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The Honorable John C. Coughenour

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

WASHINGTON STATE REPUBLICAN
PARTY, et al.,

Plaintiffs,

WASHINGTON STATE
DEMOCRATIC CENTRAL
COMMITTEE, et al.,

Plaintiff Intervenors,

and

LIBERTARIAN PARTY OF
WASHINGTON STATE, et al.,

Plaintiff Intervenors,

v.

STATE OF WASHINGTON, et al.,

Defendant Intervenors,

WASHINGTON STATE GRANGE,

Defendant Intervenor.

NO. CV05-0927 JCC

APPENDIX B – AUTHENTICITY
STIPULATED, ADMISSIBILITY
DISPUTED

APPENDIX B
Authenticity Stipulated, Admissibility Disputed

PLAINTIFFS:

| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|--|----------------|---------|----------|
| 1 | | News article: "Primary Ballot Count Leaning Toward Republican Candidates." | Y* | | |
| 4 | | News article: "Counties still tabulating ballots from primary." | Y* | | |
| 5 | | News article: "Top Two Outcome Gives Second Chance." | Y* | | |
| 6 | | News article: "Top Two Primary Format Delivers Surprise." | Y* | | |
| 7 | | News article: "Voters the Real Winners in Top Two Primary." | Y* | | |
| 8 | | News article: "Attack of the Winnows, and Other Wordsmithing Fun." | Y* | | |
| 9 | | News article: "In Our View: Top Two Primary Is a Huge Success." | Y* | | |
| 10 | | News article: "Political Beat: Dunn Finally Tosses in the Towel, Throws Support to James." | Y* | | |
| 11 | | News article: "Top-Two Triumph." | Y* | | |
| 12 | | News article: "Latest Unofficial Primary Election Results." | Y* | | |
| 13 | | News article: "Gregoire, Rossi Race Tightens Up." | Y* | | |
| 14 | | News article: "In Our View: Adios, Jim Dunn." | Y* | | |
| 15 | | News article: Editorial: "Voters Won in State's First 'Top Two'." | Y* | | |
| 16 | | News article: "'Top Two' May Have Been Tuesday's Big Winner." | Y* | | |
| 17 | | News article: "'Top Two' Was More Fun Before Votes Were Cast." | Y* | | |
| 18 | | News article: "Washington Primary Produces One-Party Showdowns." | Y* | | |
| 19 | | News article: "It's Just the Primary, But..." | Y* | | |
| 20 | | News article: "Kittitas County Elections: Huber, Jewell Advance." | Y* | | |
| 21 | | News article: "Contest in 35 th District Grows Tighter." | Y* | | |

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APPENDIX B
Authenticity Stipulated, Admissibility Disputed

| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|--|----------------|---------|----------|
| 22 | | News article: "Political Buzz – News Tidbits for Political Junkies." | Y* | | |
| 23 | | News article: "Top Two Limits Choices for Mason County Commissioner." | Y* | | |
| 25 | | News article: "Commission Election Numbers Hold Up." | Y* | | |
| 26 | | News article: "Sec. of State Sam Reed Answers Same-Party Ballot Concerns." | Y* | | |
| 27 | | News article: "Political Parties Say Top-Two Primary May Not Count." | Y* | | |
| 28 | | News article: "Top Two Primary Best Reflects People's Choice." | Y* | | |
| 29 | | News article: "Top Two System Muddies State's Politics." | Y* | | |
| 30 | | News article: "Primary Turnout Far Lower Than Expected." | Y* | | |
| 31 | | News article: "Rule Change Adds Spice to Pacific County Primary Vote." | Y* | | |
| 32 | | News article: "Your Vote Counts Only If You Cast It", . | Y* | | |
| 33 | | News article: "Ballots Due for Top-Two Primary." | Y* | | |
| 34 | | News article: "Meet the Candidates: Congressional Primaries in Washington and Wyoming Tuesday." | Y* | | |
| 35 | | News article: "Mark That Ballot." | Y* | | |
| 36 | | News article: "Hot Races Create Buzz as Primary Nears." | Y* | | |
| 37 | | News article: "Lights Out for Parties? Tuesday's Top Two Primary Could Signal a New Political Era for Washington State." | Y* | | |
| 38 | | News article: "Wash. Voters Try Our 'Top Two' Primary." | Y* | | |
| 39 | | News article: "A Blanket Primary Substitute, If Voters Can Keep It." | Y* | | |
| 40 | | News article: "Wash. Voters Send in Ballots While 'Top Two' Primary's Fate Still Uncertain." | Y* | | |
| 41 | | News article: "Primary to Winnow the Field of Candidates." | Y* | | |
| 42 | | News article: "Election Day in Washington Tuesday." | Y* | | |

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Authenticity Stipulated, Admissibility Disputed

| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|--|----------------|---------|----------|
| 43 | | News article: "Voters Sent in Ballots While Top Two Primary's Fate Still Uncertain." | Y* | | |
| 45 | | News article: "Adding to the Discussion." | Y* | | |
| 46 | | News article: "18 th District Race Catches Parties' Attention." | Y* | | |
| 47 | | News article: "Prentice, Martinez in Legislative District 11." | Y* | | |
| 48 | | News article: "Voters Will Cast Ballots in Unloved 'Top 2' Primary." | Y* | | |
| 49 | | News article: "McDermott Faces 5 Challengers but No Re-Election Challenge." | Y* | | |
| 50 | | News article: "Editorial: Top Two Primary Provides You With Freedom of Choice." | Y* | | |
| 51 | | News article: "Campaigns Going Down to the Wire." | Y* | | |
| 52 | | News article: "What You Need to Know about Washington's Top-Two Primary." | Y* | | |
| 53 | | News article: "Top 2 Cuts the Clutter." | Y* | | |
| 54 | | News article: "Simpson Faces Two Foes in Primary." | Y* | | |
| 55 | | News article: "First Run at Top-Two Primary Expected to Draw More Voters." | Y* | | |
| 56 | | News article: "The Voters Fought for it and Top-Two Is Here." | Y* | | |
| 57 | | News article: "Voters Swarm Top-Two Primary." | Y* | | |
| 58 | | News article: "New Primary Calms Voters' Tempers." | Y* | | |
| 59 | | Top 2 Primary & Party Preference, Washington State Senate Democratic Caucus | Y | | |
| 60 | | News article: "Small Parties Decry Top-Two Primary Vote." | Y* | | |
| 61 | | News article: "Jenkins Primary Vote Likely Will Predict Next Governor." | Y* | | |
| 62 | | News article: "Issues Solidify in District 20 Senate Race." | Y* | | |
| 64 | | News article: "Can the D Hold on in Race for Swecker's Seat?" | Y* | | |

