

5-10-2010

Plaintiff's Designation of Clerk's Papers 07-2-02323-2-170

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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.

The Honorable John P. Erlick
No. 07-2-02323-2 SEA

(Supreme Court Cause No. 84362-7)

PLAINTIFFS' DESIGNATION
OF CLERK'S PAPERS

TO: CLERK OF THE COURT

Plaintiffs request that the following clerk's papers and trial exhibits be sent to the Washington State Supreme Court for the appeal captioned *State of Washington v. McCleary et al.*, Washington Supreme Court Cause No. 84362-7. Please contact the undersigned counsel if any of the pleadings or exhibits are considered cumbersome and subject to RAP 9.8(b).

PLAINTIFFS' DESIGNATION
OF CLERK'S PAPERS - 1

PLEADINGS

Sub. No.	Date	Document Title
8	05-04-2007	Declaration /Edmund Robb
10	05-04-2007	Declaration /Ramsey Ramerman
13	05-10-2007	Notice /Errata
20	05-29-2007	Declaration Of Ramsey Ramerman
21	05-29-2007	Reply Declaration Of Edmund Robb
22	05-29-2007	Declaration Of Alice Ostdiek
44	08-10-2007	Declaration Of Edmund W. Robb
47	08-24-2007	Copy of 8-24-07 Hearing Documents

TRIAL EXHIBITS

Exhibit No.	Description of Trial Exhibit
1	Article IX, Section 1 to the Washington State Constitution
2	Seattle School District v. State, 90 Wn.2d 476, pages 517-518
5	Curriculum & Instruction, EALR, pages 1 & 2
17	2005 WASA/AWSP Summer Conference -Success for all Students: Progress Made, Challenges Ahead
19	Engrossed Second Substitute Senate Bill 5441, Effective Date 7-24-05
32	Addendum to Bulletin 025-07, 8-17-07
67	Public schools: Depth, Breadth And Causes Of A Looming Finance Crisis
68	E-mail from Priddy to Morrill dated 9-16-08, with attached K-12 Finance: Looming Problems, Presentation to Renton SD
71	A Funding System To Support Student Success, 6-9-08
79	E-mail from Priddy to Jones dated 11-29-06, re Emergency Fuel

PLAINTIFFS' DESIGNATION
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Exhibit No.	Description of Trial Exhibit
96	Amended Notice of 30(B)(6) Deposition of Wash. State Board for Community and Technical Colleges
102	Amended notice of 30(b)(6) Deposition of Wash. Workforce Training & Education Coordinating Board
125	The Paramount Duty: Report of Wash. State Temporary Committee on Education Policies, Structure & Management, Jan. 1985
126	The Paramount Duty, Part I: Interim Report of Temporary Committee on Educational Policies, Structure and Management
129	Engrossed Second Substitute Senate Bill 5627, Basic Education Funding, 5/9/07
131	Engrossed Second Substitute Senate Bill 5441, Comprehensive Education Study Steering Committee, 7/24/05
182	Photo of Colville Football Seniors '05 (in 2 parts)
186	Senate Bill 5444, 2009 Regular Session
187	House Bill 1410, 2009 Regular Session
215	Report to Legislature: Findings & Recommendation of Building Bridges State-Level Workgroup on Dropout Prevention, Intervention and Retrieval, 12-1-08
225	P-20 Council Meeting Agenda, 9-11-08, with attached English-Language Learners
238	Seattle Times article by MJ Ryan: Wash. must redefine "basic education," 2-11-09
316	Curriculum Vitae, Roger Soder
338	E-mail from Rarick to Greef and others, dated 11-18-08, Re BE Proposals
347	Office Financial Management (OFM) Wash. St. Budget Process, Budget Division, 6/2008
348	OFM, Washington Trends, 6-29-09
352	Proposed 2007-2009 Budget & Policy Highlights, Governor's Office, Dec. 2006

PLAINTIFFS' DESIGNATION
OF CLERK'S PAPERS - 3

Exhibit No.	Description of Trial Exhibit
353	Making Changes Families Can Count On -World Class Education
354	Making Changes Families Can Count On -World Class Education: Math and science
359	The Impact of Rising Cost of Diesel Fuel on School Transportation in Wash. State, Discussion Draft, June 2008
362	Washington Learns: The Road Ahead, 12-6-06
463	Pamphlet: The Citizens' Auditor
560	Washington L&I Workplace Posters -Required And Recommended
561	Court's Instructions to the Jury, Montgomery v. Yi
562	Court's Instructions to the Jury, Bringsyellow v. Lopez
564	WPI 130.01.01 Nonresidential Tenancies
571	Flyer -El Centro De La Raza -Center for the People
573	Photograph of Roberto Maestas et al. during the 1972 occupation of the El Centro building
574	Photograph of Roberto Maestas et al. during his arrest for the 1972 occupation
577	Senate Journal 45th Legislature 1977 Governor Evans' Address to the Legislature
578	Senate Journal 46th Legislature 1979 Governor Ray's Address to the Legislature
579	Senate Journal 48th Legislature, 1984 Gov. Spellman's State of the State Address
580	Senate Journal 55th Legislature 1998 Gov. Locke's State of the State Address
587	It's Basic Sticker
615	Petitioners' Interrog. 12 and June 2009 Requests for Production, & Responses

