

EXHIBIT 3

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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

-against-

CITY OF NEW YORK, *et al.*,
Defendants.
----- X

No. 08 Civ. 1034 (AT)

DECLARATION OF STEVE MERETE

I, Steven Merete, pursuant to 28 U.S.C § 1746 and subject to the penalties of perjury, state the following is true and correct:

1. I am a 51-year-old, Hispanic man who lives at in the Bronx, a borough of City of New York.
2. On April 28, 2020, I was standing outside my home on Intervale Avenue with two friends. My building is located next to a deli. A group of officers had just made an arrest up the block. As they were coming back down the street, they immediately approached some other individuals standing outside the deli and began yelling at everyone to leave and disperse. This was a large group of officers and I was not part of a larger group. I was social distancing from other individuals on the street at this time.
3. Since I was in front of my home, I did not have anywhere to leave to. Before I had an opportunity to convey this information, officers pushed me from behind. They forcefully picked me up and slammed me in the ground. I was punched in the chest, resulting in bruising across my ribcage.

4. At least four other individuals were arrested in the same incident. I observed officers being aggressive and assaultive.
5. Some of the officers were wearing masks on their face, while others were not. I was brought to the precinct for booking and was placed in a holding cell with other people. I was not provided personal protective equipment. I spent almost 24 hours in custody before I was released the following day at arraignments. I learned at my arraignment that I was charged with resisting arrest and disorderly conduct.
6. Upon release, I went to the emergency room at St. Barnabas Hospital to be seen for my injuries. I was prescribed Motrin for the pain and reported the bruising that I sustained during my violent arrest the night before.

Pursuant to 28 U.S.C § 1746, I declare under penalty of perjury that the forgoing is true and correct.

Dated: New York, New York
May 25, 2020



Steven Merete