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| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|---|----------------|---------|----------|
| 65 | | News article: "4 Candidates Vie for District 20." | Y* | | |
| 66 | | News article: "Top-Two Primary Shakes Up Commish Race." | Y* | | |
| 69 | | News article: "Elections Officials Gear Up for New 'Top Two' Primary." | Y* | | |
| 70 | | News article: "Secretary of State Strikes Back at Top Two Primary Protest." | Y* | | |
| 71 | | News article: "Democrats Try to Name Own Candidates." | Y* | | |
| 72 | | News article: "Rebel Yell from Island County Democrat." | Y* | | |
| 73 | | News article: "Ticket fillers are no longer required." | Y* | | |
| 74 | | News article: "House Candidate Vows to Skip Convention." | Y* | | |
| 75 | | News article: "Washington State Republicans Ditch Party Labels to Compete." | Y* | | |
| 76 | | News article: "Kirby Chides Swecker in Campaign Kickoff" | Y* | | |
| 77 | | News article: "Reed: Top Two Will Give Voters More Choices." | Y* | | |
| 78a | | News article: "Two Challengers Giving 'Top Two' a Bit of a Workout." | Y* | | |
| 78b | | News article: "Political Committee Tied to Olympia Master Builders Endorses Halvorson" | Y* | | |
| 79 | | News article: "Candidates File for 5 th Legislative District." | Y* | | |
| 80 | | News article: "'Top Two'? It Might Not Be So Radical at All." | Y* | | |
| 81 | | News article: "It's the Top Two, Without the Two." | Y* | | |
| 82 | | News article: "Justice Stephens' Opponent Drops Out; More Drop Out in Other Races." | Y* | | |
| 83 | | News article: "Local Election Take Shape." | Y* | | |
| 84 | | News article: "Democrats Don't Limit Their Candidates." | Y* | | |
| 85 | | News article: "Election: Voters Will Test 'Top Two' Primary System for the First Time." | Y* | | |
| 86 | | News article: "Primary Ballot Allows Candidates to Re-Brand." | Y* | | |

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| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|---|----------------|---------|----------|
| 87 | | News article: "Dude. Pross Takes Fourth Shot at Rep. Hastings." | Y* | | |
| 88 | | News article: "Field Gets Busier for Sullivan's County Commissioner Seat." | Y* | | |
| 89 | | News article: "Dems Hold Endorsement Meetings." | Y* | | |
| 90 | | News article: "Dunn Faces Challenges from Within, Outside Party." | Y* | | |
| 91 | | News article: "Many of November's Legislative Races Will Be Single-Party." | Y* | | |
| 92 | | News article: "Final Filing Day Who's Running in Local Races." | Y* | | |
| 93 | | News article: "Election Filing Roundup." | Y* | | |
| 94 | | News article: "Democrats Endorse Mahan by a Hair." | Y* | | |
| 95 | | News article: "Campaign Trail." | Y* | | |
| 96 | | News article: "GOP Senate Field Still Wide." | Y* | | |
| 97 | | News article: "Deeper Thoughts on the Top Two Primary." | Y* | | |
| 98 | | News article: "Spokane County GOP Chairman Files for Office...as 'No Party Preference.'" | Y* | | |
| 99 | | News article: "Washington State Primary Has No Function in 3/4ths of Legislative Races." | Y* | | |
| 100 | | News article: "Knue Jumps into House Race in District 10." | Y* | | |
| 101 | | News article: "Washington's 'Top-Two' Primary System Takes Effect." | Y* | | |
| 102 | | News article: "Herrera Files to Retain 18 th District Seat." | Y* | | |
| 103 | | News article: "Candidate Deadline is Friday, June 6." | Y* | | |
| 104 | | News article: "Deep Thoughts on Filing Week and the Top Two Primary." | Y* | | |
| 105 | | News article: "State's Top-Two Primary Debated." | Y* | | |
| 106 | | News article: "The Race Has Begun!: Competition for PUD, BOCC." | Y* | | |
| 107 | | E-mail string between Patty Murphy and Peter Lichtenheld dated April 28, 2008 through April 30, 2008. | Y | | |

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| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|---|----------------|---------|----------|
| 108 | | E-mail from Dolores Gilmore to Libby Nieland re: Kitsap County comments on PCO dated April 29, 2008. | Y | | |
| 109 | | E-mail string from Sheryl Moss re: Precinct Committee Officer Elections dated April 29, 2008. | Y | | |
| 110 | | E-mail from Sheryl Moss dated April 28, 2008 attaching Top Two Primary Training Questions & Answers. | Y | | |
| 111 | | E-mail from Samantha Duncan dated April 25, 2008. | Y | | |
| 112 | | E-mail from Miriam Campbell re: Elections Cert & Training dated April 25, 2008. | Y | | |
| 113 | | E-mail from Katie Blinn to County Auditors re: Washington's New Primary System dated April 24, 2008. | Y | | |
| 114 | | E-mail string from Libby Nieland and Katie Blinn re: Candidate Filing Form dated October 9, 2007 through October 22, 2007. | Y | | |
| 115 | | E-mail dated October 22, 2007, from Libby Nieland attaching "Tens of thousands of ballots junked," published by the Associated Press on September 20, 2006. | Y | | |
| 116 | | E-mail from Katie Blinn re: Declarations of Candidacy dated March 17, 2008. | Y | | |
| 117 | | E-mail from Katie Blinn re: Draft Rules on Top Two Primary dated April 16, 2008. | Y | | |
| 118 | | News article: "Update – Sheryl Cox Files for County Commission\.," | Y* | | |
| 119 | | News article: "Let's Hear it for the Party Animals." | Y* | | |
| 121 | | News article: "Primary Voting Rights Restored." | Y* | | |
| 122 | | News article: "With 'Top Two' Beware 16 Letters of Goofiness." | Y* | | |
| 123 | | News article: "Brokaw Winning Fundraising Race Among Commissioner Candidates." | Y* | | |
| 124 | | News article: "Time for Party Officials to Say 'Uncle.'" | Y* | | |
| 125 | | News article: "State Ballot Allows Creativity With Party Preferences" | Y* | | |

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| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|--|----------------|---------|----------|
| 126 | | News article: “‘Top Two’ Primary: New Ballots, New Headaches?.” | Y* | | |
| 127 | | News article: “WA Proposes ‘Top Two’ Primary Ballot Design” | Y* | | |
| 128 | | E-mail from Katie Blinn re: Draft Rules to Implement the Top Two Primary dated April 17, 2008. | Y | | |
| 129 | | E-mail from David Cunningham re: Draft Rules to Implement the Top Two primary dated April 16, 2008. | Y | | |
| 130 | | News article: “Democrats Try to Make Best of ‘Top Two’ Primary” | Y* | | |
| 131 | | News article: “Top-Two Primary Could Advance 2 Democrats in Commission Race.” | Y* | | |
| 132 | | News article: “New Voting System Gives Primary More Importance.” | Y* | | |
| 133 | | News article: “Sam Reed: Washington Victory in Supreme Court Ruling on Primary.” | Y* | | |
| 134 | | News article: “New Primary Model: Coming in August” | Y* | | |
| 135 | | News article: “Expect Hot Legislative Races This Year.” | Y* | | |
| 136 | | News article: “Top Two Primary Needs a Party-Friendlier Ballot.” | Y* | | |
| 137 | | News article: “State Ballot Could Pit Two from Same Party.” | Y* | | |
| 138 | | News article: “State Explains How Top Two Primary Will Work.” | Y* | | |
| 139 | | News article: “State’s Voters Get Huge Win as High Court Upholds Top-Two Primary.” | Y* | | |
| 140 | | News article: “Primary Ruling Was a Victory for Voters.” | Y* | | |
| 141 | | E-mail string of Shane Hamlin, Joanie Deutsch, Trova Heffernan and Katie Blinn re: Is a Focus Group Possible?, dated March 21, 2008. | Y | | |
| 142 | | E-mail from Katie Blinn re: Question from Benton County dated March 20, 2008. | Y | | |
| 143 | | News article: “Victory for Voters.” | Y* | | |

