

The Honorable Robert J. Bryan

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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

UGOCHUKWU GOODLUCK NWAUZOR,
FERNANDO AGUIRRE-URBINA,
individually and on behalf of all those
similarly situated,

Plaintiffs/Counter-Defendants,

v.

THE GEO GROUP, INC.,

Defendant/Counter-Claimant.

Case No. 3:17-cv-05769-RJB

**DECLARATION OF COLIN L.
BARNACLE IN SUPPORT OF
DEFENDANT THE GEO GROUP, INC.’S
OBJECTIONS TO PLAINTIFFS’
PROPOSED AMENDED NOTICE PLAN**

1. I, Colin L. Barnacle, make the following statement under oath subject to the penalty of perjury pursuant to the laws of the United States and the State of Washington:

2. I am the attorney for The GEO Group, Inc. in the above-captioned matter. I am over the age of eighteen (18), and I am competent to testify in this matter.

3. On January 13, 2020, Plaintiffs’ counsel sent me a proposed notice plan from class notice administrator, JND.

4. In that notice plan, JND relied upon “sources that provided information about detainees and illegal immigrants in general” to determine the appropriate scope of the notice plan. JND also relied upon information provided by Plaintiffs’ counsel that the class list was comprised of individuals 95% of whom were from Mexico, El Salvador, Guatemala, and Honduras.

5. The notice plan proposed a social media campaign targeted at “Spanish Speaking Adults 18-55 . . . [g]eographically covering Mexico (heavy emphasis), El Salvador, Guatemala,

1 and Honduras, and 10-mile radius of cities along U.S./Mexico border[.]”

2 6. The proposed notice plan did not include any publication notice in a print medium.

3 7. I have reviewed the actual class list using simple functions in Microsoft Excel,
4 including pivot tables.

5 8. From my review, I have determined that just over half of the individuals listed
6 have indicated an affiliation with addresses in Mexico, El Salvador, Honduras, and Guatemala.

7 9. My review also indicates that most individuals on the list provided both a United
8 States address and a foreign address.

9 10. Additionally, I have reviewed the data from the Transactional Records Access
10 Clearing House (“TRAC”), relied upon by Plaintiffs’ expert Christopher Strawn. True and correct
11 copies of data from TRAC are attached hereto as **Exhibit A**, **Exhibit B**, and **Exhibit C**.

12 11. The list of facilities where detainees are housed, and the number of individuals in
13 each facility can be found below:

DENVER CONTRACT DETENTION FACILITY	1
ELOY FEDERAL CONTRACT FACILITY	1
FLORENCE STAGING FACILITY	4
IMMIGRATION CENTERS OF AMERICA FARMVILLE	1
JACKSON PARISH CORRECTIONAL CENTER	1
KANKAKEE COUNTY JAIL (JEROME COMBS DET CTR)	1
LASALLE CORR CTR OLLA	1
NORTHERN OREGON CORRECTIONAL FACILITY	10
OTAY MESA DETENTION CENTER (SAN DIEGO CDF)	4
OTERO COUNTY PROCESSING CENTER	1
PINE PRAIRIE ICE PROCESSING CENTER	1
RICHWOOD CORRECTIONAL CENTER	1
TACOMA ICE PROCESSING CENTER (NORTHWEST DET CTR)	106
WINN CORRECTIONAL CENTER	1
YUBA COUNTY JAIL	1
Grand Total	135

1 I declare under penalty of perjury under the laws of the United States and the State of
2 Washington that the foregoing is true and correct.

3 DATED at Denver, Colorado this 15th day of January, 2020.

4 s/ Colin L. Barnacle
5 Colin L. Barnacle
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PROOF OF SERVICE

I hereby certify on the 15th day of January, 2020, pursuant to Federal Rule of Civil Procedure 5(b), I electronically filed and served the foregoing **DECLARATION OF COLIN L. BARNACLE IN SUPPORT OF DEFENDANT THE GEO GROUP, INC.’S OBJECTIONS TO PLAINTIFFS’ PROPOSED AMENDED NOTICE PLAN** via the Court’s CM/ECF system on the following:

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s/ Nick Mangels

Nick Mangels

EXHIBIT A



Immigration and Customs Enforcement Detention

ICE Data Snapshots, up to April 2019 – see [About the Data](#)

ICE Data snapshot as of March 2016

State Facility Citizenship

click on column headings to sort

State=Washington
click on column headings to sort

State=Washington, Facility=NORTHWEST DET. CENTER (WA)
click on column headings to sort

State	Total	Facility	Total	Citizenship	Total
All	31,418	All	1,298	All	1,277
Texas	9,147	NORTHWEST DET. CENTER (WA)	1,277	MEXICO	491
California	4,505	YAKIMA SUB-OFFICE (WA)	9	GUATEMALA	140
Arizona	2,765	YAKIMA COUNTY (WA)	9	EL SALVADOR	137
New Jersey	1,762	SEATTLE FIELD OFFICE HOLD ROOM (WA)	2	INDIA	84
Louisiana	1,673	COWLITZ CO. JUV. DET. (WA)	1	HONDURAS	78
Georgia	1,606			GHANA	41
Florida	1,516			CHINA, PEOPLES REPUBLIC OF	39
Washington	1,298			SOMALIA	15
New Mexico	950			AFGHANISTAN	14
Pennsylvania	892			CAMEROON	13
New York	621			UKRAINE	13
Virginia	598			ECUADOR	13
Colorado	523			BANGLADESH	11
Wisconsin	384			NEPAL	11
Massachusetts	373			BRAZIL	9
Illinois	356			PHILIPPINES	9
Alabama	328			VIETNAM	8
Maryland	265			CANADA	8
Michigan	264			MALI	7
Nevada	238			PAKISTAN	7
Minnesota	221			ERITREA	7
Utah	178			IRAQ	6
Ohio	165			NICARAGUA	6
Kentucky	137			RUSSIA	6
Oklahoma	133			TURKEY	5
Missouri	118			DOMINICAN REPUBLIC	5
Nebraska	94			KENYA	5
Iowa	63			GUINEA	4
Indiana	52			KAZAKHSTAN	3
New Hampshire	44			CUBA	3
Kansas	33			MICRONESIA, FEDERATED STATES OF	3
South Carolina	28			ETHIOPIA	3
Hawaii	25			IRAN	3
Puerto Rico	16			GAMBIA	3
Oregon	10			FIJI	3
Idaho	8			CAMBODIA	3
Arkansas	8			TANZANIA	3



