

JUDGE: DOUGLASS A. NORTH
COURTROOM: ROOM C-203
HEARING TIME: 10:00 AM
HEARING DATE: DECEMBER 14, 2018

SUPERIOR COURT OF THE STATE OF WASHINGTON
KING COUNTY

S 212th ST LLC, a Washington limited liability
company,

Plaintiff,

v.

FORTERRA NW, a Washington public benefit
nonprofit corporation, and FORTERRA
ENTERPRISES, INC., a Washington
corporation,

Defendants.

No. 18-2-55191-9 SEA

DECLARATION OF
MICHELLE CONNOR IN
OPPOSITION TO MOTION
FOR PRELIMINARY
INJUNCTION

I, Michelle Connor, declare as follows:

I am over the age of 18 years and competent to testify as follows:

1. I am the President and Chief Executive Officer of Forterra NW, formerly known as the Cascade Land Conservancy (“Forterra”). Prior to being appointed to that position and specifically during 2014, I was the Executive Vice President, Strategic Enterprises of Forterra.

2. Over more than two decades, Forterra has conserved in excess of 250,000 acres of farms, forests, habitat areas, parks and other open spaces in the State of Washington.

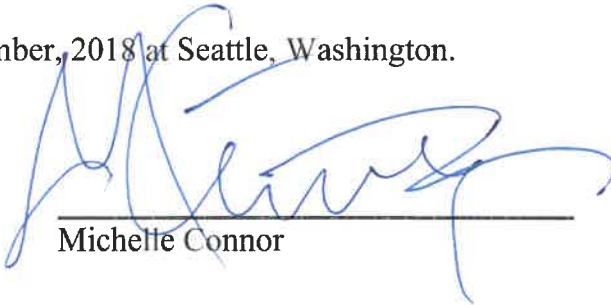
1 Forterra Enterprises, Inc., is an affiliate of Forterra that does not itself have any employees
2 or separate offices. Any business records of Forterra Enterprises, Inc., would be in Forterra's
3 possession.

4 3. In 2008, the Property which is at issue in the lawsuit with respect to which this
5 Declaration is submitted was donated to Forterra. While Forterra at the time had anticipated
6 the City of Kent purchasing the Property from Forterra, that never occurred.
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8 4. On or about July 8, 2014, Forterra participated in a "Pre-Application
9 Conference" with the City of Kent. Forterra received discouraging feedback from the City
10 of Kent during that Conference and, to the best of my recollection, chose *not* to file for
11 development permits with the City.
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13 5. During the 2008-17 period, my job responsibilities would have included
14 management of the activities of Forterra relating to the Property.

15 Executed this 11th day of December, 2018 at Seattle, Washington.

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Michelle Connor