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| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|---|----------------|---------|----------|
| 144 | | E-mail string of Sheryl Moss, Shane Hamilton and Keith Buchhloz re: Top Two, dated January 21, 2008 through January 29, 2008. | Y | | |
| 148 | | News article: "New Primary Election Rules Make Voting Better." | Y* | | |
| 150 | | News article: "Statewide Races Off Voters' Radar for Now." | Y* | | |
| 151 | | News article: "In Our View: It's 'Top Two' Time." | Y* | | |
| 153 | | E-mail from Jeff Even re: Referencing the New Primary dated June 3, 2008. | Y | | |
| 154 | | News article: "Voters Decisive on Council Race, Tax." | Y* | | |
| 155 | | News article: "Grant Leads 16 th District Race." | Y* | | |
| 156 | | News article: "Ailing Coroner Will Campaign for Office." | Y* | | |
| 157 | | News article: "15th District Candidate Is Out of State, But Not Out of Race." | Y* | | |
| 158 | | News article: "Voters Advance Candidates in Statehouse Races." | Y* | | |
| 159 | | News article: "Fagan Leads in Primaries." | Y* | | |
| 160 | | News article: "16th District House Pos. 2: Democrat Aims to Hold 16th District Seat." | Y* | | |
| 161 | | News article: "Take the Time to Cast Your Primary Ballot." | Y* | | |
| 162 | | "At Issue."Public Policy Institute of California, February 2010. | Y | | |
| 163 | | News article: "Candidates Must File for Office by End of Week" | Y* | | |
| 164 | | News article: "Three Clallam County Commissioner Candidates Face Off in Their Final Campaign Forum." | Y* | | |
| 165 | | News article: "Congressman Larsen Gets Two Challenges from Within Party." | Y* | | |
| 166 | | News article: "Democrat Announces Run for Clallam Prosecutor." | Y* | | |
| 167 | | News article: "Port Angeles Lawyer Eyes County Prosecuting Attorney Post." | Y* | | |

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|----------|----------|---|----------------|---------|----------|
| 168 | | News article: "Fired Up Lakewood Cop Running for Seat in Legislature." | Y* | | |
| 170 | | E-mail from Wendy Mauch re: Inserts for the Top Two Primary Ballot dated June 23, 2009. | Y | | |
| 173 | | News article: "16 th District, House: Vote for Laura Grant." | Y* | | |
| 174 | | News article: "GOP Beats Only Statehouse Dem in Rural E. Washington." | Y* | | |
| 175 | | News article: "ELEX: Pullman's Fagan Apparent Winner in 9 th District." | Y* | | |
| 176 | | News article: "9 th District: Fagan, Hailey Face Off for 9 th District Representative." | Y* | | |
| 177 | | News article: "Ninth District Candidates Differences Tough to Find." | Y* | | |
| 178 | | News article: "9 th District, House: Vote for Pat Hailey." | Y* | | |
| 179 | | Blog: "Strange Bedfellows." | Y* | | |
| 180 | | News article: "Wash. Election Features 3 Statehouse Contests." | Y* | | |
| 182 | | News article: "Top-Two System Producing More Party-of-One Races." | Y* | | |
| 184 | | News article: "WA Voters: Next Election Could Sneak Up on Ya." | Y* | | |
| 186 | | News article: "Prefers a Better Primary System." | Y* | | |
| 187 | | News article: "Election Change Focus of Secretary of State's Talk to Port Angeles Chamber." | Y* | | |
| 188 | | News article: "The Centrist North-West." | Y | | |
| 189 | | News article: "Keane to Face Competition in Bid for Fourth Term." | Y* | | |
| 190 | | News article: "McCarthy's Name Didn't Belong on Survey." | Y* | | |
| 191 | | News article: "Selection of County Commissioner Begins." | Y* | | |
| 192 | | News article: "Top 2 Primary System Complicates Replacement of State Lawmakers." | Y* | | |

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|----------|----------|--|----------------|---------|----------|
| 193 | | News article: "Hope Hoping to Make It Official." | Y* | | |
| 194 | | News article: "Alexander, Swecker Maintain Top Positions in Legislature." | Y* | | |
| 195 | | News article: "Pay Raises, Public Aid, Schools Face Cuts in Next State Budget." | Y* | | |
| 198 | | News article: "Pierce County Auditor Post at Center of Fight." | Y* | | |
| 199 | | E-mail string of Katie Blinn, Russell Kasselmann and Paul Miller re: Party Preference Designations for the August 19 Primary dated March 19, 2008. | Y | | |
| 200 | | E-mail from Megan Ridout re: PPP Ballot Rules Letter dated April 9, 2007. | Y | | |
| 201 | | Spokane County Washington PCO Winners for August 19, 2008 Election. | Y | | |
| 202 | | News article: "Swing Voters Will Decide State Attorney General Race." | Y* | | |
| 204 | | News article: "Race for 35 th District Tops List of Most Costly for 2008." | Y* | | |
| 205 | | News article: "Rep. Dicks to Face Republican Fore Cloud for Third Straight Time." | Y* | | |
| 206 | | News article: "Gamache Ousted in Commissioner's Race." | Y* | | |
| 207 | | News article: "Grange Launched 'People's Choice' Initiative Campaign in Response to Governor's Veto." | Y | | |
| 208 | | News article: "Herrera Faces First Election Challenge." | Y* | | |
| 209 | | News article: "It's Time for State's Political Parties to Embrace the Top-Two Primary." | Y* | | |
| 210 | | E-mail from Hal Spencer Re: Second Choice on a Ballot dated August 19, 2008. | Y | | |
| 211 | | News article: "Editorial: 'Top Two' Primary is Fairest of Them All." | Y* | | |
| 212 | | E-mail from Joanie Deustch re: Candidate Filing Party Preferences other than Democratic Party or Republican Party with attachment dated August 18, 2008. | Y | | |

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|----------|----------|--|----------------|---------|----------|
| 213 | | E-mail from Joanie Deutsch re: Places Where Two Candidates from the Same Party Move to November dated August 18, 2008. | Y | | |
| 215 | | E-mail from Katie Blinn re: Sam Reed's Letter to Voters in Voters' Pamphlet dated August 13, 2008. | Y | | |
| 216 | | E-mail from Carolyn Berger re: Top 2 Impact on Minor Parties with attachments dated August 7, 2008. | Y | | |
| 217 | | E-mail from Dave Ammons re: Reader Feedback: New Post for "Questions about the New Top-Two Primary?" dated August 4, 2008. | Y | | |
| 218 | | E-mail string from Dave Ammons enclosing various articles pertaining to the Top-Two Primary dated August 1, 2008. | Y | | |
| 219 | | E-mail from Joanie Deutsch re: Primary attaching Top 2 Key Messages and Sam's NASS Presentation dated July 17, 2008. | Y | | |
| 220 | | E-mail from Sam Reed re: WA Top 2 Primary vs. Oregon Initiative dated July 23, 2008. | Y | | |
| 221 | | E-mail string of Sam Reed and Phil Keisling re: Top Two Primary dated June 23, 2008. | Y | | |
| 222 | | E-mail string of Nick Handy and Dave Ammons re: Primary Results dated August 25, 2008. | Y | | |
| 223 | | E-mail from Peter Callaghan re: Top 2 Primary blog item dated August 22, 2008. | Y | | |
| 224 | | News article: "14 th District Winners Look Ahead." | Y* | | |
| 225 | | News article: "Battleground? GOP Hopes to Pick Up a Few State Legislative Seats." | Y* | | |
| 226 | | News article: "It's Official" Short vs. Madsen in November." | Y* | | |
| 227 | | News article: "Moser, Klippert in Lead for 8 th District Seat." | Y* | | |
| 228 | | News article: "Holm Faces Party Scrutiny." | Y* | | |
| 229 | | News article: "Update: Island County Commissioner's Race a Battle Between Bakke and Gordon for Second Spot on Ticket." | Y* | | |
| 230 | | News article: "Democrats Tops in Two Seattle Districts." | Y* | | |

