



Tracey M. Stagle
YAKIMA COUNTY CLERK

**IN THE SUPERIOR COURT OF WASHINGTON
COUNTY OF YAKIMA**

IN THE MATTER OF:

No. 20-2-01135-39

**THE RECALL OF JASON WHITE,
CITY OF YAKIMA DISTRICT 2
COUNCILMAN.**

**DECLARATION OF ELIZABETH
HALLOCK**

I, ELIZABETH HALLOCK, declare under penalty of perjury in the State of Washington that the following statements are true, based on my personal knowledge.

1. I am over the age of 18, I am competent to provide testimony in this matter, and I do so based on my personal knowledge.
2. I am a resident of the political subdivision of Yakima, WA and registered voter here.
3. I submitted a Petition to Recall the above-named Councilman White on April 14th. It is not required to be "served" on the Auditor, but "filed" in the same manner as commencing a civil case in Superior Court. RCW 29A.56.120.
4. I asked the Auditor if a voter in the City of Yakima election district 2 would be required to join the Petition.
5. Around April 16th, according to the County Auditor, it was required that in order to accept the Petition, a voter in the District 2 election district must join the Petition. Mr.

- 1 Briggs had already agreed to join the Petition a few days earlier.
- 2 6. After consulting with the auditor's office, we resubmitted the entire Petition for Recall,
- 3 along with Mr. Briggs' affidavit of personal knowledge on April 17th.
- 4 7. I have attached the correspondence with the Auditor regarding adding an additional
- 5 Petitioner to this Declaration as **Attachment 1**.
- 6 8. I received a brief from the Yakima County Prosecuting Attorney that indicated that
- 7 because I was not a resident of the election district 2, I could not be a Petitioner in this
- 8 matter. No case law was cited.
- 9 9. On April 19th, I submitted to the auditor two supplemental exhibits to the Petition for
- 10 Recall. I also emailed these to the County Attorneys' office. One exhibit was a code
- 11 section on health authority emergency orders. The second exhibit contained a Facebook
- 12 post of Mr. White's encouraging insurrection. It shows Respondent had knowledge and
- 13 intent to violate the stay-at-home orders and had knowledge and intent in his
- 14 encouragement of others to violate the law.
- 15 10. For reasons that are no fault of the Petitioner, Mr. White was not served with these two
- 16 exhibits along with the Petition for Recall.
- 17 11. I submitted a Notice of Appearance on May 6th and currently represent David Briggs as
- 18 the Petitioner in this matter. While I was an original petitioner, I have voluntarily ceded
- 19 that role to Mr. Briggs.
- 20
- 21

22 Executed at Yakima, WA, this 26th of May, 2020,



23 Elizabeth Hallock
24 Attorney for Petitioner David Briggs
25 WSB# 41825
420 S 72nd Ave., Box 345

Yakima, WA 98908

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ATTACHMENT 1

From: Elizabeth Hallock <ehallock.law@gmail.com>
Sent: Thursday, April 16, 2020 12:07 PM
To: Kathy Fisher <kathy.fisher@co.yakima.wa.us>
Subject: Re: Petition for Recall

CAUTION : This email originated from outside of this organization. Please exercise caution with links and attachments.

if this requires a district 2 voter signature as well let me know, i'm ready with that. hard to tell from the statute and the unique way we do elections in city of yakima for council.

On Wed, Apr 15, 2020 at 10:43 AM Elizabeth Hallock <ehallock.law@gmail.com> wrote:

thanks you too please be safe.

On Wed, Apr 15, 2020 at 10:39 AM Kathy Fisher <kathy.fisher@co.yakima.wa.us> wrote:

Good morning, Liz ~

Our legal team has confirmed that we are able to accept the filing of recall charges by mail.

The day we receive the documents by mail will become the official date of filing.

Thank you and take care,

Kathy A Fisher

Yakima County Elections Manager

509.574.1343 | www.yakimacounty.us/vote

From: Elizabeth Hallock <ehallock.law@gmail.com>
Sent: Tuesday, April 14, 2020 5:39 PM
To: Charles Ross <charlesr@co.yakima.wa.us>

Fwd: Petition for Recall

Elizabeth Hallock <ehallock.law@gmail.com>

Sat 5/23/2020 11:10 AM

To: The UPS Store #6788 <store6788@theupsstore.com>

📎 6 attachments (27 KB)

image001.png; image002.jpg; image003.jpg; image003.jpg; image001.png; image002.jpg;

Can you print the below email thread out for me please?

----- Forwarded message -----

From: **Elizabeth Hallock** <ehallock.law@gmail.com>

Date: Thu, Apr 16, 2020, 3:10 PM

Subject: Re: Petition for Recall

To: Kathy Fisher <kathy.fisher@co.yakima.wa.us>

Cc: Charles Ross <charlesr@co.yakima.wa.us>

Will do that right away.

On Thu, Apr 16, 2020, 2:54 PM Kathy Fisher <kathy.fisher@co.yakima.wa.us> wrote:

Liz ~

We have consulted with our legal team and have confirmed that an additional affirmation from a registered voter in District 2 is required.

The 15 day timeline for moving forward with the formulation of the ballot synopsis will begin once we receive the signed affirmation from a registered voter in District 2.

To confirm, this affirmation should be in the same format as the one you submitted as VIII contained in the charges you submitted.

Thank you,

Kathy A Fisher

Yakima County Elections Manager

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