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7 SUPERIOR COURT OF WASHINGTON FOR CHELAN COUNTY

8 Timothy Borders, Thomas Canterbury, Tom Huff, Margie  
9 Ferris, Paul Elvig, Edward Monaghan, and Christopher  
10 Vance, Washington residents and electors, and the  
11 Rossi For Governor Campaign, a candidate committee,

12  
13 Petitioners,

14 v.

15 King County and Dean Logan, its Director of Records,  
16 Elections, and Licensing Services;  
17 Adams County and Nancy McBroom, its Auditor;  
18 Asotin County and Elaine Johnston, its Auditor;  
19 Benton County and Bobbie Gagner, its Auditor;  
20 Chelan County and Evelyn L. Arnold, its Auditor;  
21 Clallum County and Cathleen McKeown, its Auditor;  
22 Clark County and Greg Kimsey, its Auditor;  
23 Columbia County and Sharon Richter, its Auditor;  
24 Cowlitz County and Kristina Swanson, its Auditor and  
25 Ex-Officio Supervisor of Elections;  
26 Douglas County and Thad Duvall, its Auditor;  
Ferry County and Clydene Bolinger, its Auditor;  
Franklin County and Zona Lenhart, its Auditor;  
Garfield County and Donna Deal, its Auditor;  
Grant County and Bill Varney, its Auditor;  
Grays Harbor County and Vern Spatz, its Auditor;  
Island County and Suzzane Sinclair, its Auditor;  
Jefferson County and Donna Eldridge, its Auditor;  
Kitsap County and Karen Flynn, its Auditor;  
Kittitas County and Judy Pless, its Auditor;  
Klickitat County and Diana Housden, its Auditor;  
Lewis County and Gary Zandell, its Auditor;  
Lincoln County and Shelly Johnston, its Auditor;  
Mason County and Allan T. Brotche, its Auditor;  
Okanogan County and Peggy Robbins, its Auditor;  
Pacific County and Pat Gardner, its Auditor;

*The Honorable T.W. Small*

No. 05-2-000027-3

NOTICE OF APPEARANCE  
Of The Washington Secretary  
Of State

NOTICE OF APPEARANCE Re:  
SECRETARY OF STATE SAM REED - 1

FOSTER PEPPER & SHEFELMAN PLLC  
1111 THIRD AVENUE, SUITE 3400  
SEATTLE, WASHINGTON 98101-3299 ♦ 206-447-4400

1 Pend Orielle County and Carla M. Heckford, its Auditor;  
2 Pierce County and Pat McCarthy, its Auditor;  
3 San Juan County and Si A. Stephens, its Auditor;  
4 Skagit County and Norma Hickock-Brummett, its  
5 Auditor;  
6 Skamania County and Mike Garvison, its Auditor;  
7 Snohomish County and Bob Terwilliger, its Auditor;  
8 Spokane County and Vicki Dalton, its Auditor;  
9 Stevens County and Tim Gray, its Auditor;  
10 Thurston County and Kim Wyman, its Auditor;  
11 Wahkiakum County and Diane L. Tischer, its Auditor;  
12 Walla Walla County and Karen Martin, its Auditor;  
13 Whatcom County and Shirley Forslof, its Auditor;  
14 Whitman County and Eunice Coker, its Auditor;  
15 Yakima County and Corky Mattingly, its Auditor;  
16 Sam Reed, in his official capacity as Secretary of State for  
17 the State of Washington;  
18 Frank Chopp, Speaker of the Washington State House of  
19 Representatives, and  
20 Lieutenant Governor Brad Owen, President of the  
21 Washington State Senate,

22 Respondents.

23  
24 **TO: THE CLERK OF THE ABOVE COURT;**

25 **AND TO:** Petitioners Timothy Borders, Thomas Canterbury, Tom Huff, Margie Ferris, Paul  
26 Elvig, Edward Monaghan, Christopher Vance, and electors, and the  
Rossi For Governor Campaign;

**AND TO:** Davis Wright Tremaine LLP, Harry J. F. Korrell, and Robert J. Maguire,  
2600 Century Square, 1501 Fourth Avenue, Seattle, WA 98101, attorneys for the  
Petitioners;

**AND TO:** The above-listed Respondents.

PLEASE TAKE NOTICE that, without waiving any defenses or objections, including  
but not limited to jurisdiction, venue, process, service of process, and those available under  
Washington Civil Rule 12(b)(1)-(7), the undersigned counsel and Foster Pepper &  
Shefelman PLLC hereby appear as Special Assistant Attorneys General in this action on behalf  
of **Respondent Sam Reed, in his official capacity as Secretary of State for the State of  
Washington.** Copies of all papers and proceedings in this action, except original process, shall

NOTICE OF APPEARANCE Re:  
SECRETARY OF STATE SAM REED - 2

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1 be served upon the undersigned attorney as counsel for the above Respondent Secretary of State  
2 Sam Reed at the address stated below.

3 DATED this 10<sup>th</sup> day of January, 2005.

4 Foster Pepper & Shefelman PLLC  
5 SPECIAL ASSISTANT ATTORNEYS GENERAL\*

6 

7 Thomas F. Ahearne, WSBA No. 14844  
8 Jeffery A. Richard, WSBA No. 28219  
9 Hugh D. Spitzer, WSBA No. 5827  
10 Marco J. Magnano, WSBA No. 1293

11 Attorneys for Respondent Secretary of State Sam Reed

12 Foster Pepper & Shefelman PLLC  
13 1111 Third Avenue, Suite 3400  
14 Seattle, Washington 98101-3299  
15 telephone: 206-447-8934  
16 telefax: 206-749-1902  
17 email: ahearne@foster.com

18 *\*Since the current Attorney General is one of the*  
19 *candidates in the election being contested, the above*  
20 *private counsel (instead of the Attorney General's office)*  
21 *is currently representing the Secretary of State in this*  
22 *matter*

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NOTICE OF APPEARANCE Re:  
SECRETARY OF STATE SAM REED - 3

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