EXHIBIT 8

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA SOUTHERN DIVISION

Case No. 7:16-cv-30

BONNIE PELTIER, as Guardian)
of A.P., a minor child;	
ERIKA BOOTH, as Guardian)
of I.B., a minor child; and	
PATRICIA BROWN, as Guardian)
of K.B., a minor child;) DECLARATION OF K.B.
) IN SUPPORT OF PLAINTIFFS'
Plaintiffs) MOTION FOR SUMMARY JUDGMENT
V.	
, .	
CHARTER DAY SCHOOL, INC.;)
ROBERT P. SPENCER; CHAD ADAMS;	
SUZANNE WEST; COLLEEN COMBS;	
TED BODENSCHATZ; and MELISSA)
GOTT in their capacities as members)
of the Board of Trustees of Charter Day)
School, Inc.; and THE ROGER BACON	
ACADEMY, INC.;)
Defendants)

DECLARATION OF K.B.

Pursuant to 28 U.S.C.§ 1746, I, K.B., hereby declare as follows:

I attended Charter Day School (CDS) from First Grade to Eighth Grade. I was in Eighth
Grade when this litigation started and I am in the Tenth Grade at North Brunswick High
School, my local public high school. I am now 16 years old.

- 2. I liked some things at CDS, but I was never happy with the CDS requirement that girls wear skirts, skorts or jumpers while boys had the greater freedom of wearing pants or shorts. I find pants and shorts much more comfortable than skirts, dresses, or skorts and feel they allow me more freedom of movement.
- 3. I questioned the difference in treatment of boys and girls in First Grade when my teacher told the girls that we had to sit on the floor with our legs curled to the side and that we could not sit "criss-cross applesauce" like the boys. When I asked why I couldn't sit like the boys, the teacher told me it was because girls wear skirts. She then took me aside and punished me with "time out" for talking back to her. I guess I learned the lesson because I was careful about the way I sat from then on, but it always took focus away from my classwork.
- 4. On the last day of school in First Grade I wore shorts and a plain tee-shirt to school because I thought the Uniform Policy was not in effect that day. I was sent to the school office because I was not in uniform. I had to spend the entire school day in the office and was not allowed to participate in class just because I wasn't wearing a skirt.
- 5. In the early grades, one of my teachers scolded me for doing a cartwheel even though I was wearing a skort. She said that the skirt flew up over my head when I was upside down and that wasn't appropriate. I enjoyed doing cartwheels and flips, but after that reprimand I didn't do them in my school uniform again because I didn't want to feel embarrassed. It seemed unfair because the boys were free to do cartwheels and flips without feeling embarrassed.
- 6. Even during classwork at our desks, girls were told to sit in a feminine, modest manner.

 We weren't free to sit with one ankle crossed over the thigh of our other leg or spread

them apart like the boys could, because if we did, our underpants or underlayer of shorts, leggings, or tights would show. Instead we had to cross our legs at the ankles and keep our knees together. I always had to be conscious of how I was sitting, and that took focus that distracted me from my academic work. I thought the teachers didn't care if the girls were as comfortable in class as the boys were, and this would upset me.

- 7. On P.E. (physical education) days, all the students wore gym shorts or sweat pants and tee-shirts. On those days, I was free to do flips and cartwheels and I could sit in class unselfconsciously and focus on my classwork rather than worrying about whether my legs were in the proper position for a girl. Those days were much easier for me because of the P.E. uniform.
- 8. It seemed particularly unfair to me that school administrators and teachers claimed to treat boys and girls equally, but then on most days they would make us girls dress in a way that restricted our movement and they would tell us how to sit so boys couldn't see up our skirts. It seemed silly and sexist, and it made me angry to be treated like a person whose comfort and convenience was less important to them than the boys'. If girls could wear pants or shorts, we wouldn't have to worry about those things.
- 9. In the cold weather, wearing a skirt is simply not warm enough. Although the school eventually allowed us girls to wear leggings under our skirts, leggings are not as warm as pants. I often wore two pairs of leggings, but that was very uncomfortable because leggings are so tight. The CDS buildings are more like a camp than a traditional school and we were outdoors a lot moving from one classroom to another, exposed to the cold and even snow. The classrooms aren't all that warm either. On days I had to wear a skirt, I was less comfortable in class and therefore not as able to focus on lessons as I would

- have been if I could have worn pants, or pants with thermal underwear under them as the boys did.
- 10. The leggings or tights that I wore under my skirt in cool weather also did not hold up well. They tore or "ran" if I was active. If they weren't perfect, I couldn't wear them anymore without being considered out of uniform. Not one pair of stockings or leggings that I had to wear at CDS survived to be worn after I graduated. They also weren't comfortable because they had to be tight enough to fit smoothly under my skirt. Wearing pants would have been much more practical, comfortable, and fair.
- 11. The CDS school year starts in early July and ends in the beginning of June, with summer vacation happening only for the month of June. Students are there during the summer months, when the weather in Leland can get really hot.
- 12. In the warm weather, shorts are a lot more comfortable than skorts, which are complete shorts covered by a complete skirt. Because of this extra layer, the skort is warmer, which made me uncomfortable when it got hot outside. And, because it looks like a skirt, the teachers treated us as if we were wearing plain skirts and always watched the way we sat. They didn't pay attention to the boys' sitting positions the same way.
- 13. As I got older, I enjoyed playing soccer during P.E. Even though we played soccer with the boys, I didn't get teased when I was wearing my gym shorts and tee-shirt. But whenever I tried playing soccer at recess when wearing my regular school uniform, I would be teased by the boys because my skirt would fly up and show whatever I had on underneath. I thought this was silly as they couldn't see my underwear because I would have on a skort or leggings, but they razzed me about it anyway. I gave up trying to play soccer on any day except days when I was in my P.E. uniform because it was simply too

