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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

COALITION ON HOMELESSNESS, et al.,
Plaintiffs.

v.

CITY AND COUNTY OF SAN FRANCISCO,
et. al.,
Defendants.

CASE NO. 4:22-cv-05502-DMR

**SECOND SUPPLEMENTAL
DECLARATION OF IAN JAMES**

Judge: The Hon. Donna M. Ryu

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SECOND SUPPLEMENTAL DECLARATION OF IAN JAMES

I, Ian James, hereby declare pursuant to 28 U.S.C. § 1746:

1. I currently serve as the Organizing Director for the Coalition on Homelessness (“COH” or “the Coalition”).

2. My job is to support human rights organizers as they work in the field, and also to ensure that our campaigns are connected and cohesive. Along with this work, I also do outreach to unhoused people whenever my schedule allows, which includes attending homelessness sweeps and assisting unhoused individuals in filing administrative claims for property taken by the City.

3. I have previously submitted two declarations regarding my observations of the City’s HSOC encampment resolutions, Dkt. Nos. 9-3 [1-35 – 1-40] and 50-2. I submit this further supplemental declaration regarding my observations at the HSOC encampment resolution that took place on December 27, 2022.

4. All facts set forth in this declaration are based upon my personal knowledge, and, if called upon to testify as to the truth of these facts, I could and would competently do so.

Observations at HSOC Encampment Resolution December 27, 2022: Taylor and Eddy Streets

5. On December 27, 2022, I observed an HSOC encampment resolution scheduled to take place around Taylor and Eddy Streets at 1:00 PM. I arrived at the location of the sweep at approximately 12:55 PM.

6. There were approximately 13 unhoused individuals present at the site. City employees from SFPD, HOT, DPW, SFFD, SFMTA, and DPH were present during the resolution. DPW and SFMTA were already present when I arrived; the other City departments arrived between 1:00 PM and 1:15 PM.

7. *Move along without shelter offer:* Around 1:15 PM, City employees began to approach people at the site. One unhoused individual stated: “Until they have a decent place for us to live, tell them to leave us alone. They are saying they are going to take all of our stuff and make us move.”

8. Another individual, named Gary, was not approached by HOT at any point during the resolution. He packed up his belongings and left around 2:21 PM without anyone from the City having talked to him. When I spoke with Gary before he left, he told me that he was interested in shelter and had been looking for shelter for a while but had not been successful. He said the City had not offered him any resources prior to or during the sweep. Gary told me that the City had given him notice of the resolution before the sweep, so he knew he would have to leave the area.

9. *Empty shelter offers:* Of the 13 unhoused individuals present at the site, it appeared that only 4 were successfully connected with shelter. The City offered two individuals beds at a congregate shelter, MSC South. Although those individuals verbally accepted the beds, they did not have any written confirmation of the offer or any guarantee that a transport would arrive. Instead, they waited in the cold for a transport to the shelter. Eventually, they gave up and left the area around 2:15 PM.

Continued Burden on Coalition on Homelessness

10. For the Coalition, December is supposed to be a month of reflecting and planning out priorities for the next year. However, monitoring the City's compliance with both the Constitution and the Court's order has delayed this work and made it more difficult to focus on our other organizational responsibilities. For instance, January 1, 2023, marks the beginning of our yearly budget campaign, which we have not had time to prepare for because we have been diverting staff resources to monitor the City's conduct.

11. Monitoring sweeps is also emotionally draining, adding an enormous responsibility to my, the Coalition's human rights organizers', and our volunteers' shoulders to protect unhoused community members' rights. It is unsustainable for the Coalition to continue monitoring the City's conduct during the pendency of this case.

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1 I declare under penalty of perjury that the contents of this declaration are true and correct to the
2 best of my knowledge, and that I executed this declaration on January 4, 2023 in San Francisco,
3 California.

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