

1 JONATHAN MARKOVITZ (SBN 301767) (jmarkovitz@aclu-sdic.
2 **ACLU FOUNDATION OF SAN DIEGO &**
3 **IMPERIAL COUNTIES**
4 P.O. Box 87131, San Diego, CA 92138-7131
5 Telephone: (619) 398-4193

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6 GENEVIÉVE L. JONES-WRIGHT (SBN 235168)
7 (director@moralgovernance.org)
8 BRANDEN C. SIGUA (SBN 312282) (branden@moralgovernance.org)
9 **COMMUNITY ADVOCATES FOR JUST**
10 **& MORAL GOVERNANCE**
11 2760 Fifth Avenue, Suite 220, San Diego, CA 92103-6330
12 Telephone: (619) 500-7720

13 BRODY A. McBRIDE (SBN 270852) (brody@brodymcbride.com)
14 **BRODY MCBRIDE LAW**
15 2011 Palomar Airport Road, Suite 101, Carlsbad, CA 92011-1431
16 Telephone: (761) 253-1231

17 BARDIS VAKILI (SBN 247783) (bardis@vakililegal.com)
18 **LAW OFFICE OF BARDIS VAKILI**
19 PO Box 234160
20 Encinitas, CA 92023
21 Telephone: (619) 483-3490

22 *Counsel for Petitioners/Plaintiffs*

23 SUPERIOR COURT OF THE STATE OF CALIFORNIA
24 COUNTY OF SAN DIEGO

25 TERRY LEROY JONES and GABRIEL
26 CAMPOS, on behalf of themselves and all
27 others similarly situated;
28 Petitioners/Plaintiffs,

vs.

ANTHONY RAY, in his official capacity as
Interim Sheriff of San Diego County,
California,
Respondent/Defendant.

CASE NO: 37-2021-00010648-CU-MC-CTL

**DECLARATION OF DENNIS JOHNSON
IN SUPPORT OF PLAINTIFFS'
OPPOSITION TO DEFENDANT'S
MOTION FOR SUMMARY JUDGMENT
OR SUMMARY ADJUDICATION**

**Dept.: C-73
Judge: Hon. Joel R. Wohlfeil
Date: December 9, 2022
Time: 9:00am**

DECLARATION OF DENNIS JOHNSON

1
2
3 I, Dennis Johnson, hereby declare that the facts set forth below are true and
4 correct to the best of my knowledge. Further, I understand that the statements
5 herein are subject to the penalties of perjury under the laws of California and the
6 United States.

- 7
8 1. My name is Dennis Johnson. I was born on July 12, 1994 and am 27 years old.
9 2. I have been in custody at George Bailey since May or June of 2021.
10 3. Prior to George Bailey, I was detained at Vista Jail since February 1, 2021.

11 When I first arrived at Vista, I was not given a given a COVID-19 test. I was
12 quarantined in a two-person cell. For the first 4 or 5 days of my quarantine
13 another person shared a cell with me before his quarantine ended. I was by
14 myself for the rest of the quarantine period. It was a horrible experience. During
15 that initial quarantine we were on lock down all day. I was rarely allowed to
16 leave my cell. Every other day we were given 20 minutes outside of our cells to
17 shower and use the phone. I would rush to shower as quickly as I could so that I
18 could have time to try and contact my family. My mom was very worried for
19 me. I wanted her to know I could not call because I was quarantined.

- 20 4. While I was at Vista, around April 2021, I became a trustee. I loved being a
21 trustee. As a trustee I got many benefits. I had access to cleaning supplies, a
22 second mattress and better food. I worked cleaning the entire facility's laundry,
23 as a food server to high level inmates, and in the kitchen. I have not been able to
24 apply to be a trustee at George Bailey. I have heard that to be eligible to become
25 a trustee here you must already be sentenced. I am still awaiting a trial.

