

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

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AMERICAN ASSOCIATION OF PEOPLE )  
 WITH DISABILITIES, FEDERATION OF )  
 WOMEN’S CLUBS OVERSEAS, INC., NEW )  
 MEXICO PUBLIC INTEREST RESEARCH )  
 GROUP EDUCATION FUND, and )  
 SOUTHWEST ORGANIZING PROJECT, )  
 Plaintiffs, )  
 v. )  
 )  
 MARY HERRERA, in her capacity as )  
 Secretary of State, )  
 Defendant. )

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No. CV-08-702 JOB/WDS

**DECLARATION OF PATRICK J. ROGERS**

I, Patrick J. Rogers hereby declare:

1. I am over the age of 21 and make these statements upon personal knowledge.

2. I am a member of the bar of New Mexico and a shareholder at the Modrall, Sperling, Roehl, Harris & Sisk, P.A. law firm.

3. Together with Jason Bowles and B. J. Crow of Bowles & Crowe, P.A. we represent Nazarena (“Nina”) Martinez, Justine Fox-Young, Rhoda Coakley (Chaves County Clerk) and the Republican Party of New Mexico, proposed interveners in this lawsuit.

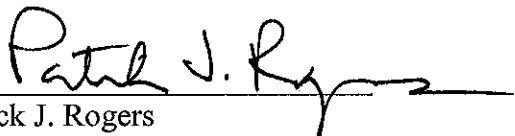
4. On or about July 24, 2008 I did call Mr. John Boyd; however I did not mention, state or imply that I was representing the New Mexico Republican Party at that time. I did not mention any possible intervention by the New Mexico Republican Party. I did tell Mr. Boyd that it was possible that several voters may have an interest in intervening.

5. One voter with an interest in the matter changed her mind and is not a potential intervener at this time.

6. Only after August 11, 2008 and the filing of the Motion for Preliminary Injunction was I engaged to represent the present proposed interveners.

Pursuant to 28 U.S.C. § 1746 I certify under penalty of perjury that the foregoing is true and correct.

Dated this 21<sup>st</sup> day of August 2008 in Albuquerque, New Mexico by Patrick J. Rogers.

  
Patrick J. Rogers  
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