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16 Attorneys for Plaintiffs

17 **UNITED STATES DISTRICT COURT**  
18 **NORTHERN DISTRICT OF CALIFORNIA**

19 MICHAEL BRIONEZ, et al., ) Case No. C 01-3969 CW  
20 )  
21 Plaintiffs, )  
22 ) **SECOND DECLARATION OF DENISE**  
23 v. ) **M. HULETT IN SUPPORT OF**  
24 ) **PLAINTIFFS' MOTION FOR**  
25 UNITED STATES DEPARTMENT OF ) **ENFORCEMENT OF COURT-**  
26 AGRICULTURE, et al., ) **APPROVED SETTLEMENT**  
27 )  
28 Defendants. ) Date: January 12, 2007  
 )  
 ) Time: 10:00 a.m.  
 )  
 ) [Hon. Claudia Wilken]  
 )  
 )  
 )  
 )

1 I, DENISE M. HULETT, declare as follows:

2 1. I am counsel for plaintiffs in the above-named action. I have personal knowledge  
3 of the matters stated in this declaration, and I would and could competently testify as to these  
4 matters if called as a witness.

5 2. I make this declaration in support of Plaintiffs' Reply Memorandum In Support of  
6 Plaintiffs' Motion for Enforcement Of Court-Approved Settlement ("Reply Memo.")

7 3. Attached to this declaration are the following exhibits in support of Plaintiffs'  
8 "Reply Memo.":

- 9 1) **Exhibit No. 1**, a true and correct copy of the Statement of Work for  
10 Monitor Under Region 5 Regional Hispanic Working Group Settlement  
11 Agreement, revised on December 18, 2002;
- 12 2) **Exhibit No. 2**, a true and correct copy of the report of Plaintiffs' expert  
13 Marc Bendick, Ph.D., entitled "The Expected Representation of Hispanics  
14 in Selected Occupations in Region 5: A Fourth Analysis," and dated  
15 December 21, 2006;
- 16 3) **Exhibit No. 3**, a true and correct copy of the report of Plaintiffs' expert  
17 Louis Lanier, Ph.D., entitled "Third Supplemental Report of Louis R.  
18 Lanier, PhD," and dated December 22, 2006;
- 19 4) **Exhibit No. 4**, true and correct copies of the following Vacancy  
20 Announcements from the USDA Forest Service: ADS06-R4HT-SIERRA-  
21 058DP, closing date 12/29/2006; ADS06-R5-FUEL-0607G, closing date  
22 12/29/06; ADS06-R5-PNFFR-00957DP, closing date 12/29/2006;  
23 ADS06-R5-PNFMH-01386G, closing date 12/29/2006; ADS06-45-  
24 HLTK-0708DP, closing date 12/29/2006; ADS06-R5-FPT-06G, closing  
25 date 12/29/2006; ADS06-R5-FPT-0607G, closing date 12/29/2006;  
26 ADS06-R5-WFAP-234G, closing date 12/29/2006;
- 27 5) **Exhibit No. 5**, Declaration of Christopher Erath, Ph.D, dated December 8,  
28 2006;

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- 6) **Exhibit No. 6**, a true and correct copy of correspondence from Susan K. Ullman to Denise Hulett dated December 6, 2006;
- 7) **Exhibit No. 7**, a true and correct copy of correspondence from Susan K. Ullman to Marci Seville, dated December 18, 2006;
- 8) **Exhibit No. 8**, a true and correct copy of correspondence from Susan K. Ullman to Denise Hulett dated December 20, 2006.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed in San Francisco, California on December 22, 2006.

/S/ Denise M. Hulett  
DENISE M. HULETT