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SUPERIOR COURT FOR THE STATE OF WASHINGTON
IN THE COUNTY OF SNOHOMISH

CHRISTOPHER J. HUPY, an individual, and THOMAS
BRET HAGGERTY, an individual

Plaintiffs,

v.

The Actors of KING COUNTY SUPERIOR COURT; The
FOLOWING King County Superior Court Judges in their
professional capacity; SUSAN CRAIGHEAD, PALMER
ROBINSON, MARIANE SPEARMAN, JIM RODGES, J.
WESLEY SAINT CLAIR, PATRICK H. OISHI, RICHARD
MCDERMOTT, MICHAEL TRICKEY, SUSAN AMINI,
BETH ANDRUS, MONICA BENTON, ELIZABETH
BERNS, BILL BOWMAN, TIMOTHY BRADSHAW,
REGINA CAHAN, GREG CANOVA, CHERYL CAREY,
JAMES CAYCE, JOHN H. CHUN, ANDREA DARVAS,
WILLIAM DOWNING, THERESA DOYLE, JOAN
DUBUQUE, RICHARD D. EADIE, BRIAN GAIN, JULIA
GARRATT, HELEN HALPERT, BRUCE HELLER,
HOLLIS HILL, LAURA INVEEN, RONALD KESSLER,
BARBARA LINDE, DEAN LUM, BARBARA MACK,
LEROY MCCULLOUGH, LAURA GENE MIDDAUGH,
DOUGLASS NORTH, SEAN O'DONNELL, SUZANNE
PARISIEN, KIMBERLY PROCHNAU, JEFFREY
RAMSDELL, JUDITH RAMSEYER, JEAN RIETCHEL,
MARY E. ROBERTS, ROGER ROGOFF, JOHN R. RUHL,
CAROL SHAPIRA, KEN SCHUBERT, CHATHERINE
SHAFFER, LORI-KAY SMITH, JULIE SPECTOR, MARY
YU and up to 30 additional JOHN AND/OR JANE DOE(S).
HEREAFTER COLLECTIVELY REFFERED TO AS
"JUDICIAL ACTORS"

Defendant(s).

NO. 14-2-03819-2

PLAINTIFFS
MOTION FOR
CHANGE OF
JUDGE- MOTION TO
DISQUALIFY
SNOHOMISH
COUNTY SUPERIOR
COURT JUDGE

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I. RELIEF REQUESTED

COMES NOW the plaintiff's, Christopher Hupy and T. Bret Haggerty and moves the court for an order transferring this cause and all of its pending and future motions to an unbiased and disinterested Judicial Officer or En Banc Panel of Judges.

II. STATEMENT OF FACTS

Defendants have motioned the court, in and through their counsel King County Prosecutor Daniel Satterberg via his Senior Deputy Thomas Kuffel, for a Dismissal citing CR12(b)(6), the plaintiffs have responded and a strict reply has been filed. A hearing is scheduled on June 27th, 2014 in front of Snohomish County Superior Court Judge.

As of this date no discretionary rulings in this matter have been made, an Administrative scheduling order was previously issued by Judge Michael Downes.

Presently assigned SCSC Judge is a subordinate to one (or more) of the defendants (defendant Jeffrey Ramsdell). Assigned SCSC Judge is a member of the unlawful association of Judges' (Exhibit C) who by presumption influenced by abusing the power of the attorney/client relationship the Washington State Attorney General (AG is counsel for all defendants and all other SCSC Judges) to decline to intervene in this action. Defendant Ramsdell carries the title "President" of the unlawful association of Judges, a position of authority and/or influence. Presently assigned SCSC Judge has a long history of personal and professional association with defendants and/or activities which can be categorized as theft of public resources along with defendants via the association of Judges.

Based on the association of defendants and presently assigned SCSC Judge a reasonable conclusion is he/she/they personally directed the Washington State Attorney General Deputy Solicitor General Jeffrey Even to send a letter dated March 1st, 2013 to Plaintiff Hupy. Details of the letter which include a demand to stop using the lawfully

1 obtained business name "Superior Court Judges Association" and further claiming the right to
2 this name belongs to an association including ALL Washington State Superior Court Judges,
3 clearly the presently assigned SCSC Judge is a likely party to a separate action between at
4 least one plaintiff in this matter (Attached as Exhibit B). All "relevant facts" which a common
5 man would rely upon to determine bias and prejudices have historically been actively
6 concealed by these defendants and SCSC Judge, but enough is known (presented with this
7 motion and known to this SCSC Judicial Actor) that any involvement would be prejudicial
8 and biased. Judicial Canon 2.11 is clear and concise on this issue Judge must disqualify
himself or herself from the case (attached as Exhibit A).

- 9 1. Snohomish County Superior Court Judge has charged SnoCo County a "Due/fee"
10 for membership in a non-existent unlawful association (Exhibit C).
- 11 2. Current Defendant Jeffrey Ramsdell is in a position of authority over presently
12 assigned SCSC Judge ("President" of an association of Superior Court Judges,
13 legality of said association notwithstanding).
- 14 3. Judge Michael Downes has served and currently serves in a position of Authority
15 and/or subordination to defendants in unlawful association (see Exhibit D)
- 16 4. Washington State Attorney General IS counsel for all defendants and all SCSC
17 Judges, and the reasonable belief is the declination of involvement was as directed
18 by his clients (defendants and/or potentially the assigned SCSC Judge).
- 19 5. Defendants and assigned SCSC Judge have associated to engage in activities
20 which are best described as a conspiracy to defraud the public (charging counties
21 money), usurp their authority, and evade the laws of this State. Examples are
illegal lobbying activities (retention of private lobbyist Tom Parker Exhibit E),
changing the name of the legislatively created Judicial Association (authorized
name is "the Association of the Superior Court Judges of the State of Washington"

1 see Attachment F), failure to name the state as beneficiary on Fulton Judgment,
2 failure to file required IRS Form 990 tax returns, this list is not intended to be an
3 all encompassing totality or limiting factor of misconduct but a brief listing of
4 examples.

- 5 6. Assigned SCSC Judicial Officer has failed so far to willingly and/or preemptively
6 release any and all communications (present and historical) between named
7 defendants and him/her self, relieving the burden of the litigants uncovering
8 biased and partial relationships.
- 9 7. Defendants and assigned SCSC Judicial Officer are in part or in whole responsible
10 for the loss of approximately \$450,000 (of public money) for failure to train and
11 supervise bookkeeper Barbara Jo Fulton. At a later point retaining "private"
12 counsel (G. Saxon Rogers) filed a lawsuit (TCSC 11-2-01185-0) assigned the case
13 to a plaintiff in the action (Judge Carol Murphy) and unlawfully obtained a civil
14 Judgment of this amount payable, not to the State or Taxpayers but to a private
15 nonexistent and unlawful association of Judges which the assigned SCSC Judge is
16 a participant. See Exhibit G Complaint, Exhibit H Assignment, Exhibit I
17 Judgment.
- 18 8. Defendants along with assigned SCSC Judge, via association, have sought to deny
19 plaintiff Hupy his right to engage in commerce including implied threats of legal
20 action by the lawyer (Washington State Attorney General) for this association of
21 judicial officials acting outside their authority. Attachment J
9. Assigned SCSC Judge has, at least, attended Judicial conferences and meetings
with defendants in which only select members of the public were allowed to
attend and other were denied at their legal detriment (Annual Judicial Conferences
such as but not limited to those held at Suncadia Resort in which BAR members

1 and/or other members of groups and/or public were allowed to attend and/or
2 present but which the plaintiffs were denied). Assigned SCSC Judge serves on an
3 unknown number of committees and workgroups with defendants in unknown
4 Master/Servant relationship(s).

5 10. Defendants along with assigned SCSC Judge have paid money to a secret bank
6 account used for unlawful lobbying expenses; signers on this BJA (Board of
7 Judicial Administration) account are not the agency (AOC) but at least two AOC
8 employees Mellani McAleenan and Dirk Marler on this account. Funding for this
9 secret account is selective, plaintiff Hupy has attempted to donate and been
declined by Chief Justice Barbara Madsen historically. See Exhibit K.

10 The Appearance of Fairness requirement of a “fully informed of ALL RELEVANT facts”
11 which cannot happen at this point in time based on the refusal of defendants and presently
12 assigned SCSC Judge to produce records, but enough facts are known and presented here that
13 ANY reasonable person would conclude a conflict of interest, bias, and/or prejudice. The
14 assigned SCSC Judge is directly interested in the outcome of this case by also presently
15 engaging in the same activity as the defendants a. denial of access to Judicial Intellectual
16 property to select group (plaintiffs among this group) of persons while allowing access to
17 other groups or classes b. diversion of public funds to the detriment of a select group (the
18 plaintiffs among this group) while providing benefit to another select group or class
19 (including but not limited to members of the WSBA and other Judicial Officers via unlawful
20 associations). As well as a party to likely litigation with at least plaintiff Hupy over trade
name issues (Superior Court Judges Association).

21 **III. Evidence Relied Upon**

Declarations of plaintiff Christopher Hupy (Exhibit L) and T. Bret Haggerty (Exhibit M) in

1 support of this motion, attached exhibits, all pleadings, filings, and any and all additional
2 documents filed in this case.

