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Attorneys for Plaintiffs
CITY OF SAN JOSE and BLACK ALLIANCE
FOR JUST IMMIGRATION

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CITY OF SAN JOSE, a municipal corporation;
and BLACK ALLIANCE FOR JUST
IMMIGRATION, a California Non-Profit
Corporation,

Plaintiffs,

v.

WILBUR L. ROSS, JR., in his official capacity
as Secretary of the U.S. Department of
Commerce; et al.,

Defendants.

Case No. 3:18-cv-02279

TRIAL AFFIDAVIT OF JILL BOURNE

Ctrm: 3
Judge: The Honorable Richard G.
Seeborg

Trial Date: January 7, 2019
Complaint Filed: April 17, 2018

Pursuant to 28 U.S.C. § 1746(2), I, Jill Bourne, declare as follows:

1. I am the director of the San Jose Public Library ("SJPL"). I have been in my current position for approximately five-and-a-half years. I have an undergraduate degree in English Literature from New York University and a master's degree in Library and Information Science from the University of Washington.

2. The SJPL is comprised of 23 branch libraries, a large main library that is also the San Jose State University library, operates with an annual budget of \$54 million, and employs

1 more than 600 people. The SJPL attracts more than 6 million visitors annually and circulates
2 more than 10 million items every year.

3 **3.** Prior to joining the SJPL, I held a position as the deputy city librarian at the San
4 Francisco Public Library System.

5 **4.** Prior to working in the San Francisco Public Library System, I held positions as
6 the youth materials selector at the Seattle Public Library System, head of the Central Library in at
7 the Seattle Public Library System, and assistant director of the Seattle Public Library System.

8 **5.** In 2014, I served as a Knight Foundation advisor on reimagining public libraries.

9 **6.** In 2014, I represented public libraries at the 2014 Aspen Institute Forum on
10 Communication and Society.

11 **7.** In 2015, I was recognized as a “2015 Women of Influence” by the Silicon Valley
12 Business Journal.

13 **8.** In January 2017, I was named “Librarian of the Year” by Library Journal, a trade
14 publication for librarians.

15 **9.** In September 2017, I was named by the *San Francisco Business Times* as one of
16 its “Upstart 50.”

17 **10.** Our public library system is a municipal agency charged with providing the
18 residents of San Jose access to information that allows them to participate fully in our civic
19 discourse and our democratic process. Along with my staff, I work to design and present the San
20 Jose Public Library and its branches so as to best serve all of San Jose’s residents and to provide
21 them access to resources and materials that are essential to a well-functioning democracy.

22 **11.** It is standard practice in public library systems for each branch in the system to
23 create a Branch Community Profile. I personally created Branch Community Profiles in Seattle
24 and reviewed Branch Community Profiles in San Francisco. As director of the SJPL, I review
25 Branch Community Profiles created by branch librarians at San Jose branch libraries.

26 **12.** Each Branch Community Profile provides demographic data for the area served by
27 the respective branch of the library. Branch Community Profiles are used by library systems to
28

1 develop collections, services, and programming that may best serve the needs of each local
2 community, as set forth in further detail below.

3 **13.** Branch Community Profiles are created using decennial census data and American
4 Community Survey (“ACS”) data (collectively, “Census data”). Data points that are most
5 important to creating a Branch Community Profile include Age, Household Composition,
6 Language, and Economics.

7 **14.** A Branch Community Profile is created or updated by each branch in the SJPL
8 each year. Each Branch Community Profile uses the most recent Census data available.

9 **15.** I personally rely on the accuracy and completeness of the data underlying the
10 Branch Community Profiles to make decisions regarding the allocation of resources for the SJPL
11 system.

12 **16.** Along with my Executive Management Team and unit managers, I rely on Branch
13 Community Profiles to make determinations about staffing assignments, levels, and language
14 expertise to be allocated to the branch libraries.

15 **17.** Along with my Executive Management Team and unit managers, I rely on Branch
16 Community Profiles to make decisions regarding collection management for the branches of the
17 SJPL. These decisions include selecting physical materials of various formats (books, videos,
18 periodicals, books on tape, music, and AV learning materials), items in languages other than
19 English, materials that are relevant to the age of the population that lives in the community, and
20 specific content areas that are relevant to the educational and economic attainment of the
21 community (financial literacy, high school recovery, test prep, etc.)

22 **18.** Along with my Executive Management Team and unit managers, I rely on Branch
23 Community Profiles to make decisions regarding programming offered at branches in the SJPL.
24 Programming at the SJPL includes job search services, technology instruction, literacy tutoring,
25 international language learning and ESL Conversation clubs, early education and parenting
26 classes, high school recovery programs, STEM and coding support, and small business clinics.

1 **19.** Demographic data in a Branch Community Profile is used to determine the types
2 of programs offered, the content of those programs, and the languages in which those programs
3 are offered.

4 **20.** In addition to offering collections and providing programs, SJPL has partnered
5 with outside organizations to implement programs targeted to the needs of San Jose communities.
6 For example, SJPL partnered with the Summer Meal Coalition to offer 17,000 lunches and
7 healthy snacks to San Jose families during the summer months. SJPL developed a “bridge
8 library” program that brings library materials and services to communities that experience
9 barriers to access due to factors of age, economics, and geography. For each of these projects,
10 SJPL relied on Branch Community Profiles to determine the proper branch or community
11 location to site the new program. If the Branch Community Profiles were inaccurate, these
12 programs would not serve the needs of the community as effectively.

13 **21.** Because Branch Community Profiles are created using Census data, if the
14 accuracy or quality of the Census data decline, the accuracy and quality of the Community
15 Branch Profiles will likewise decline

16 **22.** If the accuracy or quality of the Branch Community Profiles decline, I will be less
17 able to make appropriate decisions regarding resource allocation, collection management, and
18 program management for the SJPL, and less able to fulfill SJPL’s goal of serving all members of
19 the San Jose community.

20 **23.** In 2016, I led a project which reviewed Census data to analyze the impact of
21 outstanding fines and fees associated with library borrower accounts. The Census data allowed
22 SJPL to analyze the geographic representation of library borrower accounts with outstanding
23 “debt” (unpaid library fines) by Census tract, which SJPL compared with Census data that
24 showed the population of residents under the age of 18 and over 65, as well as the average
25 household income level. This information led to the unanimous decision of the San Jose City
26 Council to reduce or eliminate all borrower-related SJPL fines and fees within the 2016-2017
27 fiscal year. SJPL intends to use Census data in the future to evaluate the impact of our policies on
28 the San Jose community.

