

EXHIBIT F

UNITED STATES DISTRICT COURT
FOR THE
EASTERN DISTRICT OF MICHIGAN

American Freedom Defense Initiative, et al.)

Plaintiff,)

vs.)

Suburban Mobility Authority)
For Regional Transportation)
(SMART), GARY L. HENDRICKSON,)
Individually and in his official capacity as)
Chief Executive of SMART; JOHN)
HERTEL, individually and in his official)
Capacity as General Manager of SMART)
and BETH GIBBONS, individually and in)
her official capacity as Marketing Program)
Manager of SMART,)

Defendants.)

Civil Action No. 2:10-cv-12134

HON. DENISE PAGE HOOD

AFFIDAVIT OF BETH GIBBONS

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AFFIDAVIT OF BETH GIBBONS

STATE OF MICHIGAN)
) SS.
COUNTY OF WAYNE)


1. I am the Marketing Program Manager for the Suburban Mobility Authority for Regional Transportation (“SMART” or “Authority”).
2. I have personal knowledge of the matters stated herein and if called as a witness will testify to the same.
3. I am responsible for the management and supervision of SMART’s Marketing program, including oversight of the advertising program currently operated through SMART vendor CBS Outdoors, Inc (“CBS”).
4. SMART’s content policy is incorporated into its contract with CBS, who is required to manage all facets of the advertising program, including bringing advertisements that may violate the policy to my attention.
5. I was contacted by CBS on or about June 2009, regarding proposed advertisements from the Pinckney Pro-Life organization which included language about abortion and a depiction of Jesus Christ. After SMART review, this advertisement was deemed to be prohibited advertisement because it violated SMART’s content restriction policy.
6. After advertisements regarding an atheist organization were posted by SMART, I prepared a notice for posting on the SMART website stating that SMART must comply with applicable laws and policy in the posting of advertisements. It does not modify the content restriction policy in place, or the practice of reviewing advertisements against the content policy to determine whether they were prohibited advertisements.
7. I was contacted by CBS on or about May 12, 2010, regarding proposed advertisements from the American Freedom Defense Initiative which are the basis of this lawsuit. After SMART review, this advertisement was deemed to be prohibited because

it violated SMART's content restriction policy sections as being political advertising, as well as by holding a group of persons up to scorn or ridicule.

FURTHER AFFIANT SAITH NOT.


Beth Gibbons

Subscribed and sworn to before me this
2nd day of July, 2010.


Notary Public, Wayne County, MI
My commission expires August 7, 2013

BRENDA LEE YNCLAN
NOTARY PUBLIC, STATE OF MI
COUNTY OF WAYNE
MY COMMISSION EXPIRES Aug 7, 2013
ACTING IN COUNTY OF Wayne