3 4 IV. QUESTION PRESENTED-

5 Do the Plaintiffs have a right to a fair and impartial Judicial Officer free from the appearance
6 of bias and prejudice?

7 V. LEGAL AUTHORITY AND ARGUMENT

8 In re Marriage of Meredith, 201 P. 3d 1056 Wash. COA Division II 2009, stated "Due
9 process, the appearance of fairness, and Canon 3 (D)(1) of the Code of Judicial Conduct
10 require that a judge disqualify him or herself from hearing a case if that judge is biased
11 against a party or if his or her impartiality may be reasonably questioned." The facts
12 presented here leave only disqualification as a remedy; the court further ruled "The test for
13 recusal is an objective one under either the appearance of fairness doctrine or the code of
14 judicial conduct" Canon 2.11 specifies disqualification. In Diimmel v. Campbell, 68 Wash.2d
15 697, 699, 414 P.2d 1022 (1966) the Court ruled "It is incumbent upon members of the
16 judiciary to avoid even a cause for suspicion of irregularity in the discharge of their duties."
17 State v. Madry, 8 Wn. App. 61, 70, 504 P.2d 1156 (1972)"The law goes farther than requiring
18 an impartial judge; it also requires that the judge appear to be impartial.". In State v.
19 Post, 118 Wn.2d 596, 618, 826 P.2d 172, 837 P.2d 599 619 (1992). The Court ruled "Without
20 evidence of actual or potential bias, an appearance of fairness claim cannot succeed and is
21 without merit" The plaintiffs motion succeeds because of the overwhelming supporting
evidence. **RCW 2.28.030 Judicial Officer Defined - When Disqualified-** A Judicial Officer is
a person authorized to act as a judge in a court of justice. Such officer shall not act in a court
of which he or she is a member of any of the following cases: (1) In an action, suit or
proceeding to which he or she is a party, or in which he or she is directly interested. The due

1 process protections provided by the Washington State Constitution and United States
2 Constitution. **RCW 4.12.040 Prejudice of Judge, transfer to another department, visiting**
3 **judge** “(1) *No judge of a superior court of the state of Washington shall sit to hear or try any*
4 *action of proceeding when it shall be established as hereinafter provided that said judge is*
5 *prejudiced against any party or attorney, or the interests of any party of attorney appearing*
6 *in such cause...*”

EXHIBIT

A.

Washington Code of Judicial
Conduct Rule 2.11
“Judicial Canon”

RULE 2.11
Disqualification

(A) A judge shall disqualify himself or herself in any proceeding in which the judge's impartiality might reasonably be questioned, including but not limited to the following circumstances:

(1) The judge has a personal bias or prejudice concerning a party or a party's lawyer, or personal knowledge of facts that are in dispute in the proceeding.

(2) The judge knows that the judge, the judge's spouse or domestic partner, or a person within the third degree of relationship to either of them, or the spouse or domestic partner of such a person is:

(a) a party to the proceeding, or an officer, director, general partner, managing member, or trustee of a party;

(b) acting as a lawyer in the proceeding;

(c) a person who has more than a de minimis interest that could be substantially affected by the proceeding; or

(d) likely to be a material witness in the proceeding.

(3) The judge knows that he or she, individually or as a fiduciary, or the judge's spouse, domestic partner, parent, or child, or any other member of the judge's family residing in the judge's household, has an economic interest in the subject matter in controversy or in a party to the proceeding.

(4) [Reserved]

(5) The judge, while a judge or a judicial candidate, has made a public statement, other than in a court proceeding, judicial decision, or opinion, that commits the judge to reach a particular result or rule in a particular way in the proceeding or controversy.

(6) The judge:

(a) served as a lawyer in the matter in controversy, or was associated with a lawyer who participated substantially as a lawyer or a material witness in the matter during such association;

(b) served in governmental employment, and in such capacity participated personally and substantially as a public official concerning the proceeding, or has publicly expressed in such capacity an opinion concerning the merits of the particular matter in controversy;

(c) was a material witness concerning the matter; or

(d) previously presided as a judge over the matter in another court.

(B) A judge shall keep informed about the judge's personal and fiduciary economic interests, and make a reasonable effort to keep informed about the personal economic interests of the judge's spouse or domestic partner and minor children residing in the judge's household.

(C) A judge disqualified by the terms of Rule 2.11(A)(2) or Rule 2.11(A)(3) may, instead of withdrawing from the proceeding, disclose on the record the basis of the disqualification. If, based on such disclosure, the parties and lawyers, independently of the judge's participation, all agree in writing or

on the record that the judge's relationship is immaterial or that the judge's economic interest is de minimis, the judge is no longer disqualified, and may participate in the proceeding. When a party is not immediately available, the judge may proceed on the assurance of the lawyer that the party's consent will be subsequently given.

(D) A judge may disqualify himself or herself if the judge learns by means of a timely motion by a party that an adverse party has provided financial support for any of the judge's judicial election campaigns within the last six years in an amount that causes the judge to conclude that his or her impartiality might reasonably be questioned. In making this determination the judge should consider:

- (1) the total amount of financial support provided by the party relative to the total amount of the financial support for the judge's election,
- (2) the timing between the financial support and the pendency of the matter, and
- (3) any additional circumstances pertaining to disqualification.

Comment

[1] Under this Rule, a judge is disqualified whenever the judge's impartiality might reasonably be questioned, regardless of whether any of the specific provisions of paragraphs (A)(1) through (5) apply. In many jurisdictions in Washington, the term "recusal" is used interchangeably with the term "disqualification."

[2] A judge's obligation not to hear or decide matters in which disqualification is required applies regardless of whether a motion to disqualify is filed.

[3] The rule of necessity may override the rule of disqualification. For example, a judge might be required to participate in judicial review of a judicial salary statute, or might be the only judge available in a matter requiring immediate judicial action, such as a hearing on probable cause or a temporary restraining order. In matters that require immediate action, the judge must disclose on the record the basis for possible disqualification and make reasonable efforts to transfer the matter to another judge as soon as practicable.

[4] The fact that a lawyer in a proceeding is affiliated with a law firm with which a relative of the judge is affiliated does not itself disqualify the judge. If, however, the judge's impartiality might reasonably be questioned under paragraph (A), or the relative is known by the judge to have an interest in the law firm that could be substantially affected by the proceeding under paragraph (A)(2)(c), the judge's disqualification is required.

[5] A judge should disclose on the record information that the judge believes the parties or their lawyers might reasonably consider relevant to a possible motion for disqualification, even if the judge believes there is no basis for disqualification.

[6] "Economic interest," as set forth in the Terminology section, means ownership of more than a de minimis legal or equitable interest. Except for situations in which a judge participates in the management of such a legal or equitable interest, or the interest could be substantially affected by the outcome of a proceeding before a judge, it does not include:

- (1) an interest in the individual holdings within a mutual or common investment fund;

(2) an interest in securities held by an educational, religious, charitable, fraternal, or civic organization in which the judge or the judge's spouse, domestic partner, parent, or child serves as a director, officer, advisor, or other participant;

(3) a deposit in a financial institution or deposits or proprietary interests the judge may maintain as a member of a mutual savings association or credit union, or similar proprietary interests; or

(4) an interest in the issuer of government securities held by the judge.

[7] [Reserved]

[8] [Reserved]

EXHIBIT

B.

Letter from Washington AG to
Plaintiff Hupy dated 3-1-2013



Bob Ferguson
ATTORNEY GENERAL OF WASHINGTON
1125 Washington Street SE • PO Box 40100 • Olympia WA 98504-0100

March 1, 2013

Christopher J. Hupy
PO Box 12655
Everett, WA 98206

Re: Your Use of the Name "Superior Court Judge's Association"

Dear Mr. Hupy:

I write on behalf of the Superior Court Judges' Association (SCJA) in response to your email of December 20, 2012. I understand, based upon your email, that you have registered a trade name in the name of the SCJA, identifying it as a sole proprietorship. I also understand that you operate a Website at <http://superiorcourtjudgesassociation.com/>, using the name of the SCJA, and that you have made at least one public records request in the name of the SCJA.

Your email demonstrates that you are misinformed regarding the nature of the rights you claim to have acquired to the name of the bona fide SCJA. The purpose of trade name registration is for the public to identify the principles behind a particular business; registration does not grant you the right to use the name or to deny others the right to the use of the name, particularly when another organization's use of the name predates your own. Your registration of the trade name "Superior Court Judges' Association" and variations upon that name neither gives you the right to prevent the bona fide SCJA from using its name, nor does it grant you any rights to the bona fide SCJA in the use of the name.

Contrary to your assertion, the SCJA has a right to the name because it has acquired this right through years of use. Records show that the name "Superior Court Judge's Association" has been in continuous use by the bona fide SCJA dating back to at least the 1950's. The name "Superior Court Judges' Association" and the acronym "SCJA" is now and has for some time been recognized by the superior court judges and others in the legal community as representing the legitimate and legal association of superior court judges, as established by chapter 2.16 RCW. This provides the SCJA with a common law right in the name that predates your recent claim by several decades.