PLAINTIFFS' DESIGNATION
OF CLERK'S PAPERS - 4

Exhibit No.	Description of Trial Exhibit
616	NERC Spending (Response to Petitioners' Interrog. 12 and June 2009 Requests for Production -Box No. Prefix EE)
617	2009-11 Near General Fund Estimates Chart (Response to Pets' Interrog. 12 & June 2009 Requests for Production -Attachment DD)
646	Pets' Interrog. Nos 10 & 11 (Follow Up to State Suppl. & 2009 Amended Answers to Interrog. 3 & 4) and Responses -Errata Page & Corrected Answer to Interrog. No. 10
647	Battle Ground SD Basic Education by School Year (Pets' Interrog. 10 & 11 -Errata Page & Corrected Answer to Interrog. No. 10)
648	Bethel SD Basic Education by School Year (Pets' Interrog. 10 & 11 - Errata Page & Corrected Answer to Interrog. No. 10)
649	Chimacum SD Basic Education by School Year (Pets' Interrog. 10 & 11 - Errata Page & Corrected Answer to Interrog. No. 10)
650	Clover Park SD Basic Education by School Year (Pets' Interrog. 10 & 11 -Errata Page & Corrected Answer to Interrog. No. 10)
651	Colville SD Basic Education by School Year (Pets' Interrog. 10 & 11 - Errata Page & Corrected Answer to Interrog. No. 10)
652	Edmonds SD Basic Education by School Year (Pets' Interrog. 10 & 11 - Errata Page & Corrected Answer to Interrog. No. 10)
653	Issaquah SD Basic Education by School Year (Pets' Interrog. 10 & 11 - Errata Page & Corrected Answer to Interrog. No. 10)
654	Moses Lake SD Basic Education by School Year (Pets' Interrog. 10 & 11 -Errata Page & Corrected Answer to Interrog. No. 10)
655	Mount Adams SD Basic Education by School Year (Pets' Interrog. 10 & 11 -Errata Page & Corrected Answer to Interrog. No. 10)
656	Renton SD Basic Education by School Year (Pets' Interrog. 10 & 11 - Errata Page & Corrected Answer to Interrog. No. 10)
657	Royal SD Basic Education by School Year (Pets' Interrog. 10 & 11 - Errata Page & Corrected Answer to Interrog. No. 10)
658	Sunnyside SD Basic Education by School Year (Pets' Interrog. 10 & 11 - Errata Page & Corrected Answer to Interrog. No. 10)

PLAINTIFFS' DESIGNATION
OF CLERK'S PAPERS - 5

Exhibit No.	Description of Trial Exhibit
659	Yakima SD Basic Education by School Year (Pcts' Interrogs. 10 & 11 - Errata Page & Corrected Answer to Interrog. No. 10)
660	Basic Education by School Year (Pcts' Interrogs. 10 & 11 -Errata Page & Corrected Answer to Interrog. No. 10)
661	Voter's Pamphlet August 19, 2008 Primary
662	Voter's Pamphlet November 4, 2008 General Election
663	Sample -Official Ballot -King County, Wash. Primary and Special Elections, Aug. 19, 2008
664	Sample -King County, Washington Official General Election Ballot, Nov. 4, 2008
667	Filing Initiatives and Referenda in Washington State 2009-2012
668	Initiatives to the People -1914 through 2009
669	Proposed Initiatives to the People -2009
670	Proposed Initiatives to the Legislature -2009
671	Proposed Referendum Measures -2009
676	Map of Washington School Districts – Gates Foundation
678	OSPI, Dream big. Work hard. Live the dream. -["5/4 Document Dec."]
685	Washington State Learning Standards with EALRs
689	OSPI Report Cards, 2008-2009, State and various School Districts (13 tabs)
695	2018 Funding Values to Fully Fund Basic Education as Defined in ESHB 2261
1521	Second Substitute House Bill 1573, Dropout Prevention, Intervention, & Retrieval, 7/22/07

PLAINTIFFS' DESIGNATION
OF CLERK'S PAPERS - 6

1 DATED this 10th day of May, 2010.

2 FOSTER PEPPER PLLC

3 

4 _____
5 Thomas F. Ahearne, WSBA No. 14844
6 Christopher G. Emch, WSBA No. 26457
7 Edmund W. Robb, WSBA No. 35948
8 Attorneys for Plaintiffs
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PLAINTIFFS' DESIGNATION
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PROOF OF SERVICE

I certify that I am a citizen of the United States of America and a resident of the State of Washington. I am over the age of twenty-one years. I am not a party to this action, and I am competent to be a witness herein. Today, I caused the Plaintiffs' Designation of Clerk's Papers to be served on the following counsel as follows:

William G. Clark
Office of the Attorney General
800 5th Ave., Suite 2000
Seattle, WA 98104-3188
Email: billc2@atg.wa.gov
Phone: (206) 389-2794
Fax: (206) 587-4229


- Via CM/ECF KCSC E-Service
- Via Hand-Delivery by Legal Messenger
- Via Electronic Mail
- Via Fax
- Via U.S. Mail

David A. Stoler, Sr.
Office of the Attorney General
1125 Washington Street S.E.
Olympia, WA 98504-0100
Email: daves@atg.wa.gov
Phone: (360) 586-0279
Fax: (360) 664-0662

- Via CM/ECF KCSC E-Service
- Via Hand-Delivery by Legal Messenger
- Via Electronic Mail
- Via Fax
- Via U.S. Mail

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

EXECUTED in Seattle, Washington this 10th day of May, 2010.



Edmund Robb