



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

April 12, 2005

The Honorable John E. Bridges  
Chelan County Superior Court  
Department No. 3  
401 Washington Street  
Wenatchee, WA 98807

Re: *Borders v. King County, et al.*  
Chelan County Superior Court Cause No. 05-2-00027-3

Dear Judge Bridges:

As you know, the parties appeared last Tuesday for a status conference in your courtroom during which a number of pretrial deadlines and disclosure dates were established. As I understand it, Mr. Ahearne (acting on behalf of Respondent Sam Reed, the Secretary of State) has prepared a proposed order reflecting the dates discussed during that conference.

As I have informed Mr. Ahearne, the WSDCC has no objection to the proposed order as drafted, but do believe that -- as drafted -- it is incomplete, as it does not include a disclosure deadline for any of the parties other than the Petitioners or the WSDCC. It is my understanding from Mr. Ahearne that he believes that the Secretary of State does not intend to offer any evidence or testimony at trial, but he would not be able to confirm that representation until at least tomorrow (Wednesday). I do not know whether any of the other county-respondents intend to offer any evidence or testimony at trial. If none of the other parties intends to offer such evidence, then this may be a moot point.

But if any of the other parties do intend to offer such evidence, then I believe that it would be in the best interests of all parties to the litigation to know that sooner, rather

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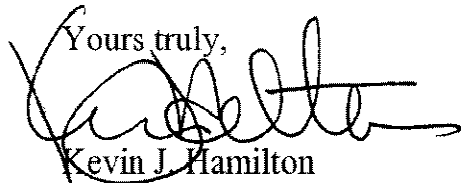
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than later. Accordingly, I would propose that the Court interlineate by hand a disclosure requirement for this Friday, April 15 or a week after that, April 22, on the remaining county respondents and the Secretary of State to disclose the same information called for in Paragraph 2 of the proposed order if they intend to offer evidence or testimony at trial. I do believe that adding the disclosure would assist all parties and the Court in trial planning.

Thank you for your consideration of this issue.

Yours truly,  
  
Kevin J. Hamilton

KJH:cma

cc: All Counsel