

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
NORTHEASTERN DIVISION**

Hispanic Interest Coalition of Alabama, et al.,

Plaintiffs,

v.

Governor Robert Bentley, et al.,

Defendants.

Case No. 5:11-cv-02484-SLB

**Exhibits in Support of
Plaintiffs' Motion For
Preliminary Injunction
And Memorandum In
Support**

Exhibit 27

Declaration of Jane Doe #3

DECLARATION OF [REDACTED]

I, [REDACTED] make this declaration based on my own personal knowledge and if called to testify I could and would do so competently as follows:

1. I was born in Montgomery, Alabama in 1983. I have lived in Alabama my whole life, and currently reside in Montgomery, Alabama. I am a United States citizen.

2. In March of 2010, I married a man who is an undocumented immigrant. He and I live together with our three children, who are all under the age of six. All of our children were born in the United States. We are a very happy family and are frightened about the impact on all of us if HB 56 goes into effect.

3. If implemented, HB 56 would make it a crime for me to live with and support my husband. In order to avoid committing the crime of harboring or helping an undocumented immigrant under HB 56, I would have to separate from my husband. If I understand HB 56 correctly, the intent is to make me divorce my husband. I am offended and upset by this idea. I have no intention of ever separating from or divorcing my husband. I do not think the state should be able to tell me who I can love and who I can build a family with.

4. My children are healthy, but like all small children, they often need to go the doctor's office. Because of my work schedule, I rely on my husband to take

our children to most of their doctor appointments. Since he cannot get a driver's license, my grandmother, who is 70 years old, drives him and my children to the doctor or to any other appointments when I cannot accompany them. I am scared that if my grandmother is stopped by the police for any reason during one of these outings that she will get arrested for transporting an undocumented immigrant.

5. I fear that my husband will be detained in any routine traffic stop, whether my grandmother or I are driving him. I fear he will be deported and that our family will be broken apart. He would no longer be here to help raise our children. Without my husband to help raise my children, I might have to quit my job and would not be able to support them financially.

6. Money is tight these days. Therefore, when my husband is unable to find work for months at a time, he takes care of the children. I recently started a job that enables me to better support my family financially. As a result, I rely on him to watch our children while I'm at work.

7. Although I have an Alabama driver's license, I sometimes leave it at home when I have to drive because I either forget it or because I fear it getting stolen. Once I was stopped by a police officer when I did not have my license. I was cited for not having the license, but I resolved it by taking my license to the police station and showing it to an officer there. If HB 56 is implemented, I would

be arrested for not having my driver's license. I feel that this is a harsh punishment for having forgotten or left the license at home for safekeeping.

8. I am concerned that if HB 56 goes into effect, it will affect my daughter's school attendance. Under the law, my husband and I will be required to write down our immigration status when registering our children for school. I don't know how school officials will use the information. I am very frightened that school officials will report my husband to immigration. I have seen a police officer outside my daughter's school and I know he is there frequently because my daughter talks about his presence. People say he is there to monitor speed but I suspect he is there to stop people who look like my husband, even if they are not speeding. I suspect that more officers like him will monitor the school in the following months. I will be concerned about adding my husband as an emergency contact on school forms because this would give school officials more information on where to find him, which they may turn over to immigration officials. I have been considering not giving my husband's name to school officials in order to avoid any problems with the new HB 56 rules, but then my husband would not be able to pick up our children from school. This is a worry for me since I do not have a lot of family members in the area or people who I trust to care for my children in case of an emergency.

9. I also worry about my son, who is 2 years old. I fear that people around us will discriminate against him because he looks Hispanic and prefers to speak in Spanish. People will not be able to tell whether he is a U.S. Citizen or not. Many will assume that because he does not look white or black, he is in this country illegally, even though he was born in Alabama. I am scared about how this will make him feel. I think about the first time I applied for his U.S. passport and how the man who took his application asked me the whereabouts of my son's mother. I had given that man all the proper identification to prove I was my son's mother yet he still assumed that because my son does not look white I must not be his mother. After I replied that I was the child's mother the man continued processing our application. I am concerned that such instances will increase or even worsen if HB 56 is implemented because so many public officials will be making judgments about who they think are legally in the country based on nothing more than what people look or sound like.

10. I worry that my life insurance contract would be void if HB 56 is implemented. On July 18 of this year, my life insurance benefits will begin. I have named my husband as sole beneficiary in the event that something happens to me. If HB 56 is implemented, I don't know that my husband would be able to recover any benefits that he would be entitled to if he were documented. This

would be detrimental to my family, including to my U.S. citizen children, because they would need the money to get by without me.

11. Lastly, I fear that if this law is implemented, I will be forced to find a new home. The neighborhood where we live is largely populated by Hispanic people. I fear we will be forced to move if the landlord is committing a crime under HB 56 by renting to undocumented people.

12. If it became known publicly that I am participating in this lawsuit, I am afraid that my family would be retaliated against. I share my husband's last name, and I am afraid that he would be identified and sought out for retaliation. I fear that my school-age child would be mistreated by those in the school who would not agree with my challenging HB 56. I am concerned that I would be targeted for retaliation because I would be transporting and harboring my husband.

13. HB 56, if it goes into effect, will make my life, my family's life, and the lives of families like ours so difficult, from trying to find a place to live because landlords will be criminalized for renting to us, to being afraid to send our children to school because we will have to face the consequences of registering my husband as an undocumented person. I fear that our family will be divided by arrest, detention, and deportation if my grandmother or I are caught driving my undocumented husband in the car. I cannot believe that my native state of Alabama wants me to leave the state in order to have a united family. I fear

discrimination against my husband and son for the color of their skin, because HB 56 creates such an environment of hate.

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

Executed this 7th day of July, 2011 in Montgomery, Alabama.

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