Exhibit 14

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

STATE OF NEW YORK, et al. *Plaintiffs*, v. DONALD J. TRUMP, in his official capacity as President of the United States, et al. *Defendants*.	20-CV-5770 (JMF)
NEW YORK IMMIGRATION COALITION, et al. *Plaintiffs*, v. DONALD J. TRUMP, in his official capacity as President of the United States, et al. *Defendants*.	20-CV-5781 (JMF)

DECLARATION OF STEVEN K. CHOI

STEVEN K. CHOI, pursuant to the provisions of 28 U.S.C. § 1746, declares under penalty of perjury as follows:

1. I am the Executive Director of the New York Immigration Coalition ("NYIC"). In that capacity, I am responsible in part for NYIC's education and outreach efforts around the 2020 Census. I am also one of the NYIC executives responsible for the organization's budgeting, fundraising, and policy priorities. I have been the Executive Director of NYIC for over seven years. I am over 18 years old. I have personal knowledge of the facts set forth in this declaration.

2. NYIC is an umbrella policy and advocacy organization for nearly 200 groups in New York State, representing the collective interests of New York's diverse immigrant

communities and organizations. NYIC is headquartered at 131 West 33rd St, New York, NY 10001.

3. NYIC's mission is to unite immigrants, members, and allies so that all New Yorkers can thrive. NYIC envisions a New York State that is stronger because all people are welcome, treated fairly, and given the chance to pursue their dreams. NYIC pursues solutions to advance the interests of New York's diverse immigrant communities and advocates for laws, policies, and programs that lead to justice and opportunity for all immigrant groups. It seeks to build the power of immigrants and the organizations that serve them to ensure their sustainability, improve people's lives, and strengthen New York State.

4. As Executive Director of NYIC, I have extensive familiarity with NYIC's membership and I am aware that NYIC's 200 plus member and partner organizations that are committed to advancing work on immigrant justice, empowerment, and integration. NYIC's member organizations—located throughout New York State and beyond—all share NYIC's mission to serve and support the empowerment of immigrant communities. NYIC's members include grassroots community groups, social services providers, large-scale labor institutions, and organizations working in economic, social, and racial justice. Representatives of NYIC's member organizations serve on the NYIC Board of Directors.

5. The Decennial Census is a critical and constitutionally-mandated data-gathering instrument, used to distribute hundreds of billions of dollars in federal resources and to apportion political power at the federal, state, and local levels. NYIC has an ongoing commitment to promoting engagement in the 2020 Decennial Census among its members and constituents because a complete and accurate Census count is critical to ensuring that our members receive the government funding and full political representation to which they are entitled to. We, our

members, their members, and all New Yorkers benefit when our state has its full complement of Congressional representatives and electoral votes, as well as adequate funding for the facilities, programs, and services they use which receive Census-guided federal funding. These facilities and services include parents with children enrolled in schools that receive funding under Title I of the Elementary and Secondary Education Act; families whose children benefit from insurance funded by the State Children's Health Insurance Program; drivers who use interstate highways and mass transit on a daily basis and thus depend on federal highway funds to perform their jobs; and people who rely on housing assistance through various funding provided under Section 8, among other Census-guided funding streams. Promoting Census response can help ensure that the programs, services, and facilities that our members rely upon are adequately funded.

6. As such, NYIC, its member organizations, and the communities we serve all have a fundamental interest in ensuring as complete and accurate a Decennial Census as possible.

7. I have been extensively and personally involved in the research, development, and implementation of NYIC's 2020 Census education and outreach programs. To develop programs that achieve NYIC's goals of encouraging greater Census participation in the communities we serve, I have researched and gained familiarity with the importance of data gathered from the Census in apportioning political representation and the allocation of some government funding sources. I have researched the concerns of our members and the communities we serve around the Census for the purpose of developing effective Census communications directed at immigrant communities. I have also researched how the communities we serve would be impacted by an undercount toward the end of designing communications and organizing strategies that address those concerns and increase their civic engagement, and Census participation in particular.

