

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

JEFFREY BARHAM, *et al.*

Plaintiffs,

v.

CHARLES RAMSEY, *et al.*

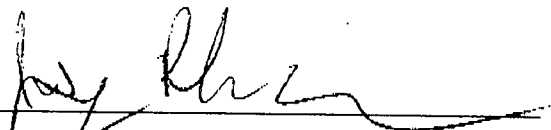
Defendants.

Civ. Action No. 02-02283 (EGS)(AK)

AFFIDAVIT OF JOSEPH PHELAN

1. I certify that I am over eighteen years of age and am competent to testify to the following based on personal knowledge.
2. On September 27, 2002, I was peacefully and lawfully protesting in Pershing Park, and was falsely detained and arrested.
3. After I was arrested and put on a bus for many hours, I was taken to the gymnasium of the Institute for Police Science at Blue Plains.
4. I was flex-cuffed with my right wrist to my left ankle.
5. I was left in this position for five to ten hours.
6. During this time, being cuffed wrist to ankle for an extended period of time caused my whole body to be sore. I had muscular pain in my right shoulder, right upper back, and lower back throughout the duration that I was left in this position.
7. The cuffs cut into my skin causing sharp pain in my right wrist. The cuffs repeatedly dug into my skin because being restrained wrist to ankle is not a natural position, so when my body tried to relax, it would pull on the cuffs.

8. Since the arrest, I have experienced chronic back pain characterized by a general tightness and soreness.
9. I had never thrown my back out prior to September 27, 2002, but I have thrown my back out repeatedly afterwards. I believe that the position I was forced to be in for such an extended period time is a contributing factor to the multiple back injuries I have endured subsequent to my arrest.
10. Every morning, I have to stretch for 10 - 20 minutes, or my back will be tight and sore. Sometimes I have to stretch at night as well.
11. I certify under penalty of perjury that the foregoing is true and correct. Executed on January 17, 2006.

  
Joseph Phelan