

EXHIBIT 5

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

----- X
DAVID FLOYD, *et al.*,
Plaintiffs,

-against-

CITY OF NEW YORK, *et al.*,
Defendants.
----- X

No. 08 Civ. 1034 (AT)

DECLARATION OF KATE REESE

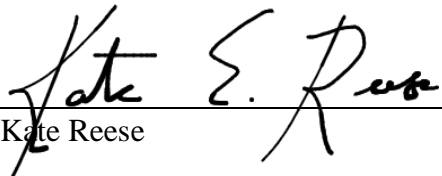
I, Kate Reese, pursuant to 28 U.S.C § 1746 and subject to the penalties of perjury, state the following is true and correct:

1. I am a 28-year-old white woman who lives in Gowanus, in Brooklyn. This is a neighborhood in the City of New York.
2. On May 3, 2020, at around 6pm in the evening, I was biking around in the Red Hook neighborhood of Brooklyn. I observed some children biking back and forth. I was biking by one of the large parks by the Ikea store when I observed multiple families gathered in the park.
3. I observed that most of the families gathered in the park appeared to be white while only one or two other families appeared to be black. I observed police officers off towards the side streets. Police asked one family, who appeared to be Hasidic, to disperse, and the apparent patriarch of the family complied and began to collect their things and walk away.

4. The officers then walked towards another black family and began a terse exchange with one of the men. The encounter appeared to escalate as two additional officers showed up and asked one of the women to step aside and requested her identification.
5. The only black family in the park was asked to leave as the other families in the park were allowed to remain without any issues.

Pursuant to 28 U.S.C § 1746, I declare under penalty of perjury that the forgoing is true and correct.

Dated: New York, New York
May 25, 2020



Kate Reese