

UNITED STATES DISTRICT COURT
WESTERN WASHINGTON

Maria Sandra RIVERA, on behalf of herself
as an individual and on behalf of others sim-
ilarly situated,

Plaintiff-Petitioner,

v.

Nathalie ASHER, Field Office Director,
ICE; Lowell CLARK, Warden, NWDC;
Thomas S. WINKOWSKI, Principal Deputy
Assistant for ICE; Juan P. OSUNA, Director
of EOIR; Eric H. HOLDER, Jr., Attorney
General of the United States; Jeh JOHN-
SON, Secretary of the Department of Home-
land Security; and the UNITED STATES
OF AMERICA,

Defendants-Respondents.

Civil Action No.

DECLARATION OF TIMOTHY
WARDEN-HERTZ IN SUPPORT OF
PLAINTIFF-PETITIONER'S MOTION
FOR CLASS CERTIFICATION

I, Timothy Warden-Hertz, declare as follows:

1. I am over the age of eighteen, have personal knowledge of the matters stated here-
in, and am competent to testify thereto.

2. I am the Directing Attorney of the Tacoma office of the Northwest Immigrant
Rights Project.

1 3. The Tacoma office of the Northwest Immigrant Rights Project focuses solely on
2 assisting those individuals who are detained at the Northwest Detention Center in Tacoma,
3 Washington.

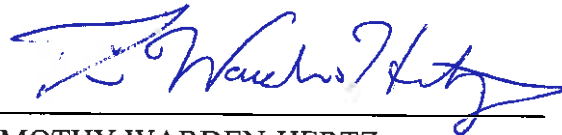
4 4. As the supervising attorney of an office with four staff attorneys, we represent
5 many individuals detained at the Northwest Detention Center. Someone from our staff is at the
6 Northwest Detention Center (where the Tacoma Immigration Court is located) almost every day
7 of the work week.

8 5. Bond hearings at the Tacoma Immigration Court occur almost every Tuesday,
9 Wednesday, and Thursday.

10 6. Based on the experiences of our staff members in the Tacoma Immigration Court,
11 a conservative estimate is that each of the three Immigration Judges in Tacoma hear five to eight
12 bond hearings each day. This translates to a conservative estimate of fifteen to twenty-four bond
13 hearings per day, or forty-five to seventy-two hearings per week.

14 7. I know of no case that our office has taken or any taken by any other attorney
15 where an Immigration Judge in the Tacoma Immigration Court has granted conditional parole at
16 a bond hearing or recognized an authority to grant conditional parole.

17 I declare under penalty of perjury under the laws of the United States and the State of
18 Washington that the foregoing is true and correct and that this declaration was executed on Oc-
19 tober 16, 2014 in Tacoma, Washington.

20
21 

22 TIMOTHY WARDEN-HERTZ

CERTIFICATE OF SERVICE

I hereby certify that on October 16, 2014, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system. I further certify that copies of the same will be served, via United States Postal Service, Certified Mail, Return Receipt Requested, to the following on October 17, 2014:

Natalie Asher
Field Office Director, Seattle Field Office
U.S. Immigration & Customs
Enforcement
12500 Tukwila International Blvd.
Seattle, WA 98168

Lowell Clark
Warden
Northwest Detention Center
123 East J St.
Tacoma, WA 98421

Eric J. Holder, Jr.
Attorney General for the United States
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530

Jeh Johnson
Secretary, U.S. DHS
Department of Homeland Security
Washington, DC 20528

Juan Osuna
Director,
Exec. Office for Immigration Review
5107 Leesburg Pike, Suite 2600
Falls Church, VA 20530

Thomas Winkowski
Principal Deputy Assistant Secretary,
U.S. Immigration & Customs Enforcement
c/o Office of the General Counsel
U.S. Department of Homeland Security
Washington, DC 20528

United States of America
c/o Annette Hayes
Acting U.S. Attorney for W.D. Washington
700 Stewart Street, Suite 5220
Seattle, WA 98101

Dated: October 16, 2014, at Seattle, Washington.

/s/ Sarah Dunne

Sarah Dunne, WSBA No. 34869

Attorney for Plaintiff

CERTIFICATE OF SERVICE

NORTHWEST IMMIGRANT RIGHTS PROJECT
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