

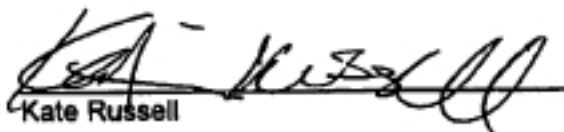
DECLARATION OF KATE RUSSELL

I, Kate Russell, hereby certify as follows:

1. At all times mentioned in the attached complaint, I was the Columbus Canvassing Director for Ohio Citizen Action ("Citizen Action"). During that period of time, I was responsible for coordinating canvassing activities in the Village of Canal Winchester.
2. On April 3, 2008, I informed Canal Winchester of Citizen Action's desire to canvass from door-to-door in Canal Winchester from April 9, 2008, to July 25, 2008, between the hours of 4:00 p.m. and 9:00 p.m. As a courtesy, I provided Canal Winchester with a canvassing staff list, and a request to canvass form, which is attached hereto.
3. Counsel to Canal Winchester, Corey Colombo, initially assured me on April 28, 2008, that Citizen Action's representatives were exempt from the annual license application requirements of § 713.03 applicable to peddlers and solicitors. However, Mr. Colombo informed me that Citizen Action would still be subject to the curfew restrictions of § 713.07 which places severe limits on the hours, days, and places that Citizen Action's canvassing activities can occur.
4. Canal Winchester has refused to permit Citizen Action to canvass in after 7:30 p.m. curfew or sunset, whichever comes first. Citizen Action is not willing to canvass in Canal Winchester because the failure to comply the early curfew, and the photographic and other registration requirements would result in arrest of our canvassers.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

4.14.09
DATE


Kate Russell

