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ROHRBACHER, MARCIA RAINES, KENT BASSO

12
13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

15 SAUSALITO/MARIN COUNTY CHAPTER
16 OF THE CALIFORNIA HOMELESS UNION,
17 on behalf of itself and those it represents;
ROBBIE POWELSON; SHERI I. RILEY;
18 ARTHUR BRUCE; MELANIE MUASOU;
SUNNY JEAN YOW; NAOMI
19 MONTEMAYOR; MARK JEFF; MIKE
20 NORTH; JACKIE CUTLER and MICHAEL
ARNOLD on behalf of themselves and
21 similarly situated homeless persons,

22 Plaintiffs,

23 v.

24 CITY OF SAUSALITO; MAYOR JILL
25 JAMES HOFFMAN; POLICE CHIEF JOHN
ROHRBACHER; CITY MANAGER
26 MARCIA RAINES; DEPT. OF PUBLIC
WORKS SUPERVISOR KENT BASSO,
27 individually and in their respective official
28 capacities,
Defendants.

CASE NO. 3:21-cv-01143-LB

**SUPPLEMENTAL DECLARATION OF JOHN
ROHRBACHER IN SUPPORT OF
DEFENDANTS' MOTION TO MODIFY
PRELIMINARY INJUNCTION**

Date: April 29, 2021
Time: 1:30 p.m.
Courtroom: 5 – 17th Floor

Action Filed: February 16, 2021
Trial Date: T.B.D.
Judge: Hon. Judge Edward M. Chen

DECLARATION OF JOHN ROHRBACHER

I, John Rohrbacher, declare as follows:

1. I am the Chief of Police for the City of Sausalito and have held that position since January 2016. If called as a witness, I could and would competently testify to all facts stated herein based upon my personal knowledge except where stated upon information and belief. This supplemental Declaration is submitted in support of Defendants' Motion for Modification of the Preliminary Injunction.

2. I have personal knowledge of the events stated herein as I have debriefed with my Departmental staff on these incidents, reviewed relevant City of Sausalito Police Department's records regarding these events and communicated with other witnesses to the events and/or conditions described herein.

3. The City of Sausalito, in coordination with Marin County Health and Human Services, county officials and Downtown Streets Team, arranged to have the Pfizer (two-dose) vaccine administered to members of the Dunphy Park encampment who wanted to be vaccinated.

4. Beginning in or around April 5, 2021, Downtown Streets Team started providing notice to members of the Dunphy Park encampment that a COVID-19 vaccine would be administered to willing members of the encampment sometime in April. On April 15, 2021 members of the Downtown Streets Team provided verbal notice to members of the encampment that the first dose of the Pfizer vaccine would be administered to those who wanted it on April 22, 2021 between 9:00 a.m. and 11:30 a.m. at the adjacent parking lot.

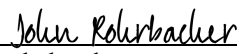
5. On April 22, 2021, between 9:00 a.m. and 11:30 a.m. healthcare professionals set up a table at the parking lot adjacent to the Dunphy Park encampment and administered the first dose of the Pfizer vaccine to willing members of the Dunphy Park encampment. In total, fifty (50) vaccines were made available. Attached hereto as **Exhibit 1(a)-1(b)** are true and correct copies of photographs of the table set-up where health care professionals administered the first dose of the Pfizer vaccine to Dunphy Park encampment members on April 22, 2021.

6. A second dose of the Pfizer vaccine will be made available to Dunphy Park encampment members at the adjacent parking lot on May 13, 2021.

1 I declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct.

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Executed on this 22 day of April, 2021 in Sausalito, California.

DocuSigned by:


John Rohrbacher

EXHIBIT 1(a)



EXHIBIT 1(b)