The SCJA shall continue to use its name, as it has every right to do. This letter places you upon notice that your claim to the right to the use of the name is deficient, and inferior to that of the

ATTORNEY GENERAL OF WASHINGTON

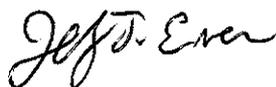
Christopher J. Hupy

March 1, 2013

Page 2

bona fide SCJA. Please cease and desist all conflicting use of the name "Superior Court Judge's Association" and the acronym "SCJA."

Sincerely,

A handwritten signature in cursive script that reads "Jeff T. Even".

JEFFREY T. EVEN

Deputy Solicitor General

(360) 586-0728

EXHIBIT

C.

PRA Request Responsive
Documents Fees Paid at
Request of Judge Linda “CJ”
Lee

AP401

INVOICE ENTRY EDIT LIST
FUND/SUB FUND 000 000 SNOHOMISH COUNTY

Signature: Debra Leighton 6/3/13

Signature: M. Williams 6/3/13

Receiver

JUN 10 2013

Batch Batch Date Period Operator AP Dist.Code Balance
277927 05/31/13 5 854 999 21340 Y

Sheet	VENDOR/Invoice Description	Seq Dist.Code	Invoice Dist.Code Description	Inv Date Due Date	PO/PO Line	OH UT	Quantity	PO Amount	Invoice Amount	GL T
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1	07317 SUPERIOR COURT JUDGES ASSN HONORABLE LINDA C J LEE, SCJA, 930 TACOMA AVE S RM 334, TACOMA, WA, 984022108 SCJA DUES 2103-2014 PLEASE SEND REMITS		SCJA-2013-2014	I M 051713 062113	F033699 001		15.000	12,750.00	14,875.00	Y
					F033699 002		5.000	2,125.00		
1	2 5367504951		Dues Subscrip & Reg	J-SCJA DUES 2013-2014			14,875.00			

CERTIFICATION

I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered or the labor performed as described herein, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim is a just, due and unpaid obligation against the county, and that I am authorized to authenticate and certify to said claim.

SIGNED:

Debra Leighton 6/3/13 Dated
Debra Leighton X4869

Batch Summary	Amount
Total Invoices	14,875.00
Total Discounts	0.00
Total Holdbacks	0.00
Net	14,875.00
Entered Amount	14,875.00
Batch Total	14,875.00
Batch Variance	0.00

Number of Invoices 1

PO717

Purchase Order Liquidation Edit List

Signature: _____ / ____ / ____ Signature: _____ / ____ / ____ Signature: _____ / ____ / ____



Batch Number	Batch Type	Batch Date	Operator	Date Created	Time Created
219222	Inv Entry	05/31/13	854	06/03/13	8:28

Accounts Payable

Sheet Batch: 277927

1 Supplier: 07317 SUPERIOR COURT JUDGES ASSN Invoice: SCJA-2013-

PO #	Line	Commodity Item	Description	1-step	Quantity	Units	Unit Price	Extended Amt	FP
PO 33699	1	000000	SCJA DUES FOR JUDGES 2013/2014	Y	15.000	EA	850.00	12,750.00	

Sheet	Dist.Code	Type	GL Description	Debits	Credits
1	2 5367504951		184 APREV - AP entry		12,750.00
1	999 28110		184 APREV - AP entry	12,750.00	

1 Supplier: 07317 SUPERIOR COURT JUDGES ASSN Invoice: SCJA-2013-

PO #	Line	Commodity Item	Description	1-step	Quantity	Units	Unit Price	Extended Amt	FP
PO 33699	2	000000	SCJA DUES FOR COMMISSIONERS	Y	5.000	EA	425.00	2,125.00	

Sheet	Dist.Code	Type	GL Description	Debits	Credits
2	2 5367504951		184 APREV - AP entry		2,125.00
2	999 28110		184 APREV - AP entry	2,125.00	

Batch: 219222 Total 14,875.00 14,875.00

AP401

INVOICE ENTRY EDIT LIST
FUND/SUB FUND 000 000 SNOHOMISH COUNTY

MKC

Signature: Debra Leighton 6/1/12 Signature: Merina 6/5/12 Signature: _____

Batch Batch Date Period Operator AP Dist.Code Balance
265905 05/31/12 5 854 999 21340 Y

Sheet	VENDOR/Invoice Description	Invoice	Inv Date	Due Date	PO/PO Line	Quantity	PO Amount	Invoice Amount	GL T
Seq	Dist.Code	Description	Transaction Description	OH	UT	Amount			

PO BOX 928, EVERETT, WA, 982060928
CUST #142900 PLEASE SEND REMIT

1 2 5367404920 Jury Expenses SC-JURY EXPENSES 450.25

6 44272 RICOH USA (DALLAS) 5022915577
PO BOX 650073, DALLAS, TX, 752650073
CUST #3675144 PLEASE SEND REMIT

I M 0521112 060812 P023108 001 102.010 102.01 102.01 Y
1 2 5367506602 Lease Copier Machine COPIER COSTS 102.01

Batch Summary	Amount
Total Invoices	16,947.61
Total Discounts	0.00
Total Holdbacks	0.00
Net	16,947.61
Entered Amount	16,947.61
Batch Total	16,947.61
Batch Variance	0.00

Number of Invoices 6

CERTIFICATION

I, the undersigned, do hereby certify under penalty of perjury that the materials have been furnished, the services rendered or the labor performed as described herein, that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim is a just, due and unpaid obligation against the county, and that I am authorized to authenticate and certify to said claim.

SIGNED:

Debra Leighton 6/1/12
Debra Leighton X4869 Dated



P0717

Purchase Order Liquidation Edit Last

Signature: *Robert Le...* Signature: _____

Batch Number 209252 Batch Type Inv Entry Batch Date 05/31/12 Operator 854 Date Created 06/01/12 Time Created 11:19

Accounts Payable

Sheet Batch: 265905

3 Supplier: 01179

FOOD SERVICES OF AMERICA

Invoice: 3923581

PO #	Line	Commodity Item	Description	1-step	Quantity	Units	Unit Price	Extended Amt	FP
P0 23047	1	000000	FOOD SERVICE DISPOSABLE SUPPL	Y	50.250	SM	1.00	50.25	

IES

Sheet Dist.Code	Type GL Description	Debits	Credits
1 2 53673063170	184 APREV - AP entry	50.25	
1 999 28110	184 APREV - AP entry		50.25

6 Supplier: 44272

RICOH USA (DALLAS)

Invoice: 5022915577

PO #	Line	Commodity Item	Description	1-step	Quantity	Units	Unit Price	Extended Amt	FP
P0 23108	1	000000	COPIER LEASE PAYMENTS AND MONT	Y	102.010	SM	1.00	102.01	

HLV COPY COUNT COSTS 2012

Sheet Dist.Code	Type GL Description	Debits	Credits
2 2 5367506602	184 APREV - AP entry	102.01	
2 999 28110	184 APREV - AP entry		102.01

Batch: 209252 Total

152.26

EXHIBIT

D.

PRA Request Responsive
Documents Fees Paid KCSC
and Judge Downes name as
“Secretary”



WASHINGTON
COURTS

Superior Court Judges' Association

Charles R. Snyder, President
Whatcom Co. Superior Ct.
311 Grand Ave, Ste 301
Bellingham, WA 98225-4048
(360) 738-2457

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Acting Past-President
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Dean S. Lum
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Bruce I. Weiss
Snohomish Co. Superior Court
3000 Rockefeller Ave, MS 502
Everett, WA 98201-4046
(425) 388-7335

April 8, 2014

Honorable Charles W. Johnson
Washington State Supreme Court
Temple of Justice
P.O. Box 40929
Olympia, WA 98504-0929

RE: PROPOSED RULE ON JUVENILE PERSONAL
RESTRAINTS JuCR 1.6

Dear Justice Johnson:

As President of the Superior Court Judges' Association (SCJA), I submit this letter in opposition to the proposed rule that contemplates creating a strong presumption against any form of restraints used on juveniles in court proceedings. The rule also creates a required procedure before any juvenile may be restrained before the court.

The practical reality is that youth appearing in court are not in front of a jury, and it is reasonable to presume that judicial officers are not influenced by the use of restraints. Our juvenile court system is based on equal parts: public safety and the health and wellbeing of youth in our care and custody. The rule ignores that the role of administration of justice, as codified in the Washington Court Rules, gives judicial officers the authority to administer their courts, and that policy and procedures are a primary responsibility of juvenile court administrators and detention managers.

The GR 9 cover sheet, paragraph 3, discusses the newly adopted court rule in Chelan, which permits shackling only when deemed necessary by the juvenile court judge or commissioner. However, it doesn't discuss the procedure where, prior to going to court, the detention facility completes a worksheet, which scores the youth for restraint purposes. Ten or more points results in restraints. Less than ten points can result in restraints with a supervisor's override. If a juvenile enters the courtroom in restraints, the first action is for judicial review of the restraint decision. Findings, conclusions, and an order requiring or prohibiting restraints are entered. If restraints are prohibited, the juvenile is briefly taken out of the courtroom so

STATE OF WASHINGTON

1206 Quince Street SE • P.O. Box 41170 • Olympia, WA 98504-1170
360-753-3365 • 360-586-8869 Fax • www.courts.wa.gov

that his or her restraints may be removed. It is much easier to take off physical restraints than to put them on. Youth can get angry when the judge rules against them. On the other hand, if the court orders restraints off of them, youth are typically cooperative.

