

No. 81857-6

SUPREME COURT OF THE STATE OF WASHINGTON

COMMUNITY CARE COALITION OF WASHINGTON *et al.*

Petitioners,

v.

SAM REED, Secretary of State,

Respondent,

and

PEOPLE FOR SAFE QUALITY CARE and LINDA LEE,

Interveners.

DECLARATION OF JOHN MICHAEL

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I, John Michael, hereby declare the following under penalty of perjury under the laws of the State of Washington.

1. I am the manager of National Ballot Access LLC. I managed the professional petition drive for Initiative 1029. I was responsible for orientation of paid signature gatherers.

2. Our part of the signature gathering campaign was carried out by a well organized team of professionals. Every signature gatherer understood that I-1029 was an initiative to the People and that we were working to place the measure on the ballot in November 2008.

3. No signature gatherer was ever told that I-1029 was an initiative to the Legislature. I never heard any reference to an initiative to the Legislature until after the signature gathering campaign was over, when I learned about the typographical error in the petition.

4. While our "rap" to voters largely focused on the merits of the initiative, we would often tell voters that the measure was going to the voters. This would happen when someone hesitated in signing the petition or if someone asked about the process. For example, people sometimes asked when the measure will be voted upon, and we would tell them that it would be voted upon in November.

5. Signature gatherers were told that the signatures they were collecting would place the measure on the November ballot. For example, the manual for briefing circulators on the specifications of the initiative, which we used for orientation and sometimes distributed, suggested they “use the magic ‘This just puts it on the ballot!’” (emphasis in original).

6. Voters often decided to sign the petition after we explained to them that their signature would place the measure on the ballot.

7. Over the course of our petition drive on I-1029, my team collected over 285,000 signatures. In collecting those signatures, I estimate that we spoke to over 500,000 voters. Yet, to my knowledge, *nobody* ever brought the petition’s error to our attention. I know that I never read or discussed the boilerplate petitioning language during the petition drive. I also don’t recall observing any voters closely reading that particular language on the petition.

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Stated under oath this 20th day of August, 2008, in Seattle
Washington.



John Michael