

EXHIBIT 1

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
DETROIT DIVISION**

UNITED STATES STUDENT ASSOCIATION
FOUNDATION, et al.,

Plaintiffs,

v.

TERRI LYNN LAND, et al.

Defendants.

CIVIL ACTION NO.

2:08-CV-_____

DECLARATION OF CARMEN BERKLEY

I, CARMEN BERKLEY, being of legal age and sound mind, do hereby depose and state as follows:

1. I am the President of the United States Student Association (“USSA”). The facts to which I am testifying are based upon personal knowledge and are true and correct to the best of my knowledge, information, and belief.

2. The USSA was founded in 1947 and is the country’s oldest and largest national student-led organization. Its tax-exempt arm, the United States Student Association Foundation (“USSAF”), is dedicated to training, organizing, and developing a base of student leaders who are working to expand access to higher education and advance the broader movement for social justice.

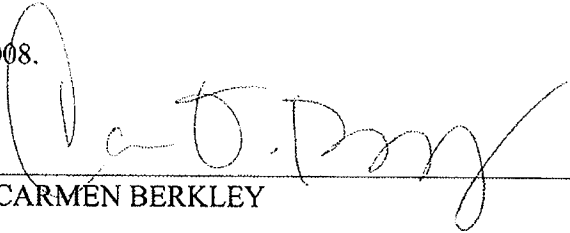
3. A cornerstone of USSAF’s activities is “helping students make their voice heard at the ballot box,” including through non-partisan voter registration drives. In that regard, USSAF’s national electoral action project focuses on building strong peer-to-peer student

electoral coalitions and maximizing voter turnout among college populations. USSAF employs a statewide field organizer in Michigan whose duties include organizing voter registration and get-out-the-vote (“GOTV”) activities at six Michigan colleges and universities. For the 2008 election season, USSAF hopes to register approximately 15,000 college students in Michigan.

4. USSAF is very concerned that several of Michigan’s voter removal programs will have a detrimental effect and impact on our members and our core constituencies and will also thwart our voter registration and civic engagement activities throughout the state. In particular, we are opposed to (1) the Michigan Bureau of Election’s policy or practice of immediately canceling the voter registrations of Michigan voters upon learning that they have obtained driver’s licenses in other states, and (2) the provisions of the Michigan Election Law that call for the nullification or rejection of newly registered voters whose original voter identification cards are returned by the post office as undeliverable. We believe that these policies, practices, and laws violate and are inconsistent with the National Voter Registration Act of 1993 (“NVRA”) and other federal and state election laws, which call for voters to receive advance notice and up to two full federal general election cycles prior to being removed from the voter rolls. We feel that this federally mandated notice and correction period is especially crucial to our members and constituents, many of whom move more frequently and/or reside in multi-family dwelling units (such as dormitories and apartment complexes) and, therefore, have comparatively more trouble with the delivery of mail than their older, and/or more affluent citizen counterparts.

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

This 16th day of September, 2008.



CARMEN BERKLEY