

EXHIBIT N

Declaration of Austin Kerr

1. I, Austin Kerr, declare as follows:
2. I have been incarcerated at Corrigan Correctional Center since approximately September 2019. I am 22 years old. I am housed in B pod at Corrigan. To my knowledge, there are approximately 100 people housed in my unit.
3. Around two or three weeks ago, I started experiencing symptoms of COVID-19. I felt a headache and a sore throat.
4. I told correctional staff about my symptoms the same night I felt them, because I didn't want to get anyone sick on my recreation.
5. Correctional staff seemed appalled. They quickly distanced themselves from me, and they said my cell-mate and I couldn't go for recreation. I called the CO using my buzzer, and told them they couldn't take away our rec, so they sent me to medical.
6. At medical, they took my temperature and as far as I know I didn't have a fever. They sent me back to my cell. I remained in my cell that night and my cell-mate and I were permitted to shower but not to go to rec.
7. The next morning, my cell-mate (who was not symptomatic) and I were quarantined together in a cell in our unit. Approximately 9 days after I was quarantined, I was told I tested positive for COVID-19 by Correctional Officers. Medical staff did not communicate with me about my test. When I asked them, they said they would let me know the results after a few days, but they never did.
8. In total, I was in isolation for 15 days. I was not allowed out of my cell at all during that time.
9. I was not permitted to shower or go to recreation. I did not have access to the phone, even


for legal calls. No one was coming to collect garbage until I complained repeatedly about the trash piling up. After that they collected the garbage once, and I believe that was the only time it was collected while I was isolated.

10. I repeatedly expressed discontent with my conditions to staff, including lieutenants, but no one did anything. I covered my cell window and flooded my cell to try and get conditions to change, but nothing changed even after staff came to deal with those situations.
11. I was not provided with any healthcare to alleviate my symptoms while I was isolated. Medical staff came to take my vitals twice a day, and one time they came because I said I was having trouble breathing. They checked my breathing and said I was good.
12. The staff who I interacted with were wearing gloves, masks, and gowns.
13. This form of isolation negatively affected my mental health. I had trouble sleeping and felt depressed. I felt like I was losing it, because I was in seg without having done anything wrong. The worst part was that I couldn't call my family. I could have died in there without anyone knowing.
14. I was let out of isolation after 15 days. I don't know why I was let out on that day. I did not receive any additional COVID-19 test before being let out of isolation.
15. Before I went into isolation, people in my unit at Corrigan were still getting normal rec in groups of about 20 people. Now people go out to rec for 30 minutes in groups of 2 or 3.
16. Before and after isolation, I have shared 6 showers with approximately 100 other people in the unit. I also share 9 phones with my entire unit.
17. I declare under penalty of perjury that the foregoing is true and correct. I would testify to the same statements above if called to do so in court.

18. I have authorized Madeline Batt to affix my signature to this affidavit for me, because I am incarcerated, and it would take a minimum of seven days for me to receive a document in the mail, sign it in front of a notary, and return it by mail.

Executed this 20th day of April, 2020.

Austin Kerr _____

by  _____