

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

TAMMY KOHR, EUGENE STROMAN, and
JANELLE GIBBS, on behalf of themselves
and all others similarly situated, and
ROBERT COLTON,

Plaintiffs,

v.

CITY OF HOUSTON,

Defendant.

Civil Action No. 17-cv-1473

**SUPPLEMENTAL DECLARATION OF SHERE DORE IN SUPPORT OF PLAINTIFFS’
EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER**

My name is Shere Dore, and I declare:

1. I am over the age of eighteen, and I am competent to make this declaration. I provide this declaration based upon my personal knowledge. I would testify to the facts in this declaration under oath if called upon to do so.

2. I was present at the Wheeler encampment on the morning of Thursday, August 17, 2017. Starting at around 9:30AM, I witnessed Houston police officers issue tickets to multiple encampment residents for violating the City of Houston’s ban on encampments, after the residents refused to take down their tents.

3. Some of the encampment residents were very upset by the police presence. Another homeless advocate and I requested multiple times that the police on site call in additional support from either the Homeless Outreach Team and/or other psychological treatment providers. No such support was provided or, as far as I am aware, requested.

4. Several police officers were uncooperative, and initially refused to answer residents' and advocates' questions about whether any of the residents' belongings would be seized.

5. The police officers also detained and ultimately released at least one encampment resident simply for walking near a tent that she did not actually live in.

6. In addition to issuing tickets today, I witnessed officers warn several other inhabitants that they needed to take down their tents. I expect that officers will return to the Wheeler encampment as soon as tomorrow, and will likely issue tickets to the inhabitants to whom they issued warnings today.

7. Based on today's events and statements made by the police yesterday at the encampment, several residents expressed fears of being arrested. Many are seriously considering taking down their tents because they are afraid of possible arrest.

8. Approximately 40% of the encampment residents left the camp this morning after receiving warnings about their tents, and as of this afternoon many still have not come back.

9. Attached as Exhibit 1 to this Declaration is a true and correct copy of Ticket No. N33134227, issued by Houston Police Department Officer Bowie for "Encampment" to Wheeler encampment resident Darius Stewart, dated August 17, 2017, and calling for a court appearance on September 11, 2017.

10. Attached as Exhibit 2 to this Declaration is a true and correct copy of Ticket No. N33134211, issued by Houston Police Department Officer Bowie for "Encampment" to Wheeler encampment resident Lawrence Chappell, dated August 17, 2017, and calling for a court appearance on September 11, 2017.

11. Attached as Exhibit 3 to this Declaration is a true and correct copy of Ticket No. N33134017, issued by Houston Police Department Officer M.B. Bruner for “Violation of encampment ordinance” to Wheeler encampment resident Vernon Spivey, dated August 17, 2017, and calling for a court appearance on September 11, 2017.

I declare under penalty of perjury under the laws of the United States of America and laws of the State of Texas that the foregoing is true and correct to the best of my knowledge.

Executed this 17th day of August, 2017, in Houston, Texas.

/s/ Shere Dore
Shere Dore

EXHIBIT 1

CITY OF HOUSTON MUNICIPAL COURTS

☒ 1400 Littleton
Houston, TX 77062
7:00 A.M. to 10:00 P.M.
Monday - Friday
7:00 A.M. to 4:00 P.M.
Saturday

☐ 8800 Miyawake
Houston, TX 77040
8:00 A.M. to 5:00 P.M.
Monday - Friday

☐ 3200 S. Dairy Ashford
Houston, TX 77062
8:00 A.M. to 5:00 P.M.
Monday - Friday

☐ 9405 W. Montgomery Rd
Houston, TX 77066
8:00 A.M. to 5:00 P.M.
Monday - Friday

* Annex Court Closed
12 P.M. - 1 P.M.

** Annex Court Closed
12 P.M. - 1 P.M. and 5 P.M. - 6 P.M.

CITIZEN COPY

Pay or Resolve this ticket before your court date or **YOU MUST APPEAR**

Court # 10 Time 400 A.M./P.M. Date 9 / 11 / 17
Month Day Year

For locations and hours see page 2, call 311 or (713) 837-0311, or visit www.houstontx.gov/courts
 Hours of Operation are subject to change.

