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

FREEDOM FOUNDATION, a Washington
nonprofit corporation,

Plaintiff,

v.

CHRISTINE O. GREGOIRE, in her official
capacity as Governor of the State of
Washington,

Defendant.

No. 11-2-00774-7

**AMENDED COMPLAINT FOR
DISCLOSURE OF PUBLIC RECORDS**

I. INTRODUCTION

This is an action to enforce the Public Records Act, Chapter 42.56 RCW. Christine Gregoire, as Governor of the State of Washington, has refused to produce public records by asserting the doctrine of executive privilege as a justification for withholding public records.

II. JURISDICTION AND VENUE

1. This Court has jurisdiction pursuant to RCW 42.56.550.
2. Venue is proper pursuant to RCW 4.92.010 and RCW 42.56.550(1).

III. PARTIES

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2 3. Plaintiff Freedom Foundation (formerly the Evergreen Freedom Foundation) is
3 now, and at all relevant times was, a not-for-profit corporation under the laws of the State of
4 Washington, having its principal place of business in Olympia, Washington.

5 4. Defendant Christine Gregoire is the Governor of the State of Washington.

IV. FACTS

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7 5. On April 5, 2010, Scott St. Clair, an employee of the Freedom Foundation, sent a
8 public records request via email to Melynda Campbell at the Office of the Governor, requesting
9 eleven specific documents.
10

11 6. Mr. St. Clair also requested copies of any previous requests made for the specific
12 documents he requested, and the response to each request.

13 7. On April 8, 2010, Melynda Campbell responded to Mr. St. Clair's public records
14 request via email. Attached to the email was a response letter from Ms. Campbell and eight
15 pages of documents responsive to Mr. St. Clair's request.

16 8. In the April 8 response letter, Ms. Campbell estimated a time frame of two to
17 three weeks to review and produce any responsive records.
18

19 9. On June 9, 2010, Mr. St. Clair emailed Ms. Campbell. In his email he pointed out
20 that it had been two months since Ms. Campbell's last update. Mr. St. Clair requested an updated
21 timeline for his April 5 request.

22 10. On June 11, 2010, Ms. Campbell responded to Mr. St. Clair via email. In her
23 email she said that her "boss has been reviewing the documents" and that review would be
24 finished "by the end of next week."
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VI. REQUEST FOR RELIEF

Based on the foregoing, Plaintiff requests that this Court:

A. Enter a judgment for Plaintiff and against Defendant finding that Defendant violated the Public Records Act;

B. Enter an order to produce all responsive records in unredacted form;

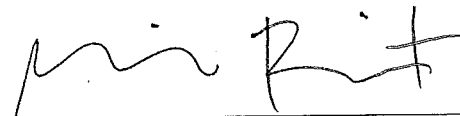
C. Award Plaintiff all costs, including reasonable attorney fees, incurred in connection with its action, as provided in RCW 42.56.550(4);

D. Award monetary penalties pursuant to RCW 42.56.550(4) in an amount the Court deems appropriate; and

E. For such additional relief as the Court deems just and equitable.

RESPECTFULLY SUBMITTED this 6th day of April, 2011.

By:



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