- 26 5. When I was transferred to George Bailey in May or June of 2021, about 40 of us
27 were loaded onto a Sheriff's bus and transferred. On the bus I was handcuffed to
28 another inmate, and I had chains around my waist. We were all handcuffed and

1 chained together. Some people were handcuffed in pairs and others in groups of
2 three. We were all unable to maintain a safe distance from other people. The bus
3 ride to George Bailey was about 45 minutes. When I arrived at George Bailey, I
4 was not tested for COVID-19 and was not required to quarantine. I also was not
5 tested for COVID-19 before leaving Vista. From the moment I arrived at George
6 Bailey I was put in general population.

- 7 6. I am currently charged with burglary and am pre-trial. My bail is set at
8 \$375,000. I have seen a judge and my next court date is on October 28, 2021. I
9 am currently detained in housing module 1A, dorm 203, bunk 13.
- 10 7. As a child I had several breathing problems and remember being told that I had
11 calcium build up in my heart. I never really knew what that meant. A few days
12 ago, around September 9 or 10, 2021, I was taken to the hospital from the jail
13 because I had been involved in a fight with other inmates. I had multiple
14 scratches on my eyes and was bleeding pretty bad. At the hospital I was given
15 different scans and x-rays and learned that my nose is broken and that I have a
16 cyst in my brain. I have only been given 800mg Tylenol to help with my broken
17 nose and brain cyst.
- 18 8. I am worried about my health. I currently have a fungus on my foot. I was told
19 by medical staff that I could take medication for the fungus but after a blood
20 test, I was denied the medication. I was told by medical staff that the blood test
21 revealed that my liver is not doing well and therefore I could not be given
22 medication. I am worried what a bad liver means for my health. I have never
23 been a big drinker and I am worried that my bad liver could be related to
24 something more worrisome.
- 25 9. I have not received a COVID-19 vaccine. I am very scared to get a COVID-19
26 vaccine. I have heard that the Johnson & Johnson vaccine causes blood clots and
27 I don't feel like I have enough information to make the best decision for my
28 health.

- 1 10. Medical staff come into the housing units and offer us vaccines, but they don't
2 always have enough for all of us. One time they came into our unit and offered a
3 tuna packet in exchange for a vaccine. There were approximately 144 of us in
4 the entire housing unit and at the time and they only had 30 vaccines available
5 with them. Even if everyone would have wanted one, they would not have had
6 enough.
- 7 11. Guards and medical staff don't seem to care one way or another if we get
8 vaccinated. They don't engage with us when we have questions, and some
9 guards don't even wear masks. I have asked jail staff if there are different kinds
10 of vaccines, and what's the difference between them. Jail staff don't seem to
11 care or try to answer me. I've heard there are three vaccines and that one is even
12 FDA approved. Some of my dormmates are waiting for a second dose but are
13 ignored by jail staff when they ask when they'll receive their second shot. Since
14 I have been detained jail staff have never given me any information on the
15 vaccine or about COVID-19. When we refuse the vaccine, jail staff do make us
16 sign a piece of paper saying that we are refusing medicine.
- 17 12. In the past, when we have had access to television, guards only showed FX or
18 TNT. We are never able to watch the news. I would love to watch the news to
19 learn about what is happening with COVID-19. We only receive the USA Today
20 newspaper. It has little to no local information.
- 21 13. I am housed in module 1A, dorm 203. In 203 there are approximately 30 people,
22 and we are at full capacity. The 30 of us share 2 showers (1 of which is currently
23 broken), 2 toilets, 1 urinal and 3 sinks. The toilets always have problems; they
24 always get clogged and dirty water and feces overflow from the toilets onto the
25 floor. On or around September 23, 2021, all of the toilets in our dorm were
26 clogged and overflowing. We put in several requests to maintenance and never
27 received a response. Ever since, my dormmates and I have had to urinate in the
28

1 showers. When we have to poop, we must notify the jail staff and go into
2 another dorm to use the toilet.

