

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

N.C. ex rel. YIATIN CHU; CHINESE
AMERICAN CITIZENS ALLIANCE OF
GREATER NEW YORK; INCLUSIVE
EDUCATION ADVOCACY GROUP; and
HIGHER WITH OUR PARENT
ENGAGEMENT,

Plaintiffs,

v.

BETTY A. ROSA, in her official capacity as
Commissioner of Education for the State of
New York,

Defendant.

No. 1:24-cv-00075 (DNH-CFH)

DECLARATION OF [REDACTED]

I, [REDACTED], declare as follows:

1. The facts set forth in this declaration are based on my knowledge and, if called as a witness, I can competently testify to truthfulness under oath. As to those matters that reflect a matter of opinion, they reflect my personal opinion and judgment upon the matter.
2. I am an Asian-American resident of New York State.
3. I am a member of the Inclusive Education Advocacy Group.
4. As an Inclusive Education Advocacy Group member, I represent the interests of my children, M.Z. and T.Z, as their parent and guardian.
5. My child, M.Z., is Asian American and a resident of New York State.

6. M.Z. is enrolled in 11th grade, is in good academic standing, has an overall GPA above 80, and a GPA above 80 in math, science, and English.

7. M.Z. was unable to complete an application for admission to the summer 2023 Science and Technology Entry Program (STEP) session at CUNY Baruch College because she was required to satisfy a family income threshold.

8. It is my understanding that if M.Z. was not Asian American, but instead was black, Hispanic, Native American, or Alaskan Native, then M.Z. would be eligible to apply regardless of our family's income.

9. Because M.Z. was unable to apply to the summer 2023 STEP session at CUNY Baruch College due to her race, I instead paid thousands of dollars to enroll her in an alternative summer science program.

10. My child, T.Z., is Asian American and a resident of New York State.

11. T.Z. is enrolled in 8th grade, is in good academic standing, has an overall GPA above 80, and a GPA above 80 in math, science, and English.

12. T.Z. is able and ready to apply for admission to STEP sessions at New York University and CUNY Baruch College for summer 2024.

13. Because T.Z. is Asian American, he must satisfy a family income threshold to be eligible to apply for this program.

14. It is my understanding that if T.Z. was not Asian American, but instead was black, Hispanic, Native American, or Alaskan Native, then T.Z. would be eligible to apply regardless of our family's income.

15. I believe that the STEP student eligibility requirements discriminate against Asian-American applicants like M.Z. and T.Z. because of their race.

* * *

I declare under penalty of perjury that the foregoing is true and correct. Executed on this

1st day of April, 2024, at New York, New York.

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