

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

WASHINGTON STATE REPUBLICAN
PARTY, CHRISTOPHER VANCE,
BERTABELLE HUBKA, STEVE
NEIGHBORS, BRENT BOGER, MARCY
COLLINS, MICHAEL YOUNG,

Plaintiffs,

vs.

DEAN LOGAN, King County Records &
Elections Division Manager; BOB
TERWILLIGER, Snohomish County
Auditor; VICKY DALTON, Spokane County
Auditor; GREG KIMSEY, Clark County
Auditor; CHRISTINA SWANSON, Cowlitz
County Auditor; VERN SPATZ, Grays
Harbor County Auditor; PAT GARDNER,
Pacific County Auditor; DIANE L.
TISCHER, Wahkiakum County Auditor; and
DONNA M. ELDRIDGE, Jefferson County
Auditor,

Defendants.

NO. CV05-0927-TSZ

DECLARATION OF JOHN J. WHITE,
JR. IN SUPPORT OF PLAINTIFFS'
MOTION FOR PRELIMINARY
INJUNCTION

NOTE ON MOTION CALENDAR:
FRIDAY, JUNE 10, 2005

ORAL ARGUMENT REQUESTED

JOHN J. WHITE, JR. declares under penalty of perjury under the laws of the State of
Washington and the United States of America as follows:

1. I am one of the attorneys for the plaintiffs in this lawsuit, am competent to
testify, and make this declaration of my own personal knowledge.

1 2. Attached hereto as Exhibit 1 is a true and correct copy of a printout of the cover
2 page and pages 10, 11, 12, 27, 28, and 29 of the 2004 general election Voters' Pamphlet,
3 published by the Office of the Secretary of State, which I received from Assistant Attorney
4 General Jeff Even by e-mail on May 17, 2005. These pages are devoted to an explanation and
5 text of Initiative 872.

6 3. Attached hereto as Exhibit 2 is a true and correct reduced copy of a printout of
7 the "Yes on 872" home page, sponsored by The Washington State Grange,
8 <http://www.blanketprimary.org>.

9 4. Attached hereto as Exhibit 3 is a true and correct copy of a printout of the
10 "Frequently Asked Questions" link from the "Yes on 872" home page,
11 <http://www.blanketprimary.org/faq-jan2004.htm>.

12 5. Attached hereto as Exhibit 4 is a true and correct copy of a printout of the "I-
13 872 Flyer" link from the "Yes on 872" home page.

14 6. Attached hereto as Exhibit 5 is a true and correct copy of a letter I sent to
15 defendant Dean Logan, King County Records & Elections Division Manager, regarding the
16 Washington State Republican Party's rules governing the nomination of its candidates and the
17 eligibility of candidates to be associated with the Republican Party.

18 7. Attached hereto as Exhibit 6 is a true and correct copy of a letter I sent to
19 defendant Greg Kimsey, Clark County Auditor, regarding the Washington State Republican
20 Party's rules governing the nomination of its candidates and the eligibility of candidates to be
21 associated with the Republican Party. Identical (in substance) letters were sent to all of the
22 other defendants except Dean Logan, who received the letter attached as Exhibit 5, and Donna
23 M. Eldridge, Jefferson County Auditor.

24 8. Attached hereto as Exhibit 7 is a true and correct copy of the "Rules for the
25 Nomination of Republican Candidates" that were adopted by the Republican State Committee.
26 A copy of these rules were enclosed with each of the letters identified in Exhibits 5 and 6.

27 9. Attached hereto as Exhibit 8 are true and correct copies of letters I received
28

1 from defendants Vicky Dalton (dated May 17, 2005), Greg Kimsey (dated May 16, 2005), Bob
2 Terwilliger (dated May 13, 2005), and Dean Logan (dated April 27, 2005).

3 10. Attached hereto as Exhibit 9 is a true and correct reduced copy of a printout of
4 an "Elections Calendar" for 2005 web page published by the Secretary of State,
5 http://www.secstate.wa.gov/elections/calendar_list.aspx.

6

7 SIGNED this _____ day of May, 2005 in Kirkland, Washington.

8

9 /s/ John J. White, Jr.
10 JOHN J. WHITE, JR.

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

325\G:\JJW\WSRPI-872 litigation\pleadings\Mot.Prelim.Inj.JJW.Decl.wpd\k