In the words of a veteran juvenile court administrator from a small, rural county: "In my experience there's less chance of someone being hurt if they are softly restrained having been brought before the court through legal process. Someone always gets hurt when you have to battle a person into restraints. Our juvenile staff are, by statute, part of a different system of responsibility, trained to work effectively with youth and do."

Facility

Many of the juvenile courts have bifurcated courtrooms and detention centers that offer secure holding. Some courts have law enforcement officers, video surveillance, and immediate response from law enforcement when a disturbance threatens the safety of the public, courtroom personnel, and litigants.

Other courtrooms, especially in small rural courts, have nothing besides the judge, probation, and court staff to maintain security in the courtroom. We are mindful that court facilities are used for various proceedings daily, aside from juvenile offender court. The physical layout might put the public gallery within a couple feet of the litigants (including the respondent, defense counsel, probation or detention staff, court staff, and the judicial officer).

These small facilities handle very volatile matters involving youth and their families, as well as victims and other related participants. Restraints give detention officers the ability to control one element of the situation and help assure the control and safety of the respondent. Mandating that a potentially lengthy hearing process must be held before restraints of any kind are used will increase security risk and potential for injury, as well as interfere with the efficient operation of the daily courtroom dockets.

Small County Consideration

Several counties do not have detention centers. This creates an additional security problem. Without secure holding of any type, juvenile court staff escort youth back and forth between offices and courtrooms, through public areas, and detain youth in an office pending transport by law enforcement or pending subsequent hearings. To add context to this situation, there are often multiple youth who are possibly under the influence of drugs and/or alcohol, threatening, belligerent, aggressive, assaultive, and/or mentally ill. Also, regardless of what other court business may be ongoing in the immediately adjoining offices, we must maintain custody of youth who are actively attempting or are contemplating escape.

Unlike in a large court, where staff duties are compartmentalized, staff in small courts are expected to fulfill numerous duties that include case management, custody supervision,

Honorable Charles W. Johnson
April 8, 2014
Page 3

and a field and custody counselor. While supervising youth in transit to court or detention, staff are prepared to deal with possible escape attempts or assaults, suicide attempts, self-mutilation, and other physically self-destructive behavior.

Resources

The rule as drafted requires additional judicial process in every instance. Those processes require considerable support and resources. County court resources differ dramatically across our state, and keeping everyone safe needs flexibility.

Our judges have been elected for practice of wisdom and are guided by statute and court rules. Let them use that wisdom. Until such time as the circumstances articulated above can be mitigated through proper resources, such as more staff and proper facilities, the SCJA will continue to oppose passing a rule or legislation that prohibits the use of restraints in juvenile court.

Sincerely,



Charles R. Snyder
President Judge, SCJA

cc: SCJA Board of Trustees
Ms. Janet Skreen



WASHINGTON
COURTS

Superior Court Judges' Association

RECEIVED

MAY 10 2010

PAUL L. SHERFEY

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Kelso, WA 98626-1739
(360) 577-3085

Laura C. Inveen, *President-Elect* (10-11)
King County Superior Court
516 3rd Ave, Rm C-203
Seattle, WA 98104-2361
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Spokane County Superior Court
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Spokane, WA 99260-0350
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3000 Rockefeller Ave, MS 502
Everett, WA 98201-4046
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Okanogan County Superior Court
149 3rd N
PO Box 112
Okanogan, WA 98840-0112
(509) 422-7131 FAX: (509) 422-7133

May 6, 2010

TO: Superior Court Presiding Judges
FROM: Judge Linda CJ Lee, Treasurer
Superior Court Judges' Association
RE: SCJA 2010 DUES NOTICE

Enclosed are two association dues invoices for the 2010-2011 year, one for the judges and one for the commissioners. Please submit the invoices to your county for payment. The SCJA Board of Trustees set dues at \$1,000 for judges and \$500 for commissioners.

Please feel free to contact me at lee1@co.pierce.wa.us or (253) 798-7735 with any questions.

Enclosures

cc: SCJA Board
Superior Court Administrators
Vickie Brandt

pay to pay
[Signature]

acct 53806

scja\dues notices\2010 dues memo presiding judges.doc

SUPERIOR COURT JUDGES' ASSOCIATION

Honorable Linda CJ Lee, SCJA Treasurer
Pierce County Superior Court
930 Tacoma Ave S Rm 334
Tacoma, WA 98402-2108

INVOICE FOR COMMISSIONERS

[See note below on commissioner membership]

INVOICE DATE: MAY 19, 2010

Superior Court Commissioner: See attached list

Court: King County Superior Court
(name)

Note: If you have additional commissioners, please make copies of this invoice.

DESCRIPTION	AMOUNT
2010 SCJA Annual Dues	13 x \$500 = 6,500

TOTAL DUE: \$500

Full-time superior court commissioners and part-time commissioners who devote at least 50% of their time to superior court and are actively engaged in practice of law, may apply for membership in the Superior Court Judges' Association (SCJA) and will be assessed annual dues in the amount of 50% of the amount fixed for active judges.

Only dues-paying commissioners are eligible to receive reimbursement of travel expenses relating to association business or committee work.

If you are already a member and wish to renew your annual membership, or if you are not, but would be interested in becoming a member of the SCJA, please return this invoice with your payment.

Please make checks payable to the **Superior Court Judges' Association** and submit payment by **September 1, 2010**, to:

**HONORABLE LINDA CJ LEE
PIERCE COUNTY SUPERIOR COURT
930 TACOMA AVE S RM 334
TACOMA WA 98402-2108**

Note: Please return a copy of this invoice with name(s) of commissioners for whom dues are being submitted.

COMMISSIONERS

VELATEGUI, CARLOS	500.00
WATNESS, ERIC B	500.00
6504 TOTAL	\$1,000.00

BRADBURN-JOHNSON, NANCY	500.00
6505 TOTAL	\$500.00

SMITH, LORI KAY	500.00
HOLMAN, HOLLIS C	500.00
SASSAMAN, MARGARET TAPLE	500.00
JESKE, JACQUELINE	500.00
6506 TOTAL	\$2,000.00

CANADA-THURSTON, BONNIE	500.00
PONOMARCHUK, LEONID	500.00
6507 TOTAL	\$1,000.00

HILLMAN, MARK J	500.00
GALLAHER, RICHARD ALLEN	500.00
GARRATT, JULIA	500.00
6508 TOTAL	\$1,500.00

CASTILLEJA, ELIZABETH	500.00
5691 TOTAL	\$500.00

TOTAL \$6,500.00

SUPERIOR COURT JUDGES' ASSOCIATION (SCJA)

Honorable Linda CJ Lee, SCJA Treasurer
Pierce County Superior Court
930 Tacoma Ave S, Rm 334
Tacoma, WA 98402-2108

INVOICE FOR JUDGES

Presiding Judge
King County Superior Court
516 3rd Ave Rm C203
Seattle, WA 98104-2361

Invoice Date: May 19, 2010

DESCRIPTION	# OF SUPERIOR COURT JUDGE POSITIONS	AMOUNT
2010 SCJA Annual Dues	53 52	\$1,000 per judge

52,000
Total Amount Due: **\$53,000**

Judge Mattsen position vacant; pay for 52 positions
Please submit this invoice to your county for payment.

Please make checks payable to the Superior Court Judges' Association and submit payment by September 1, 2010, to:

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PIERCE COUNTY SUPERIOR COURT
930 TACOMA AVE S, RM 334
TACOMA, WA 98402-2108

JUDGES

ARMSTRONG, SHARON S	1,000.00
BARNETT, SUZANNE M	1,000.00
BRADSHAW, TIMOTHY ASHLEY	1,000.00
CAHAN, REGINA SCHNEIDERM	1,000.00
CANOVA, GREGORY	1,000.00
CRAIGHEAD, SUSAN J	1,000.00
DOERTY, JAMES A	1,000.00
DOWNING, WILLIAM LANSING	1,000.00
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HEAVEY, MICHAEL	1,000.00
HILYER, BRUCE W	1,000.00
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SPECTOR, JULIE	1,000.00
YU, MARY ISABEL	1,000.00
6501 TOTAL	\$29,000.00

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WHITE, JAY VINCENT	1,000.00
6502 TOTAL	\$15,000.00

ROBINSON, PALMER	1,000.00
SCHAPIRA, CAROLA	1,000.00
9216 TOTAL	\$2,000.00

MCCARTHY, HARRY J	1,000.00
9402 TOTAL	\$1,000.00

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TOTAL \$52,000.00



WASHINGTON
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Enclosures

cc: SCJA Board
Superior Court Administrators
Vickie Brandt

pay to pay
[Signature]

acct 53806

scja\dues notices\2010 dues memo presiding judges.doc

SUPERIOR COURT JUDGES' ASSOCIATION

Honorable Linda CJ Lee, SCJA Treasurer
Pierce County Superior Court
930 Tacoma Ave S Rm 334
Tacoma, WA 98402-2108

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[See note below on commissioner membership]

INVOICE DATE: MAY 19, 2010

Superior Court Commissioner: See attached list

Court: King County Superior Court
(name)

Note: If you have additional commissioners, please make copies of this invoice.

