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16 UNITED STATES DISTRICT COURT
 17 SOUTHERN DISTRICT OF CALIFORNIA

18 DARRYL DUNSMORE, ERNEST
 ARCHULETA, ANTHONY EDWARDS,
 19 REANNA LEVY, JOSUE LOPEZ,
 CHRISTOPHER NELSON,
 20 CHRISTOPHER NORWOOD, and
 LAURA ZOERNER, on behalf of
 21 themselves and all others similarly situated,
 Plaintiffs,

22 v.

23 SAN DIEGO COUNTY SHERIFF’S
 DEPARTMENT, COUNTY OF SAN
 24 DIEGO, CORRECTIONAL
 HEALTHCARE PARTNERS, INC.,
 25 LIBERTY HEALTHCARE, INC., MID-
 AMERICA HEALTH, INC., LOGAN
 26 HAAK, M.D., INC., SAN DIEGO
 COUNTY PROBATION DEPARTMENT,
 27 and DOES 1 to 20, inclusive,
 28 Defendants.

Case No. 3:20-cv-00406-AJB-WVG

**DECLARATION OF DYLAN
 LACROIX IN SUPPORT OF
 PLAINTIFFS’ MOTIONS FOR
 PRELIMINARY INJUNCTION
 AND PROVISIONAL CLASS
 CERTIFICATION**

Judge: Hon. Anthony J. Battaglia

Trial Date: None Set

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DECLARATION OF DYLAN LACROIX

I, Dylan Lacroix, declare:

1. I have personal knowledge of the matters set forth herein, and if called as a witness, I could and would competently so testify.

2. I have been incarcerated at the San Diego County Jail (“the Jail”) since December 2, 2020. I am housed at San Diego Central Jail in unit 7B. My booking number is 21138758. I am 44 years old.

3. In mid-November 2021, I was temporarily moved from my cell in unit 7B to unit 5D at San Diego Central. To my knowledge, 5D was being used as a COVID-19 quarantine unit for persons who tested positive.

4. In 5D, I was housed with two cellmates, Michael Keavney and Robert Moniger. Mr. Moniger was an older gentleman, skinny, who tended to stay on his bed. A day or two after Mr. Moniger moved into the cell occupied by me and Mr. Keavney, Mr. Moniger was whining a lot. He could not breath properly. He was trying to get another inhaler. He began telling the deputies who passed by that he was having problems breathing. The deputies ignored him, and did not respond or summon medical assistance. The deputies refused to pull him out of the cell and get him help.

5. Mr. Moniger also told med pass nurses that he had trouble breathing. If they responded at all, they would only ask whether he had an inhaler. Eventually, Mr. Moniger received a second inhaler from the med pass nurses.

6. For several days, all three of us repeatedly pushed the emergency button in our cell in an attempt to obtain medical care for Mr. Moniger. The deputies ignored our attempts to contact them using the emergency button. For about a week, Mr. Moniger was lethargic. Whenever he woke up to eat or go to the bathroom, he would use his inhaler a lot. I consistently heard Mr. Moniger wheezing when he was in the cell.

[3871883.1]

1 7. At one point, Mr. Moniger tried to steal Mr. Keavney’s inhaler, and
2 was trying to be sneaky about it. Mr. Keavney and myself told Mr. Moniger that his
3 actions were unacceptable and that he had to go. We got the deputies’ attention.
4 When the deputies came to our cell, Mr. Moniger told the deputies that he could not
5 breath and needed help, but the deputies seemed uninterested in the matter. We
6 continuously asked the deputies to help Mr. Moniger, who was on the floor of the
7 cell near the door. The deputies finally brought him out of our cell.

8 8. The deputies gave Mr. Moniger a hard time as he exited our cell,
9 chiding him and making him carry all of his property. The deputies took him to a
10 side holding cell that is outside of our module.

11 9. The next day, we were woken up by a detective who told me and Mr.
12 Keavney that Mr. Moniger died.

13 10. It is like a third world country in here. Jail staff care absolutely zero
14 about the welfare of incarcerated people. They do not care if you have clean
15 clothes. They don’t care if you received your medication or have the incorrect
16 medication. They don’t care if you’ve been locked up for days without an
17 opportunity for a shower. They just don’t want to be interrupted from what they are
18 doing, and they actively ignore us. The more respectful I am and other incarcerated
19 people are to Jail staff, the more they ignore us. So the only way I feel like I can get
20 any attention from Jail staff is to become hysteric, screaming and yelling. One must
21 act pretty crazy to get any type of acknowledgment whatsoever. But at that point,
22 your actions will be used against you as a disciplinary measure.

23 11. I have had many problems using the grievance process at the Jail. Jail
24 staff do not sign grievances, nor respond to grievances.

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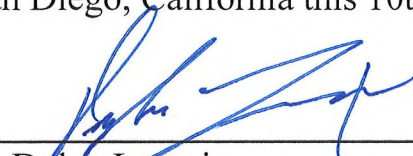
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[3871883.1]

1 12. I submit this declaration because I want to help improve the medical
2 and mental health care at the Jail, ensure that incarcerated people with disabilities
3 are accommodated and treated fairly, and help make the Jail safe and secure for all
4 incarcerated people.

5 I declare under penalty of perjury under the laws of California and the United
6 States of America that the foregoing is true and correct, and that this declaration is
7 executed at San Diego County Jail in San Diego, California this 10th day of March,
8 2022

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10 _____
11 Dylan Lacroix

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