

DECLARATION OF [REDACTED]

1 I, [REDACTED] hereby declare and state as follows:

2 1. I have personal knowledge of the following facts, and, if called and sworn as a witness, I
3 could and would competently testify thereto.

4 2. My date of birth is [REDACTED]

5 3. I was formerly at student at Del Norte High School in the Poway Unified School District.
6 I attended Del Norte High School throughout my high school years, and officially
7 graduated on June [REDACTED].

8 4. During my twelfth grade year at Del Norte High School (the [REDACTED] school year), I
9 took an [REDACTED] course for which David Williams (hereinafter
10 "Mr. Williams") was my teacher. The class was [REDACTED]
11 senior year.

12 5. [REDACTED]
13 [REDACTED].

14 6. I considered this time period a difficult time in my life due to my family problems. As a
15 result, I sought out assistance and guidance from my teachers and school counselors.

16 7. I did not have a class during [REDACTED] period of my school day senior year. Initially, after
17 [REDACTED], I would go to various teachers' classrooms during [REDACTED] period for extra
18 help, including Mr. Williams' class.

19 8. Between January [REDACTED] through June [REDACTED], I spent more and more time in
20 Mr. Williams' classroom during [REDACTED] period, as I did not have a class and he had his
21 preparatory period (with no students) during this time.

22 9. By approximately late April/early May [REDACTED], I considered Mr. Williams an adult in whom
23 I could trust. Mr. Williams listened to my descriptions of my problems and offered me
24 advice and solutions in a nonjudgmental way, much like a trusted counselor.

25 10. By May [REDACTED], I shared more with Mr. Williams about my personal problems, family life,
26 relationship with my parents, relationships with my peers and significant others, and my
27 emotions, than I did with any other teacher or counselor. I enjoyed my conversations with
28 Mr. Williams very much; he became my primary source of counseling and guidance.

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- 1 11. Leading up to the end of my senior year, Mr. Williams and I would hug as I was leaving
2 [REDACTED] period when I was having a bad day. When I hugged Mr. Williams, I felt a physical
3 connection between us. It was apparent that he felt a physical connection with me too.
- 4 12. Leading up to the end of my senior year, I understood that my friendship and relationship
5 with Mr. Williams was progressing both emotionally and romantically. Mr. Williams
6 made comments to me clearly indicating that he was physically attracted to me.
- 7 13. During my conversations with Mr. Williams, I came to understand that he had problems in
8 his personal life as well. He shared with me problems he had with his family and
9 upbringing, as well as difficulties he was experiencing in his marriage with his wife and
10 the difficulties he experienced in his prior marriage.
- 11 14. On or about Saturday, May [REDACTED], I attended my senior prom.
- 12 15. On or about Monday, May [REDACTED], I spent time with Mr. Williams during [REDACTED] period.
13 During our discussion that day, I mentioned some sort of physical or sexual topic regarding
14 my ex-boyfriend. In response to what I said, Mr. Williams said something to the effect of
15 recommending I take matters into "[my] own hands." I understood this to be a reference to
16 masturbation. That day, as I was leaving his class at the end of [REDACTED] period, he stood up
17 from his stool near the door and hugged me from behind as I was walking out. As he
18 hugged me, he made a comment to the effect of, "Try that out tonight and let me know
19 how that goes."
- 20 16. On or about Tuesday [REDACTED] [REDACTED], I again went to Mr. Williams' classroom during [REDACTED]
21 period. As I was leaving the classroom, he and I shared a long hug, as if neither of us
22 wanted to let go. He then picked me up off the ground while hugging me. When he put
23 me down, we looked at each other and it was clear we were both freaking out.
24 Mr. Williams said something to the effect of, "This isn't right. I haven't done this before.
25 I don't know what I'm doing but I definitely want to kiss you." After he said that, we
26 kissed; it was a brief kiss on the lips, but we did not use our tongues.
- 27 17. During the week of May [REDACTED] our [REDACTED] class was engaged in a [REDACTED]
28 project, so the blinds and window shades were covering all the classroom windows.

- 1 18. On or about Wednesday, May [REDACTED], I again went to Mr. Williams' classroom during
2 [REDACTED] period. I was not sure if he wanted me there after our encounter the previous day, so I
3 sat in his classroom writing in my journal. As I wrote in my journal, he approached me
4 and said something to the effect of, "I haven't been getting a lot of sleep. I'm stressed with
5 my masters." Mr. Williams and I expressed agreement that what was going on between us
6 was not right. Mr. Williams thereafter made a comment about how pretty I looked, and
7 instructed me to follow him. He led me into a neighboring teacher's classroom where we
8 had a longer kiss. We kissed, using tongues, while standing against a desk. I am unsure
9 why he led me into the neighboring classroom to kiss. We walked back into Mr. Williams'
10 classroom where I gathered my belongings and kissed goodbye.
- 11 19. Most school days between May [REDACTED] and June [REDACTED], Mr. Williams and I kissed and
12 had other physical contact during [REDACTED] period when we were alone together.
- 13 20. At some point shortly after we initially kissed, our physical interactions progressed to
14 touching one another's private parts, including my breasts and vaginal area, both over and
15 under our clothing.
- 16 21. I took my final exams during the third trimester of my senior year on the dates scheduled
17 for seniors, June [REDACTED] and June [REDACTED].
- 18 22. At some point between June [REDACTED] and June [REDACTED] Mr. Williams informed me that he
19 had set up a "Gmail" (Google mail) account that he and I could use to communicate with
20 one another. I understood that the purpose of the Gmail account he created was for the two
21 of us to communicate and proceed with our relationship, which I understood would
22 become sexual.
- 23 23. The Gmail account Mr. Williams created had the username [REDACTED]@gmail.com and the
24 password was "[REDACTED]".
- 25 24. I did not consider the progression of our relationship from teacher-student to friend-friend
26 to sexual partners unusual or troubling. The progression of our relationship seemed like a
27 logical next step based on our interactions up to that time. This was a difficult time period
28 in my life; the progression of my relationship with my teacher paled in relation to the other

