

Exhibit 8

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO-OAKLAND DIVISION

<p>SIERRA CLUB and SOUTHERN BORDER COMMUNITIES COALITION,</p> <p><i>Plaintiffs,</i></p> <p>v.</p> <p>DONALD J. TRUMP, President of the United States, in his official Capacity; PATRICK M. SHANAHAN, Acting Secretary of Defense, in his official Capacity; KIRSTJEN M. NIELSEN, Secretary of Homeland Security, in her official Capacity; AND STEVEN MNUCHIN, Secretary of the Treasury, in his official Capacity,</p> <p><i>Defendants.</i></p>	<p>Case No.: 4:19-cv-00892-HSG</p> <p>DECLARATION OF CYNDI C. TUELL</p>
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My name is Cyndi C. Tuell and I declare:

1. I currently reside at 903 N. Alder Ave, Tucson, Arizona 85705. The facts set forth in this declaration are based on my personal knowledge. If called as a witness, I could and would truthfully testify competently to these facts.
2. I support the Sierra Club's mission and goals to encourage the public to explore, enjoy, and protect the wild places of the earth; to practice and promote the responsible use of the earth's ecosystem and resources; to educate and enlist humanity to protect and restore the quality of the natural environment; and to use all lawful means to carry out these objectives.

3. I am a current member of the Sierra Club; I joined the Sierra Club in 2014 and have been a member on and off since then.

4. I have been a volunteer with the Sierra Club's Borderlands Team since 2011. As a volunteer, I have been actively engaged in work to protect the borderlands in southern Arizona from the negative ecological impacts of: border walls, related roads and infrastructure; border surveillance equipment, installation, and related roads; border patrol agent travel within the federal public lands found in southern Arizona including: Cabeza Prieta National Wildlife Refuge, Organ Pipe Cactus National Monument, the Barry M. Goldwater Bombing Range, and the San Pedro Riparian National Conservation Area, including areas that are in the vicinity of the proposed Tucson Sector Projects 1 and 2. As a Borderlands Team volunteer I have conducted reviews of scientific literature, compiled this research and drafted letters to federal agencies regarding the impacts of border patrol agents' presence on federal public lands to wildlife, water, and the land itself; given presentations to members of the public regarding the impacts of border patrol presence and operations on the federal public lands in southern Arizona; participated in Interagency Executive Committee meetings between federal land managers, representatives of the Tohono O'Odham Nation, border patrol representatives, and members of the public; and organized and participated in political protests against border patrol presence and operations in southern Arizona.

5. Prior to working as a volunteer with the Sierra Club Borderlands Team, I was employed at the Center for Biological Diversity as a Public Lands Advocate. The purpose of my work at the Center for Biological Diversity was to reduce the impacts of roads and off-road vehicle use on federal public lands in Arizona and New Mexico. As a part of that work I engaged with local residents of Ajo, Arizona and learned of and began trying to stop the devastating impacts that border patrol agents, infrastructure, and border walls were having on the protected federal lands in southern Arizona. I engaged with the Cabeza Prieta National Wildlife Refuge land manager to prevent the official designation of an illegal vehicle route through the designated Wilderness area that was heavily used by border patrol agents in order to protect the Wilderness character of the wildlife refuge and to protect the habitat for the Sonoran desert pronghorn.

6. Since 2016 I have been a board member of Wilderness Watch, an organization dedicated to protecting and keeping wild the National Wilderness Preservation System. As a board member for Wilderness Watch I have ensured the organization is aware of and participating in public land management planning processes to ensure the protection of the designated Wilderness areas in both the Cabeza Prieta National Wildlife Refuge and Organ Pipe Cactus National Monument, including submitting comment letters to federal land managers, attending meetings with land managers and members of the public, and

educating the public about the impacts of border patrol presence and operations in southern Arizona on federally protected public lands.

7. I have camped in Cabeza Prieta National Wildlife Refuge at least three times in the last ten years with my friends, professional colleagues, and my son. When I am in the wildlife refuge I always visit the area in which the border wall projects are planned, because of my professional and personal interests in the protection of the public lands in the southern Arizona border and my desire to protect the wildlife and wildlands there. I have plans to return to Cabeza Prieta National Wildlife Refuge in November of 2019 to celebrate my son's 11th birthday. He has asked me repeatedly for the past six months to let him know when we are going back. When we travel to the wildlife refuge we travel through Bureau of Land Management Lands, Organ Pipe Cactus National Monument, and Barry M. Goldwater Bombing Range and we always stop to view wildlife and plants and historic objects. We always look for signs of badgers, tortoise, lizards, snakes, bighorn sheep, pronghorn, and owls.