8. Because a complete and accurate count is critical to ensuring that our member organizations and the communities they serve receive the government funding and full political representation to which they are entitled, NYIC has an ongoing commitment to promoting engagement in the Decennial Census among individuals served by its member organizations.

9. Because the Decennial Census requires a direct inquiry of every person in the United States, NYIC has invested significant organizational resources in encouraging our members and the immigrant communities we serve to respond to the Census.

10. NYIC's education and outreach efforts for the 2020 Census have been underway for more than two years now. Since the beginning of 2018, it has helped form New York Counts 2020, a growing, non-partisan coalition of more than 100 diverse organizational stakeholders across New York to advocate for a fair and complete enumeration, for which it serves as facilitator and convenor. This broad-based coalition, which was formally launched in March 2018, is composed of racial, ethnic, immigrant, religious, health, education, labor, housing, social services, and business groups working in partnership with state and local government officials. NYIC has invested resources to solidify the work and reach of New York Counts 2020 through robust advocacy, outreach, and mass educational forums, including coordinating "train the trainer" sessions throughout the state to equip leaders with tools to educate their communities on the importance of the Census; devising effective messaging to convince hard-to-reach communities to participate; empowering coalition members to assist their communities in completing the Census online; hosting conferences; developing and disseminating toolkits and advocating to ensure that there are no unnecessary barriers impeding marginalized communities from being counted while also ensuring their privacy is protected.

11. NYIC has also invested in Census education and outreach work in addition to the organization's work with the New York Counts 2020 Coalition. This work includes, among other things, general education programs, workshops for members, presentations to service organizations, such as legal service organizations, at "Key to the City" Events, and person-to-person outreach through phone and text-banking. We have also engaged in digital organizing around the Census, including through webinars and presentations streamed over Facebook Live. NYIC has continued Census education and outreach during the pandemic and plans to continue encouraging people to fill out the questionnaire, and supporting its membership in doing so, until the response period closes.

12. Our education and outreach efforts to encourage our members and people in the communities we serve to respond to the Census emphasizes two essential purposes of the headcount: (1) Determining political apportionment, including the number of representatives each state will have in Congress, the number of electors per state in the electoral college, and the boundaries and composition of Congressional districts; and (2) Determining how much government funding communities will receive for matters such as education, public housing, transportation, and health care. Our education and outreach efforts also emphasize that the Census counts every resident of the United States, regardless of age, citizenship status, or ability to vote. This message is important because it affirms the humanity and dignity of all Americans and the responsibility that all Americans, including undocumented Americans, bear for responding to the Census and ensuring that their home states and communities are allocated their fair share of political power and government funding. An example of one of our Census education and outreach documents is available at https://newyorkcounts2020.org/nyic-getting-immigrants-counted/. We

have relied upon information provided by the United States Census Bureau and other government agencies in drafting this document and other materials.

13. NYIC has been and remains committed to Census education and outreach work in part because immigrants and communities of color have been historically undercounted by the Census. Through my work and the work of my colleagues in immigrant communities, we understand that one reason that immigrants and communities of color have been undercounted is their reluctance to trust government officials and their fear of turning over personal information to the government due to potential adverse consequences with respect to their own immigration or the status of others in their households.

14. NYIC has already faced a challenging environment for conducting outreach and encouraging immigrant communities to respond to the 2020 Census because of the heightened fear of immigrant communities towards interacting with government workers as a result of the Trump Administration's persistently hostile and discriminatory actions and attitudes towards immigrants of color. Among the racist and xenophobic acts that the Trump Administration has undertaken include separating children from their families at the border and keeping immigrant children in cages; banning individuals from six majority Arab and/or Muslim countries from entering the United States; attempting to rescind the Deferred Action for Childhood Arrivals program, which allowed 800,000 individuals—90% of whom are Latino—brought to this country as children to legally reside and work in the United States; rescinding Temporary Protected Status programs for individuals from El Salvador, Honduras, Nicaragua, Haiti, and Nepal; calling for an end to the diversity visa lottery; dramatically increasing interior enforcement raids in communities across the United States; proposing to end family-based immigration, which would disproportionately harm immigrants from Latin America and Asia; referring to some undocumented immigrants as

"animals"; and attempting to include a citizenship question on the Census. instituting the "Public Charge" rule or "wealth test," which has undermined access to critical healthcare and deterred immigrant New Yorkers from seeking important services; conducting ICE enforcement activity at City and State courthouses, which has prevented immigrant New Yorkers from accessing justice; changing the rules of the asylum system, effectively cutting off humanitarian relief for those who need it most; attacking the family reunification immigration system and implementing an executive order shutting down most legal immigration into the United States. NYIC has consistently fought these efforts to intimidate and marginalize immigrants of color in the courts, in the streets, and at the ballot box.

