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10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
11 **FOR THE COUNTY OF RIVERSIDE**

12 MAE M., through her guardian ad litem  
13 Anthony M., SUSAN C., through her  
14 guardian ad litem Sabrina C., GWEN S.,  
15 through their guardian ad litem Ramona S.,  
16 CARSON L., through his guardian ad litem  
17 Nancy L., DAVID P., through his guardian  
18 ad litem RACHEL P., VIOLET B., through  
19 her guardian ad litem INEZ B., STELLA B.,  
20 through her guardian ad litem INEZ B.,  
21 TEMECULA VALLEY EDUCATORS  
22 ASSOCIATION, AMY EYCHISON,  
23 KATRINA MILES, JENNIFER SCHARF,  
24 and DAWN SIBBY,

Plaintiffs,

v.

21 JOSEPH KOMROSKY, JENNIFER  
22 WIERSMA, DANNY GONZALEZ,  
23 ALLISON BARCLAY, and STEVEN  
24 SCHWARTZ, in their official capacities as  
25 members of TEMECULA VALLEY  
26 UNIFIED SCHOOL DISTRICT BOARD OF  
27 TRUSTEES, TEMECULA VALLEY  
28 UNIFIED SCHOOL DISTRICT, and DOES  
1 – 100,

Defendants.

Case No.: CVSW2306224

**DECLARATION OF EDGAR DIAZ**

Judge: Honorable Irma Poole Asberry

Dept.: 5

**DECLARATION OF EDGAR DIAZ**

I, Edgar Diaz, declare and state as follows:

1. I have personal knowledge of the facts in this declaration. If called upon to testify, I could and would testify competently to the following facts.

2. I am the President of the Temecula Valley Educators Association (“TVEA”). In that role, I help to negotiate and enforce the collective bargaining agreement between TVEA and the Temecula Valley Unified School District (“TVUSD” or the “District”). I also manage the governance of TVEA, with its standing committees, bylaws and standing rules.

3. I am currently on full-time release from teaching duties, in order to serve as the TVEA president. Prior to my release, I was a Social Studies teacher at Gardner Middle School, where I taught from 2011 until 2021.

4. TVEA is a teachers’ union based in Temecula, California. It is a chapter of the California Teachers Association. TVEA represents TVUSD teachers, nurses, counselors, social workers, psychologists, and speech pathologists. Encompassing educators at 18 elementary schools, six middle schools, one TK-8 school, one K-8 virtual school, five high schools, and one adult school, TVEA advocates for over 1,425 public education professionals across Temecula, Murrieta, and Winchester. TVEA’s members are individuals who work, reside, and/or pay taxes in Riverside County. In total, TVEA bargaining unit members serve approximately 30,000 students in grades TK through 12.

5. The Board’s enactment and implementation of the Resolution are causing TVEA members to suffer irreparable injury. The Board has cited the Resolution in support of its initial refusal to adopt a standards-aligned elementary history-social sciences curriculum. More broadly, by censoring ideas and modes of inquiry disfavored by certain Board members, the Resolution has made it impossible for TVEA educators to meet their professional obligations to their students and teach the concepts mandated by both State and District policy.

6. TVEA members have informed me that they had to change their lesson plans; stop teaching books that address racial and other forms of inequality; censor their instruction

1 and their answers to student questions on standards-mandated topics; and limit classroom  
2 conversations to avoid being reported.

3 7. Most recently, Policy 5020.01 (the “Policy”) has jeopardized TVEA members’  
4 ability to support LGBTQ students by requiring them to out students to their parents anytime  
5 they learn that a student is identifying as a gender other than that assigned to them at birth. The  
6 Policy has undermined the trust between TVEA members and their LGBTQ students, driving  
7 teachers to steer far clear of any issues involving gender identity or expression and transforming  
8 District classrooms into unsafe environments in which LGBTQ students must constantly be on  
9 their guard.

10 8. TVEA has diverted significant organizational resources toward redressing the  
11 censorship and Board decisions. I have spoken at many Board meetings to highlight the  
12 Resolution’s harms to teachers and students and the significant impact that delaying social  
13 science textbooks, which were vetted and piloted by TVEA members, would have on our  
14 members.

15 9. TVEA has no way of parsing the Resolution’s vague language, but we are  
16 having to field countless questions from teachers and administrators regarding what they can  
17 and cannot teach, and what questions they can and cannot answer, under the Resolution.

18 10. Since the Board’s adoption of the Resolution, the vast majority of TVEA  
19 meetings have dealt with addressing the Resolution, and particularly to supporting teachers who  
20 fear losing their livelihoods if they are accused of violating it. Recently, the Board significantly  
21 delayed the adoption of grades K–5 history and social science curricula and instructional  
22 materials, giving elementary school educators across the District only 24 days to prepare for the  
23 coming year. The Board has also restricted use of the materials it did adopt, excising  
24 information about the LGBTQ rights movement and its leaders from classroom instruction.

25 11. Using the hashtag #BlueTuesdays, TVEA has encouraged community members  
26 to attend Board meetings wearing blue in opposition to curricular restrictions and in support of  
27 our students from all backgrounds and identities. It created a website, Textbooks 4 Teaching, to  
28

1 inform community members about the need for standards-compliant instructional materials.

2 And it has organized multiple rallies with the goal of moving the Board to act.

3 12. TVEA has intensified its efforts to push back against the Board’s partisan  
4 decisions. On June 6, we hosted a rally to advocate for the adoption of state standards-aligned  
5 social studies textbooks at the Temecula Duck Pond and Veterans Memorial Park. We hosted  
6 another rally on the same issue on June 27, outside of the Board meeting at the Temecula  
7 Valley High School. During the June 13 Board meeting, I admonished the Board for  
8 supporting “divisive and political policies.” After months of community strife, I told the Board  
9 the sentiment of our members: “The politics you have injected into TVUSD do not belong  
10 here.”

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

13 Executed on November 13, 2023.

14 *Edgar Diaz*

15 \_\_\_\_\_  
16 Edgar Diaz  
17 Declarant

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