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7 *Jeremy Smith, Robert Gamez, Maryanne Chisholm,*
8 *Desiree Licci, Joseph Hefner, Joshua Polson, and*
Charlotte Wells, on behalf of themselves and all others
similarly situated

9 **[ADDITIONAL COUNSEL LISTED ON**
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15
16 UNITED STATES DISTRICT COURT
17 DISTRICT OF ARIZONA

18 Victor Parsons; Shawn Jensen; Stephen Swartz;
Dustin Brislan; Sonia Rodriguez; Christina
19 Verduzco; Jackie Thomas; Jeremy Smith; Robert
Gamez; Maryanne Chisholm; Desiree Licci; Joseph
20 Hefner; Joshua Polson; and Charlotte Wells, on
behalf of themselves and all others similarly
21 situated; and Arizona Center for Disability Law,
Plaintiffs,

22 v.

23 David Shinn, Director, Arizona Department of
Corrections; and Richard Pratt, Division Director,
24 Division of Health Services Contract Monitoring
Bureau, Arizona Department of Corrections, in their
25 official capacities,
26 Defendants.

No. CV 12-00601-PHX-ROS

DECLARATION OF
RITA K. LOMIO

27
28

1 I, Rita K. Lomio, declare:

2 1. I am an attorney licensed to practice before the courts of the State of
3 California, and admitted to this Court *pro hac vice*. I am a staff attorney at the Prison Law
4 Office, and an attorney of record to the plaintiff class in this litigation.

5 2. As noted in my previous declaration (Doc. 3522 at 2 ¶ 5), on March 11,
6 2020, a class member housed on South Unit showed me his commissary list. I directed
7 escort staff to take photographs of the page listing the types and prices of available soap.
8 Attached as **Exhibit 1** hereto are true and correct copies of the photographs that
9 Defendants Bates-stamped ADCM1603575-ADCM1603576 and produced to Plaintiffs'
10 counsel on March 18, 2020.

11 3. As noted in my previous declaration (Doc. 3522 at 2-3 ¶ 6), South Unit has
12 dorm-style housing. I directed escort staff to take a photograph of one of those dorms on
13 March 11, 2020. Attached as **Exhibit 2** hereto is a true and correct copy of the
14 photograph that Defendants Bates-stamped ADCM1603605 and produced to Plaintiffs'
15 counsel on March 18, 2020.

16 4. As noted in my previous declaration (Doc. 3522 at 3 ¶ 10), on March 11,
17 2020, I visited the medical clinic on South Unit. I directed escort staff to take
18 photographs of material posted on the outside of the clinic. Attached as **Exhibit 3** hereto
19 are true and correct copies of the photographs that Defendants Bates-stamped
20 ADCM1603569-ADCM1603570 and ADCM1603573-ADCM1603574 and produced to
21 Plaintiffs' counsel on March 18, 2020.

22 5. As noted in my previous declaration (Doc. 3522 at 4 ¶ 12), on March 12,
23 2020, I visited the medical clinic on North Unit. I directed escort staff to take a
24 photograph of the hand sanitizer dispenser marked "OUT!" Attached as **Exhibit 4** hereto
25 is a true and correct copy of the photograph that Defendants Bates-stamped
26 ADCM1603613 and produced to Plaintiffs' counsel on March 18, 2020.

27 6. As noted in my previous declaration (Doc. 3522 at 4 ¶ 13), on March 12,
28 2020, I directed escort staff to take photographs of the signs on two restrooms in the North

1 Unit medical clinic pertaining to access by incarcerated people. Attached as **Exhibit 5**
2 hereto is a true and correct copy of the photograph that Defendants Bates-stamped
3 ADCM1603615 and produced to Plaintiffs' counsel on March 18, 2020.

4 7. As noted in my previous declaration (Doc. 3522 at 4 ¶ 13), on March 12,
5 2020, I directed escort staff to take a photograph of COVID-19 information posted in the
6 hallway of the medical clinic on North Unit. Attached as **Exhibit 6** hereto is a true and
7 correct copy of the photograph that Defendants Bates-stamped ADCM1603616 and
8 produced to Plaintiffs' counsel on March 18, 2020.