Ticket #

N33134227



Last Name STEWART First Name DARBUS MI TX
☐ DL ☐ CDL ☐ ID ☐ MC # 39 577819

Race B Sex M DOB REDACTED Age 23 Height 5'9" Veh Lic == ST TX Color + Make --- Model --- Occ Front --- Occ Back ---

Home Address Homeless City Houston ST TX ZIP 77004 Area Code --- Home Phone ---

Work Address --- City --- ST --- ZIP --- Area Code --- Work Phone ---

#1 ☒ CHICAMPMENT - 500 US 59

#2 ☐ ---

#3 ☐ ---

OFFENSE DATE 8/17/17 TIME 930 A.M./P.M. (issue date if different) --- / --- / --- If commercial (vehicle, learners permit) include SSN ---
Month Day Year Month Day Year

Locations: # 1 500 US 59 Commercial Vehicle ☒ Y ☐ N HAZMAT ☐ Y ☒ N Weather C Road Surface G Traffic L

OFFICER NAME BDWIE

Your failure to appear, failure to pay, or failure to satisfy a judgment resulting in payment of a fine and costs, may result in: 1) a warrant issued for your arrest; 2) a charge of Failure to Appear and \$234 fine; 3) denial of Driver's License renewal; 4) denial of motor vehicle registration or renewal; 5) a \$300 DPS fee for each violation charged; and 6) a Warrant Fee of \$50. This is not an admission of guilt, but I do acknowledge receipt of this notice and I will appear in court at the time and place designated above. I am the person named and identified in this ticket.

Notes / Witness name, address, phone / Witness Name and ID# ---

Signature x Darbus Stewart

EXHIBIT 2

CITY OF HOUSTON MUNICIPAL COURTS

☒ 1400 Lubbock
Houston, TX 77002
7:00 A.M. to 10:00 P.M.
Monday - Friday
7:00 A.M. to 4:00 P.M.
Saturday

☒ 6300 Miyake
Houston, TX 77048
8:00 A.M. to 6:00 P.M.
Monday - Friday

☒ 3203 S. Dairy Ashford
Houston, TX 77062
8:00 A.M. to 6:00 P.M.
Monday - Friday

☒ 9455 W. Montgomery Rd
Houston, TX 77066
8:00 A.M. to 6:00 P.M.
Monday - Friday

 * Annex Court Closed
12 P.M. - 1 P.M.

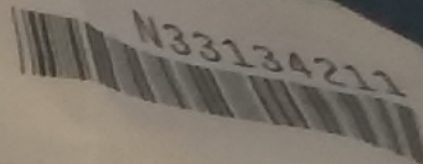
 ** Annex Court Closed
12PM - 1PM and 5PM - 6PM

Pay or Resolve this ticket before your court date or YOU MUST APPEAR

 Court # 10 Time 400 A.M./P.M. Date 9 / 11 / 2017

 For locations and hours see page 2, call 311 or (713) 837-0311, or visit www.houston.tx.gov/courts
Hours of Operation are subject to change.

Ticket #

Last Name ChappellFirst Name Lawrence
☐ DL ☐ COL
☐ MD ☐ MC #

REDACTED

 Race B Sex M DOB REDACTED
Month Day Year
Age 37Height 60Veh
Lic

ST

Color

Make

Model

Occ

Front

Home Address HomelessCity HoustonST TXZIP 77004

Area Code

Home Phone

Work Address

City

ST

ZIP

Area Code

Work Phone

☒ ENCAMPMENT - 500 US 59
#2 ☐#3 ☐
 OFFENSE DATE 8 / 17 / 17 TIME 930 AM / PM (issue date if different)
Month Day Year

If commercial (vehicle, learners permit) include SSN

Road Surface

Locations:

