

1 GAY CROSTHWAIT GRUNFELD – 121944
 VAN SWEARINGEN – 259809
 2 PRIYAH KAUL – 307956
 ERIC MONEK ANDERSON – 320934
 3 HANNAH M. CHARTOFF – 324529
 ROSEN BIEN GALVAN & GRUNFELD LLP
 4 101 Mission Street, Sixth Floor
 San Francisco, California 94105-1738
 5 Telephone: (415) 433-6830
 Facsimile: (415) 433-7104
 6 Email: ggrunfeld@rbgg.com
 vswearingen@rbgg.com
 7 pkaul@rbgg.com
 eanderson@rbgg.com
 8 hchartoff@rbgg.com

9 AARON J. FISCHER – 247391
 LAW OFFICE OF
 10 AARON J. FISCHER
 2001 Addison Street, Suite 300
 11 Berkeley, California 94704-1165
 Telephone: (510) 806-7366
 12 Facsimile: (510) 694-6314
 Email: ajf@aaronfischerlaw.com

13 *(additional counsel on following page)*

14 Attorneys for Plaintiffs

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 JOSE
 ANTONIO LOPEZ IN SUPPORT
 OF PLAINTIFFS' MOTIONS
 FOR PRELIMINARY
 INJUNCTION AND
 PROVISIONAL CLASS
 CERTIFICATION**

Judge: Hon. Anthony J. Battaglia

Trial Date: None Set

1 *(counsel continued from preceding page)*

2 CHRISTOPHER M. YOUNG – 163319
3 ISABELLA NEAL – 328323
4 OLIVER KIEFER – 332830
5 DLA PIPER LLP (US)
6 401 B Street, Suite 1700
7 San Diego, California 92101-4297
8 Telephone: (619) 699-2700
9 Facsimile: (619) 699-2701
10 Email: christopher.young@dlapiper.com
11 isabella.neal@dlapiper.com
12 oliver.kiefer@dlapiper.com

13 BARDIS VAKILI – 247783
14 JONATHAN MARKOVITZ – 301767
15 ACLU FOUNDATION OF SAN DIEGO &
16 IMPERIAL COUNTIES
17 2760 Fifth Avenue, Suite 300
18 San Diego, California 92103-6330
19 Telephone: (619) 232-2121
20 Email: bvakili@aclusandiego.org
21 jmarkovitz@aclusandiego.org

22 Attorneys for Plaintiffs

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DECLARATION OF JOSE ANTONIO LOPEZ

I, Jose Antonio Lopez, 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 May 28, 2021. I am currently housed at South Bay Detention Facility in housing unit 3A. From May 2021 through March 11, 2022, I was housed at Vista Detention Facility. On March 11, 2022, I was transferred to San Diego Central Jail for 14 days, allegedly because I contracted COVID-19. On March 25, 2022, I was transferred to George Bailey Detention Facility. On March 28, 2022, I was transferred again to South Bay Detention Facility. My booking number is 21118875. I am 28 years old.

3. I have a number of serious medical conditions including diarrhea and severe acne.

4. During the ten months have been incarcerated, I have consistently had diarrhea. When I began using sick call slips to request a stool hardener or alternative diet, it took at least two months for the Jail to provide me with any assistance. When help was offered, it was only in the form of an alternative diet that left me persistently hungry and caused me to dramatically lose weight. Attached hereto as **Exhibit A** is a true and correct copy of the Inmate Request Slip I submitted regarding this weight loss. I tried to use that diet for two months, but eventually had to switch back to the regular diet because I needed more food. When I stopped eating the alternative diet, my diarrhea returned. I again asked for help, but it took another two months for the Jail to provide me a stool hardener. Attached hereto as **Exhibit B** is a true and correct copy of an Inmate Request Slip I submitted on September 25, 2021 detailing this lack of care.

5.

1 6. I also am suffering pain from severe acne on my head and neck,
2 including acne on my scalp. I have brought this issue to Jail staff's attention
3 multiple times. *See, e.g.*, Exhibit B. On December 18, 2021, I submitted a sick call
4 slip for this issue but did not receive a response for at least ten days. Attached
5 hereto as **Exhibit C** is a true and correct copy of the request I submitted regarding
6 this issue. That response only indicated that a visit has been scheduled. Since I
7 submitted this request in December, I still have not seen a doctor about this issue.
8 Confusingly, when I arrived at San Diego Central Jail on March 11, 2022, I received
9 a bottle of prescription shampoo and was told that it was in my medical record. I
10 never received this shampoo during the three prior months I was asking for help at
11 Vista Detention Facility, and since I was transferred out of San Diego Central Jail, I
12 have not received it again. Attached hereto as **Exhibit D** is a true and correct copy
13 of my sick call history during this period of incarceration. The acne causes me head
14 and neck pain that forces me to lose sleep.