- embarrassing. But I was angry that the boys could play however they wanted in their regular school clothes while I had to avoid the activities I enjoyed because I had to be worried about being "ladylike."
- 14. Sometimes I wasn't even allowed to wear my P.E. uniform on P.E. days because I participated in Show Choir. I was required to wear my regular school uniform on those days and was not given the opportunity to change into P.E. clothes. I would have to sit and watch while the other kids in the class played sports during P.E. and recess, even though I loved sports. If I had been wearing pants or shorts as part of my school uniform, I could have performed in Show Choir and participated in gym.
- 15. I used to participate on the RBA cheerleading team after school. The cheerleaders wore very short skirts that had matching underpants. They allowed us a lot of movement, but they certainly weren't clothes we would be allowed to wear to class because the skirts were much too short and were the wrong color for class.
- 16. Girls, including me, even got teased by the boys when we had tornado drills or fire drills because the boys could see up our skirts during those drills. For the tornado drill we had to get on our knees and curl up facing downward while holding books over our heads. I don't think the boys were supposed to be looking up our skirts, but they did, and we got teased. During the fire drills, we would have to crawl on our hands and knees to practice staying underneath smoke. This position also made whatever was under our skirts visible to those behind us. Learning how to deal with a disaster is probably stressful for everyone, but it was especially stressful for me and the other girls who were being teased by the boys. I always wished I was wearing pants or shorts during those drills.

- 17. In the Fall of 2014, when I was in Seventh Grade, I talked to my friends about how unfair the Uniform Policy was to girls. We decided to start a petition to ask the school to change the policy to allow girls to wear pants. I wrote it on a spare piece of notebook paper. It was very simple and I think it just said: "Petition to allow girls to wear pants." I put the paper on a clipboard so it would look like the kind of petitions adults sign. My friends started signing it. A few parents signed it at drop-off and pick-up times. I had two full sheets of lined notebook paper signed on both sides. During my math class a friend asked me to pass it around. My teacher, Ms. Greco, saw the petition and took it. She said that she didn't want to catch me doing that again, which I understood to mean that I wasn't allowed to organize a petition at school. She didn't return the petition to me after class. I don't know what she did with it, but I know the uniform policy didn't change.
- 18. I rarely wear skirts or dresses, except on special occasions like a formal dance. If I had my choice, I would have worn pants or shorts every day at Charter Day School. In fact, as I got older, I changed out of my skirt and into pants, shorts or leggings as soon after the school day ended as possible. I sometimes slipped into the school bathroom to change out of my skirt after dismissal.
- 19. The dress code and the constant monitoring by teachers and school administrators made me feel like they thought girls should not play roughly, or be as active and able to move around as freely and comfortably as boys that we simply weren't worth as much as boys. They seemed to be telling me every day that girls are not in fact equal to boys, and that would make me feel inferior and angry at the same time.
- 20. When I found out about this lawsuit, I was eager to join as a plaintiff because I had been so unhappy with the dress code for so long and I knew that it was just unfair and sexist. I

hoped that no other girl would have to live with it. I didn't, and still don't, understand why CDS thinks it's ok to have this policy. I am very lucky that my mom (who is actually my grandmother and legal guardian) was willing to support me in joining this law suit.

- 21. I attend church regularly and participate in youth group activities. I generally wear pants at church, even for Sunday morning services.
- 22. Now that I am at Brunswick High, I mostly wear pants or leggings, and sometimes shorts, to school. Sometimes I wear a floor-length skirt if I'm feeling very fancy, but I certainly don't wear them when I want or need to move around a lot, like to do sports, and I don't wear short or mid-length skirts that make me feel self-conscious about how I'm sitting during class. Because I'm more comfortable and less self-conscious, I've found that it's a lot easier for me to focus in school than it was when I was at CDS. I even won a science award at the end of the 2016-17 school year. When I accepted the award, I was wearing pants.
- 23. I volunteer at New Hanover Regional Medical Center. I help visitors and patients. I am supposed to dress professionally when I do that work. I wear pants, as do most of the women who work at the Medical Center. Because I'm wearing pants, I can focus on my work, not on whether my position or movement is "ladylike."
- 24. I also volunteer at the Bellamy Mansion Museum, where I give guided tours of the mansion and slave quarters. I wear pants when I am there. If I wore a skirt, the people in the tour groups would be able to see up my skirt when we walk up the steep flights of stairs in the mansion. Pants let me move easily without worrying about modesty.

25. I had a part-time job at Food Lion this summer and I am still working there after school. Food Lion requires me to wear black pants to work.

26. Today I'm also a member of the U.S. Army Junior Reserve Officer Training Corps.

(NJROTC). I am learning what it would be like to serve our country in the Army. One of the first things I learned is that women and men in the Army can wear the same uniforms.

As a cadet, I am happy to wear my camouflage pants and shirt knowing that I am evaluated based on what I can do, not on whether I am moving and behaving in a "proper" manner for a girl. My Army "dress" uniform will also have pants. The Army clearly understands that men and women can do the same jobs and wear the same clothes. I don't know why CDS doesn't understand that forcing girls to wear skirts stereotypes us and is just plain sexist.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this day of October, 2017

signed by minor K.B.