3 14. The showers are covered in black mold and crusted with calcium. It's our job as
4 inmates to clean the showers and bathrooms but we are only given a scrubbing
5 brush and watered-down cleaning solution. We are expected to clean without
6 gloves. It's disgusting.

7 15. In dorm 203, there are about 13 bunk beds. Each bunk bed has three bunks.
8 There is no railing or steps to help people get to the upper bunks and some
9 people have fallen from their bunk in the past. Luckily, I am not on a top bunk.
10 Our bunk beds are very close to one another. If I am laying in my bed, I can
11 reach over and touch the bunk next to me. Our bunks are not far from the
12 bathrooms and showers. When the toilets overflow people spread the dirty toilet
13 water all over the dorm because they cannot avoid stepping in it.

14 16. Most people in my dorm do not wear their masks, it makes no sense when we
15 are so close to each other and cannot avoid being around each other.

16 17. Prior to being detained in unit 1A, I was detained in 1B. Around mid-July we
17 went into quarantine because someone in our dorm told the guards they had
18 COVID-19 symptoms. They got tested and were taken out of our unit, and then
19 our unit was put on a two-week quarantine. No one else in our unit was tested
20 for COVID-19.

21 18. Later, around the end of July 2021, I got a new bunkie in unit 1B. He had just
22 recently been booked and was put straight into general population; he was never
23 quarantined. After a few days he started having COVID-19 symptoms. Then I
24 also developed a runny nose and was sneezing for 3-4 days. Two days prior to
25 our two-week quarantine ending, everyone in our unit was tested for COVID-19.
26 Despite having some symptoms, I tested negative for COVID-19, my bunkie
27 tested positive. All people who tested negative were taken out of unit 1B and
28 moved to unit 1A which was also on quarantine. All who tested positive for

1 COVID-19, stayed behind in unit 1B. Because we were moved to unit 1A, the
2 quarantine was extended. I continue to be quarantined with people who have
3 COVID-19 symptoms. I believe there are a few people in my dorm currently
4 who might have COVID-19.

5 19. Since mid-July, I have been in a quarantined unit. Our quarantine has been
6 extended ever since because people continue to test positive. This is infuriating
7 because we do not know when people get sick because they do not test us daily.
8 Therefore, we do not know if there is still a need for us to quarantine for two
9 additional weeks.

10 20. During quarantine we are only allowed out of our dorm and into the dayroom
11 once a day. My dorm shares a dayroom with three other dorms. In the dayroom
12 there is a television, tables, chairs and 6 phones. Each dorm has access to the
13 dayroom at different times of the day and only 5 people per dorm at a time. This
14 usually means that I only have access to the dayroom for about 15 minutes a
15 day. During quarantine we do not have access to the yard and never get to
16 breathe in fresh air. We are stuck inside our dorms.

17 21. In quarantine we also do not have access to commissary. We cannot buy
18 additional soap or food. Guards give everyone small kits with hygiene products
19 (a small soap bar, small toothbrush and deodorant). We're supposed to receive
20 these every week but sometimes it takes longer.

21 22. The worst part of being in quarantine is that we are not allowed to go to court.
22 It's aggravating to not be able to go to court and advance my case. It makes me
23 feel like I am never getting out of here. It makes me angry and makes me feel
24 depressed. I have had my court rescheduled twice in the past because I have
25 been in quarantine. My mom is desperately trying to lower my bail so she can
26 get me out. She's worried about me and willing to max out all her credit cards if
27 that's what it takes. My next court date is scheduled for October 28, 2021. If we
28 are in quarantine, I will miss my court hearing or need to have it rescheduled.