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MCCULLOUGH, LEROY	1,000.00
TRICKEY, MICHAEL J	1,000.00
WASHINGTON, CHRISTOPHER	1,000.00
6509 TOTAL	\$5,000.00

TOTAL \$52,000.00

EXHIBIT

E.

PDC Lobbying Form L3 Tom
Parker / AOC and/or Unlawful
Association of Judges'

PUBLIC DISCLOSURE COMMISSION

711 CAPITOL WAY RM 206
PO BOX 40908
OLYMPIA WA 98504-0908
(360) 753-1111
TOLL FREE 1-877-601-2828

**Employer's
Lobbying Expenses**

L3

THIS SPACE FOR OFFICE USE

DATE FILED PDC

1/09

FEB 17 2012

1. Employer's Name (Use complete company, association, union or entity name.)
Superior Court Judges Association

Attention (Identify person to whom inquiries about the information below should be directed; NOT the lobbyist.)
Laura Inveen - President

Mailing Address Telephone
c/o Administrative Office of the Courts (206) 296 -9268
P.O. Box 41170

City State Zip + 4 E-Mail Address
**Olympia WA 98504-1170 Laura.Inveen@kingcou
 nty.gov**

Year Report Covers
2011

THIS REPORT MUST BE FILED BY THE LAST DAY OF FEBRUARY. Include expenditures made and accrued during the previous calendar year for lobbying the Washington State Legislature and/or any state agency. Complete all sections. Use "none" or "0" when applicable.

2. Identify each of your lobbyists/lobbying firms below. In column 1, show the full amount of salary or fee each earned for lobbying. In column 2, show the full amount paid (plus obligated) for other lobbying related expenses that were made by or through the lobbyist and reported by the lobbyist on the monthly L-2 report (e.g., contributions to legislative candidates, reimbursement for entertainment expenses, etc.). Compute the subtotals across and down the columns; put the grand total of expenses incurred by or through lobbyists in the space designated.

Names of Registered Lobbyists (if payments were to lobbying firm, list firm name)	Col 1-Salary	Col 2-Other	Total Amount
Thomas Parker – Parker Northwest	\$ 80,000.00	\$	\$ 80,000.00
Total From Attached Page			
Total Expenses By or Through Lobbyists			\$ 80,000.00

Information continued on attached pages

DO NOT INCLUDE EXPENDITURES ALREADY ACCOUNTED FOR IN ITEM 2 ABOVE when completing Items 3 through 7 below.

3. Other expenditures made by the employer for lobbying purposes. Show total expenditures made/accrued:

a. to vendors on behalf of or in support of registered lobbyists (e.g., entertainment credit card purchases); \$ 0

b. to or on behalf of expert witnesses or others retained to provide lobbying services who offer specialized knowledge or expertise that assists the employer's lobbying effort; 0

c. for entertainment, tickets, passes, travel expenses (e.g., transportation, meals, lodging, etc.) and enrollment or course fees provided to legislators, state officials, state employees and members of their immediate families; (Also complete Item 9.) 0

d. for composing, designing, producing and distributing informational materials for use primarily to influence legislation; and 0

e. for grass roots lobbying expenses, including those previously reported by employer on Form L-6, and payments for lobbying communications to clients/customers (other than to corporate stockholders and members of an organization or union). 0

4. Political contributions to candidates for legislative or statewide executive office, committees supporting or opposing these candidates, or committees supporting or opposing statewide ballot measures. (Also complete Item 10.)

a. Contributions made directly by the employer, including those previously reported on PDC Form L-3c. 0

b. If contributions were made by a political committee associated, affiliated or sponsored by the employer, show the PAC name below. (Information reported by the PAC on C-4 reports need not be again included as part of this L-3 report.) 0

Name of PAC _____

5. Independent expenditures supporting or opposing a candidate for legislative or statewide executive office or a statewide ballot measure. (Also complete Item 11.) 0

6. Expenditures to or on behalf of legislators, state officials, or their spouse, registered domestic partner and dependents for the purpose of influencing, honoring or benefiting the legislator or official. (Normal course of business payments are not reportable.) (Also complete Item 14.) 0

7. Other lobbying-related expenditures, whether through or on behalf of a registered lobbyist. Attach list itemizing each expense (i.e., show date, recipient, purpose and amount). Do not include payments accounted for above. 0

Total Lobbying Expenses **\$ 80,000.00**

(Items 2 thru 7)

8. This report must be certified by the president, secretary-treasurer or similar office of lobbying employer.

Certification: I certify that this report is true, complete and correct to the best of my knowledge.


 Linda CJ Lee, Treasurer

Signature of Employer Officer Date

 2/16/2012

Employer's Lobbying Expenses

L3

1/98

5468244755

1. Employer's Name SUPERIOR COURT JUDGES ASSN	
Attention TARI EITZEN	
Mailing Address PO BOX 41170	Telephone 360-705-5226
City OLYMPIA State WA Zip 98504-1170	Email

THIS REPORT MUST BE FILED BY THE LAST DAY OF FEBRUARY. Include expenditures made and accrued during the previous calendar year for lobbying the Washington State Legislature and/or any state agency. Complete all sections. Use "none" or "0" when applicable.

2. Identify each of your lobbyists/lobbying firms below. In column 1, show the full salary or fee each earned for lobbying. In column 2, show the full amount paid (plus obligated) for other lobbying related expenses that were made by or through the lobbyist and reported by the lobbyist on the monthly L-2 report (e.g., contributions to legislative candidates, reimbursement for entertainment expenses, etc.). Compute the subtotals across and down the columns; put the grand total of expenses incurred by or through lobbyists in the space designated.

Names of Registered Lobbyists (if payments were to lobbying firm, list firm name)	Col 1-Salary	Col 2-Other	Total Amount
PARKER NORTHWEST ASSOCIATES	\$ 75000	\$	\$ 75000
	\$	\$	\$
	\$	\$	\$
	\$	\$	\$

For additional lobbyists fill out the appropriate number of additional forms.	Total Expenses By or Through the Lobbyists Listed Above = \$ 75000
---	--

DO NOT INCLUDE EXPENDITURES ALREADY ACCOUNTED FOR IN ITEM 2 ABOVE when completing items 3 through 7 below.

3. Other expenditures made by the employer for lobbying purposes. **Show total expenditures made/accrued:**

- a. to vendors on behalf of or in support of registered lobbyists (e.g., entertainment credit card purchases); \$ 0
- b. to or on behalf of expert witnesses or others retained to provide lobbying services who offer specialized knowledge or expertise that assists the employer's lobbying effort; 0
- c. for entertainment, tickets, passes, travel expenses (e.g., transportation, meals, lodging, etc.) and enrollment or course fees provided to legislators, state officials, state employees and members of their immediate families; (Also complete Item 9.) 0
- d. for composing, designing, producing and distributing informational materials for use primarily to influence legislation; and 0
- e. for grass roots lobbying expenses, including those previously reported by employer on Form L-6, and payments for lobbying communications to clients/customers (other than to corporate stockholders and members of an organization or union). 0

4. Political contributions to candidates for legislative or statewide executive office, committees supporting or opposing these candidates, or committees supporting or opposing statewide ballot measures. (Also complete Item 10.)

- a. Contributions made directly by the employer, including those previously reported on PDC Form L-3c. 0
- b. If contributions were made by a political committee associated, affiliated or sponsored by the employer, show the PAC name below. (Information reported by the PAC on C-4 reports need not be again included as part of this L-3 report.) 0

Name of PAC

5. Independent expenditures supporting or opposing a candidate for legislative or statewide executive office or a statewide ballot measure. (Also complete Item 11.) 0

6. Expenditures to or on behalf of legislators, state officials, their spouses and dependents for the purpose of influencing, honoring or benefiting the legislator or official. (Normal course of business payments are not reportable.) (Also complete Item 14.) 0

7. Other lobbying-related expenditures, whether through or on behalf of a registered lobbyist. Do not include payments accounted for above. (Also complete Item 15.) 0

Total Lobbying Expenses \$ 75000

8. This report must be certified by the president, secretary-treasurer or similar office of lobbying employer. (Items 2 thru 7)

Certification: I certify that this report is true, complete and correct to the best of my knowledge.