9
10 I declare under penalty of perjury that the foregoing is true and correct.

11 Executed on March 20, 2020, in Berkeley, California.

12 s/ Rita K. Lomio

13 Rita K. Lomio
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RECORD:

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Attorneys for Arizona Center for Disability Law

CERTIFICATE OF SERVICE

I hereby certify that on March 20, 2020, I electronically transmitted the above document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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Attorneys for Defendants

s/ C. Kendrick

Exhibit 1

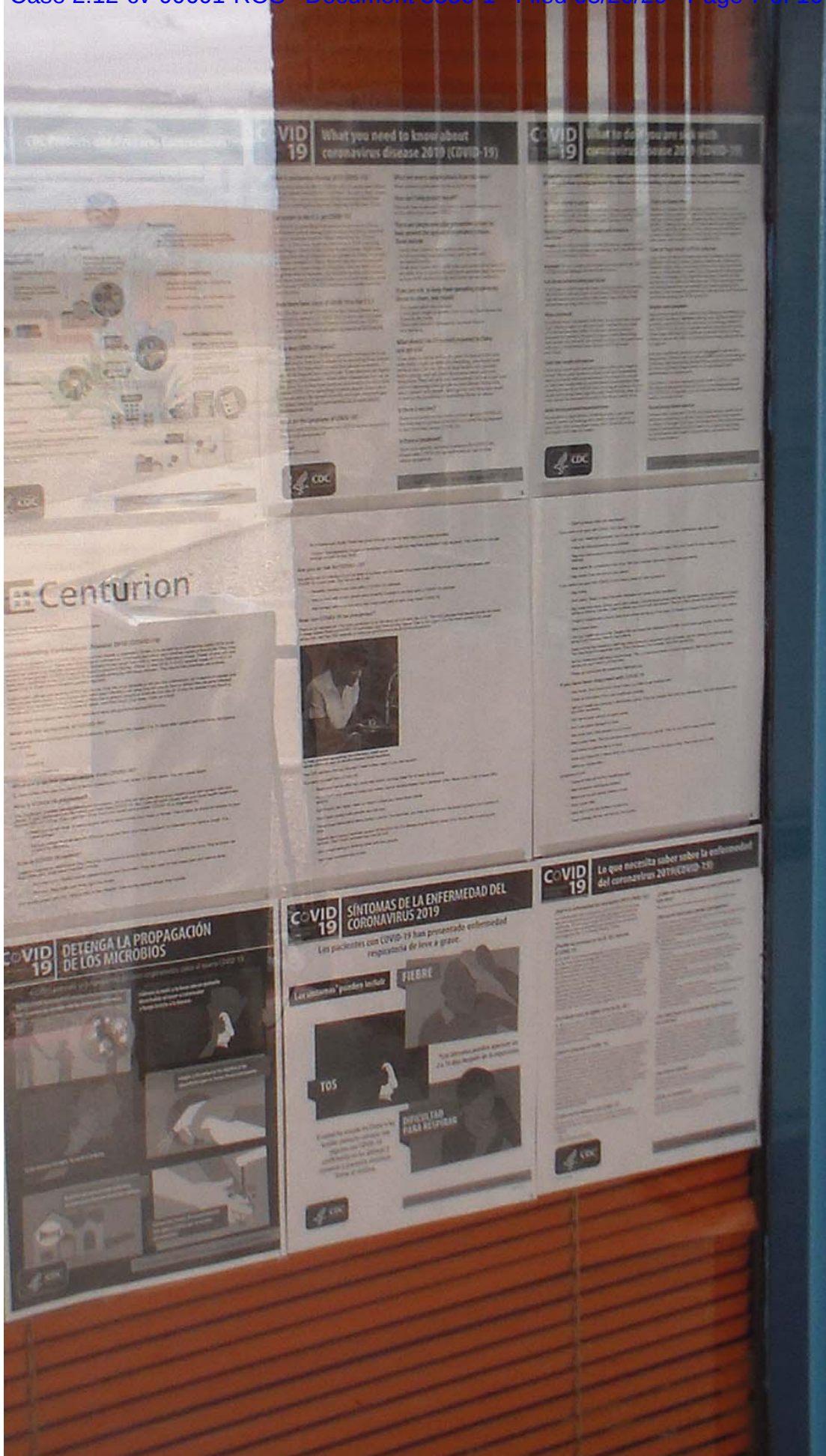
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T	\$0.46	0344	Oraline Clear Gel Toothpaste (limit 2)	T	\$2.00	1120	Thank You Card (limit 1)
T	\$2.50	0323	Freshmint Clear Gel Toothpaste (limit 2)	T	\$1.00	0999	Greeting Card-Blank
T	\$1.60	0517	Sensitive Toothpaste 4.3 oz. (limit 2)	T	\$1.00	1638	Valentines Day Card
T	\$4.00	0460	Crest Tartar Toothpaste (limit 2)	T	\$3.47	1101	Juvenile Birthday Card
T	\$1.00	0684	Percara Oral Health Rinse 8 oz. (limit 2)	T	\$0.52	1640	Father's Day Card (limit 1)
T	\$1.60	Soap Bar-Body Wash-Cleanser (limit 2 per category)				1115	Happy Anniversary Card
T	\$3.75	0240	Heritage Skin Cream (like Noxzema) 4.5 oz.	T	\$2.00	1104	Get Well Card (limit 1)
