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5 Attorneys for Plaintiff

6  
7 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
8 IN AND FOR THE COUNTY OF FRESNO  
9

10 **PEOPLE OF THE STATE OF CALIFORNIA**

11 **Plaintiff,**

12 v.

13 **KHADIJAH GHAFUR, aka DEANA  
14 MOTON; aka DEANNA JENNINGS; aka  
15 DEANNA ABDUL BAQI, and KEHINDE  
16 SOLWAZI, aka PERCY DAVIS, JR., and  
17 NAAZIM HAMED, aka JERRALD  
ALEXANDER**

**Defendants.**

Case No.: 04-908315-5

**DECLARATION IN  
SUPPORT OF ISSUANCE OF  
SUBPOENA DUCES TECUM  
(Atlanta University)**

18 I, Mark Geiger, do hereby declare that:

19 1. I am the attorney assigned to represent Plaintiff in the above-entitled  
20 matter;

21 2. I am familiar with the extent and nature of the investigation which  
22 prompted the filing of the charges in this matter. I have reviewed the evidence to be  
23 presented and have discussed the investigation with Special Agent Thomas Win;  
24 Investigative Auditor E. David Hudson, IV and been present during many of the  
25 interviews conducted of the percipient witnesses.

26 3. The defendants are charged with taking money from Gateway Academy  
27 Public Charter School, funds from the Fresno Unified School District, and bondholders  
28

1 through the mechanism of public financing. These crimes were perpetrated when  
2 defendant Ghafur, operating as the Superintendent, wrote checks directly to herself or for  
3 her benefit without the permission of the acting board members or by falsely representing  
4 the true purpose of the disbursement in order to obtain their permission under false  
5 pretenses.

6 4. Defendant Khadijah Ghafur acted as the school's superintendent and  
7 Gateway's Board president. As part of her position with the school and to induce those  
8 around her to place faith in her decision-making, including persons connected with the  
9 Fresno Unified School District, she circulated a resume in which she noted previous  
10 employment experience and educational background.

11 5. I have examined her resume and noted different references to positions  
12 she has allegedly held at various private and public agencies. Preliminary checks by  
13 investigators reveals that at least some may have been fabricated. However, almost  
14 without exception, academic records are treated as privileged by learning institutions. In  
15 order to determine whether or not her claimed employment or educational experience is  
16 true, a subpoena duces tecum is the best methodology to ensure that the records are  
17 produced lawfully and with due process.

18 6. In her resume, Ms. Ghafur claims that she obtained a Master of Social  
19 Work from the Atlanta University in Atlanta, Georgia.

20 7. The Custodian of Records for Admissions and Records at Clark Atlanta  
21 University is in possession and control of the academic records of enrolled and formerly-  
22 enrolled students at Clark Atlanta University, including alleged former student records  
23 for Khadijah Ghafur a.k.a. Deanna Moton a.k.a. Khadijah Baqi a.k.a. Deanna Baqi a.k.a.  
24 Khadijah Chaful a.k.a. Deanna Jennings; DOB: 5/5/50; SSN: 418-68-0046.

25 8. The information sought by this subpoena includes all documents and  
26 records concerning the attendance of, classes taken by and degrees conferred upon Ms.  
27 Ghafur by Clark Atlanta University and includes applications for admission, attendance  
28 records, course work and classes taken, dropped and/or attended, degrees conferred upon

1 Ms. Ghafur and correspondence with defendant Ghafur. The above-named records and  
2 documents associated therewith are relevant and material to the prosecution of  
3 defendants in this matter and should be produced.

4           9. The Custodian of Records, Clark Atlanta University, Atlanta,  
5 Georgia, is in possession and control of the records and is a material witness in this  
6 action and can produce, certify and attest to the authenticity of the records.

7           Executed this 26 th day of January, 2005, at Sacramento, California.

8           I declare under penalty of perjury that the foregoing is true and correct.

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11 MARK GEIGER  
12 Senior Assistant Attorney General  
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