List Name and Title of Office to the right:

Name **TARI EITZEN**
Title **SCJA President**

Date
02/22/2010

Employer's Name SUPERIOR COURT JUDGES ASSN

Year report covers: 2009

12. Compensation of \$1,500 or more during the preceding calendar year for employment or professional services paid to state elected officials, successful candidates for state office and each member of their immediate family. (See below for Amount Codes)

Name	Relationship	Amount (Code)**	Description of Consideration or Services Exchanged for Compensation
NA			

13. Compensation of \$1,500 or more during the preceding calendar year for professional services paid to any corporation, partnership, joint venture, association or other entity in which a state elected official, successful state candidate or member of their immediate family hold office, partnership, directorship or ownership interest of 10% or more. (See Below for Amount Codes)

Firm Name	Person's Name	Amount (Code)**	Description of Consideration or Services Exchanged for Compensation
N/A			

**Dollar Code	Amount
A-----	\$1 to \$2,999
B-----	\$3,000 to \$14,999
C-----	\$15,000 to \$29,999
D-----	\$30,000 to \$74,999
E-----	\$75,000 to More

Employer's Name SUPERIOR COURT JUDGES ASSN

Year report covers: 2009

14. Any expenditure, not otherwise reported, made directly or indirectly to a state elected official, successful candidate for state office or a member of their immediate family, if made to honor, influence or benefit the person because of his or her official position.

Name	Amount	Date	Purpose
NA			

15. Itemize any other lobbying-related expenditures, whether through or on behalf of a registered lobbyist.

Recipient	Amount	Date	Purpose
NA			

Employer's Name: Superior Court Judges' Association
 Year report covers: 2008

9. Entertainment, tickets, passes, travel expenses (including transportation, meals, lodging, etc.) and enrollment or course fees provided to legislators, state officials, state employees and members of their immediate families. See instruction manual for details.

Name and Title	Cost or Value	Date and Description of Expense
	\$	

Information continued on attached pages

10. Contributions (not reported by the lobbyist) totaling over \$25 to a legislative or statewide executive office candidate, a committee formed to support or oppose one of these candidates or a committee supporting or opposing a statewide ballot measure. Do not list employer-affiliated PAC contributions.

Name of Recipient	Amount	Date (and, if In-Kind, Description)
	\$	

Information continued on attached pages

11. Independent expenditures in support of or opposition to a) a legislative or statewide executive office candidate or b) a statewide ballot proposition. See instruction manual for definition of "independent expenditure."

Candidate's Name, Office Sought & Party or Ballot Proposition Number & Brief Description	Amount	Date and Description of Expense (Note if Support or Oppose)
	\$	

Information continued on attached pages

12. Compensation of \$2,000 or more during the preceding calendar year for employment or professional services paid to state elected officials, successful candidates for state office and each member of their immediate family.

Name	Relationship to Candidate or Elected Official if Member of Family	Amount (Code)**	Description of Consideration or Services Exchanged for Compensation

Information continued on attached pages

13. Compensation of \$2,000 or more during the preceding calendar year for professional services paid to any corporation, partnership, joint venture, association or other entity in which state elected official, successful state candidate or member of their immediate family hold office, partnership, directorship or ownership interest of 10% or more.

Firm Name	Person's Name	Amount (Code)**	Description of Consideration or Services Exchanged for Compensation

Information continued on attached pages

14. Any expenditure, not otherwise reported, made directly or indirectly to a state elected official, successful candidate for state office or member of their immediate family, if made to honor, influence or benefit the person because of his or her official position.

Name	Amount	Date and Purpose
	\$	

Information continued on attached pages

**DOLLAR CODE AMOUNT

A - \$1 to \$3,999
 B - \$4,000 to \$19,999
 C - \$20,000 to \$39,999

**DOLLAR CODE AMOUNT

D - \$40,000 to \$99,999
 E - \$100,000 or more

INFORMATION CONTINUED

(Use this page if you need additional space for Items 10 or 11)

L3

RECEIVED

MAR - 2 2009

Employer's Name

Superior Court Judges' Association

Year report covers:

2008

Public Disclosure
Commission

10. Contributions

Name of Recipient

Amount

Date (and, if In-Kind, Description)

\$

11. Independent expenditures

Candidate's Name, Office Sought & Party or
Ballot Proposition Number & Brief Description

Amount

Date and Description of Expense
(Note if Support or Oppose)

\$

INFORMATION CONTINUED

(Use this page if you need additional space for Items 12 thru 14)

L3

RECEIVED

MAR - 2 2009

Employer's Name

Superior Court Judges' Association

Year report covers:

2008

Public Disclosure
Commission

12. Compensation of \$2,000 or more for employment, etc.

Name

Relationship to Candidate or
Elected Official if Member of
Family

Amount (Code)**

Description of Consideration or Services Exchanged for
Compensation

13. Compensation of \$2,000 or more for professional services

Firm Name

Person's Name

Amount (Code)**

Description of Consideration or Services Exchanged for
Compensation

14. Any expenditure not otherwise reported

Name

Amount

Date and Purpose

\$

****DOLLAR
CODE AMOUNT**

A - \$1 to \$3,999
B - \$4,000 to \$19,999
C - \$20,000 to \$39,999

****DOLLAR
CODE AMOUNT**

D - \$40,000 to \$99,999
E - \$100,000 or more

EXHIBIT

F.

RCW 2.16.010 and Laws of
1933 Chapter 58 Judicial
Association Creation
Authorization

RCW 2.16.010

Association created.

All the judges of the superior courts of the state of Washington are hereby associated under the name of the association of the superior court judges of the state of Washington.

[1933 ex.s. c 58 § 1; RRS § 11051-1.]

SESSION LAWS
OF THE
STATE OF WASHINGTON

Passed at the
EXTRAORDINARY SESSION

Convened December 4, 1933
Adjourned January 12, 1934

Compiled in Chapters by
SECRETARY OF STATE
Ernest N. Hutchinson

Marginal Notes and Index
BY
G. W. HAMILTON
Attorney General

PUBLISHED BY AUTHORITY
Chapter 2, Laws 1933, Extraordinary Session

(y) Purchasing and feeding or fattening livestock.

(z) Growing, raising or cultivating trees, shrubs, bushes, plants and the like, either as forest or nursery products.

Effective immediately.

SEC. 4. This act is necessary for the immediate support of the state government and its existing public institutions and shall take effect immediately.

Passed the House January 11, 1934.

Passed the Senate January 11, 1934.

Approved by the Governor January 18, 1934.

CHAPTER 58.

[H. B. 60.]

ASSOCIATION OF SUPERIOR COURT JUDGES.

AN ACT providing for the relief of congested superior court calendars; providing for the organization and government and duties and powers of "The Association of the Superior Court Judges of the State of Washington" and the officers thereof; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

Association of superior court judges.

SECTION 1. All the judges of the superior courts of the State of Washington are hereby associated under the name of the association of the superior court judges of the State of Washington.

First meeting called by Governor.

SEC. 2. The first meeting of the association shall be called by the Governor of the state by notice sent to each judge by mail, fixing the time and place of meeting, which shall be within thirty days after this act becomes effective. At this meeting the judges shall elect from their number a president, who shall be called president judge, and a secretary, who shall hold their offices until the next meeting, which shall be held at some time in July or August, 1935, and

President ; secretary.

at a date and place to be determined by the association.

SEC. 3. At this first meeting the association shall adopt a plan looking to the equitable distribution of the work of the superior courts of the state so that congestion in trial calendars shall be abolished. To this end the judge of each county or judicial district in the state having control of the trial calendar shall, not less than once each month, in writing, advise the president judge of the condition of the trial calendar of his county or district and of any other conditions requiring another judge. And it shall be the duty of the president judge to direct any judge whose calendar in his judgment will permit, to hold court in any other county where congestion exists or other conditions require for such time as will make for the efficient functioning of the superior courts of the state. And it shall be the duty of every judge to obey such direction of the president judge, unless excused by him for sufficient cause.

Plan to relieve congestion of trial calendars.

SEC. 4. At the first meeting and at all future annual meetings, pursuant to sec. 24, art. IV of the state constitution, the association shall have power to establish uniform rules for the government of the superior courts, which rules may be amended from time to time.

Power to establish uniform rules.

SEC. 5. Beginning with the year 1935, this association shall meet annually in July or August, at which meeting officers shall be chosen for the ensuing year and such other business transacted as may properly come before the association.

Meet annually.

SEC. 6. (a) For attendance upon any annual meeting a judge shall be entitled to receive from the State of Washington the amount of his actual traveling and living expenses.

Attendance of annual meeting: expenses.

(b) For attendance while holding court in any other county or district pursuant to direction of the

Visiting
judge:
expenses.

president judge, a judge shall be entitled to receive from the county to which he is sent the amount of his actual traveling and living expenses and also the excess, if any, in the salary then being paid the judges in such county or district over the salary being paid to the visiting judge in his own county or district, which excess in salary shall be paid one-half by the state and one-half by the visited county or district in the manner provided for payment of his expenses.

Statement to
state auditor.

(c) Upon presenting to the state auditor a statement signed by himself and approved by the president judge, showing such salary excess, if any, as visiting judge, and in separate items his traveling and living expenses for attendance upon the annual meeting, the state auditor shall draw a warrant on the general fund for the amount of such statement and deliver it to such judge.

Existing
laws.

SEC. 7. Except for the provisions of section 6 of this act, this act shall not be held to repeal any other existing law relating to the visitation of judges.

Effective
immediately.

SEC. 8. This act is necessary for the immediate support of the state government and its existing public institutions and shall take effect immediately.

Passed the House December 28, 1933.

Passed the Senate January 11, 1934.

Approved by the Governor January 18, 1934.

CHAPTER 59.

