

1 DR. KARIN HUFFER, M.F.T.
2 Director of EQUAL ACCESS ADVOCATES
3 ADA Title II and Title III Specialist
4 Tel: 702.528.9588
5 e-mail: legalabuse@gmail.com
6 www.equalaccessadvocates.com
7 805 George Bush Blvd
8 Delray Beach, FL 33483

9
10 **UNITED STATES DISTRICT COURT**
11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
12 **SAN FRANCISCO DIVISION**

13 SALMA MERRITT, ET AL,

14 Plaintiffs,

15 v.

16 KEVIN E. MCKENNEY, ET AL,

17 Defendants.

Case No. _ CV-13-01391-JSW

**DECLARATION OF DR. KARIN
HUFFER, M.D. IN CONFIRMATION OF
REQUEST FOR AMICUS CURIAE
CONSIDERATION**

DATE: August 30, 2013
TIME: 9:00 a.m.
Courtroom: 11, 19th Floor
JUDGE: Jeffrey S. White

18
19
20 I, Karin Huffer, hereby state and declare as follows.

21 1. I am the founder and director of Equal Access Advocates, which focuses upon
22 research and training of persons qualified to become Certified Americans With Disabilities (ADA)
23 Advocates.

24 2. I am, *inter alia*, a licensed Marriage and Family Therapist, PhD in Counseling and
25 Forensic Psychology and EMD Therapist.
26
27
28

1 3. I achieved doctorate of Counseling & Forensic Psychology in 2010; part of
2 American Bar Association's Commission on Domestic Violence since 2009, which deals with,
3 *inter alia*, advocating ADA accommodations in our public services.

4 4. I also have more than forty (40) years in education regarding stress, trauma and
5 disabilities over all.

6 5. I have been published multiple times, conducted extensive Clinic projects and have
7 testified in innumerable state and federal court proceedings regarding Persons With Disabilities.
8

9 6. My chief aim is to ameliorate the interactions between Persons With Disabilities
10 and their lawyers as well as with the courts.

11 7. For the Court's more extensive review, I am attaching a current CV of my
12 credentials, and would provide answers to any questions upon Court request.

13 8. Regarding the case at hand, my organization's interest in this case at Bar, is due to
14 the nature of the claims as well as its national implications.

15 9. I first learned of this case when a California lawyer colleague of mine, Robin
16 Yeamans, of San Jose, California, informed me about the chief litigant David Merritt.
17

18 10. I then received copy of pleadings and upon us making our own due diligence found
19 that, if the allegations of the complaint are in fact true, then this case can become one of *First*
20 *Impression* within the 9th Circuit since the enactment of the ADAAA of 2008.

21 11. In my reading of the complaint, although Mr Merritt is not currently certified as an
22 ADA Advocate by our organization, his activities described one who was acting an ADA
23 Advocate for his wife and Mrs. Pacheco-Starks.
24

25 12. I have more than one-hundred (500) hours of research in the ADAAA as it relates
26 to Persons With Disabilities and ADA accommodation requests' throughout the United States
27 court system.
28

1 13. I have spent countless hours communicating with the U.S. Justice Department and
2 other legal experts in the private and public sectors regarding the ADAAA, its complaint processes
3 and legal dynamics.

4 14. Based on numerous hours of research and discussions with ADAAA legal
5 professionals I have directly ascertained that any state court judge or other personnel who injects
6 themselves into the process regarding a request for accommodations by a qualified disabled
7 person, actually performs an administrative act whether they are a judge or not.

8 15. My research and work has also resulted in my ascertaining that California Judicial
9 Council, under CRC Rule 1.100 has mandated that the processing of ADA requests are always
10 administrative no matter who they are processed by or under what circumstances.

11 16. Attached hereto is a true and correct copy of my *Curriculum Vitae* that accurately
12 reflects most of my pertinent credentials.

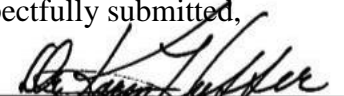
13
14 I, Karin Huffer, declare under the penalties of the States of Colorado and California that
15 the foregoing is true and correct and that if called upon to do so, that I can testify to such
16 things competently before this Court.

17
18 Executed in the State of Colorado on July 30, 2013.

19 Respectfully submitted,

20 Dated: July 31, 2013

21 By:


22
23
24
25
26
27
28
Dr. Karin Huffer