15. In the course of developing, implementing, and supervising NYIC's Census education and outreach work with its members and the communities they serve, including NYIC's work with the New York Counts 2020 coalition, I have observed that New York immigrant communities' heightened fear of interacting with government workers has increased even further since the issuance of the July 21, 2020 Presidential Memorandum to the Secretary of Commerce on the subject of "Excluding Illegal Aliens from the Apportionment Base Following the 2020 Census" ("Presidential Memorandum"). The Presidential Memorandum is making our efforts to encourage Census participation more difficult. The Presidential Memorandum is sowing confusion and fear about the Census among the communities we serve.

16. The Administration's decision to exclude some non-citizens from the apportionment base directly and severely undermines our Census education and outreach materials and programming by contradicting its core messages and discouraging Census response.

17. First, by excluding undocumented people from the apportionment count, the Presidential Memorandum creates confusion by contradicting one of the two core purposes of the

Census that NYIC, its members, and its New York Counts 2020 coalition partners highlight in their education and outreach programming. Because the President has said that the Census responses of some non-citizens will not be used for Congressional apportionment, some people may now neglect or decline to fill out the Census because of its diminished importance. The Presidential Memorandum dilutes the efficacy of our existing materials and programming, which will require NYIC to divert resources from other programmatic areas to conduct additional education and outreach to get the same number of people to respond to the Census questionnaire. By contradicting the message that filling out the Census is important to Congressional apportionment, people in the communities will discount the value of our current education and outreach materials or programs, requiring us to make new materials or conduct new outreach that addresses the Presidential Memorandum. We have engaged in member updates, press releases, press briefings and are now developing messaging and social media campaigns to address the fact that everyone can and should still be counted in the Census. NYIC staff members have also had to divert time from other activities to respond to inquiries from local media about this issue to assure people that everyone, regardless of their immigration status, should fill out the Census questionnaire; that their responses to the Census are private, confidential, and will not be used against them by ICE or other law enforcement agencies; and that every person will be counted for apportionment purposes.

18. Second, by excluding undocumented people from the apportionment count, the Presidential Memorandum dehumanizes and marginalizes undocumented residents by excluding them from the category of "persons" required by the Constitution to be included in the apportionment count. Furthermore, the exclusion of undocumented immigrants from the apportionment base in the Presidential Memorandum indicates efforts by the Administration to

identify where undocumented immigrants live and their numbers in order to exclude them from the Census. By undermining our messaging about the purpose of the Census and further marginalizing and confusing immigrants who are already among the population most often overlooked by the Census, the Presidential Memorandum makes it less likely that the immigrant communities and communities of color we serve will be responsive to our Census education and outreach efforts.

19. Third, NYIC has also received an increased number of questions from our member organizations and the public about the privacy and confidentiality of responses to the Census questionnaire since the Presidential Memorandum. NYIC's members and members of the communities we all serve are concerned that the Presidential Memorandum's exclusion of people "not in lawful immigration status" from the Census base count indicates that the Administration will use information from the Census to attempt to identify undocumented immigrants for deportation or other adverse consequences. NYIC is planning to conduct more education and outreach than we would have otherwise to address those concerns and to assure people that they can respond to the Census without fear of immigration enforcement consequences for themselves or their families.

20. NYIC and its members will be forced to expend more resources than initially anticipated to try to reduce the negative effect of the President's announcement of the decision to exclude undocumented immigrants from the apportionment base on Census response rates in the immigrant communities of color it serves. NYIC expects that it will need to interact with its constituents more times than previously planned to try to convince them to participate in the 2020 census. NYIC expects that it will now need to spend more resources to reach the same number of people, and that ultimately, it will be less successful in convincing its constituents to participate in

the 2020 Census due in large part to the Administration's decision to exclude undocumented immigrants from the apportionment base.

