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**UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF UTAH
 CENTRAL DIVISION**

Utah Coalition of La Raza, et al.,
 Plaintiffs,

v.

Gary R. Herbert, et al.,
 Defendants.

**DECLARATION OF ALICIA
 CERVANTES**

Case No. 2:11-cv-00401-BCW
 Judge: Brooke C. Wells

Declaration of Alicia Cervantes

I, Alicia Cervantes, hereby declare:

1. I make this declaration based on my own personal knowledge and if called to testify I could and would do so competently as follows.
2. I was born in Utah on October 15, 1975. I have lived here my entire life. My Dad is originally from Mexico and my Mom is of Spanish descent but was born in the United States.
3. I have a Utah driver's license issued on October 15, 2009. It expires on October 15, 2014.
4. I have family members in California who are undocumented immigrants. My boyfriend is an undocumented immigrant, as well as some of my friends. My family members in California have told me that they are afraid to come to Utah because of HB 497. They are afraid that they will be stopped by the police and asked for their documents.
5. If HB 497 goes into effect, I will be afraid to travel within Utah with my boyfriend. After the Arizona law SB 1070 passed, we were afraid to even travel to Las Vegas because we would have to cross through Arizona. We have not been able to visit my mother in California because of SB 1070.
6. Once HB 497 is in effect, my boyfriend and I will be afraid to drive anywhere. I'll be afraid to drive with him because I have dark skin and dark hair, I will be judged by the way I look. He will be even more afraid because of his immigration status. Right now we typically we go to stores, restaurants, movies, and places with my kids. If HB 497

takes effect, we will go less often to those places because we will want to avoid law enforcement and lessen the risk of being racially profiled. We enjoy camping and often drive 1.5 hours outside of Salt Lake City to go camping. If HB 497 takes effect, we will have to find different locations that are less of a drive. If we cannot find closer places, we will stop camping. Overall, I will be driving much less with my boyfriend if HB 497 is implemented because I don't want to go to be accused of smuggling and go to jail.

7. I am concerned that HB 497 will increase racial profiling. I have been racially profiled in the past. About one month ago, I was pulled over while I was driving under the speed limit. I committed no violations of traffic laws, but the police officer told me he thought I had stolen the truck I was driving (which was my boyfriend's truck). The officer gave me no other explanation for why I was stopped. I did not receive a citation or ticket. I feel that I was racially profiled because I look Latina, I was listening to Spanish music, and I was driving in the South Salt Lake area, which is an area with a lot of Latinos.
8. I can't imagine what will happen if HB 497 takes effect. I will always be wondering if everything is going to be okay. Everyday, I will wonder if my boyfriend will be picked up by ICE. I will worry about my undocumented friends and what's going to happen to their kids if they are stopped by the police and referred over to Immigration. HB497 will separate families and hurt our economy.
9. Right now I give rides to my undocumented friends twice a week. After HB 497 takes effect, I will give rides less often. I will be worried about the police pulling me over and questioning my status and the status of the other people in the car with me.

10. If HB 497 takes effect, I am afraid that the police will assume that I am undocumented.

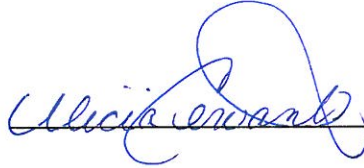
My driver's license was issued on October 15, 2009. HB 497 says that Utah driver's licenses issued after January 1, 2010 are acceptable as proof of lawful presence in the U.S. Because my license was issued before that date, the police will not accept it as proof that I am here legally. I don't have any of the other documents that HB 497 lists as proving lawful status. The police could arrest me and turn me over to immigration. I have four children; three of them live with me at home – if I'm detained while the police check my status they would be left alone without their mother.

11. I am also afraid that if HB 497 takes effect the police will not believe me if I say I am a U.S. citizen. Because I am Latina, a police officer may assume I am undocumented. If the officer asks me to prove that I am a citizen, I will have nothing to show them. I don't carry my passport or birth certificate around with me. I don't feel that I should have to carry other documents besides my license or state identification to prove that I am a U.S. citizen. Also, one time someone broke into my car once and stole my ID. If I kept my birth certificate or passport in the car those could get stolen also, making it easier for someone to commit identity theft.

12. HB 497 sends a bad message to our children, even children who are born in the United States. HB 497 is creating a climate of hate that makes me scared for my children. Kids in my daughter's school have already started telling their classmates, "Send the Mexicans home." My daughter is only ten, she was born in the U.S. and her father is Mexican. She shouldn't have to hear comments like that in school or anywhere else for that matter.

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED this 4th day of May, 2011 in Salt Lake City, Utah.

A handwritten signature in blue ink, appearing to read "Alicia Cervantes", is written over a horizontal line.

Alicia Cervantes