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| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|---|----------------|---------|----------|
| 231 | | News article: "Republican Candidate Opposes War in Iraq." | Y* | | |
| 232 | | News article: "Editorial: Top Two Primary Provides You With Freedom of Choice." | Y* | | |
| 233 | | News article: "When is a GOP Member a Republican." | Y* | | |
| 234 | | Blog: "Rossi Makes Senate Bid for Murray Seat." | Y* | | |
| 235 | | News article: "Rossi: Repeal Health-Care Law & Return to 'Limited' Govt.." | Y* | | |
| 236 | | News article: "Politics." | Y* | | |
| 237 | | News article: "'Party Preference' Line Offers Candidates a Creative Outlet." | Y* | | |
| 238 | | News article: "Handful of Wash. Races to be One-Party Showdowns." | Y* | | |
| 239 | | News article: "House Republican See Good News in the Numbers." | Y* | | |
| 240 | | News article: "Primary Election Results Narrow the Playing Field." | Y* | | |
| 241 | | News article: "Why Have Primary Elections?" | Y* | | |
| 242 | | News article: "Strange Bedfellows." | Y* | | |
| 243 | | News article: "Big-Party Fatigue Shows in Quirky Candidate Labels." | Y* | | |
| 244 | | News article: "Bakke's Grip on Second Place Drops by One Vote." | Y* | | |
| 245 | | News article: "Love That Top-Two." | Y* | | |
| 246 | | News article: "Washington State Primary Turnout Worse in 2008 than in 2004." | Y* | | |
| 247 | | News article: "Few Votes Invalidated in First Top-Two Primary." | Y* | | |
| 248 | | News article: "Lewis County Certifies Primary Results." | Y* | | |
| 251 | | News article: "Updated Tally Shows High Primary Turnout." | Y* | | |
| 252 | | News article: "Top-Two Primary is a Success for Restoring Choice." | Y* | | |

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|----------|----------|--|----------------|---------|----------|
| 253 | | News article: "Property Tax Tale: PT Says 'Yes,' Brinnon Says 'No,' It's Sullivan vs. Hershelman." | Y* | | |
| 254 | | News article: "Republicans Make Strong Showing in Pierce." | Y* | | |
| 255 | | News article: "Vote Typical of 2008 Elections." | Y* | | |
| 256 | | News article: "Delavar Plans Self-Directed Trip to Iraq." | Y* | | |
| 257 | | News article: "Clallam Election Turnout Nearly 53 Percent." | Y* | | |
| 261 | | News article: "Challengers Prepare for a Fight." | Y* | | |
| 262 | | News article: "Election Results Same after Final Vote Tally." | Y* | | |
| 263 | | News article: "GOP Licks Chops after Primary." | Y* | | |
| 264 | | News article: "WA House Preview: All Eyes on a Single District." | Y* | | |
| 265 | | E-mail from Katie Blinn re: Top Two Primary dated March 18, 2008. | Y | | |
| 267 | | News article: "Voters Select Finalists for Legislature." | Y* | | |
| 268 | | News article: Editorial: "Washington's Top-Two Primary gets Voters the Better Choice." | Y* | | |
| 269 | | E-mail from Katie Blinn re: 12 Grange's Reply Brief dated March, 18, 2008. | Y | | |
| 270 | | News article: "Pivotal Senate Primary in Washington Decided." | Y* | | |
| 271 | | News article: "One-Party Wash. Legislative Races at a Glance." | Y* | | |
| 273 | | News article: "Primary Results in 3 rd Show Early GOP Advantage." | Y* | | |
| 274 | | News article: "Voters Advance Candidates in Statehouse Races." | Y* | | |
| 275 | | News article: "Editorial: Rossi Not Exactly on Ballot as Republican/In New Primary, Candidates Can Pick Party Name." | Y* | | |

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Authenticity Stipulated, Admissibility Disputed

| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|--|----------------|---------|----------|
| 276 | | News article: "Republican Challengers Say Dicks is Vulnerable." | Y* | | |
| 277 | | News article: "Election Results Offer Up Valuable Lessons." | Y* | | |
| 278 | | News article: "5 Candidates Running for 30 th District Seat." | Y* | | |
| 279 | | E-mail from Joanie Deutsch to Counties re: General Election Ad Campaign – Update dated September 15, 2008. | Y | | |
| 281 | | E-mail from Bill Fieber to Joanie Deutsch re: Elway Research and OFM, dated April 11, 2008. | Y | | |
| 282 | | E-mail from Erica Winter to Bill Fieber re: Emergency Filing, dated April 9, 2008. | Y | | |
| 283 | | News article: "Politics 2010: Washington Elections Chief Hopes National Spotlight Sparks Voter Turnout." | Y* | | |
| 284 | | News article: "Murray, Rossi Advance in Senate Race." | Y* | | |
| 285 | | News article: "Top Two Primary System May Force Stronger Competition Among Same Party Candidates." | Y* | | |
| 286 | | News article: "California Weighs Change in Primary Voting." | Y* | | |
| 287 | | News article: "Established Candidate Beats the Establishment's Candidate in 5 th District Primary." | Y* | | |
| 288 | | News article: "Editorial: Washington Election '08: Get Ready for the Main Event." | Y* | | |
| 289 | | News article: "Editorial: Benton County Commissioner Race Difficult to Predict." | Y* | | |
| 290 | | News article: "Editorial: GOP Strives to Make Numbers Work in Its Favor for 18 th District Seat." | Y* | | |
| 291 | | News article: "Conservative Tide Swamps Primary." | Y* | | |
| 292 | | News article: "Election Returns Beat Primary Expectations." | Y* | | |
| 293 | | Blog: "Rep. Linville Losing, Experiencing Closest Primary in a Decade." | Y* | | |
| 294 | | News article: "Roberts, Kerly Should Advance in 21 st District." | Y* | | |

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Authenticity Stipulated, Admissibility Disputed

| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|---|----------------|---------|----------|
| 295 | | News article: "Bloviating Aside, the Election Will Be Decided by Who Votes." | Y* | | |
| 296 | | News article: "Didier, Rossi Primary Captures National Attention." | Y* | | |
| 297 | | E-mail from Dave Ammons to John White dated August 21, 2008, re: Top 2 Primary Leftovers with attached News Release from OSOS, "Top 2 Primary Leftovers/Washington's Top 2 Primary bits & pieces . . ." | Y | | |
| 298 | | Kittitas County, Washington, 2010 Primary sample ballot for August 17, 2010. | Y | | |
| 299 | | News article: "Three Doctors Pursuing Seats in the State Legislature." | Y* | | |
| 303 | | News article: "Mayor Baker, Two Others Running for Senate Seat." | Y* | | |
| 304 | | Editorial: "2010 Elections No Tea Party for the GOP." | Y* | | |
| 305 | | Kitsap County Auditor – 2010 Elections form for Candidate Statement Information for the Local Voters' Pamphlet and Online Guide. | Y* | | |
| 306 | | News article: "Rep. Smith, Seeking 8th Term, Faces Three Rivals in Primary" | Y* | | |
| 307 | | News article: Editorial: "Candidates Becoming Party Poopers/Primary: Many Tweak Existing Party Name." | Y* | | |
| 308 | | News article: Editorial: "Palin's Clout Narrows as Primaries Wind Down." | Y* | | |
| 309 | | News article: "Can Republicans' Resurgence Begin On Eastside?" | Y* | | |
| 310 | | News article: Editorial: "Baker, Ryu and Kagi Endorsed in the 32nd District Legislative Races." | Y* | | |
| 311 | | Politics1 – "Online Guide to Washington State Politics" (directory of Washington State Candidates, filing deadline June 2010 for primary August 2010) | Y* | | |
| 312 | | News release, "Secretary Reed Forecasts 38 Percent Primary Turnout," Secretary of State. | Y | | |

