

DECLARATION OF SUSAN CAPALBO

The Honorable James L. Robart

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10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE WESTERN DISTRICT OF WASHINGTON**

12 STATE OF WASHINGTON, et al.,
13 Plaintiffs,
14 v.
15 DONALD TRUMP, et al.,
16 Defendants.
17

CIVIL ACTION NO. 2:17-cv-00141-JLR
DECLARATION OF SUSAN CAPALBO

18 I, Susan Capalbo, hereby declare and affirm as follows:

- 19 1. I am over the age of eighteen and competent to testify.
- 20 2. I am employed by Oregon State University (“OSU”) and serve as Senior Vice Provost
21 and Interim Senior International Officer. I have personal knowledge of the facts set forth in this
22 declaration and am competent to testify about them.
- 23 3. OSU is an international public research university located in Corvallis, Oregon with a
24 presence in every one of Oregon’s 36 counties and a statewide economic impact of over \$2.3
25 billion. As a land grant institution committed to teaching, research, outreach, and engagement;
26 OSU promotes economic, social, cultural and environmental progress for the people of Oregon,

1 the nation, and the world. This mission is achieved by producing graduates competitive in the
2 global economy, supporting a continuous search for new knowledge and solutions and
3 maintaining a rigorous focus on academic excellence, particularly in the three Signature Areas:
4 Advancing the Science of Sustainable Earth Ecosystems, Improving Human Health and
5 Wellness, and Promoting Economic Growth and Social Progress.

6 4. OSU leads the university's internationalization through innovation, service, and
7 collaboration. We collaborate with key stakeholders to internationalize the OSU community and
8 seek to provide all learners with access to international opportunities and experiences to reveal a
9 path to becoming globally minded citizens and promote student success.

10 5. Based on the Fall 2016 Enrollment Summary, OSU had an enrollment of 30,354 students
11 and 11.6%, or 3,529 international students.

12 6. International students typically pay full non-resident tuition rates and those 3,529
13 international students represent approximately \$85 million in annual gross tuition revenue to
14 OSU.

15 7. I am familiar with the September 24, 2017 Presidential Proclamation entitled
16 "Presidential Proclamation Enhancing Vetting Capabilities and Processes for Detecting
17 Attempted Entry Into the United States by Terrorists or Other Public-Safety Threats," which I
18 understand would bar certain classes of persons entering the United States who are citizens of
19 any of the following eight countries: Chad, Iran, Libya, North Korea, Syria, Venezuela, Yemen,
20 and Somalia ("the affected countries").

21 8. OSU International Programs' current enrollment data shows that of the over 3,500
22 international students, approximately 142 current students are citizens of the affected countries.
23 These 142 students are here under valid student visas. I believe these 142 affected OSU students,
24 along with all 3,500-plus international students, enhance the educational experience of all
25 students, faculty and staff at OSU.

26 9. OSU has approximately 500 international scholars every year. International scholars

1 include international faculty and staff, visiting faculty, post-doctoral students, and student
2 interns. Approximately 210 of these international scholars are university faculty or staff, or
3 visiting faculty.

4 10. Because of the Executive Orders and Proclamation, students, faculty, and staff have
5 requested information from OSU about how these travel restrictions may affect them. These
6 concerns include understanding the Executive Order and Proclamation, the lack of clarity in
7 implementation and impact, and understanding immigration civil rights.

8 11. Because of the nature of the prior Executive Orders and the number of students, faculty,
9 and staff impacted, OSU responded to its community's needs by: issuing statements addressing
10 the concerns of students, faculty, and staff; seeking to increase the availability of an immigration
11 attorney to students seeking services through the Associated Students of Oregon State University
12 Legal Services; offering a series of community engagement and educational sessions; providing
13 a website to include frequently asked questions related to the Executive Orders; and working to
14 connect students with additional internal resources, such as OSU's Counseling and Psychological
15 Services, and external resources, such as unaffiliated legal immigration resources. OSU
16 anticipates a similar level of need to respond to the current Presidential Proclamation.

17 12. I am aware of OSU student, faculty, and staff concerns related to international travel for
18 education, research, outreach, engagement, and personal reasons, such as to visit family, because
19 of the Executive Orders and Proclamation. Examples of those specific concerns were previously
20 set forth in the Declaration of Interim Provost and Executive Vice President Ronald L. Adams,
21 submitted on behalf of OSU in response to the first Executive Order.

22 13. I am aware of international students, faculty, and staff from the affected countries and
23 Muslim majority countries who experienced severe distress as to whether they would be able to
24 continue their OSU pursuits.

25 14. I am concerned about the Proclamation's impacts on the OSU community, including
26 impacts on OSU's students and their families, faculty and staff to continue their OSU pursuits;

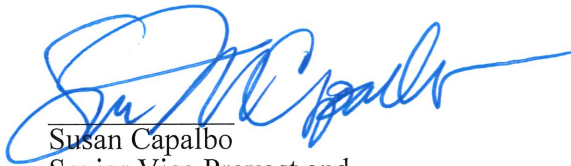
1 ability of the OSU community to continue actively engaging in international collaboration; future
2 international student enrollment; and ability of prospective international faculty and staff to
3 accept job offers.

4 15. The above-described uncertainty is not limited to only these individuals from the affected
5 countries. Rather, the uncertainty extends to the ability of prospective international faculty and
6 staff to accept job offers, and the ability of future international students to enroll at the
7 university. This lack of clarity impacts OSU's ability to hire and admit the best faculty, staff,
8 and students.

9 16. OSU is experiencing a drop in international applications from last year and has concerns
10 that this decrease in international applications results from the Executive Orders, and will be
11 ongoing, as a result of the Presidential Proclamation.

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

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14 Executed this 11 day of October, 2017.



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16 Susan Capalbo
17 Senior Vice Provost and
18 Interim Senior International Officer
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