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SUPREME COURT OF THE STATE OF WASHINGTON

DAVID T. MCDONALD, RONALD TARO
SUYEMATSU ET AL.,

Petitioners,

v.

SECRETARY OF STATE SAM REED, ET
AL,

Respondents.

NO. 76321-6

DECLARATION OF JACK OXFORD
IN SUPPORT OF PETITION FOR WRIT
OF MANDAMUS

Jack Oxford declares as follows:

1. I am over the age of 18, am competent to be a witness herein, and make this declaration based on my own personal knowledge.

2. I have been registered to vote in King County since the mid-1980s, and have voted regularly and continuously ever since.

3. Prior to the November 2, 2004 general election I had always voted in person at my designated polling place. However, this year I registered with the County to receive an absentee ballot. I decided to vote by absentee ballot for the first time this year, because the ballot was complicated and I wanted to have time to carefully consider the issues on the

DECLARATION OF JACK OXFORD IN
SUPPORT OF PETITION FOR WRIT OF
MANDAMUS - 1

[/J Oxford SL043460[1].017]

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ballot. I received my absentee ballot without incident. On November 2, 2004, I physically walked my signed and sealed absentee ballot to my designated polling precinct and personally dropped my ballot into the absentee ballot box, as I believe the actual act of voting on election day is important.

4. Approximately a week after the election I received a letter from King County. The letter indicated that the County was updating its records, and I needed to sign and return the letter by November 16, 2004. To my recollection, the letter itself did not clearly indicate that my failure to return the letter would result in my vote not being counted. While I signed the letter, and placed it in an envelope, I cannot recall at this time whether I placed the envelope in the mail. However, because voting is so important to me, had the letter indicated failing to return it would result in disenfranchisement, I would have made every effort to make sure the letter was returned to King County in a timely manner.

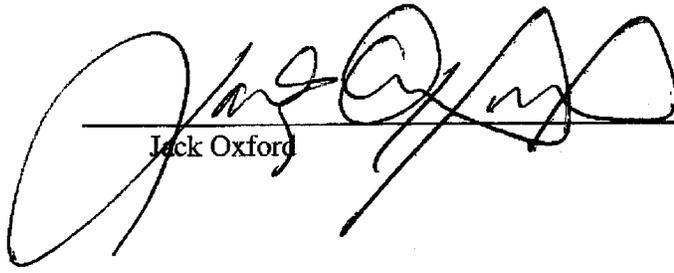
5. I have no idea why the signature on my absentee ballot did not match the signature King County had on file. I am an inspection supervisor at my job, which requires me to sign my name many times each day. Given that I am in the unique position to sign my name over and over every day, I am confident that my signature is the same as it was when I registered to vote in King County. I am surprised that there is an issue with my ballot, and I want my vote to count in the November 2, 2004 election.

6. I am the person who signed the oath on the absentee ballot envelope.

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I declare subject to penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

SIGNED and DATED at Everett, Washington, this 12th day of December, 2004 by JACK OXFORD.



Jack Oxford

DECLARATION OF JACK OXFORD IN
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MANDAMUS - 3
[J Oxford SL043460[1].017]

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