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|----------|----------|--|----------------|---------|----------|
| 313 | | News article: "Ballots in the Mail for Aug. 17 Primary Election." | Y* | | |
| 314 | | News article: Editorial: "Troubled Times Ahead for State Rep. Geoff Simpson." [Attached police reports stricken by agreement of parties] | Y* | | |
| 315 | | Blog: "Congressional Races in Pierce County." | Y* | | |
| 316 | | News article: "U.S. Senate." | Y* | | |
| 317 | | News article: "Open Sets in House, Senate Give Voters Plenty of Choices." | Y* | | |
| 318 | | Editorial: "Like It or Not, the 'Top Two' Primary Is Working as Intended." | Y* | | |
| 319 | | News release, "Voter Registration Deadline for Primary Approaching," Secretary of State. | Y | | |
| 320 | | News article: Editorial: "You Really Should Vote in This Month's Primary Election." | Y* | | |
| 321 | | News article: Editorial: "Plenty of Choices, Aug. 17 Ballots Are Crowded, and Our State's Top Two Primary Is Showing its Value." | Y* | | |
| 322 | | News article: "Williams' Seat Draws a Crowd." | Y* | | |
| 323 | | News article: "Spirited Fight for 'Top Two' in Primary." | Y* | | |
| 324 | | News article: "Six Candidates Vie for Washington's Wide-Open House Seat." | Y* | | |
| 325 | | Blog: "The 2010 Washington State U.S. Senate Primary Race Offers Party Diversity and Then Some." | Y* | | |
| 326 | | News article: Editorial: "Can the Right Wing Woo the Middle?" | Y* | | |
| 327 | | Blog: "Strange Bedfellows." | Y* | | |
| 328 | | Blog: "Washington's 'Top Two' Primary Favors Murray, Rossi in Senate Race." | Y* | | |
| 329 | | News article: "Murray Re-nominated, but Under 50%." | Y* | | |
| 330 | | Excerpts from Deposition of Catherine Blinn taken on August 16, 2010. | Y | | |
| 331 | | Blog: "WA Senate Race Friday Update." | Y* | | |

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|----------|----------|--|----------------|---------|----------|
| 332 | | News article: "Didier Wants Commitments From Rossi." | Y* | | |
| 333 | | News article: "Newman to Join Lytton in 40th House General Election Race." | Y* | | |
| 335 | | Official Primary Election Ballot for King County, Washington, for August 17, 2010, Primary Election. | Y | | |
| 336 | | "Contribution Limits," effective June 10, 2010, from Public Disclosure Commission. | Y | | |
| 337 | | Memo, "Background – Initiative 872 (Top Two Primary) and its Impact on Implementation of Campaign Finance Law Provisions in 2010 and 2011" by Nancy Krier, General Counsel for State of Washington Public Disclosure Commission, dated April 14, 2010. | Y | | |
| 340 | | Blog: "Tea Party 'Grandma' Takes on Maverick Sen. Sheldon." | Y* | | |
| 341 | | News article: "Filing Week Has Few Surprises." | Y* | | |
| 342 | | News article: "Farmer Challenges Incumbent for Franklin Co. Treasurer." | Y* | | |
| 343 | | News article: "Richland's Spencer Has BBQ to Announce Run for Assessor." | Y* | | |
| 344 | | News article: "Pelletier Among Announced Candidates Who Failed to File." | Y* | | |
| 345 | | Excerpts, from the Deposition of Donovan, taken on August 30, 2010, dated at Kirkland, Washington on September 13, 2010. | Y | | |
| 347 | | E-mail to Katie Blinn dated April 22, 2008, re: Draft Top 2, Independent Candidate. | Y | | |
| 350 | | Email from King County Election administrators regarding counting of ballots cast for PCO write-in candidates, received by Lori Sotelo on September 16th, 2010. | Y | | |
| 351 | | Glossary of key terms from the Federal Election Assistance Commission's Voting System Performance Guidelines. | Y | | |
| 353 | | News article: "House, Senate Races Draw a Crowd." | Y* | | |
| 354 | | Blog: "Filing Week: Final Report (June 6 th , 2008). | Y* | | |

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|----------|----------|---|----------------|---------|----------|
| 355 | | Email from James Pharris, Attorney General's office, regarding Top Two educational expenses. | Y | | |
| 357 | | Contract between Secretary of State and Media Plus regarding Top Two Primary educational campaign. | Y | | |
| 359 | | Mathew Manweller's Report, The Very Partisan Non-Partisan Top-Two Primary: Understanding What Voters Don't Understand. | Y | | |
| 360 | | Deposition excerpts from the deposition of Nick Handy. | Y | | |
| 361 | | Deposition excerpts from the deposition of Dwight Pelz. | Y | | |
| 362 | | List of the 2010 Democratic Party nominee that did not advance to the general election. | N | | |
| 367 | | News article: "Grange Launches 'People's Choice' Initiative Campaign in Response to Governor's Veto." | Y | | |
| 368 | | The Washington State Grange Executive Committee Minutes dated March 31, 2004, Washington Public Disclosure Commission's website. | Y | | |
| 369 | | "Yes on 872," available at www.blanketprimary.org/faq.php . | Y | | |
| 371 | | News article: "State GOP Picks Hammond – Dunn Will Still Run in Primary for 9th District." | Y* | | |
| 373 | | News article: "GOP Picks its Official Primary Candidates." | Y* | | |
| 374 | | 1996 election results for statewide partisan offices, published by The Seattle Times. | Y* | | |
| 375 | | News article: "Locke, Three Ex-Governors Urge No Vote on 'Top Two' Primary Initiative." | Y* | | |
| 376 | | May 19, 2005 letter from Kevin Hansen to the Secretary of State regarding public disclosure requests related to the implementation of I-872. | Y | | |
| 377 | | Cover letter from the Secretary of State accompanying documents produced in response to public records request relating to implementation of I-872. | Y | | |
| 378 | | Certain documents received from the Secretary of State responding to public disclosure requests related to the implementation of I-872. | Y | | |

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|----------|----------|---|----------------|---------|----------|
| 380 | | Press release: "Grange Files Initiative to Preserve State's Primary System." | Y | | |
| 381 | | News article: Editorial: "For the 2 nd District: Jim McCune, Tom Campbell." | Y* | | |
| 382 | | News article: "Olympia's New Shape\LEGISLATURE: Primary Shows Who's Vulnerable, but Republicans Can't Count on Taking Control Yet." | Y* | | |
| 383 | | News article: "Election Battles Could Change Shape of Olympia." | Y* | | |
| 384 | | News article: Editorial: "44 th Legislative District, Vote for McCaughan and Schmidt." | Y* | | |
| 385 | | News article: Editorial: "Diane Tebelius, Deb Eddy Endorsed in the 48 th District." | Y* | | |
| 386 | | News article: Editorial: "Mike Heavey Is the Choice in the 34 th District." | Y* | | |
| 387 | | News article: "Three States May Keep Us Guessing About Midterm Results After Elections." | Y* | | |
| 388 | | News article: "Independence, Pragmatism Guide Board's Endorsements." | Y* | | |
| 389 | | News article: "Dwyer Endorses Tharinger for 24 th District House Seat." | Y* | | |
| 390 | | News article: "Delvin Glad to Have Challenger in 8 th District." | Y* | | |
| 391 | | Pick a Party Refresher, dated 6/9/06. Bates: 09006. | Y | | |
| 392 | | Pick a Party Refresher, undated. Bates: 09025. | Y | | |
| 393 | | Document Entitled "Implementation", undated. Bates: 06891. | Y | | |
| 395 | | E-mail from K. Fisher, Yakima Co., re: 10% rule for PCO election, dated 8/28/08. Bates: 07285-86. | Y | | |
| 396 | | E-mail memo from K. Blinn to Auditors in response 10% rule regarding PCO election, dated 8/28/08. Bates: 08585-86. | Y | | |

