

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
KING COUNTY

ALONCITA MONROE, an individual,

Plaintiff,

vs.

THE CITY OF SEATTLE, a municipal  
corporation,

Defendant.

Case No.: 15-2-11126-4-SEA

**DECLARATION OF [REDACTED]  
[REDACTED] IN SUPPORT OF  
PLAINTIFF'S MOTION FOR NEW  
TRIAL**

I, [REDACTED], declare under penalty of perjury under the laws of the  
State of Washington as follows:

1. I am over the age of eighteen and have personal knowledge of the facts contained in this Declaration. I am competent to testify as to the facts provided below.
2. I was a juror in this case. We began deliberations December 20 at 9:30 a.m., and by around 11:30 a.m., the foreperson hit the buzzer and we were called in to give the verdict at 1:30 p.m. I voted "yes" for each of the plaintiff's claims. When the jury was polled, I indicated my vote on the record.
3. The plaintiff in this case, Ms. Monroe, was black. I was the only black juror of twelve. Four were Asian American and seven were Caucasian. No one spoke with an accent.

DECLARATION OF [REDACTED]  
IN SUPPORT OF PLAINTIFF'S MOTION FOR  
NEW TRIAL - 1

THE SHERIDAN LAW FIRM, P.S.  
Attorneys at Law  
Hoge Building, Suite 1200  
705 Second Avenue  
Seattle, WA 98104  
Tel: 206-381-5949 Fax: 206-447-9206

1           4.       I observed the following about the witnesses: Mr. Jackson and Ms. Dawes-  
2 Milton appeared black. Ms. Rutherford, Ms. Beltz, Ms. DeWitt, Mr. Hitsman, and Mr. Jensen  
3 appeared white, and Mr. Chinn appeared to be Asian-American.

4           5.       During deliberations, I argued that if this was your mom, your sister, or  
5 daughter, would you like her to work for Jackson? No one talked about how Jackson  
6 mistreated Ms. Monroe or how she urinated on herself. The big juror was looking at his  
7 watch over and over. I suggested we slow down and go over each element of the claim. No  
8 one agreed. We sort of ran through each claim.

9           6.       I felt the deliberations were unfair and went too fast, and that Ms. Monroe did  
10 not get a fair trial owing to her race.

11          7.       I also felt that the deliberations were not adequate. The foreperson was in  
12 charge of pulling up the exhibits so we could discuss them as we went through the jury verdict  
13 form, but the jury did not review any exhibits.

14          8.       I also felt that there was misconduct in the jury deliberation process. We  
15 deliberated by going through the jury verdict form. The failure to accommodate claim was  
16 first. Three of us voted "yes," meaning we voted in favor of Ms. Monroe on that claim, which  
17 caused the group to go on to the next claim, and then come back and revisit the first claim.  
18 Each time three of us voted "yes." I voted in favor of a "yes" vote to each of the claims. We  
19 were told by Judge Erlick not to deliberate when anyone was out of the room. Toward the end  
20 of the morning, I went to the bathroom. I was in there for a few minutes. As I went to open the  
21 bathroom door to rejoin the group, I could hear the jurors talking, but I could not hear what  
22 was being said. When I opened the door, everyone stopped talking, and two of the jurors  
23 looked at me with guilty expressions. Then, someone said, "let's do another vote." Without  
24 any argument or explanation, one of the jurors who had voted "yes" with me on the first  
25 claim, switched her vote to "no." Within seconds, the foreperson hit the buzzer and we were

DECLARATION OF [REDACTED]  
IN SUPPORT OF PLAINTIFF'S MOTION FOR  
NEW TRIAL - 2

THE SHERIDAN LAW FIRM, P.S.  
Attorneys at Law  
Hoge Building, Suite 1200  
705 Second Avenue  
Seattle, WA 98104  
Tel: 206-381-5949 Fax: 206-447-9206

1 done without further discussion. I felt like this was a rigged outcome, and that the group  
2 convinced her to change her mind out of my presence.

3 I declare under penalty of perjury under the laws of the State of Washington that the  
4 foregoing is true and correct to the best of my knowledge.

5 DATED this 22<sup>nd</sup> day of December, 2016.

6  A black rectangular redaction box covers the signature of the declarant. The box is positioned to the right of the date and is approximately 340 pixels wide and 62 pixels high.

7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25