1 500 US 59

#

#

Notes / Witness name, address, phone / Witness Name and ID#

OFFICER NAME BOWIECommercial Vehicle ☒ Y ☒ NHAZMAT ☒ Y ☒ N

Weather

Traffic

Your failure to appear, failure to pay, or failure to satisfy a judgment ordering payment of a fine and costs, may result in: 1) a warrant issued for your arrest; 2) a charge of Failure to Appear and \$234 fine; 3) denial of Driver's License renewal; 4) denial of motor vehicle registration or renewal; 5) a \$30 DPS fee for each violation charged; and 6) a Warrant Fee of \$30. This is not an admission of guilt, but I do acknowledge receipt of this notice and I will appear in court at the time and place designated above. I am the person named and identified in this ticket.

Signature Lawrence Chappell

SEARCH

CONSENT

ARREST

EXHIBIT 3

CITY OF HOUSTON MUNICIPAL COURTS

☒ 1400 Lubbock
Houston, TX 77002
7:00 A.M. to 10:00 P.M.
Monday - Friday
7:00 A.M. to 4:00 P.M.
Saturday

☐ 8300 Mykawa
Houston, TX 77048
8:00 A.M. to 5:00 P.M.
Monday - Friday

☐ 9455 W. Montgomery Rd
Houston, TX 77088
8:00 A.M. to 5:00 P.M.
Monday - Friday

☐ 3203 S. Dairy Ashford
Houston, TX 77082
8:00 A.M. to 9:00 P.M.
Monday - Friday

* Annex Court Closed
12 P.M. - 1 P.M.

** Annex Court Closed
12PM - 1PM and 5PM - 6PM

CITIZEN COPY

Pay or Resolve this ticket before your court date or **YOU MUST APPEAR**

Court # 10 Time 4:00 A.M./P.M. ☒ Date 9 / 11 / 17
Month Day Year

For locations and hours see page 2, call 311 or (713) 837-0311, or visit www.houstontx.gov/courts

Hours of Operation are subject to change.

Ticket #

N33134017



REDACTED

Last Name

Spivey

First Name

Vernon

MI

☒ DL ☐ CDL
☐ ID ☐ MC #

ST

Race

B

Sex

M

DOB

REDACTED

Age

Height

Veh Lic

ST

Color

Make

Model

Occ Front

Occ Back

Home Address

Homeless

City

ST

ZIP

Area Code

Home Phone

Work Address

City

ST

ZIP

Area Code

Work Phone

#1

CC1746 - Violation of encampment ordinance

#2

#3

OFFENSE DATE 8 / 11 / 17 TIME

A.M. / P.M. (issue date if different)

Month / Day / Year

If commercial (vehicle, learners permit) include SSN

Road Surface

Locations:

#

500 U.S. 59

#

#

Notes / Witness name, address, phone / Witness Name and ID#

Warned: 5/24/17 + 8/16/17

Commercial Vehicle

Y

N

HAZMAT

Y

N

Weather

Traffic

OFFICER NAME

MB Bruner

Your failure to appear, failure to pay, or failure to satisfy a judgment ordering payment of a fine and costs, may result in: 1) a warrant issued for your arrest; 2) a charge of **Failure to Appear** and **\$234 fine**; 3) denial of Driver's License renewal; 4) denial of motor vehicle registration or renewal; 5) a **\$30 DPS fee** for each violation charged; and 6) a **Warrant Fee of \$50**. **This is not an admission of guilt**, but I do acknowledge receipt of this notice and I will appear in court at the time and place designated above. I am the person named and identified in this ticket.

Signature:

X refused to sign

SEARCH	Y/N
CONSENT	Y/N
ARREST	Y/N

CERTIFICATE OF SERVICE

On the 17th day of August, 2017, pursuant to Federal Rules of Civil Procedure, a true copy of the instrument to which this Certificate is attached was duly served upon each party to this cause on the CM/ECF system, which will automatically serve a Notice of Electronic Filing on the respective attorneys.

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Attorneys for Defendant

/s/ Joseph M. Abraham

Joseph M. Abraham