

EXHIBIT V


Declaration of Darien Rosario

1. I, Darien Rosario, declare as follows:
2. I have been incarcerated at Osborn Correctional Institution since approximately January 2020. I am 24 years old. I am housed in E unit of Osborn. To my knowledge, there are approximately 150 people housed in my unit.
3. I live in a cell. I get 45 minutes out of cell two times per day to use the phone and to take a shower.
4. We are no longer doing recreation at Osborn. We stopped doing recreation 1-2 weeks ago.
5. I have one cell-mate, and we sleep approximately 3 feet apart. Our sleeping area is not cleaned or sanitized by staff. We have cleaning supplies to clean our own spaces, but because only my cell-mate is a tier-man and has access to cleaning supplies. I don't think we would get cleaning supplies otherwise.
6. I eat my meals in my cell. We have to go line up to get the meals outside of our cells, and we're right next to each other in the line. We wear our masks but are not kept socially distant from each other.
7. The staff have provided me with one bar of soap, around March 13th, since the pandemic started. When I've needed additional soap, I've gotten it from the commissary for a fee.
8. I do not have a shower in my cell. I share 4 showers with the entire unit. The showers are cleaned once per day. I also share 4 phones with my entire unit. Previously, my unit could use both phones on both sides of the facility, so had access to 8 phones, but now we're restricted to the 4 phones on our side of the facility. The phones are wiped down before rec, but not between uses.

9. Before last week, it was not common to see staff wearing masks or gloves. Starting last week, they are wearing masks consistently. Inmates also are all wearing masks now, because they put a rule in a place last week requiring it. Before some were wearing masks and some weren't.
10. I have come into contact with multiple people in my facility who have tested positive for the coronavirus. They took them out of the unit and quarantined them, but only after about four days of them showing symptoms.
11. 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.
12. 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 24th day of April, 2020.

Darien Rosario _____

By  _____