[H. B. 86.]

DIVISION OF APICULTURE.

AN ACT establishing a division of apiculture in the department of agriculture, prescribing the powers and duties of the director of agriculture in relation thereto regulating the importation, keeping and sale of bees, prescribing penalties for violation thereof and repealing chapter 116, Session Laws of 1919, and making an appropriation, and declaring that this act shall take effect immediately.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. There is hereby created and established a division of apiculture in the department of agriculture which shall consist of the director of agriculture and of such apiarist inspectors as may be from time to time appointed by such director. The director of agriculture shall receive no additional salary as such but shall be paid his actual necessary traveling expenses incurred in the performance of his duties under this act.

Division of apiculture created.

SEC. 2. The director of agriculture shall have the power and it shall be his duty to appoint one or more apiary inspectors as conditions may warrant, who shall, under his direction, have charge of the inspection of apiaries, the investigation of outbreaks of bee diseases and the enforcement of the provisions of this act in relation to their eradication and control. Such apiary inspector or inspectors shall be paid not more than six dollars (\$6.00) per day for services while so employed and actual necessary traveling expenses incurred in the performance of such duties.

Director of agriculture to appoint apiary inspectors.

Remuneration.

SEC. 3. The director of agriculture shall, as often as he deems necessary or when requested in writing by the owner of an apiary or upon the written com-

Requested inspection.

EXHIBIT

G.

Thurston County Superior Case
SCJA v. Fulton Complaint

EXHIBIT

H.

Thurston County Superior Case
SCJA v. Fulton Case
Assignment

FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2011 MAY 26 AM 11:38

BETTY J. GOULD, CLERK

SUPERIOR COURT OF WASHINGTON
FOR THURSTON COUNTY

Plaintiff/Petitioner,

vs.

Defendant/Respondent

NO. 11-2-01185-0

NOTICE OF ASSIGNMENT/ (NTAS)
NOTICE OF STATUS CONFERENCE (NTC)

TO: THURSTON COUNTY CLERK
ATTORNEYS/LITIGANTS

PLEASE TAKE NOTICE:

1. That the above-noted case is assigned to:

The Honorable Carol Murphy

2. That the Status Conference is scheduled for 9:00 a.m. August 26, 2011.

Dated this 26th day of May, 2011.

All parties should be familiar with Local Civil Rule 3(f) which requires in part that parties or lead counsel attend and that the parties or counsel shall communicate with each other concerning the case schedule order before the status conference.

THURSTON COUNTY SUPERIOR COURT
2000 LAKERIDGE DRIVE SW
OLYMPIA WA 98502
(360) 786 - 5560

NOTICE OF ASSIGNMENT/
NOTICE OF STATUS CONFERENCE

EXHIBIT

I.

Thurston County Superior Case
SCJA v. Fulton Final Judgment

FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2011 SEP 16 PM 1:56
BETTY J. GOULD, CLERK

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EXPEDITE (if filing within 5 court days of hearing)

No hearing is set.

Hearing is set:
 Date: _____
 Time: _____
 Judge/Calendar: _____

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF THURSTON**

SUPERIOR COURT JUDGES' ASSOCIATION,)

Plaintiff,

vs.

**BARBARA FULTON aka BARBARA JO
ERICSSON,**

Defendant.

NO. 11-2-01185-0

STIPULATED JUDGMENT

Judgment Summary:

- A. Judgment creditors: Superior Court Judges' Association
c/o Hon. Linda Lee, Superior Court Judge
Pierce County Superior Court
930 Tacoma Avenue South, Room 334
Tacoma, WA 98402
- B. Judgment creditor's attorney: G. Saxon Rodgers
324 West Bay Dr NW, Ste. 201
Olympia, WA 98502
- C. Judgment debtor: Barbara Jo Ericsson

DITLEVSON RODGERS DIXON, P.S.
ATTORNEYS AT LAW
324 West Bay Drive NW, Suite 201
Olympia, Washington 98502
(360) 352-8311, FAX: (360) 352-8501

- 1 D. Principal judgment amount: \$451,909.16
- 2 E. Total Judgment: \$451,909.16
- 3 F. Principal judgment amount shall bear interest at the rate of 12% per annum.
- 4 G. Attorney fees, costs and other recovery amounts shall bear interest at the rate of 12% per
- 5 annum.

6 THIS MATTER having come on regularly before the undersigned Judge of the above-
7 entitled Court upon the stipulation of the parties as evidenced by the signatures of the attorneys and
8 parties below, the Court finding that Plaintiff is entitled to the entry of a judgment as set forth in
9 the above Judgment Summary, now, therefore, it is

10 **ORDERED, ADJUDGED AND DECREED** that the Plaintiff be and hereby is awarded
11 judgment against Defendant, BARBARA JO ERICSSON, in the total amount of **\$451,909.16**
12 which amount shall bear interest at the rate of 12% per annum.

13 DATED this 16TH day of September, 2011.

14
15
16
17 
18 JUDGE

19 Presented by:
20 DITLEVSON ROGERS DIXON, P.S.

21 
22 G. SAXON RODGERS, WSB#5798
23 Attorney for Plaintiff

24 Approved as to form notice of presentment waived:

25 
26 BARBARA JO ERICSSON
Defendant, *Pro Se*

DITLEVSON RODGERS DIXON, P.S.
ATTORNEYS AT LAW
324 West Bay Drive NW, Suite 201
Olympia, Washington 98502
(360) 352-8311, FAX: (360) 352-8501

EXHIBIT

J.

SCJA UBI Number, SCJA IRS
EIN Number, SCJA USPS PO
Box



STATE OF
WASHINGTON

BUSINESS LICENSE

Sole Proprietorship

Unified Business ID #: 602 287 326
Business ID #: 1

CHRISTOPHER JAMES HUPY
6018 NORMA BEACH RD
EDMONDS WA 98026 4126

REGISTERED TRADE NAMES:

ASSOCIATION OF SUPERIOR COURT JUDGES
SCJA
SUPERIOR COURT JUDGES ASSOCIATION
SUPERIOR COURT JUDGES ASSOCIATION OF WASHINGTON
WASCJA
WASHINGTON SUPERIOR COURT JUDGES ASSOCIATION

This document lists the registrations, endorsements, and licenses authorized for the business named above. By accepting this document, the licensee certifies the information on the application was complete, true, and accurate to the best of his or her knowledge, and that business will be conducted in compliance with all applicable Washington state, county, and city regulations.

Brad Floherty
Director, Department of Revenue

Date of this notice: 06-28-2012

Employer Identification Number:
45-5592053

Form: SS-4

Number of this notice: CP 575 G

CHRISTOPHER JAMES HUPY
SUPERIOR COURT JUDGES ASSOCIATION
PO BOX 12655
EVERETT, WA 98206

For assistance you may call us at:
1-800-829-4933

IF YOU WRITE, ATTACH THE
STUB AT THE END OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 45-5592053. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

A limited liability company (LLC) may file Form 8832, *Entity Classification Election*, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, *Election by a Small Business Corporation*. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

IMPORTANT REMINDERS:

- * Keep a copy of this notice in your permanent records. **This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you.**
- * Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- * Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub. Thank you for your cooperation.

=====
EVERETT MPO
EVERETT, Washington
982019998
5476210222-0096
06/27/2012 (800)275-8777 01:58:33 PM
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Sales Receipt
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Product Sale Unit Final
Description Qty Price Price
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New PO Box \$76.00
Customer Number:
Box Size: 1
Name: HUPY, C
SUPERIOR COURT JUDGES
ASSOCIAT
Box/Call Number: 12655
EVERETT, WA 98206
Period: Annual (12 months)
(06/27/2012 -
06/30/2013)
Visit ID: 28566767
Key Deposit 2 \$0.00
Keys Issued 2
Serial Number: 22323

Total: \$76.00
=====

Paid by:
Cash \$101.00
Change Due: -\$25.00

BRIGHTEN SOMEONE'S MAILBOX. Greeting
cards available for purchase at
select Post Offices.

EXHIBIT

K.

Communication from
Washington State Supreme
Court Chief Justice Barbara
Madsen and Plaintiff Hupy

[Print](#)[Close](#)

RE: Donation to the Board Of Judicial Administration Account

From: **Keown, Julie** (Julie.Keown@courts.wa.gov) on behalf of **Madsen, Justice Barbara A.** (J_B.Madsen@courts.wa.gov)
Sent: Wed 7/11/12 6:32 PM
To: Christopher Hupy (amakirkland@hotmail.com)
Cc: Dietz, Callie (Callie.Dietz@courts.wa.gov); Marler, Dirk (Dirk.Marler@courts.wa.gov); McAleenan, Mellani (Mellani.McAleenan@courts.wa.gov)

Mr. Hupy:

Thank you for your kind offer to donate to the Board for Judicial Administration's fund. As you know, this fund is comprised of voluntary, out-of-pocket contributions from judges. To date, the BJA has not accepted public donations, and doing so now would add a layer of complexity that we are not equipped to handle. However, we appreciate the offer of support and I would like to direct you to a different option, to support the work of the courts.

