

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

The Honorable Robert S. Lasnik

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

SUSAN SOTO PALMER, et al.,

Plaintiffs,

v.

STEVEN HOBBS, in his official capacity
as Secretary of State of Washington, and
the STATE OF WASHINGTON,

Defendants,

and

JOSE TREVINO, ISMAEL G. CAMPOS,
and State Representative ALEX YBARRA,

Intervenor-Defendants.

NO. 3:22-cv-5035-RSL

INTERVENOR-DEFENDANTS'
NOTICE OF CONFLICT
AFFIDAVITS REQUESTED BY
COURT

Intervenor-Defendants respectfully, and at the request of this Court during the March 7, 2023 oral argument (Dkt. #163) on Defendant's Motion for Inquiry Concerning Potential Conflicts of Interest, hereby submit Conflict Affidavits of Benancio Garcia III, Jose Trevino, Alejandro Ybarra and Ismael Campos, attached hereto as Exhibits 1-4, respectively.

1 DATED this 9th day of March, 2023.

Respectfully submitted,

2 s/ Andrew R. Stokesbary

3 Andrew R. Stokesbary, WSBA No. 46097
4 CHALMERS, ADAMS, BACKER & KAUFMAN,
LLC

5 701 Fifth Avenue, Suite 4200

6 Seattle, WA 98104

T: (206) 207-3920

dstokesbary@chalmersadams.com

7 Jason B. Torchinsky (admitted pro hac vice)

8 Phillip M Gordon (admitted pro hac vice)

9 Andrew B. Pardue (admitted pro hac vice)

HOLTZMAN VOGEL BARAN

10 TORCHINSKY & JOSEFIK PLLC

11 15405 John Marshall Hwy

Haymarket, VA 20169

T: (540) 341-8808

jtorchinsky@holtzmanvogel.com

pgordon@holtzmanvogel.com

apardue@holtzmanvogel.com

14 Dallin B. Holt (admitted pro hac vice)

15 Brennan A. R. Bowen (admitted pro hac
vice)

16 HOLTZMAN VOGEL BARAN

17 TORCHINSKY & JOSEFIK PLLC

Esplanade Tower IV

18 2575 East Camelback Rd

Suite 860

19 Phoenix, AZ 85016

T: (540) 341-8808

dholt@holtzmanvogel.com

bbowen@holtzmanvogel.com

22 *Counsel for Intervenor-Defendants*

DECLARATION OF SERVICE

I hereby certify that on this day I electronically filed the foregoing document with the Clerk of the Court of the United States District Court for the Western District of Washington through the Court’s CM/ECF System, which will serve a copy of this document upon all counsel of record.

DATED this 9th day of March, 2023.

Respectfully submitted,

/s/ Andrew R. Stokesbary
Andrew R. Stokesbary, WSBA #46097

Counsel for Intervenor-Defendants

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

EXHIBIT 1

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BENANCIO GARCIA III,

Plaintiff,

v.

STEVEN HOBBS, in his official capacity
as Secretary of State of Washington, et al.,

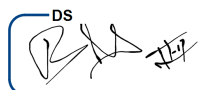
Defendants.

DECLARATION OF BENANCIO GARCIA III

Case No. 3:22-cv-5152-RSL-DGE-LJCV

Comes Benancio Garcia III, Plaintiff in the above-listed matter, and states as follows:

1. I am the Plaintiff in the matter of *Garcia v. Hobbs, et al.* I am a resident of Grandview, Washington. I am a United States citizen and am over the age of 18.
2. I make the statements below based on my personal knowledge, information, and belief.
3. I have reviewed the State of Washington’s Motion for Inquiry Concerning Potential Conflicts of Interest (the “Motion”). In response to the Motion, I wish to make the following statement.
4. As my Complaint says, I believe that the State Redistricting Commission created the current Washington State Legislative District 15 by predominantly relying on race. Because of that, I want Legislative District 15 to be redrawn in a race-neutral manner.
5. I also believe that the Voting Rights Act does not mandate a majority-minority district in the Yakima Valley.



6. I am now, and have been, aware of the pending matter of *Palmer, et al. v. Hobbs, et al.*, and do not feel that the position of the Intervenor-Defendants in that case (that the Voting Rights Act does not mandate the creation of majority-minority district in the Yakima Valley) conflicts with my desires in this case.

7. I do not believe there is any conflict between these cases. To the extent there is any conflict between the two cases, I have previously, and do now, expressly waive it.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct. Executed on this 9th day of March, 2023.

