

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF PENNSYLVANIA

THE UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.) CIVIL ACTION NO.: 09-0065 SD
)
 NEW BLACK PANTHER PARTY)
 FOR SELF-DEFENSE, an)
 unincorporated association, MALIK ZULU)
 SHABAZZ, MINISTER KING SAMIR)
 SHABAZZ aka MAURICE HEATH, and)
 JERRY JACKSON,)
)
 Defendants.)
 _____)

DECLARATION OF CHRISTOPHER HILL

Comes now the declarant, CHRISTOPHER HILL, pursuant to 28 U.S.C. § 1746, and declares the following:

1. On November 4, 2008, I was assigned to be a roving poll watcher in the City of Philadelphia. I had credentials which entitled me to enter polling locations in order to observe matters inside polling places, and potentially assist any voters who might need assistance. My credentials also allowed me to enter polling places with the purpose of observing events and reporting information seen within.

2. On the morning on November 4, 2008, I was deployed pursuant to these duties to polling places throughout the city, including at 1221 Fairmount Street in the City of Philadelphia in the morning. There, I observed two men wearing black uniforms with New Black Panther Party insignia, black boots and black berets. The two men were positioned directly in front of

the entrance to the polling place at 1221 Fairmount Street. The shorter of the two men possessed a weapon in the form of a billy-club or nightstick. I watched the shorter man with the weapon point it at individuals and tap it in his hand. In my opinion, the two uniformed men created an intimidating presence at the entrance of the polls. They were present when I arrived. I do not know how long they were there prior to my arrival. When I departed, the taller man remained at the entrance to the polls. I do not know when the taller man departed.

3. I observed that the billy-club or nightstick was brandished about by the shorter man in uniform. He pointed it at me and my colleagues and smacked it into the palm of his hand from time to time in our presence.

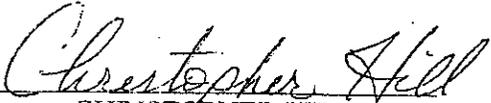
4. When I attempted to exercise my rights as a credentialed poll watcher, and enter the polling place, the two men formed ranks and attempted to impair my entrance into the polling place. They formed ranks by standing in such a way to make them a significant obstacle to my entrance. I also then observed that the nightstick contained a lanyard which was wrapped tightly around the shorter man's wrist. I am an Army veteran. I knew that use of the lanyard would make the nightstick a more effective weapon because it could be swung more aggressively without fear of dropping the weapon, and by leveraging the firmer grip into a more severe blow on any victim. I was forced to avoid their formation in order to enter the polling location. I did not make physical contact with either of them, but it was without question that they sought to intimidate me from entering the polling place and exercising rights I had as a credentialed poll watcher.

5. I have since learned that the shorter man is the Defendant King Samir Shabazz and the taller man in Defendant Jerry Jackson.

6. I heard Defendant King Samir Shabazz make a variety of racially charged statements while at the polling place directed at me and my colleagues which included terms such as "cracker" and miscellaneous profanity.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed on April 1, 2009


CHRISTOPHER HILL