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|----------|----------|--|----------------|---------|----------|
| 397 | | E-mail string from K. Blinn to Auditors re: Republican Position on PCOs and her previous memos of 8/28/08. [Per Grover email, Bates 08581-84] | Y | | |
| 398 | | E-mail memo from K. Blinn to D. McDonald, et. Al re: Candidate Statements for the State 399 and Voter's Pamphlets, dated 6/23/08. Bates: 07856. | Y | | |
| 399 | | Phrasing of Party Information, undated. Bates: 06986-87. | Y | | |
| 400 | | Phrasing for Independents, undated. Bates: 06988. | Y | | |
| 402 | | Memo/E-mail From K. Blinn to B. Zylstra re: 2008 Candidates preferring same party, dated 6/22/08. Bates: 09350 | Y | | |
| 405 | | News article: "Top Two System Muddies State Politics." Bates: 07813. | Y* | | |
| 406 | | News article: "It's the Top Two, Without the Two.", Bates: 7710-7711. | Y* | | |
| 407 | | News article: "Office Hopefuls Jump on Filing Week" (newspaper article Produced by SoS without identifier of name of paper), dated 6/3/08. Bates: 07685. | Y* | | |
| 408 | | News article: "Dicks Facing Most Election Foes in Years." Bates: 07689. | Y* | | |
| 410 | | Email string from K. Blinn to Mila Jury re: write-in Candidates, dated 4/22/08. Bates: 7316-17. | Y | | |
| 412 | | Inquiries from Constituents as produced by the Secretary of State, dated 3/21/08 through 10/20/08. Bates: 11483 through 11516. | Y | | |
| 415 | | Chapter 5 of "State and Local Politics: Institutions and Reform". Authored by Donovan, Todd, Mooney, Christopher Z., and Smith, Daniel A., Cengage Higher Education 10 Davis Drive, Belmont, CA 94002-3098 (2009). | Y | | |
| 417 | | News article: "Sprawling 18th District Yields Crowded Ballot for House Seat." | Y* | | |
| 418 | | News article: "Roach-Richardson, No Good Choices in 31 st District." | Y* | | |
| 419 | | News article: "High Unemployment Rate Focus in 3rd District Race." | Y* | | |

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|----------|----------|--|----------------|---------|----------|
| 420 | | News article: "Seven Dems Won't Endorse Republican Roach." | Y* | | |
| 421 | | News article: "Heck, Herrera to Face Off in Televised Debate Oct. 16, No Joint Events Set in Clark County as of Yet." | Y* | | |
| 422 | | News article: "Riley, Jacks in 49th District, GOP Candidate Makes Waves in Dems' District; Jacks Clearly Superior on Business Issues." | Y* | | |
| 423 | | News article: "Rivers in the 18th District, She Understands both the Legislature and the Traditionally Conservative District." | Y* | | |
| 424 | | News article: "Probst, Stonier for 17th District Positions\Both Endorsed Candidates Are Running Against Foes with Self-inflicted Flaws." | Y* | | |
| 425 | | News article: "2010 Washington 8th District House Election; DelBene Mounts Strong Campaign Against Vulnerable Incumbent Reichert." | Y* | | |
| 426 | | News article: "Editorial: O'Quinn Has Right to Attitude for Leadership." | Y* | | |
| 427 | | News article: "Editorial: Take time for informed ballot picks by Tuesday." | Y* | | |
| 428 | | News article: "O'Quinn Says Job Forbids Endorsement." | Y* | | |
| 429 | | News article: "Keep Bill Hinkle's Savvy on the Job in the Legislature." | Y* | | |
| 430 | | News article: "Best to Send Kelli Linville, Doug Erickson Back to." | Y | | |
| 431 | | News article: "Thomas Boucher and Dusty Gulleson Good Choice District Washington Legislature." | Y | | |
| 432 | | " News article: Two Challengers Stand Out." | Y* | | |
| 433 | | News article: "Koster Will Uphold Immigration Law." | Y* | | |
| 434 | | News article: "Close Nods: Richter, Moscoso." | Y* | | |
| 435a | | News article: "A WB backs Hobbs Over Schmidt." | Y* | | |
| 435b | | Voter's Pamphlet, Secretary of State, dated November 2, 2004. | Y | | |

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|----------|----------|---|----------------|---------|----------|
| 436 | | "Yes of 872" from www.blanketprimary.org. | Y | | |
| 437 | | "Frequently Asked Questions" regarding Initiative 872 from www.blanketprimary.org. | Y | | |
| 438 | | "Yes on I-872" from www.I872.org. | Y | | |
| 439 | | Letter from John White to Dean Logan regarding Republican Party nominations, dated April 19, 2005. | Y | | |
| 440 | | Letter from John White to Greg Kimsey regarding Republican Party nominations, dated May 6, 2005. | Y | | |
| 442a | | Letter to John White from Spokane County Auditor regarding the implementation of I-872, dated May 17, 2005. | Y | | |
| 442b | | Letter to John White from Clark County Auditor regarding the implementation of I-872, dated May 16, 2005. | Y | | |
| 442c | | Letter to John White from Snohomish County Auditor regarding the implementation of I-872, dated May 13, 2005. | Y | | |
| 442d | | Letter to John White from King County Auditor regarding the implementation of I-872, dated April 27, 2005. | Y | | |
| 443 | | 2005 Washington Secretary of State Elections Calendar. | Y | | |
| 444 | | State of Washington Public Disclosure Commission, letter dated August 30, 2010, to Brian Peck regarding Implied Incumbency Warning Letter. | Y | | |
| 445 | | News article: Editorial: "The Times Recommends Hill, Haistings and Springer in the 45 th Legislative District." | Y* | | |
| 446 | | News article: "2 more candidates file for U.S. Senate." | Y* | | |
| 447 | | News article: "Tea Party Candidate David Hedrick, Pleads Not Guilty to Assault." | Y* | | |
| 448 | | News article: "Washington: Tea Party Limbo #2." | Y* | | |
| 449 | | "Constraint in Mass Belief Systems: Political Brand Names as Signals." Michael Tomz, Stanford University, August 2004, for 2004 Annual Meeting of American Political Science Association. | Y | | |
| 450 | | "A Partisan Schema for Political Information Processing." Milton Lodge and Ruth Hamill, The American Political Science Review Vol. 80, No. 2 (June, 1986), pp. 505-520.. | Y | | |

