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12 FAIR EDUCATION SANTA  
13 BARBARA, INC.

14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
15 **COUNTY OF SANTA BARBARA**

16 FAIR EDUCATION SANTA BARBARA,  
17 INC., a 501(c)(3) organization

18 Plaintiff,

19 vs.

20 SANTA BARBARA UNIFIED SCHOOL  
21 DISTRICT, a public-school district; CARY  
22 MATSUOKA, in his official capacity; and  
23 JUST COMMUNITIES CENTRAL  
24 COAST, INC., a 501(c)(3) organization,

25 Defendants.

Case No.: 19CV01875

**DECLARATION OF GREG HAMMEL  
IN SUPPORT OF PLAINTIFF'S  
OPPOSITION TO DEFENDANTS'  
SPECIAL MOTION TO STRIKE**

Date: September 17, 2019  
Time: 9:30 AM  
Dept.: 3

Date Filed: April 8, 2019  
Trial Date: None Yet

[Assigned for all purposes to Hon. Thomas  
P. Anderle, SB Dept. 3]

**DECLARATION OF GREG HAMMEL**

I, Greg Hammel, declare and state as follows:

1. I am the parent of two children in the Santa Barbara Unified School District, including a senior currently attending Dos Pueblos High School. I am an individual over the age of 18 and have personal knowledge of the facts set forth below and if called as a witness, could testify competently thereto.

2. My son is currently a senior attending Dos Pueblos High School. He is an Eagle Scout and, among many other extracurricular activities, was a member of the Dos Pueblos High School basketball team in 2018-2019. My son is also a supporter of President Donald Trump and will openly confirm this if asked by his peers. This is an unpopular opinion amongst a large sub-set of students and faculty at Dos Pueblos, including certain members of the basketball team.

3. In this regard, starting during the spring semester of the 2018-2019 school year, my son was bullied by two of his basketball teammates in retaliation for his conservative values and support of President Trump. This bullying included both verbal and physical harassment, including having basketballs thrown at his head by one of the individuals as well as being “sucker punched” by the other individual. My son received a concussion from this “sucker punch”. My son is Caucasian and the two individuals who bullied my son are African American and Middle Eastern, respectively.

4. My son and I both complained about the bullying to the basketball coach (a mandated reporter), but no action was taken. This was in violation of the California statute with regards to mandated reporters. After further complaints, my son filed an official bully incident with the school counselor and principal affiliated with Dos Pueblos who conducted a meeting wherein they listened to both sides of the dispute and rendered the opinion that my son was the victim of bullying by these two other students and issued the instruction that the bullying needed to stop. I discussed reporting my son’s assault (sucker punch) to the local police. The principal and counselor directed me away from reporting this incident to the local police.

5. During this new school year, the bullying has continued. On August 29, 2019, the Middle Eastern student *falsely* told school officials that my son had purportedly called him a

1 “Muslim bomber.” This was completely false. *He fabricated the entire story.* When my son was  
2 questioned about it by the Dos Pueblos counselor, he adamantly denied saying this and said that it  
3 was actually the Middle Eastern student that was bullying him in continuation from the previous  
4 school year’s bullying. Later that day, my son approached this student and asked him why he told  
5 this false story to the school counselor . The Middle Eastern student then pushed my son and my  
6 son, in an effort to defend himself, got into a physical altercation with this student. The altercation  
7 was broken up shortly thereafter.

8 6. As punishment, the principal at Dos Pueblos then suspended *my son* for “fighting”.  
9 The principal and campus police officer had an official incident report about my son submitted to  
10 the local court system. The principal stated that the court will probably make my son take some sort  
11 of anger management classes. I was incredulous when I heard this because my son was the one who  
12 was bullied by these other students from the start, the school completely failed to protect him and  
13 affirmatively discouraged us from filing a police report in response to physical abuse (which caused  
14 my son to suffer a concussion) that was far more dangerous and harmful than that what happened  
15 on August 29, 2019. And again, to be very clear, what occurred on August 29<sup>th</sup> was in direct  
16 retaliation for my son first asking the Middle Eastern student why he had lied to the counselor, and  
17 my son then being pushed by that student in response.

18 7. The individual who sucker punched my son, sent my son cyber images of a bloody  
19 fight where he indicated that this was in store for him when he returned to school. These images  
20 were sent to my son and others via social media. My son has saved these images. The principal has  
21 clearly not protected my son from these individuals. This is in clear violation of California statutes  
22 with regards to bullying and what is required by the principal and the school district to protect  
23 students like my son from bullying.

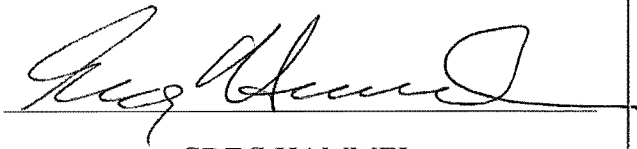
24 8. Based on my son’s experiences at Dos Pueblos, there is clearly a double standard at  
25 play. If you are a student who supports the President of the United States, you not only run the very  
26 real risk of being beaten by other students, but also of either being ignored by the school  
27 administration when you complain of the illegal bullying, or being found at fault by the  
28 administration, or both. On the other hand, if a student is opposed the President of the United States,

1 then the administration turns a blind eye to that student's bullying of those who support the  
2 President. The school has completely failed to protect my son in the face of his being targeted for  
3 his political views.

4 9. The foregoing is a summary of what has occurred regarding these events, and is not  
5 a complete recitation thereof, and my family is considering all of our available legal options.

6 I declare under penalty of perjury under the laws of the State of California and the United  
7 States of America that the foregoing is true and correct.

8 Executed this second day of September, 2019 at Goleta, CA.

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11 GREG HAMMEL

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