

# Exhibit 2

**Declaration of Alexander Grinis**

1. I am currently in custody at FMC Devens “Camp.” My Bureau of Prisons (“BOP”) Register Number is 01014-138.
2. I am 49 years old.
3. I am serving a sentence of 9 months arising from a conviction for making false statements on a loan application. The BOP calculates my release date to be June 16, 2020.
4. I have been told that I will be released to a halfway house on or about May 21, 2020. I have also been told that I will be required to spend two weeks in solitary confinement in the “SHU” or Special Housing Unit of the Devens prison as a form of quarantine prior to my release to the halfway house.
5. On April 10, 2020, I submitted by U.S. Mail a request to the Warden for compassionate release or in the alternative for release to home confinement under the Barr Memo and the CARES Act. I have not received a response to this request.
6. I have a medical history of hypertension and atypical chest pain. I am concerned that I may get COVID-19 and become very sick.
7. It is not possible to stay six feet away from other inmates. I am housed in the “camp” with approximately 100 other inmates. We all sleep in the same space, divided into “cubes” of approximately 7 by 9 feet. The cubes are open, without doors. The walls of the cubes do not go to the ceiling, they are between 5 to 6 feet tall. Approximately one third of the cubes contain a two-person bunk bed while the remaining cubes contain two two-person bunk beds.
8. There are 12 toilets, 12 sinks, and 12 showers shared among all of the inmates in the camp. These facilities are often not sanitary. They are supposed to be cleaned twice per day by inmates at 7 a.m. and 11 a.m.

9. Soap is available for purchase but not otherwise provided. Hand sanitizer is only available in the kitchen.

10. Camp inmates work during the day in different areas of the camp and outside of the camp in other buildings and areas of the facility. I work in the cafeteria of the camp.

11. There are 4 telephones and 5 computers in the camp, clustered together. They are not cleaned between users.

12. Meals are eaten in the camp. Inmates stand in line for food very close together and eat at communal tables.

13. Inmates are not provided with any specific education or instruction about COVID-19 except that wearing masks and washing hands frequently is recommended.

14. Most, but not all, staff have started wearing masks. Staff rarely wear gloves

15. Starting in April, inmates were provided with three face masks each, to last for a month.

16. New inmates are still coming into the camp. I do not know if they are quarantined first.

17. I declare under the penalty of perjury that the contents of this declaration are true and correct to the best of my knowledge. I will sign a hard copy of this declaration at my earliest opportunity.

/s/ Alexander Grinis

April 13, 2020

# Exhibit 3

**Declaration of Michael Gordon**

1. I am currently incarcerated at FMC Devens. My Bureau of Prisons (“BOP”) Register Number is 96426-038.
2. I am serving a sentence of 15 years arising from a conviction for conspiracy to distribute marijuana, conspiracy to launder money, and money laundering. The BOP calculates my release date to be August 18, 2027.
3. I am 51 years old. In 2010 I underwent a liver transplant. My condition is monitored by FMC Devens and the Beth Israel Liver Center. My current post-transplant medications include tacrolimus and prednisone.
4. I believe that because my medications are immunosuppressants, and because I don’t have a strong, healthy liver, I am vulnerable to COVID-19 and at high risk of severe complications or death if I am infected.
5. I am also monitored for conditions including essential hypertension, pulmonary embolism, and chronic embolism and thrombosis of vein, all of which, I believe, place me at high risk of severe complications or death if I am infected with COVID-19.
6. I am not aware of any confirmed cases of COVID-19 at Devens but have heard about staff and inmates suffering flu-like symptoms, including some who have been tested and quarantined. I have also observed inmates in my unit and other units who appear to be sick.
7. I am housed in the “H-B” unit, second floor. I was recently moved to this unit, along with other inmates who have medical conditions that place us at high risk of severe COVID-19 infection. There are about 120 inmates in this unit.
8. It is impossible to stay six feet away from other inmates. My unit consists of approximately 65 open cubicle cells with a single bunk bed in each. The entire unit shares 4 toilets, 6 urinals, and 6 shower stalls.