T	\$2.90	0336	Elementz Body Wash Sea Minerals 15 oz.	T	\$2.00	1102	Sympathy Card (limit 1)
T	\$8.95	0335	Elementz Body Wash Sea Algae Extract	T	\$2.00	0421	Pencil Sharpener
per item(s)		0433	Dove Beauty Bar Soap Moist 4 oz.	T	\$3.50	1033	Bic Round Stick Pen
T	\$0.60	0394	Neutrogena Acne Bar 3.5 oz.	T	\$3.00	1075	Golf Pencil (limit 3)
T	\$1.99	0410	Ivory Bar soap 3.1 oz.	T	\$0.65	Envelopes	
T	\$1.00	0420	Jergens Mild Soap 4.5 oz.	T	\$1.20	0980	Printed Stamped #10
T	\$7.25	0426	Next 1 Sports Bar 5 oz.	T	\$0.40	1884	5-Pack Printed, Stamped
T	\$1.25	0449	Irish Spring Bar Soap 3.75 oz.	T	\$1.00	1003	International pre-printed
T	\$0.70	0956	Dawn Mist Gentle Facial & Body Soap	T	\$0.49	1885	Intern. 5-Pack Printed
T	\$4.50	4851	Next 1 Hypoallergenic Bar 3 oz.	T	\$0.39	1007	Printed Manilla envelope
T	\$1.00	0431	Freshscent Soap 3 oz.	T	\$0.30	0845	File Folder-letter (limit 1)
K-T	\$2.79	Shaving Products				0844	File Folder-legal (limit 1)
of 2)		0306	Freshscent Aftershave 4 oz. (limit 1)	T	\$0.54	1048	Stamped Postcard (limit 1)
T	\$0.60	0331	Shave Cream 7 oz. (limit 1)	T	\$0.99	1044	Global Forever Stamp
T	\$0.05	0320	Magic Shave Cream Regular 6 oz. (limit 2)	T	\$3.14	1064	5 ct. Global Forever Stamp
T	\$0.09	0321	Magic Shave Cream Smooth 6 oz. (limit 2)	T	\$3.14	Miscellaneous	

