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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,

22 Plaintiffs,

23 v.

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

28 Defendants.

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

**DECLARATION OF NIKKI
 YACH 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 NIKKI YACH

I, Nikki Yach, 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 30, 2021. I am currently housed at San Diego Central Jail in unit 7B. My booking number is 211150778. I am a transgender woman housed in a men’s facility. I am booked under the name Erich Louis Yach, but my name is Nikki Yach. I also go by Nikki Hubbard, as Hubbard is my partner’s last name. I am 38 years old.

3. I do not feel safe at the Jail. After I was first booked into the Jail and I completed quarantine, I was placed into housing unit 7B at Central. I told custody staff at the Jail that I am a woman and want to be housed with women, but I was housed with men. I was in a cell with one other person. He was wearing a green wristband, which I understand means he was supposed to be under more restrictive security. I do not know why I was placed with him, given that as a woman I am especially vulnerable in a men’s jail. A few days after we were housed together, he groped me. I knew I needed to get out of that cell for my safety.

4. I have multiple sclerosis, and experience occasional relapses. When my multiple sclerosis is relapsing, I need to a wheelchair to move around. I came into the Jail with a wheelchair. However, I had to give up my wheelchair to get away from that cellmate who assaulted me at Central. I am told that to be housed at Vista Detention Facility, I cannot have a wheelchair. Vista’s housing unit E5 includes a few cells that are for transgender individuals like myself. I told staff about the assault and was moved to Vista, without my wheelchair. After a few weeks at Vista, I asked for my wheelchair back because I was having trouble getting around without it. Staff told me that Vista could not accommodate my wheelchair and I was transferred back to Central the following day. I was initially in a cell by

1 myself at Central, but in mid-March, I was moved back to 7B at Central—the same
2 unit where I was assaulted earlier. I was housed in cell 5. In the cell, I saw what
3 looked like a line of blood on the wall, and there was a little bit of blood around the
4 intercom button. I was informed by other incarcerated people that someone had
5 been attacked in that cell and was on life support. It was scary enough being housed
6 in 7B again, where I had previously been assaulted, but the blood in the cell made it
7 even worse.

8 5. It seems like I must choose one aspect of my safety over the other, if
9 the Jail even lets me choose. Do I want my wheelchair? Or do I want to be housed
10 in a unit where I have not been assaulted and am with other trans individuals? I
11 would feel most safe if I could have my wheelchair and be housed with other
12 women at Las Colinas. The Jail has denied my requests to be housed with women,
13 including based on ridiculous reasons like my height, even though I am actively
14 taking hormone medication. Custody staff often misgender me, and I hear the “f----
15 -” slur from men in my unit.

16 6. The mental health care at the Jail is really bad. As of March 2022, I
17 had submitted a request for mental health care, but not received any copy back
18 telling me if I was scheduled to see anyone. During another time when I was at the
19 Jail, I did not get any mental health care despite asking. I had to tell staff that I was
20 suicidal before I received any attention. The clinician came to my cell along with a
21 deputy to talk to me. I refused that visit because I did not want to talk about my
22 mental health needs in front of the deputy and everyone else in the housing unit.
23 Sometimes when I have talked to medical staff about other issues, the deputy
24 standing nearby has actually interjected into the conversation.

25 7. I want to be a class representative in this case or to be involved in some
26 way. I want to help improve the medical, dental, and mental health care at the Jail,
27 ensure that incarcerated people with disabilities are accommodated and treated
28 fairly, and help make the Jail safe and secure for all incarcerated people. I have

1 been cooperating fully with counsel for the Plaintiffs and am responding to all
2 requests for information to the best of my ability and recollection, and will continue
3 to do so in the future. Counsel for the Plaintiffs keep me updated on the progress of
4 this case, and if added as a class representative, I will review all materials provided
5 to me and provide my input to the best of my ability. When I have questions about
6 the case, I will ask the attorneys for help to understand everything to the best of my
7 ability.

8 I declare under penalty of perjury under the laws of California and the United
9 States of America that the foregoing is true and correct, and that this declaration is
10 executed at San Diego CA, California this 19 day of April, 2022.

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13 Nikki Yach

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