DocuSigned by:

DE2C1E8043AF480...
By: Benancio Garcia III

Certificate Of Completion

Envelope Id: E639EF365D5C40ADB24414F83E82124F	Status: Completed
Subject: Complete with DocuSign: Declaration of Benancio Garcia_Garcia v Hobbs_03.09.23.pdf	
Source Envelope:	
Document Pages: 2	Signatures: 1
Certificate Pages: 5	Initials: 1
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	Sharon Norwood
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	15405 John Marshall Hwy
	nil
	Haymarket, VA 20169
	snorwood@holtzmanvogel.com
	IP Address: 96.255.222.33

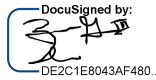
Record Tracking

Status: Original	Holder: Sharon Norwood	Location: DocuSign
3/9/2023 7:42:57 AM	snorwood@holtzmanvogel.com	

Signer Events

Benancio Garcia III
 garciabenancio@yahoo.com
 Security Level: Email, Account Authentication (None)

Signature



Signature Adoption: Drawn on Device
 Using IP Address: 71.94.28.110
 Signed using mobile

Timestamp

Sent: 3/9/2023 7:50:46 AM
 Viewed: 3/9/2023 8:32:24 AM
 Signed: 3/9/2023 8:32:55 AM

Electronic Record and Signature Disclosure:
 Accepted: 3/9/2023 8:32:24 AM
 ID: 964a2e99-9397-46ea-923f-5034b5111c89

In Person Signer Events

Signature

Timestamp

Editor Delivery Events

Status

Timestamp

Agent Delivery Events

Status

Timestamp

Intermediary Delivery Events

Status

Timestamp

Certified Delivery Events

Status

Timestamp

Carbon Copy Events

Status

Timestamp

Dallin Holt
 dholt@holtzmanvogel.com
 Security Level: Email, Account Authentication (None)



Sent: 3/9/2023 8:32:56 AM

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Drew Stokesbary, Esq.
 dstokesbary@chalmersadams.com
 Security Level: Email, Account Authentication (None)



Sent: 3/9/2023 8:32:57 AM

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Witness Events

Signature

Timestamp

Notary Events

Signature

Timestamp

Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	3/9/2023 7:50:46 AM
Certified Delivered	Security Checked	3/9/2023 8:32:24 AM
Signing Complete	Security Checked	3/9/2023 8:32:55 AM
Completed	Security Checked	3/9/2023 8:32:57 AM

Payment Events	Status	Timestamps
-----------------------	---------------	-------------------

Electronic Record and Signature Disclosure

EXHIBIT 4

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SUSAN SOTO PALMER et al.,

Plaintiffs,

v.

STEVEN HOBBS, in his official capacity
as Secretary of State of Washington, et al.,

Defendants,

and

JOSE TREVINO, ISMAEL G. CAMPOS,
and State Representative ALEX
YBARRA,

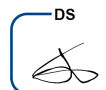
Intervenor-Defendants.

DECLARATION OF JOSE TREVINO

Case No. 3:22-cv-5035-RSL

Comes Jose Trevino, Intervenor-Defendant in the above-listed matter, and states as follows:

1. I am an Intervenor-Defendant in the matter of *Palmer, et al. v. Hobbs, et al.* I am a resident of Granger, Washington. I am a United States citizen and am over the age of 18.
2. I make the statements below based on my personal knowledge, information, and belief.
3. I have reviewed the State of Washington’s Motion for Inquiry Concerning Potential Conflicts of Interest (the “Motion”). In response to the Motion, I wish to make the following statement.



4. I believe that the Voting Rights Act does not mandate a majority-minority district in the Yakima Valley.

5. I do not believe that a new Legislative District 15 map needs to be drawn because of the Voting Rights Act.

6. However, if the Court in the *Garcia* matter finds that race predominated in the Commission's drawing of Legislative District 15, I believe it is important that District 15 be redrawn in a race-neutral manner.

7. I am fully aware of the pending matter of *Garcia v. Hobbs, et al.*, and do not feel that the relief requested in that matter (that the legislative district map be drawn in a race-neutral manner) conflicts with my desires.

8. To the extent there is any conflict between the two cases, I have previously, and do now, expressly waive it.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct. Executed on this 9th day of March, 2023.

DocuSigned by:



0A914DBDE3D6472...

By: Jose Trevino

Certificate Of Completion

Envelope Id: 50A68EA9FC0C4E3388FAAFC19E8DD7FE	Status: Completed
Subject: Complete with DocuSign: Declaration of Jose Trevino_Palmer v. Hobbs_03.09.23.pdf	
Source Envelope:	
Document Pages: 2	Signatures: 1
Certificate Pages: 5	Initials: 1
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	Sharon Norwood
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	15405 John Marshall Hwy
	nil
	Haymarket, VA 20169
	snorwood@holtzmanvogel.com
	IP Address: 96.255.222.33

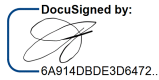
Record Tracking

Status: Original	Holder: Sharon Norwood	Location: DocuSign
3/9/2023 10:09:52 AM	snorwood@holtzmanvogel.com	

Signer Events

Jose Trevino
 jtrevino1970@hotmail.com
 Security Level: Email, Account Authentication (None)

Signature



Signature Adoption: Drawn on Device
 Using IP Address: 166.181.88.129
 Signed using mobile

Timestamp

Sent: 3/9/2023 10:11:03 AM
 Viewed: 3/9/2023 10:12:57 AM
 Signed: 3/9/2023 10:14:50 AM

Electronic Record and Signature Disclosure:
 Accepted: 3/9/2023 10:12:57 AM
 ID: a6c7da79-4a7d-434f-b749-2bf54456765a