- 1 23. On or around September 10, 2021, about 30 new individuals were transferred to
2 our unit while we were on quarantine. I spoke with some of them, and they
3 shared that they had just gotten out of a 2-week quarantine before being brought
4 into our unit. It doesn't make sense to me why the Sheriff would put people who
5 just finished their quarantine into a quarantined unit. Our quarantine was
6 extended due to these new people coming in.
- 7 24. When people do have COVID-19, there is nothing that the jail does for them.
8 People are only given Tylenol and left to deal with their symptoms. Many of my
9 dormmates don't think it's worth reporting if and when they have COVID-19
10 symptoms. No one wants to be quarantined. In our dorms we have no place to
11 sit, no playing cards, nothing to keep us entertained. It's mind numbing to be
12 locked up in the dorm all day every day. Some inmates have even threatened
13 others to not report if they have COVID-19 symptoms, from fear of extending
14 the quarantine. It's an unspoken rule that everyone knows, do not say you feel
15 sick or have symptoms, if you do, watch your back.
- 16 25. Because we are quarantined, we are not allowed to eat our meals in the
17 dayroom, we must eat in our dorms. Meals are brought into the dayroom and
18 each dorm comes out one at a time to get their meals. No one is in line to get
19 their meal, we all just walk out of our dorm, grab our food and go back to our
20 dorm, there is no order. Because our dorms have nowhere to sit and eat, we all
21 eat sitting on or standing by our bunks. We are all super close to one another and
22 unable to social distance while we eat. Eating in the dorms also adds to the filth
23 inside the dorms. Trash from food wrappers and other trash is all over the dorm.
- 24 26. On September 26, 2021 our quarantine was lifted. Most individuals in our unit
25 have refused to get tested for COVID-19 in the last few weeks. I am not sure
26 why our quarantine was lifted but I know there are people in my unit with
27 COVID-19 symptoms.
- 28

- 1 27. I am scared and worried that I will get COVID-19 while I am detained. If I was
2 at home, I could avoid people or stay away from those that are sick. Here I am
3 forced to be around a lot of people. I have heard that now there is a Delta strain.
4 I have also heard that even vaccinated people are getting sick.
- 5 28. If I were released, I would go live with my mom. I would also like to go to a 2-
6 year long program in LA, the Delancey Street Foundation. I recently received a
7 letter from them saying that I had been admitted into their program. Growing up
8 I was in foster care and lived in multiple placement homes. I'd love to get out
9 and take advantage of the support from the Delancey Street Foundation.
- 10 29. In the future I'd love to go to college. I'd like to study film, software
11 engineering or computer science. I want to continue my education.
- 12 30. I do not feel safe or protected from COVID-19. I have no means to protect
13 myself from my dormmates. I am scared that if I get COVID-19 and have bad
14 symptoms that I won't be able to tell anyone. One person in my dorm currently
15 has COVID-19 symptoms. But he cannot tell the jail staff or he will get beat up
16 by other inmates. If I get symptoms, I can't tell the guards without risking my
17 safety. I also do not want to be separated and locked up in a single cell all day. I
18 want to have access to the phone and be able to speak to others to keep my mind
19 active and busy.
- 20 31. My biggest fear of being detained during a pandemic is my parents' health and
21 safety. My grandmother recently passed after contracting COVID-19. My mom
22 is in her late 50's and my stepdad is in his early 60's. I'm scared that they will
23 get sick and potentially might die. My parents are my everything they are the
24 only ones that support and help me. My mom is my biggest advocate and I don't
25 know what I would do without her. I also worry that I might get really sick and
26 potentially die. I could not put my mom through losing me. My older sister
27 previously died of cancer. I could never put my mom through losing another
28

1 child. I do not want my mom to worry about me anymore, I want to be safe and
2 healthy for her.

3
4 Because of the coronavirus and my confinement, I was not able to sign this
5 declaration in person. The declaration was read to me over the phone by
6 Jacqueline Ramos on September 29, 2021. I understood and verified its contents
7 in full, and authorized Jacqueline Ramos to sign the declaration on my behalf.

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9 Executed on September 29, 2021 in San Diego, California.

10 Date: September 29, 2021
11 George Bailey Detention Facility

/s/ Dennis Johnson

Dennis Johnson
Booking No. 21103635

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