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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CITY OF SAN JOSE, CALIFORNIA, et al.,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity as President of the United States, et al.,

Defendants.

CASE NO. 5:20-cv-05167-LHK-RRC-EMC

DECLARATION OF RODNEY ELLIS IN SUPPORT OF PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT

Date: October 8, 2020, 2020
Time: 1:30 p.m.
Place: Courtroom 8, 4th Floor
Judge: Honorable Richard R. Clifton
Honorable Lucy H. Koh
Honorable Edward M. Chen

DECLARATION OF RODNEY ELLIS

I, Rodney Ellis, declare as follows:

1. I have personal knowledge of the facts set forth below and if called upon to testify, I could and would do so competently as follows:

2. I am the Commissioner of Precinct One on the Harris County Commissioner's Court and a Plaintiff in this action.

3. Prior to becoming Commissioner of Precinct One, I served as a Texas State Senator for 26 years, and served on Houston City Counsel for three terms.

4. I am a lifelong resident of Houston, Texas. I currently reside in Harris County, Texas, where I am registered to vote and regularly exercise my right to vote.

5. I understand that the exclusion of undocumented immigrants from the apportionment base will lead to an undercount of persons in the State of Texas relative to other states such that Texas is highly likely to lose a seat in Congress. Texas' loss of a seat in Congress would deprive me of my fair share of representation in the United States House of Representatives.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on August 27, 2020 in Houston, Texas.

Rodney Ellis

Rodney Ellis