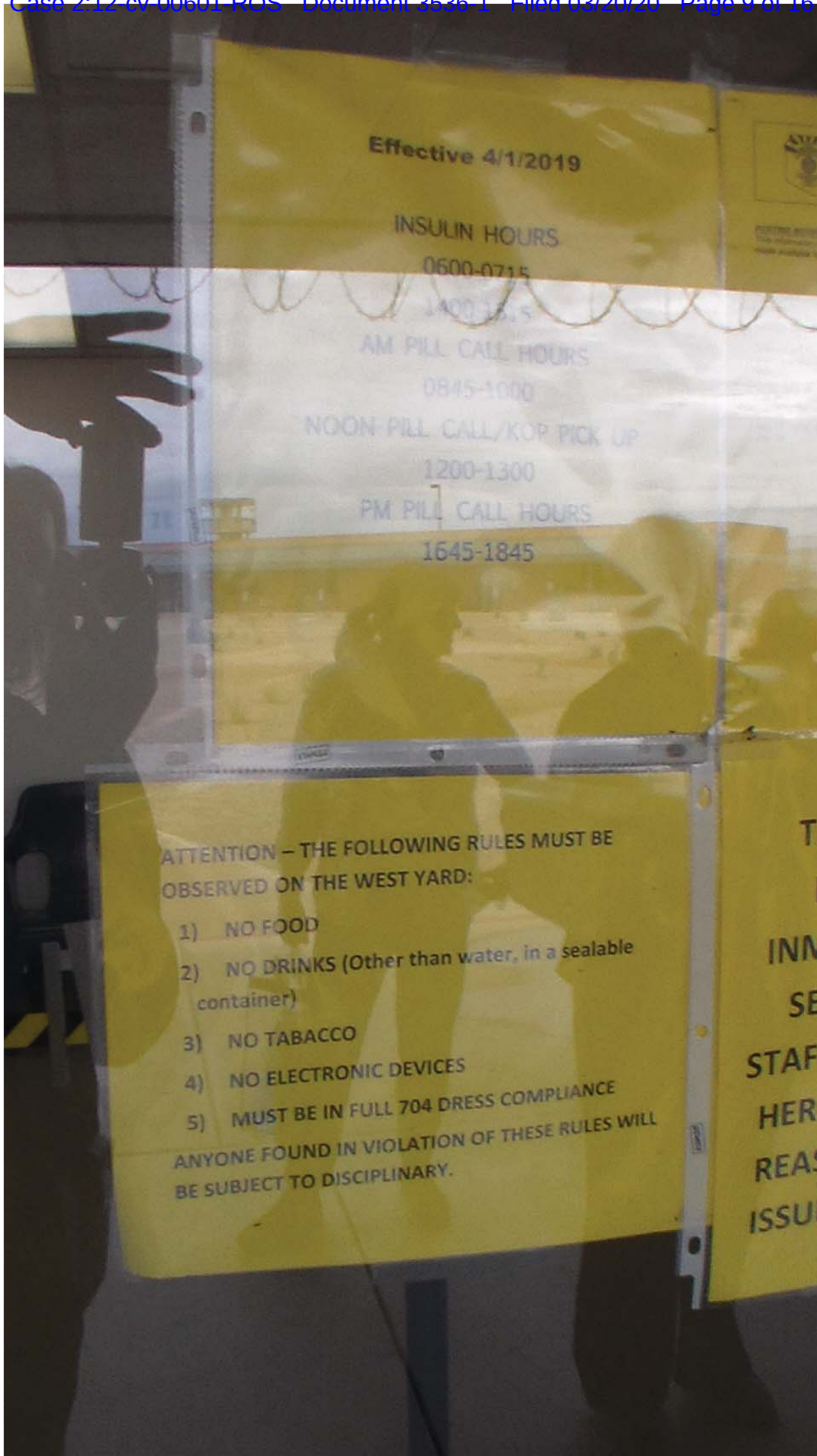
Exhibit 2



Exhibit 3







Effective 4/1/2019

INSULIN HOURS

0600-0715

1400-1515

AM PILL CALL HOURS

0845-1000

NOON PILL CALL/KOP PICK UP

1200-1300

PM PILL CALL HOURS

1645-1845

ATTENTION – THE FOLLOWING RULES MUST BE OBSERVED ON THE WEST YARD:

- 1) NO FOOD
- 2) NO DRINKS (Other than water, in a sealable container)
- 3) NO TABACCO
- 4) NO ELECTRONIC DEVICES
- 5) MUST BE IN FULL 704 DRESS COMPLIANCE

ANYONE FOUND IN VIOLATION OF THESE RULES WILL BE SUBJECT TO DISCIPLINARY.

