

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**SUPERIOR COURT OF WASHINGTON
COUNTY OF KING**

Washington Election Integrity Coalition United, et. al,	}	Case No. 21-2-12603-7 KNT
Plaintiffs,	}	
v.	}	ORDER DENYING DEFENDANTS/ COUNTERCLAIMANTS JULIE WISE AND KING COUNTY’S MOTION FOR SUMMARY JUDGMENT
Julie Wise, et al.,	}	
Defendants,	}	
Julie Wise, King County, Counter-claimants,	}	[PROPOSED]
v.	}	
Washington Election Integrity Coalition United,	}	
Counterclaim Defendant,	}	
and,	}	
Washington State Democratic Central Committee,	}	
Intervenor Defendant.	}	

The Motion for Summary Judgment of Defendants/Counter-claimants Julie Wise, Director of Elections, and King County (collectively “King County”) came before this Court on June 2, 2023 commencing at 10:30 a.m. All current parties or their representatives were in attendance.

The court reviewed all pleadings, documents and other evidence called to its attention in support of and in opposition to the motion, including:

- 1 1. The Declaration of Ann Summers In Support of Defendants’ Motion for Summary Judgment and exhibits thereto;
- 2
- 3 2. The Declaration of Devon Lang in Support of Defendants’ Motion for Summary Judgment
- 4 and exhibits thereto;
- 5
- 6 3. The Declaration of Deborah Harris-Groves in Support of Defendants’ Motion for Summary Judgment;
- 7
- 8 4. The Declaration of Virginia P. Shogren In Support of Plaintiff Washington Election Integrity Coalition United’s Opposition to Motion of Defendants/Counterclaimants Julie Wise
- 9 and King County’s Motion for Summary Judgment and exhibits thereto;
- 10
- 11 5. The Joinder In Plaintiff Washington Election Integrity Coalition United’s Opposition to
- 12 Motion of Defendants/Counterclaimants Julie Wise and King County’s Motion for Summary Judgment;
- 13
- 14

15 and having heard oral argument from party participants this date, and being fully advised, the Court
16 determines genuine issues of material fact exist as to Causes of Action IV, VII, X, XIII (election process claims), Causes of Action V, VI, VIII, IX, XI, XII, XIV and XV (declaratory and equitable relief
17 claims stemming from the election process claims), and Causes of Action XVII, XVIII and XIX (related Constitutional violations claims) that would prevent entry of summary judgment under Civil
18 Rule 56.
19
20
21

22 The remaining Cause of Action XVI regarding public records is subject to a concurrent Motion to Show Cause under the Public Records Act, RCW 42.56. Summary adjudication of Cause of
23 Action XVI or the related counterclaims under Civil Rule 56 is not proper under the Public Records
24 Act where Defendants seek to enjoin examination of the requested records. RCW 42.56.540.
25
26
27

1 Defendants/Counterclaimants Julie Wise and King County's Motion for Summary Judgment

2 is DENIED.

3 **IT IS SO ORDERED.**

4 Dated this _____ day of June, 2023

5
6 _____
7 The Honorable LeRoy McCullough

8
9 Prepared by:

10 VIRGINIA P. SHOGREN, P.C.

11 */s/ Virginia P. Shogren*

12 _____
13 By: Virginia P. Shogren, WSBA #33939

14 961 W. Oak Court

15 Sequim, WA 98382

16 360-461-5551

17 vshogren@gmail.com

18 Attorney for Plaintiff WEICU