

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

PHILLIP BEVERLY, et al.,)	
)	
Plaintiffs,)	Case No. 1:14-CV-04970
)	
v.)	Judge Joan B. Gottschall
)	
WAYNE D. WATSON, et al.,)	Magistrate Judge Sheila Finnegan
)	
Defendants.)	

**SUPPLEMENTAL DECLARATION OF PHILLIP BEVERLY
IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION**

I, Phillip Beverly, declare as follows:

1. I am an associate professor of political science at Chicago State University (“CSU”), and a Plaintiff in the above-captioned action. I also serve as president of the CSU Faculty Senate. I provided a Declaration in Support of Plaintiffs’ Motion for Preliminary Junction in this case. This Supplemental Declaration provides further information regarding how speech on matters of public concern has been inhibited by fear of punishment by the Defendants under the policies challenged in the lawsuit, or by other means.

2. As noted in my original preliminary injunction Declaration, I am one of the founders of the *CSU Faculty Voice*, an internet blog (<http://csufacultyvoice.blogspot.com/>), which I started in March 2009 to expose continuing and impending corruption at the University. The blog launched, among other reasons, because of unsuccessful efforts by the University to censor the student newspaper for publishing articles critical of the administration.

3. Indeed, most *CSU Faculty Voice* articles are critical of the administration. In my original Declaration, I outlined steps taken by the administration of CSU President Wayne Watson to restrict speech on campus, including steps that I view as retaliation for criticizing the administration against me and others who contribute to the *CSU Faculty Voice*. These efforts

included adoption of a broad Computer Usage Policy, an aborted Communications Policy, and a Cyberbullying Policy. The CSU administration used some of these policies, as well as baseless trademark claims, in an attempt to silence the blog.

4. A blog is a contributive and collaborative medium dependent in significant part on the number and variety of persons willing to post information, as well as on those who offer comment on postings to make blogs like the *CSU Faculty Voice* a true forum. Accordingly,

8. As a result of the above, from 2009 to July 1, 2014, 242 of 565 posts, nearly 43 percent, came from bloggers other than me and Professor Bionaz. Since July 1, 2014, only 30 of 179 blog entries – only 17 percent – have come from persons other than Professor Bionaz and me. And in 2015, that percentage has declined further, as only 10 of 66 posts, or 15.2 percent, were contributed by persons other than Professor Bionaz and me.

9. I believe that as the *CSU Faculty Voice* has noticeably attracted more and more adverse attention from the CSU administration, the more reluctant others are to contribute to the blog. Since its inception, approximately 750 posts have appeared on the *CSU Faculty Voice*. It is significant with respect to fear of retaliation that at least 10 of those were posted by authors wishing to remain anonymous. Moreover, since the administration's concerted effort to attack the blog in late 2013, secondary postings by individuals commenting on blog entries have dropped to 19.1 percent for 2014 and thus far in 2015 combined (58 out of 303 posts), compared to 214 out of 441 posts – or 48.5 percent – prior to 2014.

10. Despite the loss of contributors and secondary posters, and the drop in the frequency and number of posts, interest in the *CSU Faculty Voice* has surged. The *Voice* is able to access a dashboard at www.blogger.com that reports statistics on page views and traffic sources for the blog. The reports allow us to see, among other things, pageviews of the *Voice* by the hour, by the day, by the month, and over the history of the site, as well as the number of readers who are “followers” of the blog. There are also statistics provided on the number of posts that have appeared,

11. From 2010 through September 2013, the blog received an average of 3,545 page views per month. During that period, the *Voice* exceeded 10,000 page views in only one month

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Watson.

12. However, beginning in October 2013, when the blog revealed misrepresentations

of the blog's content, the blog's readership associated with Defendant Watson, readership