

9-15-2009

**Petitioners' Response to Respondent's Objections to Deposition
upon Written Questions of Secretary of State Sam S. Reed
07-2-02323-2-113**

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FILED
KING COUNTY, WASHINGTON

SEP 15 2009

SUPERIOR COURT CLERK
THERESA GRAHAM
DEPUTY

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

MATHEW & STEPHANIE MCCLEARY, on their own behalf and on behalf of KELSEY & CARTER MCCLEARY, their two children in Washington's public schools; ROBERT & PATTY VENEMA, on their own behalf and on behalf of HALIE & ROBBIE VENEMA, their two children in Washington's public schools; and NETWORK FOR EXCELLENCE IN WASHINGTON SCHOOLS ("NEWS"), a state-wide coalition of community groups, public school districts, and education organizations,

Petitioners,

v.

STATE OF WASHINGTON,

Respondent.

Honorable John Erlick

No. 07-2-02323-2 SEA

PETITIONERS' RESPONSE TO
RESPONDENT'S OBJECTIONS
TO DEPOSITION UPON
WRITTEN QUESTIONS OF
SECRETARY OF STATE SAM S.
REED

The deposition of Secretary of State Sam S. Reed and the exhibits thereto are relevant to the question of whether the State's paramount duty is to provide all Washington children with a substantive education, or whether that duty is satisfied by an amalgam of funding formulas. Secretary Reed's testimony and the documents he authenticates demonstrate why a substantive education is a necessary prerequisite for citizens to exercise their rights in our democracy.

Additionally, the testimony provides a foundation for determining whether the Respondent is providing all Washington children with the knowledge and skills necessary to participate in our State's democracy (part of determining whether the education is preparing students to meaningfully participate in our State's democracy is understanding what is actually required to meaningfully participate in that democracy).

PETITIONERS' RESPONSE TO RESPONDENT'S
OBJECTIONS TO DEPOSITION UPON WRITTEN
QUESTIONS OF SECRETARY OF STATE SAM S.
REED - 1

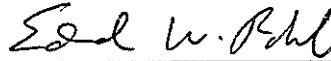
FOSTER PEPPER PLLC
1111 THIRD AVENUE, SUITE 3400
SEATTLE, WASHINGTON 98101-3299 ♦ 206-447-4400

ORIGINAL

1 Exhibit M is not hearsay because it is not offered for the truth of the matter asserted.
2 Secretary Reed was asked whether he agreed with Exhibit M (he did) and to explain why. It
3 should be admitted for the limited purpose of understanding the question posed to Secretary
4 Reed and his answer.

5 RESPECTFULLY SUBMITTED this 15th day of September, 2009.

6 FOSTER PEPPER PLLC

7 

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9 Christopher G. Emch, WSBA No. 26457
Attorneys for Petitioners