9. The unit also shares 4 phones and 5 computers to send emails. The phones and computers are clustered together and not cleaned between each use. We are allowed to use the telephones and computers at the same time. We are very close together. We are not instructed to maintain distance from each other.

10. The unit shares a single sink to clean cooking and eating utensils. We share two microwaves, one icemaker, and one ice dispenser.

11. Several people in my unit leave and re-enter the unit regularly for dialysis treatments.

12. Inmates in my unit interact with inmates from other units during recreation (2-3 units take "rec" together). I have not, myself, been participating in "rec" in order to limit my own exposure to others.

13. Inmates in my unit stand inches from each other while in line for moves within the facility, and for meals.

14. We march in line to pick up meals from the "chow hall" and then we march back to the unit to eat. During meals, inmates sit four or five to a table; it is not possible to maintain six feet of separation from others during meals.

15. We spend most of our days in the unit. We all move around freely within the unit.

16. Prison staff interact with inmates from multiple units, and, of course, they regularly enter and leave the facility.

17. Most, but not all, staff have started wearing masks. Staff rarely wear gloves.

18. Starting in April, inmates were provided with three face masks to last for a month.

19. I am aware that this facility is accepting new inmates during the COVID-19 outbreak.

20. On April 10, 2020, I submitted a request to the Warden for compassionate release or in the alternative to be released on home confinement under the Barr memo or in the alternative for emergency furlough. I have not received any response.

21. I have reviewed the information contained in this declaration with my appellate lawyer, Michelle Menken, by telephone. I declare under the pains and penalties of perjury that the contents are true and correct to the best of my knowledge. I will sign a hard copy of this declaration at my earliest opportunity.

/s/ Michael Gordon

Michael Gordon

I, Michelle Menken, Esq., certify that I have reviewed this information with Mr. Gordon by telephone on April 13, 2020, and that he certified that the information contained in this declaration was true and correct to the best of his knowledge.

Michelle Menken

Michelle Menken

# Exhibit 4



**Declaration of Angel Soliz**

1. I am currently in custody at FMC Devens. My Bureau of Prisons (“BOP”) Register Number is 70926-079.
2. I am 59 years old.
3. I am serving a sentence of 240 months arising from a conviction for conspiracy and possession with intent to distribute methamphetamine. The BOP calculates my release date to be September 13, 2033.
4. I suffer from kidney disease and require dialysis. I also had a triple bypass and am diabetic.
5. I submitted a request to Warden Spaulding for compassionate release, which was denied. I then pursued administrative remedies which also were denied.
6. Because of my medical conditions, I am vulnerable to COVID-19 and at high risk of severe complications or death if I am infected.
7. It is not possible to stay six feet away from other inmates. I live in the “J-B” unit with approximately 120 other inmates. The unit is composed of cells housing two inmates each. The cells contain a sink and toilet and have doors that are closed and locked at night and during count times.
8. Inmates in the unit share 12 showers. The showers are often dirty and littered with used soap, used band-aids, used razors, and other debris.
9. Previously, inmates in the unit would eat meals in the dining hall. Recently, however, we have started bringing food back to our cells to eat.
10. There are 4 phones and 5 computers in the unit that are very close together. They are not cleaned between users.

11. When medications are provided inmates must stand in line next to each other to receive their medications.

12. Inmates are not provided with any specific education or instruction about COVID-19 except that wearing masks and washing hands frequently is recommended.

13. Most, but not all, staff have started wearing masks and gloves.

14. Starting in April, inmates were provided with three face masks each, to last for a month.

15. New inmates are still coming into the unit. I do not know if they are quarantined first.

16. I declare under the penalty of perjury that the contents of this declaration are true and correct to the best of my knowledge. I will sign a hard copy of this declaration at my earliest opportunity.

/s/ Angel Soliz

April 13, 2020