

***In The United States District Court
For The Western District Of Michigan***

Donald Williams,) Case No.: No.
)
Plaintiff,) Affidavit Of Donald Williams
)
vs.)
)
Grand Rapids Public Library,)
)
Defendant,)
)

COMES NOW, the Plaintiff Donald Williams, with his Affidavit.

AFFIDAVIT OF DONALD WILLIAMS

STATE OF MICHIGAN)
)
COUNTY OF KENT)

Plaintiff submits the following testimony, evidence, and exhibits to this court in supportive substantiation of his claims. I Donald Williams, Of lawful age, first duly sworn upon oath, state and swears as follows: I am the Plaintiff, Donald Williams in the present case and I have personal knowledge concerning the matters set forth herein.

A. Affidavit

- 1. On 9/21/05 at 2:15pm I, Donald Williams, was denied access and use of public library facilities by Tim, a Grand Rapids Public Library employee, who told me to leave the library for the day because I had viewed a topless picture of a women. At the time of the incident there where no signs in the Grand Rapids Public Library prohibiting the viewing of nudity and presently there still are no signs

1 prohibiting the viewing of nudity in the Grand Rapids Public Library.
2 Furthermore, at the time of the incident Tim did not warn me of Grand Rapids
3 Public Library policy prohibiting the viewing of nudity in the library, of which, had
4 he informed and warned me of Grand Rapids Public Library policy I would have
5 complied. But, Tim, just harassed me, barred me from the library for the day, to
6 leave the library just because he could or was authorized too.

- 7
- 8 2. I spoke with Mr Baldridge, assistant director, who informed me that Grand Rapids
9 Public Library approved a custom or policy to prohibit the viewing of nudity in the
10 library with signs posted throughout the library. And, who also informed me that
11 Tim, Grand Rapids Public Library employee was implicitly authorized to bar me
12 from the library.
- 13 3. The Defendant affirmatively and by omission, with regard to my Civil Rights to
14 public facilities, did formulate a custom or policy which abridged my Civil Rights,
15 Const. Amend. 14 § 1, and deprived me access and use of public library
16 facilities. West v. Atkins, 487 U.S. 42, 48 (1988); Redding v. St. Edward, 241
17 F.3d 530, 532 (6th Cir. 2001). Defendant's assistant director and policy making
18 official, Mr Baldridge, implicitly authorized and approved a custom or policy which
19 deprives me Federally Secured and Protected Constitutional Rights and
20 knowingly acquiesced in the unconstitutional conduct of the offending employee,
21 Tim. Leach v. Shelby County Sheriff, 891 F.2d 1241, 1246 (6th Cir. 1989) (citing
22 Hays v. Jefferson, 668 F.2d 869, 874 (6th Cir 1982).
- 23 4. Furthermore, the Grand Rapids Public Library has no form of redress for violation
24 of Civil Rights. I spoke with Mr Baldridge who informed me that Grand Rapids
25 Public Library has no complaint form. All Grand Rapids Public Library has is a
suggestion form, see Exhibit A.

Dated This Tuesday, September 5, 2006

By: *Donald Williams*

Donald V. Williams
44 1/2 S. Division St., SE., Apt., 37
Grand Rapids, MI., 49503

B. DECLARATION UNDER PENALTY OF PERJURY

I declare (or certify, verify, or state) under penalty of perjury that the foregoing [Affidavit] is true and correct. 28 U.S.C. § 1746; 18 U.S.C. §§ 1621, et seq.

Dated This Tuesday, September 5, 2006

By: *Donald Williams*

Donald V. Williams

Further Affidavit Saith Not

C. NOTARIZATION

Subscribed and sworn before me this 5th day of September, 2006.

Walter L. Mathis Sr.

Notary Republic

WALTER L. MATHIS SR.
NOTARY PUBLIC, STATE OF MI
COUNTY OF KENT
MY COMMISSION EXPIRES Feb 2, 2012
ACTING IN COUNTY OF Kent

My Commission Expires



Dated This Tuesday, September 5, 2006

By: *Walter L. Mathis Sr.*