

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA
EVANSVILLE DIVISION**

NICOLE K. and ROMAN S., by next friend
Linda R.; ABIGAIL R., LILY R., and
RACHEL H., by next friend Nancy B.; and
ANNA C., BRIAN P., AMELIA P.,
ALEXA C., and ZACHARY H., by next
friend Jessie R.; for themselves and those
similarly situated,

Plaintiffs,

v.

MARION COUNTY, LAKE COUNTY,
and SCOTT COUNTY, INDIANA

Defendants.

Case No.:

JURY TRIAL DEMANDED

**DECLARATION OF ROBERT C. FELLMETH IN SUPPORT OF PLAINTIFFS'
MOTION FOR CLASS CERTIFICATION AND APPOINTMENT OF CLASS COUNSEL**

I, Robert C. Fellmeth, hereby declare:

1. I am counsel for Plaintiffs in this action, and I submit this declaration in support of Plaintiffs' Motion for Class Certification and Appointment of Class Counsel. I make this declaration based upon personal knowledge and, if called as a witness, could and would testify competently to the matters set forth herein.

2. I founded the Center for Public Interest Law in 1980 and the Children's Advocacy Institute in 1989. I currently serve as the Executive Director for both of these organizations.

3. I have taught at the University of San Diego School of Law for more than 30 years and I currently hold the Price Chair in Public Interest Law.

4. I have written or co-written a number of academic and legal texts, including CHILD RIGHTS & REMEDIES, and CALIFORNIA WHITE COLLAR CRIME AND BUSINESS LITIGATION.

5. I have served on the Board of the National Association of Counsel for Children for twenty years until 2018 and am member of the Board and also Treasurer and Counsel to the Board of the Partnership for America's Children with chapters in 42 states, including Indiana. I have been on the Board of Public Citizen in Washington D.C. for more than 30 years.

6. I have taught Child Rights and Remedies at the University of San Diego for 28 years, including a clinic representing children in juvenile dependency court of particular relevance to the instant matter. I have also taught at the National Judicial College and the National College of District Attorneys, *et al.*

7. I have been a member of the California Bar since 1971 and am a former deputy DA, cross commissioned as an Assistant U.S. Attorney (1971-1982). I have argued or appeared in numerous trials and over 50 appellate cases, including California courts of appeal and the California Supreme Court. I have also appeared and argued numerous cases before federal district courts in California, the 9th Circuit and as *amicus* before the U.S. Supreme Court.

8. The Children's Advocacy Institute is a nonprofit legal organization whose attorneys have substantial experience and expertise in child welfare litigation nationally, see www.caichildlaw.org.

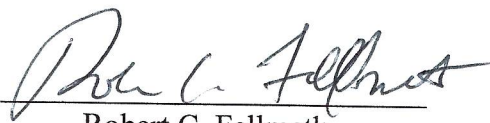
9. Children's Advocacy Institute has offices in San Diego, Sacramento, and Washington, D.C., and seeks to leverage change for children and youth through impact litigation, regulatory and legislative advocacy, and public education at the state and national levels.

10. Children's Advocacy Institute has investigated all claims in this action and has committed sufficient resources to represent the proposed class.

11. Children's Advocacy Institute is aware of no conflicts between or among members of the proposed class.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed at San Diego, California, this 2^d day of February, 2019.

By: 
Robert C. Fellmeth