

EXHIBIT "10"

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
NORTHEASTERN DIVISION

HISPANIC INTEREST COALITION)
OF ALABAMA; et al.,)

Plaintiffs,)

v.)

CASE NO. 5:11-CV-2484-SLB

ROBERT BENTLEY, in his official)
capacity as Governor of the State of)
Alabama; et al.,)

Defendants.)

RT. REV. HENRY N. PARSLEY, JR., in)
his official capacity as Bishop of the)
Episcopal Church in the Diocese of)
Alabama, et al.,)

Plaintiffs,)

v.)

Case Number: 5:11-CV-2736-CLS

ROBERT BENTLEY, in his official)
capacity as Governor of the State of)
Alabama; et al.,)

Defendants.)

UNITED STATES OF AMERICA,)

Plaintiff,)

v.)

Case Number: 2:11-CV-2746-LSC

STATE OF ALABAMA;)
GOVERNOR ROBERT J. BENTLEY,)

Defendants.)

AFFIDAVIT OF REV. PATRICK EGAN

My name is Rev. Patrick Egan, O.S.B. I am over the age of 19 years and am competent to give this affidavit. I have personal knowledge of the matters stated herein. This affidavit is submitted in support of a motion for preliminary injunction filed by the Plaintiffs in the Case No. 5:11-CV-2736-CLS, styled Rt. Rev. Henry N. Parsley, Jr. etc., et al. v. Robert Bentley, etc., et al.

I am the Pastor of Sacred Heart Church in Cullman, Alabama. Sacred Heart is affiliated with the Catholic Diocese of Birmingham, Alabama. In addition to a lay staff of twelve to fifteen (12-15) people, Sacred Heart has approximately fifteen (15) weekly volunteers. Sacred Heart has a school, with grades 3k-6 with fifteen (15) faculty and staff members and approximately seventy-five (75) volunteers.

Sacred Heart's purpose is to meet the religious needs of all Catholics in Cullman County through liturgies, the school and parish outreach activities. Examples of parish outreach include the St. Vincent dePaul Society, which provides food, clothing and limited financial assistance to those in need. The St. Vincent dePaul Society serves approximately 30-60 people per week. Of those served, roughly one-third (1/3) are Hispanic. In addition, Sacred Heart has a Hispanic liaison and outreach office to provide spiritual support, sacramental support, counseling and coordination with other agencies.

These programs are integral to the exercise of our religion at Sacred Heart. We do not check the legal status of those recipients of our services, nor should we. As recently cited by Bishop Baker:

"If someone who has worldly means sees a brother in need and refuses him compassion, how can the love of God remain in him?
Children, let us love not in word or speech but in deed and truth"
(1 John 3:17-18).

HB 56 will impair our ability to freely exercise our religious practice in our parish and school, where there are many people of Hispanic descent. HB 56 makes it illegal for me to encourage Hispanic parishioners to attend Mass or give them a ride to church. It will be illegal to allow them to attend Church functions, or for me to counsel them in times of crisis or in preparation for marriage. It would be a crime for me to counsel a mother with a problem pregnancy, or to give her food or diapers, thus making it more likely she will choose abortion.

Serious and irreparable harm will result if HB 56 becomes law. Sacred Heart will see a significant reduction in both church attendees and recipients of our parish outreach ministries.

The seven sacraments of the Catholic faith (Baptism, Communion, Holy Orders, Confession, Confirmation, Marriage and Anointing the Sick) are not based on

immigration status, but are the right of every Catholic. HB 56 negatively affects my ability, and my congregation's ability, to live our Catholic faith. Whether one is a parishioner, a volunteer or a priest, the right to live one's faith without fear of going to jail is fundamental to a free society.

Further affiant sayeth not.

Rev. Patrick Egan, OSB
Rev. Patrick Egan

STATE OF ALABAMA)

COUNTY OF CULLMAN)

Before me, the undersigned notary public in and for said county in said state, personally appeared Rev. Patrick Egan, who is known to me and who, being by me first duly sworn, did depose and state that she has read the foregoing Affidavit and the statements contained therein are true and correct.

Given under my hand and official seal on this the 15th day of August, 2011.

Marcia S. Clark
Notary Public

[SEAL]

My Commission Expires: 7/30/2013