

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 MICHAEL MAURO**

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

1. I am an attorney. On November 4, 2008, I was assigned to be an attorney poll watcher in the City of Philadelphia.
2. I was provided training as part of these duties. In this training, I was instructed that one purpose of my responsibilities on Election Day was to aid voters. This aid could come in the form of answering questions or providing assistance if a voter were denied the right to vote.
3. On the morning on November 4, 2008, I was deployed pursuant to these duties to polling places throughout the city, including 1221 Fairmount Street in the City of Philadelphia. I there 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. I observed these two men for approximately forty-five minutes at the entrance to the poll. 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.

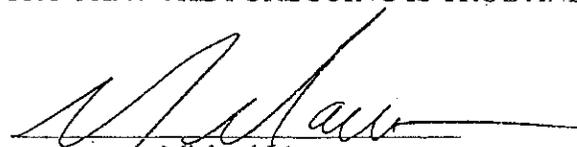
4. I also witnessed members of the Philadelphia Police Department arrive and order the two men to their police vehicle. A discussion between the two men, and police officers, occurred. The shorter man in the black uniform was seemingly not allowed to stay in front of the polls, and I saw him depart, while the taller man returned to his position in front of the entrance to the polls. As the shorter man departed, he belligerently yelled a statement at me and other white poll watchers which contained racial terms.

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 observed an individual take video of Defendants Shabazz and Jackson in front of the polling location. The video of them appearing at the entrance of the polling location, which I have since seen, is a fair and accurate representation of what occurred on November 4, 2008.

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

Executed on March 31, 2009

  
Michael Mauro