

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
DAVID FLOYD et al.,

Plaintiffs,

-against-

THE CITY OF NEW YORK et al.,

Defendants.

**DECLARATION OF  
HEIDI GROSSMAN**

08 Civ. 01034 (SAS)

-----X  
**HEIDI GROSSMAN** declares, pursuant to 28 U.S.C. 1746, under penalty of perjury, that the following is true and correct:

1. I am an Assistant Corporation Counsel in the office of the Michael A. Cardozo, Corporation Counsel of the City of New York, attorney for defendants in the above action. As such, I am familiar with the facts set forth below.

2. This declaration is submitted in support of defendants' opposition to class certification.

3. Annexed hereto as Exhibit A is the Declaration of NYPD Commissioner Raymond W. Kelly, dated December 9, 2011;

4. Annexed hereto as Exhibit B are relevant excerpts from the deposition transcript of Lalit Clarkson, dated May 6, 2009;

5. Annexed hereto as Exhibit C are relevant excerpts from the deposition transcript of Deon Dennis, dated August 4, 2009;

6. Annexed hereto as Exhibit D are relevant excerpts from the deposition transcript of Angelica Salmeron, dated June 11, 2009;

7. Annexed hereto as Exhibit E are relevant excerpts from the deposition transcript of Michael Cousin Hayes, dated July 16, 2009;

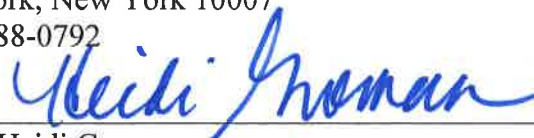
8. Annexed hereto as Exhibit F are relevant excerpts from the deposition transcript of Christopher Moran, dated June 1, 2009; and

9. Annexed hereto as Exhibit G are relevant excerpts from the deposition transcript of Jeffrey A. Fagan, Ph.D., dated February 9, 2011.

Dated: New York, New York  
December 19, 2011

MICHAEL A. CARDOZO  
Corporation Counsel of the  
City of New York  
Attorney for Defendants  
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By:



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Assistant Corporation Counsel  
Special Federal Litigation Division

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