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|----------|----------|---|----------------|---------|----------|
| 451 | | “The Effect of Partisan Information on Voter in Nonpartisan Elections.” Peverill Squire and Eric R.A.N. Smith, The Journal of Politics (Feb. 1988), pp. 169-179.. | Y | | |
| 452 | | “Advantages and Disadvantages of Cognitive Heuristics in Political Decision Making.” Richard R. Lau and David P. Redlawsk, The American Journal of Political Science (Oct. 2001), pp. 951-971. | Y | | |
| 453 | | “Accessibility and the Political Utility of Partisan and Ideological Orientations.” Robert Huckfeldt, Jeffrey Levine, William Morgan, John Sprague, The American Journal of Political Science (July 1999), pp. 888-911. | Y | | |
| 454 | | Audio file: Sam Reed 9/10/10, “Challenges to Top-Two Primary.” | N | | |
| 455 | | Audio file: Sam Reed 9/10/2010, “Top Two as Moderating Force.” | N | | |
| 456 | | Audio file: Sam Reed 9/10/10. | N | | |
| 457 | | Whatcom County Official Local Voters’ Pamphlet, Primary – September 19, 2006. | Y | | |
| 458 | | Web-page: “Welcome to the Garfield County Auditor’s Website,” | Y | | |
| 459 | | News article: “Single Issue Divides 14 th District House Candidates.” | Y* | | |
| 460 | | Radio transcript: “Stage Set For Competitive Washington Senate Race.” | Y* | | |
| 461 | | Radio transcript: “Top-Two Primary Approved for Washington State.” | Y* | | |
| 462 | | Sample Ballot from Thurston County Elections for Primary Election – September 19, 2006. | Y | | |
| 463 | | Official Sample Ballot from Clark County, Washington for Primary and Special Election – September 19, 2006. | Y | | |
| 464 | | Official Ballot, King County, Washington for Primary and Special Elections – September 19, 2006. | Y | | |
| 465 | | Pierce County’s Official Local Voters’ Pamphlet for Primary Election – September 19, 2006. | Y | | |

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|----------|----------|---|----------------|---------|----------|
| 466 | | Kitsap County Sample Ballot for September 14, 2004 election. | Y | | |
| 467 | | Snohomish County Sample Ballot for Primary Election – September 14, 2004. | Y | | |
| 468 | | Thurston County Primary Election Sample Ballot for September 14, 2004 election. | Y | | |
| 469 | | Press release: “Reed Unveils New Primary Ballots & Election Night Reporting.” | Y | | |
| 470 | | Klickitat County Official Results for Primary election – September 14, 2004. | Y | | |
| 471 | | Chelan County Sample Ballot for September 19, 2006 election. | Y | | |
| 472 | | Certification of Enrollment for Senate Bill 5408, 60 th Legislature, 2007 Regular Session. | Y | | |
| 473 | | Washington State Register, WSR 06-14-049, Permanent Rules, Secretary of State (Elections Division), filed June 28, 2006, effective July 29, 2006. | Y | | |
| 474 | | Web-page: “Candidates on the Ballot,” King County Elections. | Y | | |
| 475 | | Custom sample ballot – King County. | Y | | |
| 476 | | Web-page: “2010 General Election Voter’s Guide,” Secretary of State. | Y | | |
| 477 | | Personalized voter guide generated by Sec. of State’s website for David McDonald | Y | | |
| 478 | | News article: “GOP tries to take back Eastside” | Y* | | |
| 479 | | News article: “Newcomer Battles Familiar Faces in 6 th .” | Y* | | |
| 480 | | News article: “O’Quinn Campaign Clarifies Statements on Polling Data.” | Y* | | |
| 481 | | News article: “Mager Faces 4 GOP Challengers.” | Y* | | |
| 482 | | News article: Editorial: “Who We Like in the 1 st , 5 th and 11 th Districts.” | Y* | | |
| 483 | | News article: Editorial: “Oemig, Goodman, Springer in the 45 th .” | Y* | | |
| 484 | | News article: Editorial: “Chase, Ryu and Kagi in the 32 nd .” | Y* | | |

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| 485 | | News article: Editorial: "Tom, Hunter, Eddy in the 48 th District." | Y* | | |
| 486 | | News article: Editorial: "Baker, Coday, Kagi in the 32 nd Leg District." | Y* | | |
| 487 | | News article: Editorial: "47 th State Senate Race." | Y* | | |
| 488 | | News article: "Your Guide to Election Night." | Y* | | |
| 489 | | News article: "Easy Win for McDermott in District 8." | Y* | | |
| 490 | | News article: "The Pendulum Has Swung." | Y* | | |
| 491 | | News article: "Most Democratic State Lawmakers Hold on to Seats." | Y* | | |
| 492 | | News article: "Voters Favor Republicans Locally and Nationally." | Y* | | |
| 493 | | News article: "Dems Likely to Keep Majorities in Washington Legislature." | Y* | | |
| 494 | | Blog: "GOP Moves Closer to Dems in State House, Senate." | Y* | | |
| 495 | | News article: "Republicans Hold Leads in Key State Senate Races." | Y* | | |
| 496 | | News article: "Reykdal Is a Good Fit, and Hunt Is the Stronger Candidate for 22 nd ." | Y* | | |
| 497 | | News article: "State GOP Hopes High." | Y* | | |
| 498 | | News article: Editorial: "The Olympian Editorial Board's Endorsement Recap." | Y* | | |
| 499 | | News article: "GOP Takes Early Leads." | Y* | | |
| 500 | | News article: "State GOP Still Hopes to Take Control." | Y* | | |
| 501 | | News article: "Johnson Leading in 14 th District House Race." | Y* | | |
| 502 | | News article: "Buys Beats Longtime State Rep. Linville, Becomes Newest Local Legislator." | Y* | | |
| 503 | | News article, "First returns show tight races." | Y* | | |
| 504 | | News article: "Republicans Gain Ground in House and Senate." | Y* | | |
| 505 | | News article, "State GOP Still Hopes to Take Control." | Y* | | |
| 506 | | News article, "In Olympia, GOP Will Gain Seats – If Not Control." | Y* | | |
| 507 | | News article: "Another Candidate Joins Island County Commissioner Race." | Y* | | |

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APPENDIX B
Authenticity Stipulated, Admissibility Disputed

| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|---|----------------|---------|----------|
| 508 | | News article, "Dems Lead 3 WA Key Senate Races: Majority at Stake." | Y* | | |
| 509 | | News article: "Local Races Remain Unresolved as Ballot Count Resumes for Another Week." | Y* | | |
| 510 | | Interview: "Six Questions: David W. Hedrick, Republican 3rd Congressional District Candidates' Views, in Their On Words." | Y* | | |
| 511 | | News article: "Election Could Break Dems' Hold on Washington State." | Y* | | |
| 512 | | News article, "Pierce County Council Power Balance Swinging East of Narrows." | Y* | | |
| 513 | | News article, "Joe Fain and Mark Hargrove Stay on Top in Washington (sic), State's 47 th District – Election Results." | Y* | | |
| 514 | | News article: "Power Still Lies with Democrats." | Y* | | |
| 515 | | News article: "State GOP's Dreams for Legislature Grow Dim." | Y* | | |
| 516 | | News article: "Olympia's New Shape." | Y* | | |
| 517 | | News article: "County's Politics May See Shake-Up, Many Statewide, Local Races Still Too Close to Call as Candidates Rally." | Y* | | |
| 518 | | Chart, "Election 2010, Complete Results: Congressional Races, State House, Judicial/Initiative, Local Races, WA State Senate." | Y* | | |
| 519 | | Chart, "Election 2010, Complete Results: Congressional Races, State House, Judicial/Initiative, Local Races, WA State House Districts 1-25." | Y* | | |
| 520 | | Chart, "Election 2010, Complete Results: Congressional Races, State House, Judicial/Initiative, Local Races, WA State House Districts 26-49." | Y* | | |
| 521 | | News article: "3 Close Races to Decide Wash. Senate Control." | Y* | | |
| 522 | | Blog: "GOP Moves Closer to Dems in State House, Senate." | Y* | | |
| 523 | | News article: "Experience, Customer-Service Skills Versus 'Fresh Eyes' in Clerk's Race." | Y* | | |
| 524 | | News article: "Another State Senate Democrat Concedes." | Y* | | |
| 525 | | News article: "Voters Favor Republicans Locally and Nationally." | Y* | | |
| 526 | | News article: "Republican Tide Ebbs in Issaquah-Are Races." | Y* | | |