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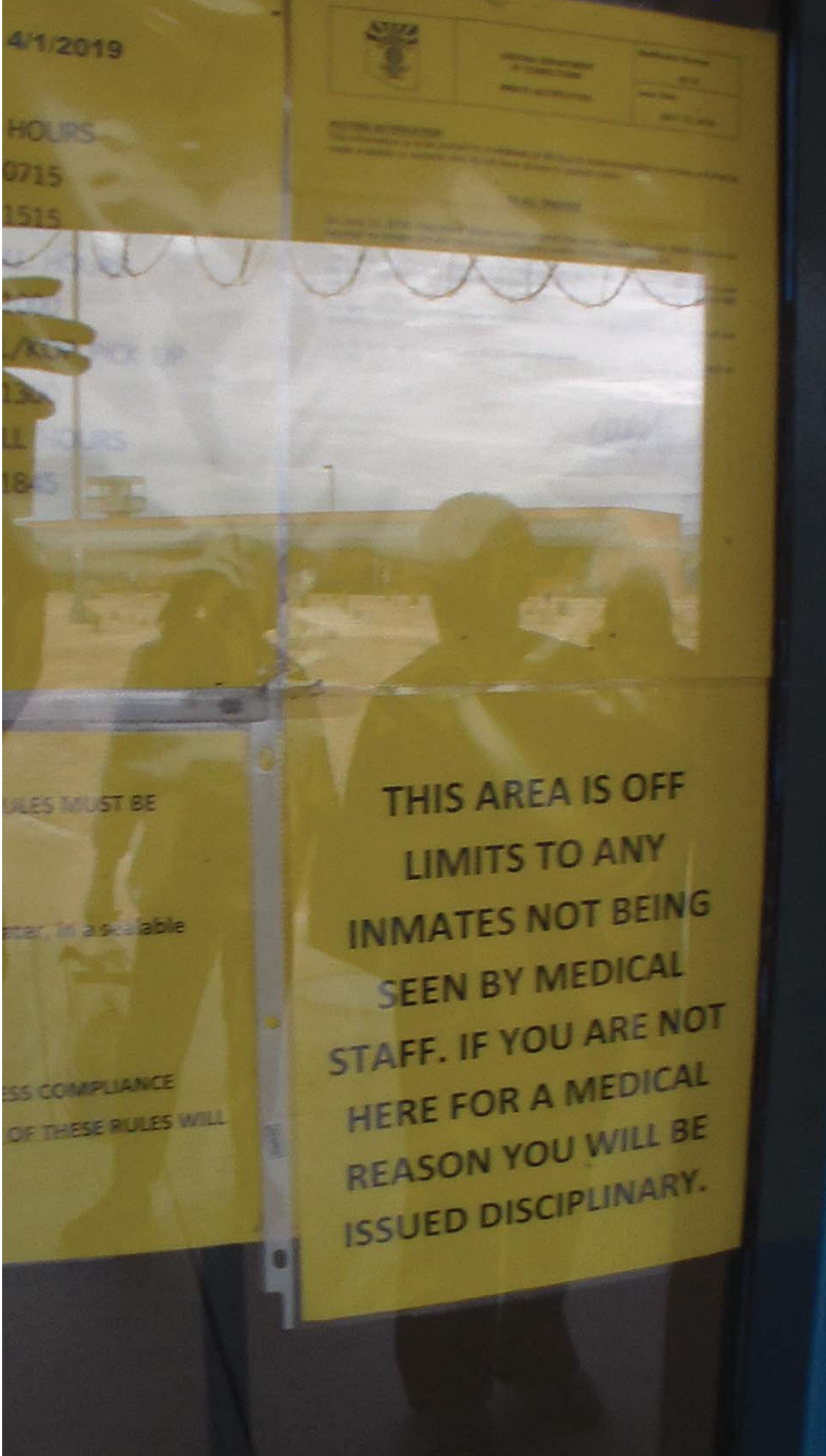


Exhibit 4



Exhibit 5



Exhibit 6