- 1 personal matters with which I was dealing.
- 2 25. I emailed Mr. Williams on the secret Gmail account he established for us as early as
- 3 June 11, [REDACTED]. He emailed me on the Gmail account he established for us as early as
- 4 June 15, [REDACTED].
- 5 26. On or about June 15, [REDACTED], I had sex with Mr. Williams. The first time we had sex, we
- 6 had sex in his classroom at Del Norte High School. We had sex possibly ten (10) times in
- 7 his classroom at Del Norte High School, mostly on weekend evenings, and on two (2)
- 8 occasions in a staff restroom at Del Norte High School.
- 9 27. On or about November 5, [REDACTED], I decided to no longer pursue a sexual relationship with
- 10 Mr. Williams and deleted the Gmail account we had shared.
- 11 28. On or about November 5, [REDACTED], Mr. Williams emailed me (from his Poway Unified School
- 12 District email to my personal Gmail account) inquiring about his inability to access the
- 13 Gmail account we had shared. I fabricated a story to him that a friend had walked in while
- 14 I was using it and deleted it in case the friend figured it out. At that time, I wanted to
- 15 continue having a relationship with him and created a new account for us to share.
- 16 29. On or about November 5, [REDACTED] I created a second secret Gmail account for us to use to
- 17 communicate with the address [REDACTED]@gmail.com and using the same password as with
- 18 the prior account, "[REDACTED]". The prior account was deleted.
- 19 30. On or about November 5, [REDACTED], I emailed Mr. Williams the new Gmail account
- 20 information (from my personal Gmail account to his Poway Unified School District
- 21 account).
- 22 31. I maintained a sexual relationship with Mr. Williams from approximately June 15, [REDACTED]
- 23 through at least August [REDACTED]. We would meet to have sex on occasions when I visited San
- 24 Diego from [REDACTED] ("[REDACTED]"), where I previously attended college,
- 25 and after I moved back in with my parents (in San Diego) [REDACTED].
- 26 32. Throughout the sexual relationship I carried on with Mr. Williams, we agreed not to
- 27 become emotionally invested in our relationship. Mr. Williams made it a point to remind
- 28 me that we could not get ahead of ourselves with the relationship.

- 1 33. In or around early September 2016, I had made plans to meet with Mr. Williams to have
2 sex on a Sunday evening. He had arranged to pick me up in his car after I got off work.
3 On this occasion, Mr. Williams shared with me that he received a text message informing
4 him there was a rumor that he had a sexual relationship with me and another former
5 student. Mr. Williams refused to tell me who had sent him the text message. Mr. Williams
6 and I discussed the possible repercussions of our relationship on his family and career as a
7 teacher and I told him that I would deny that any sexual activity occurred.
- 8 34. During my encounter with Mr. Williams in early September 2016, Mr. Williams told me
9 he would delete the Gmail account we shared and asked that I destroy any evidence of our
10 relationship.
- 11 35. In an effort to protect Mr. Williams, in early September 2016, after meeting with him, I
12 ripped pages from my journal in which I wrote about my relationship with him and tore
13 them up. In addition, I sent communications to several friends demanding that they
14 destroy and delete any communications I had ever sent them about Mr. Williams.
- 15 36. On or about September 22, 2016, I spoke via telephone with Del Norte High School
16 Principal Greg Mizel and acknowledged that I carried on a sexual relationship with
17 Mr. Williams after my graduation from Del Norte High School. I sent Mr. Mizel an email
18 in which I stated that the relationship I had with Mr. Williams escalated from emotional to
19 sexual after I graduated.
- 20 37. On or about September 30, 2016, I met with Mr. Mizel and Amy Estrada, an attorney
21 retained by the Poway Unified School District, for an investigation interview regarding my
22 relationship with Mr. Williams. During this interview, I acknowledged that Mr. Williams
23 and I had sex at Del Norte High School after my graduation, and as described above in
24 Paragraph 19.
- 25 38. On or about October 14, 2016, I met again with Mr. Mizel and Ms. Estrada for a follow up
26 interview. In response to questions about an email I had sent to Mr. Williams from my
27 personal Gmail account on June 11, [REDACTED], I acknowledged that Mr. Williams had set up
28 the secret Gmail account [REDACTED]@gmail.com) for us to use to carry on our sexual

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relationship prior to June 11 [REDACTED]

39. I am concerned about my privacy in this matter and request that any records including my name or personally identifiable information be redacted and/or kept under seal, whenever feasible.

40. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 26 day of October, 2016, in San Diego, California.

[REDACTED]
[REDACTED] Declarant