

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

PUBLIC CITIZEN, INC., *et al.*,)
)
 Plaintiffs,)
)
 v.) Civil Action No. 8:01-CV-943-T-23TGW
)
 PINELLAS COUNTY, *et al.*,)
)
 Defendants.)
 _____)

DECLARATION OF JOHNETTA BROADDUS

The following declaration is tendered in support of plaintiffs’ Motion for Summary Judgment.

I, being duly sworn, do hereby affirm and swear that the following is true to the best of my knowledge and belief:

1. My name is Johnetta Broaddus, and I am of lawful age to make this declaration. I am currently Manager of Acquisition Mail for Christian Appalachian Project, a nonprofit charity located at 322 Crab Orchard Street, Lancaster, KY 40446-0001, and my telephone number is 859-792-3051.

2. I previously served as Direct Mail Technician with Christian Appalachian Project (“CAP”) and in that position, had the responsibility of registering CAP with the various states and localities that required such registration. I am therefore familiar with the registration process in Pinellas County and how it compares to the registration process in the various states that require such registration.

3. CAP is both a member of the Direct Marketing Association – Nonprofit Federation and also a supporter of American Charities for Reasonable Fundraising Regulation.

4. CAP is registered in Pinellas County as a charity permitted to solicit charitable gifts.

5. In my experience, complying with the registration requirements of Pinellas County was more cumbersome and difficult and took more time than that of all or nearly all of the other states or localities requiring that charities register in order to solicit charitable gifts.

6. I found that the expense and burden was such that I was forced to contact Pinellas County in order to get clarification on what was required because of the lack of clarity of their forms. In some instances I simply had to exercise my best judgment about what was reasonable to provide by way of information because the forms were so unclear.

7. Subsequently, as a result of the complexity of registering in Pinellas County, as well as the sheer number of states that required registration, CAP found it necessary to outsource this process to a law firm in New York that specializes in such matters. It now pays not only the registration fees and costs associated with these registrations, but also for the legal services to complete the forms and submit the extensive paperwork required.

8. For the reasons previously stated, I am familiar with the registration requirements of the State of Florida and other states in the same regard. CAP registers with and files reports to the Florida Department of Agriculture and Consumer Affairs. Registering with and reporting to Pinellas County imposes a significant burden and provides no benefit to the citizens of that County because the reporting required by the County is largely redundant. The same information CAP provides to the County is widely available not only from the State of Florida,

but from Guidestar, www.guidestar.org; our own website; from CAP whenever we receive inquiries requesting copies of our IRS Form 990 tax return; and from multiple other sources.

9. CAP has a website (<http://www.christianity.com/cap>) on which it solicits charitable donations. Gifts can be made on-line or by mailing them in to our address which is listed.

10. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge and belief.

Executed on _____

Johnetta Broaddus
Manager of Acquisition Mail
Christian Appalachian Project