8. I am deeply disturbed by the presence of the border wall infrastructure. I am aware that the type of barrier in place through most of the Cabeza Prieta National Wildlife Refuge, Organ Pipe Cactus National Monument, and the Barry M. Goldwater Bombing Range is "wildlife friendly", allowing both large and small animals, as well as water, to move freely across the border to ensure connectivity of wildlife corridors. I am most disturbed by the "pedestrian fence" type of border

barrier because it completely stops the movement of nearly all mammals and most other animals such as lizards, frogs, snakes, and some birds. The “pedestrian fence” also stops the flow of water causing significant damage to these protected lands. It is personally and professionally important to me that the “wildlife friendly” type of fencing remain to ensure the free movement of wildlife and water across these protected lands.

9. I have engaged with the Border Patrol Public Lands Liaison, Charles Trost, to try to educate him and, through him, other border patrol agents, of the importance of protecting the federal public lands in southern Arizona. I have camped with Mr. Trost in Organ Pipe Cactus National Monument and during that camping trip I explained the value of wilderness, wildlife connectivity, and cryptobiotic soil crusts to Mr. Trost. My hope was that Mr. Trost would share this information with his colleagues, some of whom were supposed to join us for this camping trip, but who could not attend.

10. On two of the camping trips I have done in the Cabeza Prieta National Wildlife Refuge I was accompanied by a close friend who has been visiting and camping along the Camino del Diablo since she was a child. My friend would visit these areas with her father and spend multiple days camping and hiking to view the historic and natural resources found in the wildlife refuge as well as on Organ Pipe Cactus National Monument and the Barry M. Goldwater Bombing Range. I enjoy visiting these areas with my friend and son so that we can share an

intergenerational experience on these lands. I am deeply concerned that the construction of new border walls to replace the existing “wildlife friendly” walls will destroy wildlife migration through these protected lands which will harm the wilderness character and prevent my son from bringing his children or friends to these lands in the future.

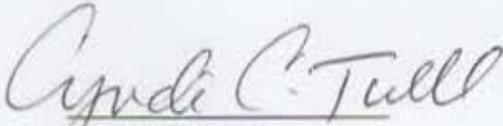
11. I currently work for Western Watersheds Project. I was employed part-time at Western Watersheds Project for most of 2018 through early 2019 and began working full-time for the organization on February 1, 2019. The mission of Western Watersheds Project is to protect and restore western watersheds and wildlife through education, public policy initiatives, and legal advocacy. As a part of my work at Western Watersheds Project I have been visiting the San Pedro Riparian National Conservation Area and doing public outreach and education regarding the ecological importance of this protected area. I have been engaging in the Bureau of Land Management’s Resource Management Plan revision process for nearly two years. I have attended public meetings, communicated with federal land managers, and submitted extensive and thorough comments as part of the land management planning process for this protected area. I am very familiar with the importance of wildlife movement within and through the San Pedro river corridor, especially cross-border movement between Arizona and Mexico. I have plans to return to the San Pedro Riparian National Conservation Area in December 2019. I am deeply concerned about the impacts any changes to

the existing border wall will have on the river, including impacts to wildlife, water movement, and recreational experiences.

12. The construction of new border barriers, or the replacement of the existing barriers in the proposed Tucson Sector Projects 1 and 2, will harm my interests and that of my son because it will impact multiple federally listed threatened and endangered species, including the Sonoran desert pronghorn, jaguar, Southwestern willow flycatcher, Huachuca water umbel, and many others. Border wall construction and related infrastructure will impact wildlife, water, soil, and my personal recreational experiences. My enjoyment of my visits to Cabeza Prieta National Wildlife Refuge, Organ Pipe Cactus National Monument, and the Barry M. Goldwater Bombing Range areas will be injured if these border wall sections are replaced or extended.

I hereby declare under the penalty of perjury pursuant to the laws of the United States that the above is true and correct to the best of my knowledge.

Dated: May 25, 2019,


Cyndi C. Tuell