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|----------|----------|---|----------------|---------|----------|
| 527 | | News article: "Late Voters Help Democrats Keep Control of State Legislature." | Y* | | |
| 528 | | News article: "Democrat Larsen Wins Washington's 2 nd District." | Y* | | |
| 529 | | News article: "Election Battles Set the Stage for 2012-Bob Roegner." | Y* | | |
| 530 | | News article: "Despite GOP Gains, Democrats Still Rule in Olympia." | Y* | | |
| 531 | | News article: "Local Lawmakers Picked for Leadership Posts." | Y* | | |
| 532 | | King County Sample Ballot Format, King County Washington, Primary and Special Elections, September 14, 2004. | Y | | |
| 533 | | King County Official Voters Pamphlet, September 14, 2004. | Y | | |
| 534 | | King County Official Ballot, Primary and Special Elections, September 19, 2006. | Y | | |
| 535 | | Chelan County, Sample Ballot, Primary Election, September 19, 2006. | Y | | |
| 536 | | Kitsap County, Sample Ballot, Primary Elections, September 14, 2004. | Y | | |
| 537 | | Snohomish County, Sample Ballot, Primary Election, September 14, 2004. | Y | | |
| 538 | | Thurston County, Sample Ballot, Primary Election, September 14, 2004. | Y | | |
| 539 | | Whatcom county, Sample Ballot, Primary Election, September 29, 2006. | Y | | |
| 540 | | Whatcom county Official Local Voters' Pamphlet, Primary, September 19, 2006. | Y | | |
| 541 | | Jefferson County, Official Ballot, Primary Election, September 19, 2006. | Y | | |
| 542 | | Pacific County, Sample Ballot, Primary Election, September 19, 2006. | Y | | |
| 543 | | Kittitas County, Official Ballot, Primary Election Ballot, September 19, 2006. | Y | | |
| 544 | | Transmittal letter and Klickitat County Sample Ballots, Primary Election for September 14, 2004 and September 19, 2006. | Y | | |
| 545 | | Transmittal letter and Skagit County Sample Ballots, Primary Election for September 14, 2004 and September 19, 2006. | Y | | |

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| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|--|----------------|---------|----------|
| 546 | | Transmittal letter and San Juan County Sample Ballots, Primary Election for September 14, 2004; and Official Ballots for Primary Election, September 29, 2006. | Y | | |
| 547 | | Blog: "Top 2 Primary Creates Some All-in-the-Family Races." | Y* | | |
| 548 | | Memo to John White from Matt Newburg, Garfield Prosecuting Attorney, enclosing public records requested | Y | | |
| 549 | | Sample Ballot, Primary Election, Franklin County, September 19, 2008 | Y | | |
| 550 | | Sample Ballot, Primary Election, Franklin County, August 19, 2008 | Y | | |
| 551 | | Report of Investigation and Exhibits 1-28, Public Disclosure Commission, October 20, 2010 | Y | | |
| 552 | | Blog: NY Times: California Invents Top-Two Primary | Y* | | |
| 553 | | News article: GOP Challengers Win in 3 WA Legislative Recounts | Y* | | |
| 554 | | News article: "AG TO PROBE ATTACK ADS ON SENATOR WHO LOST IN PRIMARY." | Y* | | |
| 555 | | News article: "GOP Tries to Take Back Eastside Territory." | Y* | | |
| 556 | | News article: "6 th Candidates Won't Debate Before Primary." | Y* | | |
| 559 | | KOMO-TV Public Service Announcement - Ken Schram. | Y | | |
| 560 | | KOMO-TV Public Service Announcement - Dan Lewis. | Y | | |
| 562 | | Democratic Party Pre-Primary Nominees for the 2008 Washington Primary Election. | Y | | |
| 563 | | Democratic Party Pre-Primary Nominees for the 2010 Washington Primary Election. | Y | | |

DEFENDANTS:

| Pltf No. | Deft No. | Description of Exhibit | Stip to Authen | Offered | Admitted |
|----------|----------|---|----------------|---------|----------|
| | A-51a | Public Service Announcement (PSA)- Fisher Radio (Dan Lewis) | Y | | |
| | A-51b | PSA - Fisher Radio (Ken Schram) | Y | | |
| | A-51c | PSA - KISW Washington State Vote | Y | | |

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|----------|----------|---------------------------------|----------------|---------|----------|
| | A-51d | PSA - KISW Washington Vote | Y | | |
| | A-51e | PSA - KIXI | Y | | |
| | A-51f | PSA - KKWF | Y | | |
| | A-51g | PSA - KMTT | Y | | |
| | A-51h | PSA - KPLU | Y | | |
| | A-51i | PSA - KPTK | Y | | |
| | A-51j | PSA - KZOK | Y | | |
| | A-51k | PSA - KEYF | Y | | |
| | A-51l | PSA - KKZX KISC | Y | | |
| | A-51m | PSA - KQNT | Y | | |
| | A-51n | PSA - KXLY | Y | | |
| | A-51o | PSA - KRSE, KBBO, KARY, KXDD | Y | | |
| | A-51p | PSA - Hispanic KLES | Y | | |
| | A-51q | PSA - KALE-KEGX | Y | | |
| | A-51r | PSA - KFLD | Y | | |
| | A-51s | PSA - KOLW | Y | | |
| | A-51t | PSA - KORD | Y | | |
| | A-51u | PSA - KONA-AM | Y | | |
| | A-51v | PSA - KONA-FM | Y | | |
| | A-51w | PSA - KXRO, KDUX, KXXX Aberdeen | Y | | |
| | A-51x | PSA - KGMI KISM Bellingham | Y | | |
| | A-51y | PSA - KITI Centralia | Y | | |
| | A-51z | PSA - KXXO | Y | | |
| | A-51aa | PSA - KXAA Longview | Y | | |
| | A-51bb | PSA - KBKW FM Moses Lake | Y | | |
| | A-51cc | PSA - KDRM | Y | | |
| | A-51dd | PSA - HISP KWLN | Y | | |
| | A-51ee | PSA - KCSY FM | Y | | |

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|----------|----------|---|----------------|---------|----------|
| | A-51ff | PSA - KPQ-AM | Y | | |
| | A-51gg | PSA - KPQ-FM | Y | | |
| | A-52 | Video file of public service announcement [Comcast] regarding the 2008 Primary. | Y | | |
| | A-53 | Video file of public service announcement [KCPQ-TV] regarding the 2008 Primary. | Y | | |
| | A-54 | Video file of public service announcement [KOMO-TV with Ken Schram] regarding the 2008 Primary. | Y | | |
| | A-55 | Video file of public service announcement [KOMO-TV with Dan Lewis] regarding the 2008 Primary. | Y | | |
| | A-56 | Video file of Spanish-language public service announcement regarding the 2008 Primary. | Y | | |
| | A-62 | News article: "Top Two Primary Creating Ripples". | Y | | |
| | A-63 | News article: "State's 'Top Two' Primary Upheld by U.S. Justices". | Y | | |
| | A-64 | News article: "Democrats Plan To Reject Primaries". | Y | | |
| | A-65 | News article: "Rules Issued for State Primary". | Y | | |
| | A-66 | News article: "It's Official: Words for 'Top Two' Ballot Set". | Y | | |
| | A-67 | News article: "An Overview of the Top Two System". | Y | | |
| | A-68 | News article: "Welcome, Top Two". | Y | | |
| | A-69 | News article: "What You Need To Know About Washington's Top-Two Primary". | Y | | |

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