The Campaign for Equal Justice and the Legal Aid for Washington Fund (the LAW Fund) was created in 1991 by three leaders in the Washington State Bar Association. Since then, it has been able to contribute over \$7 million to support civil legal aid programs in Washington State. The programs are founded on the premise that access to the justice system should be a reality for everyone—not just for those who can afford a lawyer. To learn more about the work of the Campaign for Equal Justice and the LAW Fund, see www.c4ej.org.

Again, thank you for your offer. We appreciate your support in the advancement of justice.

Barbara Madsen

From: Christopher Hupy [mailto:amakirkland@hotmail.com]
Sent: Friday, July 06, 2012 12:04 PM
To: Dietz, Callie; McAleenan, Mellani; Marler, Dirk; Madsen, Justice Barbara A.
Subject: Donation to the Board Of Judicial Administration Account

BJA Chairperson Chief Justice Madsen,

I have enjoyed engaging in civic activities by attending the monthly BJA meetings this year, thank you for making me feel welcome.

I would like information on how to make a financial contribution to the "Private/off the official books" bank account maintained by the Board of Judicial Administration, which I understand to be wholly funded by donations (a recent response by the AOC indicates no public and/or private grants have been awarded to the BJA so I assume all donations into the BJA account have been private entities and/or individuals which I am one). I am very interested in the advancement of the Judicial issues, on a individual Superior Court basis and as a whole and I know a sizable cash donation would help further this goal.

I have seen statements that this account has a balance of \$10,000-\$20,000 as a norm, I would expect at this point my donation would fall in the middle to lower end of that number, and if need be I can approach the Board of Directors of Washington Domestic Violence Commission about possibly getting a contribution from that organization as well. As president of that Washington Non Profit I know they share the same passionate desire for the advancement of Judicial issues as I personally do, so I don't think it would take too much prodding to open their checkbook as well.

I am looking forward to playing a small but meaningful part of the Board of Judicial Administration success.

I have included several persons on this correspondence including AOC staff and the known signers of the account in question, please respond as soon as possible so we can collaborate to make 2012 a year of change for the Washington Courts.

I await your response as to the details of this (hopefully these) donations.

With all respect due,

Christopher J. Hupy

6018 Norma Beach Road
Edmonds, WA 98026

503-931-4991

and

Christopher J. Hupy, President

Washington Domestic Violence Commission

This email communication may contain CONFIDENTIAL INFORMATION WHICH ALSO MAY BE LEGALLY PRIVILEGED and is intended only for the use of the intended recipients identified above. If you are not the intended recipient of this communication, you are hereby notified that any unauthorized review, use, dissemination, distribution, downloading, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify me by reply email, delete the communication and destroy all copies.

EXHIBIT

L.

Declaration of Plaintiff
Christopher Hupy

June 27th, 2014

I, Christopher J. Hupy, do swear that the following is true and correct to the best of my knowledge, I am over the age of eighteen and competent to make this declaration. I am and at all times material to this action a citizen of the State of Washington and a resident of Snohomish County. I make the following declaration without malice or contempt for this Court.

My reasonable belief is that I cannot get a fair and impartial hearing and/or trial in front of this assigned SCSC Judicial Officer, this Judge is prejudiced against me. I support this fact with this declaration and all other documents included in this motion and in the case as a whole, I have firsthand knowledge of said documents and attest they are true and correct.

The defendants in this action by virtue of their office have extraordinary power to sway the judicial opinion of this and/or any bench, they also are or may be active or inactive members of the Judicial community, to include King County BAR Memberships (an Association some 5400 members strong), Washington State BAR Memberships, memberships in the Board of Judicial Administration, Gender and Justice Commission, Minority Justice Commission, Washington Supreme Court Rule Making Committee, Judicial Associations (lawful or otherwise) and/or various subcommittee's of such, most have been active in the practice of law for decades.

All of these Judges have collected monies from King County under the guise of "association dues" for membership in an association which sole purpose is political lobbying. The claimed authority for this "membership" and/or revenue collection is contained in RCW 2.16 and subsections thereof. However the enacting legislation in 1933 and also contained in RCW 2.16.010 provides a limitation of what his entity may be known as, the association has refused to use the specified name and presently there is controversy over the name. This controversy while not a direct damage complained of herein this matter is relevant in the selection of any impartial and unbiased trier of fact. Painstaking steps should be taken to select any such Judge to preside over this matter to prevent any undue delay in the administration of justice.

The claimed right to associate provided by RCW 2.16.010 specifies the name which shall be used "The Association of the Superior Court Judges of the State of Washington" but the name which is used is "Superior Court Judges Association" a name which is have already been reserved and taken by a private citizen, Christopher Hupy (Washington State UBI 602287326). This association which claims to be a "non profit" agency of the Judiciary has no business license, no corporate identity, files no federal IRS reporting documents, claims judicial exemption from the Washington Public Records Act, yet it maintains bank accounts has revenues of several hundred thousand dollars per year, spends six figures a year on professional lobbying efforts.

In recent years allowed a part time bookkeeper (also a AOC Employee and Supreme Court Employee) Barbara Jo Fulton to steal \$425,000 dollars, after the theft was discovered this nonexistent association hired a private law firm and filed a civil action against this person in Thurston County Superior Court which resulted in a judgment in excess of \$400,000 in favor of the actors NOT the State. If this association was part of the Judicial Branch this money should have gone into the general fund or the fund of the AOC and the case would have been required to be prosecuted by the Washington State Attorney General. The reasons are clear as to why the law was not followed because it would have exposed a historic pattern of conspiracy to defraud the citizens.

Ex parte communications have already been documented between the defendants and members of the KCBA Family Law Section (Karma Zaike and Richard McDermott), the resulting actions of these illegal communication has caused great personal injury to myself, these communications also involved unauthorized access into and redistribution of "sealed" KCSC case files, these "sealed" files were distributed to King County Prosecutor Dan Satterberg in and through his Senior Deputy Thomas Kuffel. In fact Thomas Kuffel assisted members (Richard McDermott, James Doerty, Susan Craighead, Theresa Doyle, to name a few) of the Defendant pool in a violation of the separation of powers by investigating and attempting to fabricate criminal charges against me, these matters are not presently before this court but are relevant to the matter at hand. Certain defendants have also issued illegal search and seizure warrants, while as of this time no warrant has been executed it still exists and does so with no expiration date, so the defendants could instruct the King County Sheriff and/or any other Washington State Law enforcement agency to seize my computer and other writings and/or materials and gain access to confidential documents relating to this case, all under the guise of a search warrant.

The conflict of interest in the continued use of the trade name which legally belongs to me has been well known for years now. Discussions with the Washington State Attorney General (Deputy Jeff Even) have resulted in no action on their part, likely again to the title of office the parties maintain.

While this matter is not specifically before the court the potential of litigation between me and the defendants and possibly all members of this, in my reasonable opinion, illegal association. It casts a cloud on the appearance of impartiality, fairness, equal protection under the law and infringes on the constitutional right of due process.

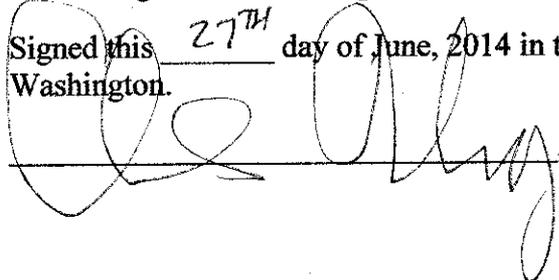
An appointment of a sitting or retired Supreme Court Justice who has never been a member of the association mentioned above, or a past or present member of the King County BAR Association or perhaps an elected Judge from the district court level could escape some of the dirty laundry the Superior Court Judges have soiled themselves with surrounding this matter.

This is a basic question of fairness and access to the Judicial system, without a "clean" Judge this case will be marred with delays caused by "prejudice" hearings and unnecessary

appeals and will be ripe for remands from higher courts to re litigate previous rulings and motions.

I swear under the penalty of perjury of the State of Washington and the laws of the United States of America this declaration to be true and correct to the best of my knowledge and belief. I am over the age of 18 and competent to make such.

Signed this 27TH day of June, 2014 in the city of Mill Creek, County of Snohomish State of Washington.

 Christopher J. Hupy.

EXHIBIT

M.

Declaration of Plaintiff Thomas
Bret Haggerty

Declaration of T. Bret Haggerty

I, T. Bret Haggerty, do swear that the following declaration is true and correct to the best of my knowledge, I am over the age of eighteen and competent to make this declaration. I am and at all times material to this action, a citizen of the State of Washington and a resident of Snohomish County. I do swear under the penalty of perjury the following:

Upon review of all the documents contained in this motion, and review of other documents, recordings and attendance of various meetings involving the judicial system I do not believe that my motion will be heard by this Judicial Officer that is impartial and unbiased to my claims such made. I hereby request, that this Judge recuse their self from hearing of this case.

I swear under the penalty of perjury of the State of Washington and the laws of the United States of America this declaration to be true and correct to the best of my knowledge and belief. I am over the age of 18 and competent to make such.

Signed this 27th day of June, 2014 in the city of Mill Creek, County of Snohomish State of Washington.

T. Bret Haggerty, T. Bret Haggerty.