21. NYIC will have to increase staff time and spending devoted to its Census education and outreach efforts by approximately 20% percent over previously anticipated levels to address the Presidential Memorandum.

22. Because of the need to increase the time and money spent on Census outreach due to the fear and/or confusion generated by the Presidential Memorandum, NYIC will need to divert resources from other areas critical to its mission including civic engagement and community organizing on other issues, including helping the immigrant community navigate the impacts of COVID-19 and the unfolding economic crisis/recession, and preparing for the upcoming federal elections, which are critical programmatic areas right now. I have personally spent at least ten hours on Census-related work that I would have otherwise spent on other areas of work, which includes the areas listed above in addition to organizational management to our additional education and outreach efforts.

23. NYIC puts significant resources in Census education and outreach work because our members and the immigrant communities we serve face significant negative consequences in the event of an undercount.

24. Unfortunately, NYIC will have less time than anticipated to address the fear and confusion caused by the Presidential Memorandum among the immigrant communities that NYIC serves. The actual counting period of the Census is only a few months, but the consequences of the Census in terms of political power and funding allocation last for a decade. At the time the President Memorandum was published on July 21, there were 102 days remaining in the enumeration period, which was then scheduled to end on October 31. However, on July 31, the

Census Bureau abruptly accelerated the end of the enumeration period to September 30. With only 55 days left in the headcount, every single day remaining is a critical opportunity for NYIC, its members, and its coalition partners to conduct further Census outreach and increase response rates in New York that have been below national averages, particularly in counties with large immigrant populations. NYIC will have to accelerate its remaining Census education and outreach efforts to address the Presidential Memorandum's negative effect on Census responses.

25. Since the Presidential Memorandum, NYIC has had to divert resources to change its Census outreach messaging to combat the misinformation about apportionment, as well as the discriminatory nature of the Presidential Memorandum and the President's remarks accompanying the memorandum. NYIC has had to divert resources from other programs areas to increase its outreach efforts to undocumented and other immigrant communities in our organization's Get-Out-The-Count efforts. At this late stage of the enumeration, NYIC had anticipated its Census efforts to be limited to education, strategy and outreach -- with specific staff, including Muad Awawdeh, Meeta Anand, Wennie Chin, Lovelie Tejada and Ivan Larios dedicated to Get-Out-The-Count Efforts; however, due the Presidential Memorandum, NYIC must now divert significant time from senior leadership, communications, member engagement and communication engagement teams, constituting about 10 percent of their time, to combat the fear and disinformation resulting from this memorandum.

26. As Executive Director, my decision to authorize NYIC's increased investment in Census education and outreach work has been driven in part by the concerns of our member organizations and the communities they serve have raised about the Presidential Memorandum. NYIC's management, including Ms. Joshi and Ms. Anand, remains in regular communication with

staff and management at member organizations about the issues and policies affecting immigrant communities in New York.

27. NYIC's member organizations, including AMPHS, Chhaya CDC, and Neighbors Link, have reported to Ms. Joshi and Ms. Anand, who each work with me in making decisions for NYIC regarding our investments in Census outreach, that our member organizations and our communications teams are reporting that the immigrant communities of color they serve are expressing reluctance to participate in the Census since the announcement of the Presidential Memorandum, which contributes to the culture of fear. They have also reported to me through their work in NY Counts 2020 that counties working on the Census in New York State are concerned that the messaging around the Presidential Memorandum will depress the participation of immigrants in the Census. In particular, Ms. Joshi, Ms. Anand, and other NYIC staff have observed and reported to me that immigrants of color have expressed fear that the Presidential Memorandum indicates to them that answering the Census will give a hostile administration information that may be used by agencies like Immigration and Customs Enforcement or other parts of the Trump Administration that have been used to intimidate and marginalize immigrants.

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

Dated: August 6, 2020
New York, New York

Steven K. Choi