15 7. In my experience, the Jail is an unsafe and unfair place for incarcerated
16 people. Specifically, call boxes in the cells do not seem to work and deputies do not
17 respond to calls quickly, if at all. On or about August 11, 2021, after I finally saw a
18 doctor for my diarrhea, I was told the doctor needed a stool sample and I was given
19 a container to take back to my cell to provide the sample. I provided the sample
20 within one hour and pressed the call box to tell deputies that the sample was ready
21 for collection. However, no deputy came to collect my sample. I tried to get help
22 from every deputy that passed by my cell but none of them would help. One deputy
23 said he would let the nurse know but never followed up. The doctor told me that the
24 sample needed to be picked up within six hours to be properly tested, but it sat in my
25 cell for three days. It took me another week to see the doctor again, and he told me
26 that I would have to provide a new sample. It took another two weeks before the
27 Jail accepted my blood, urine, and stool samples. During that time, I continued to
28 suffer from severe diarrhea and abdominal pain. I still have not been told the results

1 of the testing performed on my samples. Attached hereto as **Exhibit E** is a true and
2 correct copy of the grievance I submitted related to this issue.

3 8. The call box issue has continued throughout my incarceration. In
4 approximately October 2021, a person in the cell next to me at Vista fainted.
5 Several of us in the housing unit pressed our call boxes and yelled “man down” as
6 loud as we could. The deputies seemed to ignore the call. It took more than five
7 minutes for deputies to respond. When the deputies finally arrived, they did not
8 check vitals or perform CPR but instead waited for a nurse to arrive. That
9 individual told me when he came back to the Jail that he had gone to the hospital in
10 an ambulance. I would feel much safer at the Jail if I knew the call boxes were a
11 reliable way to get staff’s attention in the event of an emergency.

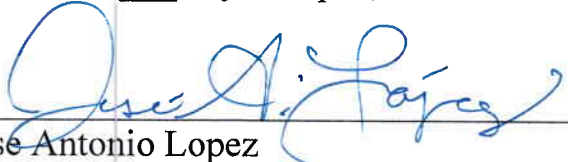
12 9. The conditions in the Jail are also unsanitary. At Vista, I frequently
13 noticed mold on the air vents above the sink in my cell. There were also lots of
14 gnats and other insects present. We could only use the cleaning cart once every
15 three to four weeks and had no way to keep our cell in a sanitary condition. Jail
16 staff instead spent time cleaning the dayroom, which made no sense because no one
17 was allowed to use the dayroom due to COVID protocols. I recently caught COVID
18 and was transferred to San Diego Central Jail. During the two weeks I was
19 incarcerated there, I was never provided a change of clothes. I was forced to use the
20 same undershirt, underwear, and socks that I had on when I was transferred from
21 Vista Detention Facility. I tried to wash my clothes in the sink, but I did not have
22 soap. I did not have any soap because my personal items were transferred
23 separately and arrived well after my transfer occurred. When I arrived at George
24 Bailey Detention Facility, it took 72 hours for the Jail to even provide me sheets and
25 a blanket for my bed. During this time, I was forced to sleep in the cold. This
26 caused me to contract COVID-19 in March 2022, and I was transferred from Vista
27 Detention Facility as a result. This transfer has caused a burden on me because I did
28 not obtain any change of clothes in the 14 days I was at San Diego Central Jail, did

1 not have a blanket for 72 hours while at George Bailey Detention Facility, and
2 generally have been without my personal items during this entire time.

3 10. The Jail does not always tell me when I receive a professional call.
4 This resulted in a serious miscommunication with my public defender that almost
5 resulted in my wanting to fire her. I had not heard from her and was angry with her
6 at a hearing, but she told me there that she had placed several call requests for me
7 with the Jail. I was not told about those calls.

8 11. I submit this declaration because I want to help improve the medical,
9 dental, and mental health care at the Jail, ensure that incarcerated people with
10 disabilities are accommodated and treated fairly, and help make the Jail safe and
11 secure for all incarcerated people.

12 I declare under penalty of perjury under the laws of California and the United
13 States of America that the foregoing is true and correct, and that this declaration is
14 executed at Chula Vista, California this 04 day of April, 2022.

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17 Jose Antonio Lopez

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EXHIBITS A-E
Filed Under Seal