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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

ELLEN ROSENBLUM, Oregon Attorney General,

Plaintiff.

v.

JOHN DOES 1-10; the UNITED STATES DEPARTMENT OF HOMELAND SECURITY; UNITED STATES CUSTOMS AND BORDER PROTECTION; the UNITED STATES MARSHALS SERVICE and the FEDERAL PROTECTIVE SERVICE,

Defendants.

Case No.

DECLARATION OF MARK PETTIBONE IN SUPPORT OF ROSENBLUM'S MOTION FOR A TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION

I, Mark Pettibone, declare:

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SP3/db5/#10342025-v1A

- I am a resident of Portland, Oregon and a citizen of the United States of America.
 I make this affidavit based on my own personal knowledge and I am competent to testify about the matters contained in this declaration.
- 2. In the early morning of July 15, 2020, around 2:00 a.m., I was walking home in downtown Portland after peacefully taking part in a demonstration in support of Black Lives Matter.
- 3. Without warning, men in green military fatigues and adorned with generic "police" patches, jumped out of an unmarked minivan and approached me.
- 4. I did not know whether the men were police or far-right extremists, who, in my experience, frequently don military-like outfits and harass left-leaning protesters in Portland. My first thought was to run. I made it about a half-block before I realized there would be no escape from them.
 - 5. I sank to my knees and put my hands in the air
- 6. I was detained and searched by these men. One man asked me if I had any weapons. I did not. They drove me to the federal courthouse in Portland and placed me in a holding cell. Two officers read my Miranda rights to me and asked if I would waive those rights to answer a few questions. I refused to waive my rights.
- 7. No one told me why I had been detained, provided me with any record of an arrest, or explained what probable cause they had to detain me.
 - 8. As far as I know, I have not been charged with any crimes.

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on July 17, 2020.

MARK PETTIBONE

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