

# **EXHIBIT D**

SUPERIOR COURT FOR THE STATE OF ALASKA  
THIRD JUDICIAL DISTRICT AT ANCHORAGE

ARCTIC VILLAGE COUNCIL,  
LEAGUE OF WOMEN VOTERS OF  
ALASKA, ELIZABETH L. JONES, and  
BARBARA CLARK,

Plaintiffs,

Case No. 3AN-20- 07853C1

v.

KEVIN MEYER, in his official capacity  
as the Lieutenant Governor of the  
State of Alaska; GAIL FENUMIAI, in  
her official capacity as the Director of  
the Alaska Division of Elections; and  
ALASKA DIVISION OF ELECTIONS,

Defendants.

**DECLARATION OF BARBARA CLARK**

My name is Barbara Clark. I am 72 years old and competent to make this declaration. The facts in this declaration are based on my personal knowledge. If called upon as a witness, I would testify to these facts:

1. I am a U.S. citizen and currently live in Anchorage, Alaska in the 99504 zip code. I am a registered voter at my current address. I have

lived at this address for fourteen years and in Alaska for twenty-four years.

2. I have been a teacher for twenty years. I currently teach English at West High School, a public high school in Anchorage. I am teaching online due to COVID-19, as are all other teachers in the school district. We stopped in-person teaching at my school in early March due to COVID-19.

3. I understand that the general election is on November 3, 2020, and I wish to vote in that election. I call myself a “super voter.” I vote in all major elections. Voting and political participation are core parts of my values. I believe that voting is a civic sacrament. It is the cornerstone of our democracy and core to being an American. I cannot imagine living in this country and not participating as a voter.

4. I voted in this year’s primary election by absentee ballot. That was the first time I voted absentee. I did so due out of fear of contracting COVID-19 if I attempted to vote in-person.

5. I live alone. I have been following public health recommendations around COVID-19 meticulously and self-isolating at home since early March. I have had my groceries delivered to my home via Instacart and takeout food delivered to my home via Doordash. I have left my home to

go to another indoor location only when necessary—in fact less than a dozen times in the last six months. For example, I left my home once for a medical appointment and once to take a COVID-19 test. I also leave my home weekly to take my car out to ensure its battery doesn't die. But I do not get out of my car when I drive it for this purpose.

6. I wear a mask whenever I leave my condominium unit, even when I go down to the bank of mailboxes to collect my mail or walk down the hallway I share with three other units.

7. I am practicing social distancing and otherwise self-isolating because I am truly concerned about contracting COVID-19. While I understand that anyone can contract COVID-19, experience health issues from it, and potentially die from it, I believe I am at particular risk for serious complications from COVID-19 because of my age and two underlying health conditions: I have high blood pressure and am obese.

8. I understand that my age and these underlying health conditions put me at an increased risk for severe illness from COVID-19.

9. I do not anticipate feeling safe leaving my home unnecessarily to be in a place where there are other people until a vaccine against COVID-19 is developed or a cure becomes available. I am also fearful

that leaving my home will become more dangerous to me if social distancing regulations are relaxed or lifted before a vaccine or cure are available, because keeping distant from other members of the community while outside the home will only become harder.

10. I want to vote in the general election on November 3 but I am afraid to go to the polls because it would make it more likely that I could contract COVID-19. That is why I intend to vote by absentee ballot.

11. But, because I live alone, I do not have someone who could easily be a witness for an absentee ballot. For the primary election, I had to ask a neighbor to come to my door and witness me completing my ballot. We both wore masks and tried to maintain six feet of distance between us. We used a "chair method" where I completed the ballot, placed it on a chair, and stepped back, and then he picked up the ballot, signed it, and returned it to the chair.

12. Taking these steps to complete my absentee ballot made me very uncomfortable and felt like an unnecessary risk to both me and my neighbor.

13. I do not wish to risk another such contact because of the continuing transmission of COVID-19 and the serious health risks I

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will face if I develop the disease. That is why I hope the witness requirement will be removed. If it is not, I will be forced to make what I consider to be a devastating choice between my right to vote and my health.

I certify under penalty of perjury that the foregoing is true, and that a notary public or other official empowered to administer oaths is unavailable.

Executed on September 8, 2020

s/ Barbara Clark

Barbara Clark

*\*Original signature and Form TF-835 forthcoming*