

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,

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

8 BARDIS VAKILI – 247783  
JONATHAN MARKOVITZ – 301767  
9 ACLU FOUNDATION OF SAN DIEGO &  
IMPERIAL COUNTIES  
10 2760 Fifth Avenue, Suite 300  
San Diego, California 92103-6330  
11 Telephone: (619) 232-2121  
Email: bvakili@aclusandiego.org  
12 jmarkovitz@aclusandiego.org

13 Attorneys for Plaintiffs

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**DECLARATION OF REANNA LEVY**

I, Reanna Levy, 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”) approximately eight times since 2006. Most recently, I was incarcerated at Las Colinas Detention and Reentry Facility from June 27, 2018 until February 3, 2022. I was serving a local sentence in the Jail. I was housed in module 4A, which is a high security unit. My booking number was 18140314. During that time, I also spent about three months in jail in San Bernardino for a separate case and another three months at fire camp. On February 3, 2022, the Jail released me from custody and I currently reside in San Diego, California with my family. I am 39 years old.

3. I have depression and accessed mental health services in the Jail. While incarcerated, I took Wellbutrin to treat my depression. The Jail failed to provide me with adequate mental health care. Although I received psychiatric medication at the Jail, I was unable to see a mental health clinician in a confidential environment. My appointments with a clinician were always at my cell door. Because my module 4A was a high security unit, deputies were also present during my mental health contacts. The clinician stood outside my cell, while I was inside. A deputy stood right next to the clinician and was able to hear all of our conversations. At most, these cell-side encounters lasted five minutes.

4. The short non-confidential appointments made it extremely difficult for me to discuss my feelings truthfully. My father passed away in June 2020. His passing has deeply affected my mental health, but I was unable to speak about it openly because my meetings with clinicians were rushed and occurred cell-front. I did not want other incarcerated people, let alone custody staff, to hear me talk about my depression, family, and personal life. I also worried deputies would reveal my confidential information to others, which could place my personal safety at risk.

1 Attached hereto as **Exhibit A** are true and correct copies of mental health progress  
2 notes from my Jail medical records indicating that sessions with mental health staff  
3 occurred cell front or with a deputy present.

4       5.       My module 4A was an overflow unit for individuals meant to be  
5 housed in the Psychiatric Security Unit (“PSU”). The PSU at the Jail is a short-term  
6 housing unit for people experiencing severe mental health crises. A deputy  
7 informed me that the PSU was full and that is why many of these people were  
8 housed in my module, awaiting placement in the PSU. I witnessed many  
9 incarcerated women suffer psychotic breaks. Some women smeared feces over the  
10 walls and doors of their cells. The overflow individuals waiting for placement in the  
11 PSU had the same restrictions as high level security individuals in my unit, which  
12 meant they could not leave their cells often, had little opportunity to program, and  
13 mental health contacts were non-confidential.

14       6.       Many other incarcerated women in my unit started to have mental  
15 breakdowns after being in their cells for days at a time. I heard them scream from  
16 their cells. I saw that clinicians would come and speak with these women cell-side.

17       7.       The Jail needs to make confidential mental health appointments a  
18 priority. I believe that my depression would have been less severe had I been able  
19 to have confidential visits with mental health staff at the Jail. I also believe that  
20 other people’s suffering would be less severe and better addressed if individuals in  
21 my unit received more confidential mental health appointments. When I left my  
22 unit, it felt like it was a revolving door of people going into and out of mental health  
23 crises.

24 ///

25 ///

26 ///

27 ///

28 ///

1           8. I agreed to be a class representative in this case because I want to help  
 2 improve the medical, dental, and mental health care at the Jail, ensure that  
 3 incarcerated people with disabilities are accommodated and treated fairly, and help  
 4 make the Jail safe and secure for all incarcerated people. I have been cooperating  
 5 fully with my counsel and am responding to all requests for information to the best  
 6 of my ability and recollection, and will continue to do so in the future. My lawyers  
 7 keep me updated on the progress of this case, and I will review all materials  
 8 provided to me and provide my input to the best of my ability. When I have  
 9 questions about the case, I will ask the attorneys for help to understand everything to  
 10 the best of my ability.

11           I declare under penalty of perjury under the laws of California and the United  
 12 States of America that the foregoing is true and correct, and that this declaration is  
 13 executed at San Diego, California this 28 day of April, 2022

DocuSigned by:



692A7DA394C845F...

Reanna Levy

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**EXHIBIT A**  
**Filed Under Seal**