

1 A. Marisa Chun (SBN 160351)  
mchun@crowell.com  
2 Kristin J. Madigan (SBN 233436)  
kmadigan@crowell.com  
3 Suzanne E. Rode (SBN 253830)  
srode@crowell.com  
4 CROWELL & MORING LLP  
3 Embarcadero Center, 26th Floor  
5 San Francisco, California 94111  
Telephone: 415.986.2800  
6 Facsimile: 415.986.2827

7 Norman J. Hamill (SBN 154272)  
norman.hamill@ucop.edu  
8 Katharine Essick (SBN 219426)  
katharine.essick@ucop.edu  
9 UNIVERSITY OF CALIFORNIA  
Office of General Counsel  
10 1111 Franklin Street, 8th Floor  
Oakland, CA 94607-5200  
11 Telephone: 510.987.9800  
Facsimile: 510.987.9757

12 *Attorneys for Defendants*

13 The Regents of the University of California and  
Michael V. Drake  
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15 SUPERIOR COURT OF THE STATE OF CALIFORNIA

16 COUNTY OF ALAMEDA

17 CINDY KIEL, J.D., an Executive Associate  
Vice Chancellor at UC Davis, MCKENNA  
18 HENDRICKS, a UC Santa Barbara student,  
EDGAR DE GRACIA, a UCLA student, and  
19 LELAND VANDERPOEL, an employee at the  
Fresno satellite extension of the UCSF Medical  
20 Education Program, and FRANCES OLSEN,  
Professor of Law at UCLA,

21 Plaintiff,

22 v.

23 THE REGENTS OF THE UNIVERSITY OF  
24 CALIFORNIA, a Corporation, and MICHAEL  
V. DRAKE, in his official capacity as President  
25 of the UNIVERSITY OF CALIFORNIA,

26 Defendants.  
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Case No. HG20072843

Unlimited Civil Jurisdiction

ASSIGNED FOR ALL PURPOSES TO:  
Hon. Richard L. Seabolt  
Department 521

**DECLARATION OF ZOE FU-CHEN  
IN SUPPORT OF DEFENDANTS'  
OPPOSITION TO PLAINTIFFS'  
MOTION FOR PRELIMINARY  
INJUNCTION**

Date: October 14, 2020  
Time: 01:30 p.m.  
Dept.: 521  
Reservation No.: 2206283

Complaint filed: August 27, 2020  
Trial: None set

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I, Zoe Fu-Chen, declare:

1. I provide this declaration in support of Defendants The Regents of the University of California and Michael V. Drake’s (“Defendants”) Opposition to Plaintiffs’ Motion for Preliminary Injunction. I base this declaration on facts within my personal knowledge, to which I could and would testify competently if called upon to do so.

2. I am eighteen years old and currently a freshman at the University of California Los Angeles (“UCLA”). My younger sister and I have received a flu vaccine every year for as long as I can remember, including when I was a child. Neither my sister nor I have ever become ill or experienced any flu-like symptoms as a result of receiving the flu vaccine. As a freshman, I am aware that UCLA is requiring the flu vaccine this fall for all students who will be taking classes, living, or working on campus. I have complied with UC’s immunization requirements for matriculating students this year.

3. I strongly support UC’s flu vaccine requirement. I moved to Los Angeles to begin my college studies at UCLA. Due to UC’s health and safety protocols put in place as a result of the COVID-19 pandemic, I will start remote instruction at UCLA on October 1 for the fall quarter. However, I have been visiting the UCLA campus and plan to continue to do so this academic year. Indeed, I am hoping that UCLA will permit undergraduate students to take a broader range of classes in-person in the winter quarter and next year. Thus, it is important to me that other students, faculty, and staff who will be sharing the UCLA campus and facilities with me take all reasonable measures that will help keep students at UCLA healthy and free from the flu.

4. Given the COVID-19 pandemic and, especially, the seriousness of the pandemic in the Los Angeles area, I am glad that UCLA is taking appropriate precautionary measures to protect my health and safety, including requiring the flu vaccine, as well as the health and safety of my professors and fellow students. As a new freshman, I had read with interest reports of numerous cases of COVID-19 spreading on college campuses this year and had been concerned about the risk of contracting COVID-19 at UCLA. By helping us minimize the risk of contracting the flu, I believe that requiring the flu vaccine will help prevent UC officials from confusing flu

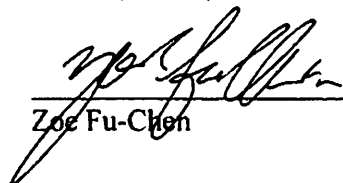
1 symptoms with COVID-19 symptoms among sick students.

2 5. I have elderly grandparents who live in the Bay Area whom I visit from time to  
3 time. My family and I have taken care to stay healthy and to avoid contracting communicable  
4 diseases, such as the flu or, now, COVID-19, in part because we love my grandparents and do not  
5 want to risk exposing them to the flu or to COVID-19, both of which could be life-threatening to  
6 them.

7 I declare under penalty of perjury under the laws of the State of California that the  
8 foregoing is true and correct to the best of my knowledge.

9 Executed in Los Angeles, California, on this 28th day of September 2020.

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Zoe Fu-Chen