

EXHIBIT 13

**DECLARATION OF
JEFFREY FERST**

I, Jeffrey Ferst, hereby declare that the following facts are true under the penalty of perjury:

1. My name is Jeffrey Ferst. I am an adult man and am competent to testify to the following facts based on my personal knowledge:
2. I have lived in Tucson, Arizona since October 2012. Before that I lived in Scottsdale, Arizona. I moved to Scottsdale in March 2012. I was born and lived in New York, New York until 1977.
3. From an early age I knew I was attracted to men. I remember feeling different and alone growing up and that what I felt was shunned by my friends and family.
4. I finally came to terms and accepted my sexuality when I moved from my home city of New York City to Toronto, Ontario Canada in 1978. My sister married a Canadian and sponsored me so I could move to Canada.
5. I came out to my family and all my friends after I met my first partner in 1980. We were together for 15 years.
6. I have been in a committed, exclusive and intimate relationship with a man named Peter Bramley since the summer of 2012. We have lived together since October 2012.
7. We have a joint personal bank account and jointly own other assets.
8. We share in all matters concerning the running of our household.
9. We married on October 11, 2013 in California but would have preferred to be married in Arizona had the law allowed for it.
10. We are both business owners. I am a full time artist and art consultant and Peter owns and operates a PR Company.

11. Because of Arizona 's refusal to let us legally marry, we cannot benefit from the filing of joint state tax returns, and are forced to manufacture contractual agreements to protect our rights and finances that are unnecessary for any opposite sex married couples.

12. As older adults looking forward and planning for retirement we have grave concerns about our finances including retirement benefits, healthcare coverage and inheritance taxes should one of us pass before the other.


13. I have an Internal Cardiac Defibrillator (ICD) implanted in my chest for arrhythmia of the heart and Peter is a cancer survivor. We are concerned even though we have Medical Powers of Attorney that we will face denial of our rights because our marriage is not recognized in the state of Arizona. How can we make sure medical decisions each of us want will be carried out when we are not allowed to legally make those decisions for each other here in Arizona.

14. I am disappointed, hurt and angered that the State of Arizona will not recognize the marriage of my husband and me. I feel that our relationship is deemed as somehow less worthy and unequal to other relationships that have been formalized through marriage. We love each other, are committed to each other and want to be able to protect each other. Arizona's discrimination impacts Peter and me a great deal. We want to be treated equally to other married couples.

15. On January 31, 2014, Peter and I went to the Clerk of the Pima County Superior Court and applied for a marriage license. We were politely allowed to fill out a marriage application by the clerks in the office but were told the license would be invalid as the state did not recognize same-sex marriages. We noticed the application was worded as groom (male) and bride (female). We crossed out bride (female) and entered groom (male). When we returned to the clerks desk we were told we needed to fill a new application as we could not change anything on the form. We refilled the application. The clerk entered our information into the computer database and printed out the application. We were asked to swear the information was true. We did not want to perjure ourselves as neither of us was female so we did not proceed. That is when the clerk told that the office would issue a license but it would be invalid.

Pursuant to 28 U.S.C., section 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 10, 2014



Jeffrey Ferst



Photo from our wedding October 11, 2013. In photo are Peter and I and our two children who were our witnesses, Sarah and Aaron.