



1 **TO:** All Parties

2  
3 **AND TO:** Their Counsel of Record

4  
5 PLEASE TAKE NOTICE, pursuant to CR 30(b)(6), that the oral deposition of the  
6  
7 person designated by Chelan County as the officer, director, managing agent or other person  
8  
9 who consents to testify on Chelan County's behalf concerning the subjects specified below  
10  
11 will be taken by Intervenor-Respondent Washington State Democratic Central Committee at  
12  
13 the following time, date and place.

<b>Time and Date of Deposition</b>	<b>Place of Deposition</b>
Friday, April 15, 2005 at 9:00 a.m.	Speidel Law Firm, 7 North Wenatchee Avenue, Suite 600, Wenatchee, WA 98807

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21 The testimony will be recorded stenographically. The deposition shall be subject to  
22  
23 continuance or adjournment from time to time and place to place until completed. The  
24  
25 subject areas of the deposition will be:

26  
27 (1) The policies and practices adopted or employed by Chelan County for the  
28  
29 2004 General Election with respect to voter crediting;

30  
31 (2) The policies and practices adopted or employed by Chelan County for the  
32  
33 2004 General Election with respect to the issuance, receipt and processing of provisional  
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35 ballots and what specific steps were taken, if any, to ensure compliance with the emergency  
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37 regulations issued by the Secretary of State and codified at WAC 434-253-047, and when  
38  
39 each such step was taken;

40  
41 (3) The policies and practices adopted or employed by Chelan County for the  
42  
43 2004 General Election with respect to the verification of signatures on provisional ballots;

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45 (4) The extent to which Chelan County counted provisional ballots in the 2004  
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47 General Election prior to signature verification, including the specific number of such

**Perkins Coie LLP**  
1201 Third Avenue, Suite 4800  
Seattle, Washington 98101-3099  
Phone: (206) 359-8000  
Fax: (206) 359-9000

1 ballots and the names, addresses, phone numbers of all such voters, their precincts, and their  
2 voter registration numbers; and  
3

4 (5) If Chelan County counted provisional ballots prior to signature verification,  
5 what steps were taken subsequent to the tabulation of the ballots to verify signatures, who  
6 did each such step, what or who caused that step to be taken, and what was the result of  
7 those steps (i.e., how many, if any, of the provisional ballots were determined to have been  
8 voted by lawfully registered voters).  
9

10 (6) The extent to which Chelan County counted provisional ballots in the 2004  
11 General Election prior to confirmation of voter registration or determination of whether the  
12 voter had already voted, including the specific number of such ballots and the names,  
13 addresses, phone numbers of all such voters, their precincts, and their voter registration  
14 numbers;  
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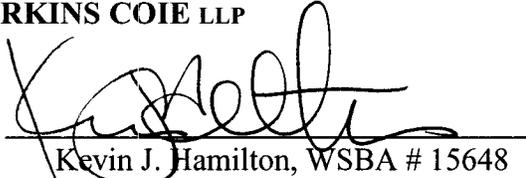
16 (7) If Chelan County counted provisional ballots prior to confirmation of voter  
17 registration or determination of whether the voter had already voted, what steps were taken  
18 subsequent to the tabulation of the ballots to confirm voter registration or to determine  
19 whether the voter had already voted, who did each such step, what or who caused that step  
20 to be taken, and what was the result of those steps (i.e., how many, if any, of the provisional  
21 ballots were determined to have been voted by lawfully registered voters).  
22  
23

24 Pursuant to CR 30(b)(5) and CR 34, the witness has been directed to produce for  
25 examination and copying at the time and place of the deposition, or such other time and  
26 place as may be agreed upon prior to the deposition, the documents specified in Exhibit A  
27 to this Notice.  
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DATED: April 7, 2005.

**PERKINS COIE LLP**

By



Kevin J. Hamilton, WSBA # 15648  
William C. Rava, WSBA # 29948  
1201 Third Avenue, Suite 4800  
Seattle, WA 98101-3099

**SPEIDEL LAW FIRM**

Russell J. Speidel, WSBA # 12838  
7 North Wenatchee Avenue, Suite 600  
Wenatchee, WA 98807

**JENNY A. DURKAN**

Jenny A. Durkan, WSBA # 15751  
c/o Perkins Coie LLP  
1201 Third Avenue, Suite 4800  
Seattle, WA 98101-3099

Attorneys for Intervenor-Respondent  
Washington State Democratic Central  
Committee

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**EXHIBIT A**

All documents, records, emails, notes, spreadsheets or other materials in your possession, custody, or control, relating to provisional ballots counted in Chelan County without first (a) being verified or (b) a determination of whether the voter had already voted or (c) having their signatures checked or verified. The term "document" in this subpoena means any written, typed, graphic, recorded, or electronically stored matter whatsoever. The term "document" thus includes, without limitation, emails, letters, faxes, pictures, files, summaries, spreadsheets, notes, drafts, and working papers. Without limitation, responsive material should include:

(1) Documents sufficient to identify, for each such ballot, the voter's name, registration address, registration number, and precinct of registration, as well as the precinct in which the ballot was cast.

(2) Copies of the envelopes of all such provisional ballots that were counted.

(3) All internal documents and communications relating to such provisional ballots.

(4) All external documents and communications relating to such provisional ballots.

(5) Any communications with the Secretary of State or anyone employed by his office or representing his office regarding such ballots or the issue of verifying provisional ballots or checking the signatures on provisional ballots.