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EXHIBIT B



Immigration and Customs Enforcement Detention

ICE Data Snapshots, up to April 2019 – see [About the Data](#)

ICE Data snapshot as of September 2017

State ▼ Facility ▼ Citizenship ▼

click on column headings to sort

State=Washington
click on column headings to sort

State=Washington, Facility=NORTHWEST DET. CENTER (WA)
click on column headings to sort

State	Total	Facility	Total	Citizenship	Total
All	37,440	All	1,435	All	1,430
Texas	10,259	NORTHWEST DET. CENTER (WA)	1,430	MEXICO	690
California	5,071	YAKIMA SUB-OFFICE (WA)	2	INDIA	76
Georgia	3,304	YAKIMA COUNTY (WA)	2	GUATEMALA	73
Arizona	2,498	COWLITZ CO. JUV. DET. (WA)	1	NEPAL	63
Louisiana	2,022			EL SALVADOR	62
New Jersey	1,942			HONDURAS	59
Florida	1,491			HAITI	44
Washington	1,435			CHINA, PEOPLES REPUBLIC OF	37
Pennsylvania	996			CUBA	35
New Mexico	954			PERU	19
New York	828			PAKISTAN	19
Virginia	787			CAMEROON	18
Massachusetts	679			SOMALIA	14
Colorado	588			UKRAINE	13
Ohio	557			RUSSIA	12
Illinois	548			IRAQ	7
Minnesota	446			COLOMBIA	7
Michigan	390			KENYA	7
Nevada	387			ETHIOPIA	7
Alabama	348			NICARAGUA	6
Wisconsin	303			PHILIPPINES	6
Maryland	286			AFGHANISTAN	6
Oklahoma	248			MICRONESIA, FEDERATED STATES OF	6
Iowa	196			CANADA	6
Kentucky	134			FIJI	6
Nebraska	131			VIETNAM	5
Kansas	114			GUINEA	5
Missouri	111			ERITREA	5
New Hampshire	84			BANGLADESH	4
South Carolina	58			TURKEY	4
Utah	54			ECUADOR	4
Indiana	40			IRAN	4
Hawaii	28			GHANA	4
Tennessee	20			MOLDOVA	4
Idaho	20			UNKNOWN	3
Oregon	18			SUDAN	3
North Dakota	16			CAMBODIA	3



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EXHIBIT C



Immigration and Customs Enforcement Detention

ICE Data Snapshots, up to April 2019 – see [About the Data](#)

ICE Data snapshot as of February 2018

State ▼ Facility ▼ Citizenship ▼

click on column headings to sort

State=Washington
click on column headings to sort

State=Washington, Facility=TACOMA ICE PROCESSING CENTER (WA)
click on column headings to sort

State	Total	Facility	Total	Citizenship	Total
All	40,442	All	1,423	All	1,400
Texas	11,417	TACOMA ICE PROCESSING CENTER (WA)	1,400	MEXICO	708
California	4,856	SEATTLE FIELD OFFICE HOLD ROOM (WA)	13	INDIA	129
Georgia	3,301	COWLITZ CO. JUV. DET. (WA)	5	GUATEMALA	83
Arizona	2,884	YAKIMA COUNTY (WA)	2	EL SALVADOR	63
New Jersey	2,094	FRIENDS OF YOUTH LTFC (WA)	2	HONDURAS	54
Florida	2,086	BELLINGHAM BPS ERO HOLDROOM (WA)	1	CHINA, PEOPLES REPUBLIC OF	43
Louisiana	2,007			NEPAL	25
New Mexico	1,424			CAMEROON	17
Washington	1,423			RUSSIA	16
Pennsylvania	1,093			UKRAINE	15
Colorado	786			SOMALIA	14
Virginia	728			PHILIPPINES	10
New York	721			PERU	8
Massachusetts	644			IRAQ	7
Illinois	622			COLOMBIA	7
Ohio	580			KYRGYZSTAN	7
Michigan	459			CUBA	7
Minnesota	434			PAKISTAN	7
Nevada	402			ETHIOPIA	7
Wisconsin	370			VIETNAM	7
Maryland	341			CANADA	7
Alabama	324			ERITREA	6
Oklahoma	309			SUDAN	6
Iowa	169			VENEZUELA	5
Kentucky	161			GHANA	5
Nebraska	160			KENYA	5
Missouri	147			NIGERIA	5
New Hampshire	119			AFGHANISTAN	5
Kansas	73			BRAZIL	5
Indiana	63			LAOS	5
Utah	51			CAMBODIA	5
Oregon	29			IRAN	4
Hawaii	29			ROMANIA	4
West Virginia	22			HAITI	4
Idaho	21			SRI LANKA	4
North Dakota	21			MICRONESIA, FEDERATED STATES OF	4
Guam	20			NICARAGUA	4



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