as **Exhibit 27** is a true and correct copy of an email communication dated Dec. 1, 2011 and produced by Defendants in conjunction with the deposition of Defendant Judd on Feb. 21, 2012.

26. Attached as **Exhibit 34** is a true and correct copy of an email communication dated Sept. 27, 2011 produced by Defendants in conjunction with the deposition of Defendant Judd on Feb. 21, 2012.

27. Attached as **Exhibit 39** is a true and correct copy of an email communication dated Sept. 6, 2011 produced by Defendants in conjunction with the deposition of Defendant Kennedy on Feb. 20, 2012.

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

Dated this 2nd day of March, 2012.

s/ Karyn L. Rotker

Karyn L. Rotker

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