

Attachment B



Kevin J. Hamilton
PHONE 206.359.8741
FAX 206.359.9741
EMAIL khamilton@perkinscoie.com

1201 Third Avenue, Suite 4800
Seattle, WA 98101-3099
PHONE 206.359.8000
FAX 206.359.9000
www.perkinscoie.com

March 17, 2005

VIA FACSIMILE & U.S. MAIL

Mr. Harry J.F. Korrell
Mr. Robert J. Maguire
Davis Wright Tremaine LLP
1501 Fourth Avenue, Suite 2600
Seattle, WA 98101-1688

Re: Borders, et al. v. King County, et al.

Dear Harry and Rob:

Thank you for correspondence of yesterday with respect to the depositions of Messrs. Logan and Huennekens.

As I mentioned when we discussed the issue last week, we are awaiting receipt of a number of documents we have requested from King County that we believe to be important to this litigation. We have been informed by the County that they are doing their best to respond to the public records requests from the parties, as well as from a number of third parties to the litigation, but that they will not be able to provide us with complete responses for at least another two weeks and possibly longer. Once we receive those materials, we will need at least some time to review them in preparation for the depositions.

In addition, we have been working through a number of discovery disputes with Ms. Koziak with respect to your clients' discovery responses and their failure to produce what we believe to be information and documents relevant to the issues raised by your clients in this election contest. Those issues have yet to be resolved and we are awaiting Petitioners' response and production of documents, in the hopes of avoiding pointless and needless motions to compel.

[15934-0006-000000/SL050760.081]

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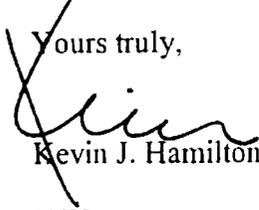
Perkins Coie LLP and Affiliates

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As you correctly note in your letter, we have no objection to your proceeding with these depositions in the meantime. If you do so, we may well choose to exercise our right to cross-examine the witnesses with respect to the issues covered on direct examination. But we most assuredly do not, and will not, agree to take these depositions ourselves until we have in hand those documents -- from King County and from Petitioners -- that we believe to be necessary to properly prepare to take these depositions. If you intend to proceed with the depositions, please let us know when so that we can attend. But both your clients, and King County, should be aware that we have no intention of proceeding with these depositions for our own part until the document production from King County (and Petitioners) is complete.

Thanks again for your cooperation.

Yours truly,



Kevin J. Hamilton

KJH:cma

cc: All Counsel