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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

DEFENSE FOR CHILDREN
INTERNATIONAL – PALESTINE; AL-
HAQ; AHMED ABU ARTEMA;
MOHAMMED AHMED ABU ROKBEH;
MOHAMMAD HERZALLAH; A.N.;
LAILA ELHADDAD; WAEIL ELBHASSI;
BASIM ELKARRA; and DR. OMAR EL-
NAJJAR

Plaintiffs,

v.

JOSEPH R. BIDEN, JR., *President of the
United States*, ANTONY J. BLINKEN,
Secretary of State, LLOYD JAMES
AUSTIN III, *Secretary of Defense*, in their
official capacities,

Defendants.

Case No.: 23-cv-05829

**SECOND DECLARATION OF OMAR
AL-NAJJAR IN SUPPORT OF
PLAINTIFFS’ MOTION FOR
PRELIMINARY INJUNCTION**

Hearing: January 26, 2024 at 9:00 am

Honorable Jeffrey S. White
United States District Judge

1
2 I, Omar Al-Najjar, under penalty of perjury, declare as follows:

- 3 1. I am one of the Plaintiffs in *Defense for Children International-Palestine v. Biden*.
- 4 2. I have had only sporadic access to the internet, which has limited my ability to communicate
5 with my lawyers.
- 6
- 7 3. I sent the following information via voice note and text messages to my lawyers on
8 December 22, 2023 as an update to my previous declaration from November 16, 2023.
- 9

10 **My family's fourth displacement since October 8, 2023**

- 11 4. Since Israel's attacks on Gaza began on October 7, my family has now been displaced
12 four times and we are currently in Rafah in the southern Gaza Strip.
- 13
- 14 5. On December 1, 2023, due to Israeli military assaults, heavy airstrikes, and leaflets
15 threatening residents to leave, I, along with four members of my immediate family (mother,
16 father, brother, sister), fled from Bani Suheila to Khan Younis. My parents also received
17 phone calls from the Israeli army, which we also received when we first fled our family
18 home in Khuza'a.
- 19
- 20 6. The school shelters were full. Despite trying everywhere and calling everyone I knew in
21 Khan Younis, I could not find shelter for my family, and they ended up sheltering in a school
22 yard for 5 days, from December 1-5, 2023.
- 23
- 24 7. Meanwhile, I was working and living at Nasser Medical Complex in Khan Younis doing
25 everything I could to help treat the huge numbers of patients. I wanted my parents to be able
26 to stay near me while I worked there, but unfortunately I wasn't able to find a place for them.
- 27
- 28

1 8. Finally on December 5th, I was able to find shelter for them with a friend in Rafah and we
2 made the extremely difficult decision to displace our family for the fourth time to move in
3 with my friend and his family in their home.
4

5 **Impact on my family of continued Israeli attacks**

6 9. Many people in our extended family have been killed, including at least two adult cousins
7 and one child, a little girl.
8
9 10. One family stayed behind in Bani Suheila, unable to flee like my family did, and the home
10 where they were staying was surrounded by occupation forces and shelled or bombed. Two
11 little girls – cousins – were pulled from the rubble, already dead. I later learned today,
12 through a Facebook post, that many others from that family were killed: the two
13 grandparents, three sons, and their families. Another cousin who had been sheltering in a
14 school in Khan Younis, was in one of the classrooms when she was shot and killed by a
15 quadcopter drone.
16

17 **The situation at Kuwaiti Hospital**

18 11. Since December 5, 2023, I have been working and living at Kuwaiti Hospital in Rafah.
19
20 12. The bombing is less intense than in Khan Younis, though just today we received patients
21 whose car was bombed, and we are treating a young child with severe injuries, and another
22 young child has died.
23
24 13. We are seeing enormous amounts of children with severe dehydration, febrile convulsions,
25 and infectious diseases, including hepatitis and mumps.
26
27 14. There are no oral rehydration salts in the Gaza Strip, which is a fluid and electrolyte therapy
28 especially for dehydrated children with severe diarrhea.

