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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF CHELAN

Timothy Borders, et al.,
Petitioners,
v.
King County and Dean Logan, its Director of
Records, Elections and Licensing Services, et al.,
Respondents,
v.
Washington State Democratic Central
Committee,
Intervenor-Respondent,
v.
Libertarian Party of Washington State et al.,
Intervenor-Respondents.

No. 05-00027-3

**DECLARATION OF
ROBERT J. MAGUIRE**

ROBERT J. MAGUIRE declares as follows:

I am an attorney at Davis Wright Tremaine LLP, attorneys of record for Timothy Borders, et al. ("Petitioners"). I make the statements in this Declaration based on personal knowledge, and if called and sworn as a witness in any proceeding, could and would testify competently thereto.

1. During the week of May 9, 2005, I made at least two inquiries of counsel for King County Records, Elections and Licensing Services ("King County REALS") with

1 respect to outstanding discovery requests including the April 29 subpoena duces tecum.
2 Counsel for King County REALS indicated that his client was working on its response,
3 that he would need to check on its progress, and that he would get back to me with an
4 estimated time of response.

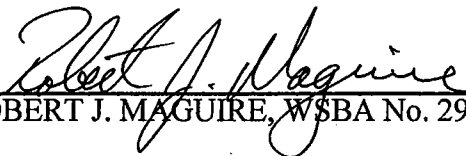
5 2. On May 16, 2005, I met and conferred with counsel for King County
6 REALS with respect to outstanding discovery requests. On behalf of Petitioners, I offered
7 to provide King County REALS people to assist with gathering and copying the responsive
8 documents. Counsel for King County REALS stated that King County REALS could not
9 promise to produce responsive documents prior to the close of discovery.

10 3. Again, on May 17, 2005, I reiterated Petitioners' offer to assist King County
11 REALS in responding to the April 29 and May 10 subpoenas duces tecum. Counsel for
12 King County REALS stated that King County would produce some responsive documents
13 on May 18, but again could not promise that it would provide all responsive documents
14 prior to the close of discovery.

15 4. Today, May 18, 2005, this office received a partial response to the April 29
16 subpoena, consisting of approximately 85 records. Our first review of those records
17 indicates that only two concern the issue of multiple voters.

18 I declare under penalty of perjury under the laws of the State of Washington that
19 the foregoing is true and correct.

20 Executed at Seattle, Washington, this 18th day of May, 2005.

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22 ROBERT J. MAGUIRE, W\$BA No. 29909
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