

1 Joe Shaeffer, WSBA #33273  
2 MacDonald Hoague & Bayless  
3 705 Second Avenue, Suite 1500  
4 Seattle, WA 98104-1745  
5 206-622-1604

6 UNITED STATES DISTRICT COURT  
7 EASTERN DISTRICT OF WASHINGTON AT RICHLAND

8 JOHN DOE 1; JOHN DOE 2; JANE  
9 DOE 1; JANE DOE 2; JANE DOE 3;  
10 and all persons similarly situated,

11 Plaintiffs,

12 v.

13 WASHINGTON STATE  
14 DEPARTMENT OF CORRECTIONS;  
15 STEPHEN SINCLAIR, Secretary of The  
16 Department of Corrections, in his official  
17 capacity,

18 Defendants,

19 and

20 BONNEVILLE INTERNATIONAL,  
21 INC. a Utah Corporation, d.b.a KIRO  
22 Radio 97.3 FM; THE MCCLATCHY  
23 COMPANY, LLC, a California Limited  
Liability Company, d.b.a. The Tacoma  
News Tribune; and ANDREA KELLY,  
an individual,

Interested Parties.

No. 4:21-cv-05059-TOR

DECLARATION OF JANE DOE 2

I, [REDACTED], declare and state as follows:

1           1.     I am over the age of 18 and competent to make this declaration. I live  
2 in Pierce County, Washington.

3           2.     I am a woman, but I was assigned the male sex at birth. My legal  
4 name is [REDACTED]. I am also identified in this case by my used name,  
5 [REDACTED]. I was born on [REDACTED], in [REDACTED].

6           3.     I live in the Washington Corrections Center for Women. I have been  
7 housed in both men's prison and women's prison. I used to think I was gay, and  
8 around 2018, I expressed my desire to begin my transition following an attempt at  
9 suicide. I was incarcerated at the time in a men's prison.

10          4.     Department of Corrections (DOC) staff have interviewed me  
11 numerous times in order to determine where DOC thinks I should be housed and  
12 what security precautions are necessary to protect me because I am transgender  
13 and at risk of being victimized by officers and other incarcerated people. These  
14 questions are extremely personal in nature, including questions about my  
15 transgender identity, my gender history, and my sexual orientation. They also have  
16 information about my personal mental health and medical history, including  
17 whether I have had gender-affirming surgery and whether I am receiving  
18 hormones. When I provided this information I did not think it would be made  
19 public. I entrusted DOC with this information because I needed to share it so that I  
20 can live in DOC as a woman without suffering mental health distress or being a  
21 victim to sexual assault and abuse by correctional officers and other people in  
22 custody.

1           5.     I have also told DOC that I am transgender so that I can receive the  
2 accommodations I need in order to live as a woman in a men’s prison. I asked for  
3 basic things like undergarments, clothing, and other personal items. Those made a  
4 big difference for me and helped me get by. When I am not able to live according  
5 to my gender, I can suffer from dysphoria. I have previously attempted suicide and  
6 harmed myself. In order to gain access to the things I need to avoid mental distress,  
7 I must tell people in DOC that I am transgender. I also needed accommodations to  
8 keep me safe when I went to shower and use the bathroom. These accommodations  
9 were DOC’s effort to keep me from being sexually assaulted and abused, and to  
10 keep me from suffering mental distress.

11           6.     The Department of Corrections has also asked me deeply personal and  
12 detailed questions about my history of sexual assault and abuse. In response to  
13 these questions, I have disclosed that when I was a small child I was sexually  
14 assaulted by a relative. I have also disclosed that I have been sexually assaulted by  
15 corrections officers, who afterwards threatened to have me violently attacked if I  
16 ever told anyone what happened. I have also disclosed that I was assaulted two  
17 other times by other people in custody. I did not think this information would be  
18 made public, and I am afraid for my life that this information could be made  
19 public. I entrusted DOC with this information because DOC was going to use this  
20 information to protect me from people who want to harm me. If this information is  
21 disclosed, I will be at serious risk of harm and violent retaliation from multiple  
22 other incarcerated people and corrections officers.

1           7.     The Department of Corrections also had me fill out a “Preferences  
2 Request” form that they use when people come out, and I confirmed that my  
3 preferred pronouns are female, and that I identify as “Transgender” in addition to a  
4 woman. On the form I also wrote that I wanted to keep this information  
5 confidential from other people.

6           8.     Privacy is so important to me because people don’t know for sure that  
7 I am transgender, which helps me stay safe. My expected release date is next year,  
8 and when I get out I really want to just live life as a regular woman. If this  
9 information were to get out, I don’t think that will happen. Anyone could look me  
10 up and know that I am transgender, and all this other stuff about me. It’s scary to  
11 think that these secrets could be just given to the people who want to hurt me or  
12 humiliate me. If everyone were to know that I am transgender, then people would  
13 try to sexually harass and even assault me because I am transgender. I also don’t  
14 want people to know my medical and mental health information, or my sexual  
15 orientation, because that is personal, private information and it would be  
16 embarrassing if people knew about it. I would also feel vulnerable. I will also face  
17 severe shame and embarrassment in my social life. My family comes from a  
18 conservative, religious culture and they are comfortable with me so long as the  
19 information is not out there. They love me but they may disown me if this  
20 information were known to everybody. I may also not be able to locate a job or  
21 housing, and I could end up back in prison because of discrimination against  
22 transgender people in the community. I am also subject to deportation to [REDACTED] upon  
23

1 release, and I can't imagine my life there as a transgender woman if this  
2 information were in public.

3 9. The purpose of this lawsuit is to save me from the embarrassment and  
4 harm that will result if my personal information is disclosed. As discussed here, I  
5 have significant concerns about my privacy and safety if my identity and  
6 information were released to the public. I am concerned that my name being used  
7 in connection with this lawsuit will have the actual result of disclosing the personal  
8 information that I am seeking to keep private. I also have concerns that DOC and  
9 its staff, the requestors, and the public would subject me to retaliation or ridicule if  
10 my name were used in this action. For these reasons, and those stated above, I  
11 desire to proceed anonymously.

1 I declare under penalty of perjury under the laws of the United States of  
2 America the foregoing statements are true and correct.

3 Dated this 5 day of April 2021 at [REDACTED] Washington.  
4 [REDACTED]  
5 [REDACTED]

6 Signature [REDACTED]  
7 [REDACTED]  
8 [REDACTED]  
9 [REDACTED]

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MACDONALD HOAGUE & BAYLESS  
705 Second Avenue, Suite 1500  
Seattle, Washington 98104  
Tel 206.622.1604 Fax 206.343.3961