In Person Signer Events

Signature

Timestamp

Editor Delivery Events

Status

Timestamp

Agent Delivery Events

Status

Timestamp

Intermediary Delivery Events

Status

Timestamp

Certified Delivery Events

Status

Timestamp

Carbon Copy Events

Status

Timestamp

Dallin Holt
 dholt@holtzmanvogel.com
 Security Level: Email, Account Authentication (None)



Sent: 3/9/2023 10:14:51 AM

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Drew Stokesbary, Esq.
 dstokesbary@chalmersadams.com
 Security Level: Email, Account Authentication (None)



Sent: 3/9/2023 10:14:52 AM
 Viewed: 3/9/2023 10:16:28 AM

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Witness Events

Signature

Timestamp

Notary Events

Signature

Timestamp

Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	3/9/2023 10:11:03 AM
Certified Delivered	Security Checked	3/9/2023 10:12:57 AM
Signing Complete	Security Checked	3/9/2023 10:14:50 AM
Completed	Security Checked	3/9/2023 10:14:52 AM

Payment Events	Status	Timestamps
-----------------------	---------------	-------------------

Electronic Record and Signature Disclosure

EXHIBIT 5

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SUSAN SOTO PALMER et al.,

Plaintiffs,

v.

STEVEN HOBBS, in his official capacity
as Secretary of State of Washington, et al.,

Defendants,

and

JOSE TREVINO, ISMAEL G. CAMPOS,
and State Representative ALEX
YBARRA,

Intervenor-Defendants.

DECLARATION OF ALEJANDRO
YBARRA

Case No. 3:22-cv-5035-RSL

Comes Alejandro (“Alex”) Ybarra, Intervenor-Defendant in the above-listed matter, and states as follows:

1. I am an Intervenor-Defendant in the matter of *Palmer, et al. v. Hobbs, et al.* I am a resident of Quincy, Washington. I am a United States citizen and am over the age of 18.
2. I make the statements below based on my personal knowledge, information, and belief.
3. I have reviewed the State of Washington’s Motion for Inquiry Concerning Potential Conflicts of Interest (the “Motion”). In response to the Motion, I wish to make the following statement.

4. I believe that the Voting Rights Act does not mandate a majority-minority district in the Yakima Valley.


5. I do not believe that a new Legislative District 15 map needs to be drawn because of the Voting Rights Act.

6. However, if the Court in the *Garcia* matter finds that race predominated in the Commission's drawing of Legislative District 15, I believe it is important that District 15 be redrawn in a race-neutral manner.

7. I am fully aware of the pending matter of *Garcia v. Hobbs, et al.*, and do not feel that the relief requested in that matter (that the legislative district map be drawn in a race-neutral manner) conflicts with my desires.

8. To the extent there is any conflict between the two cases, I have previously, and do now, expressly waive it.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct. Executed on this 9th day of March, 2023.

DocuSigned by:

0AF018A635D74C5...
By: Alejandro ("Alex") Ybarra

Certificate Of Completion

Envelope Id: 250F6B5A245B46C9A848BCCF07EA4A4B	Status: Completed
Subject: Complete with DocuSign: Declaration of Alex Ybarra_Palmer v. Hobbs_03.09.23.pdf	
Source Envelope:	
Document Pages: 2	Signatures: 1
Certificate Pages: 5	Initials: 1
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	Sharon Norwood
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	15405 John Marshall Hwy
	nil
	Haymarket, VA 20169
	snorwood@holtzmanvogel.com
	IP Address: 96.255.222.33

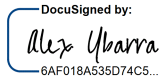
Record Tracking

Status: Original	Holder: Sharon Norwood	Location: DocuSign
3/9/2023 10:11:20 AM	snorwood@holtzmanvogel.com	

Signer Events

Alex Ybarra
 Quincyroo@yahoo.com
 Security Level: Email, Account Authentication (None)

Signature

DocuSigned by:

 6AF018A535D74C5...

Timestamp

Sent: 3/9/2023 10:12:35 AM
 Viewed: 3/9/2023 10:37:18 AM
 Signed: 3/9/2023 10:39:29 AM

Signature Adoption: Pre-selected Style
 Using IP Address: 4.79.109.229

Electronic Record and Signature Disclosure:
 Accepted: 3/9/2023 10:37:18 AM
 ID: 5ffd6119-9504-4b74-b8c3-c8550a162e0b

In Person Signer Events

Signature

Timestamp

Editor Delivery Events

Status

Timestamp

Agent Delivery Events

Status

Timestamp

Intermediary Delivery Events

Status

Timestamp

Certified Delivery Events

Status

Timestamp

Carbon Copy Events

Status

Timestamp

Dallin Holt
 dholt@holtzmanvogel.com
 Security Level: Email, Account Authentication (None)

COPIED

Sent: 3/9/2023 10:39:29 AM

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Drew Stokesbary, Esq.
 dstokesbary@chalmersadams.com
 Security Level: Email, Account Authentication (None)

COPIED

Sent: 3/9/2023 10:39:30 AM
 Viewed: 3/9/2023 10:40:49 AM

Electronic Record and Signature Disclosure:
 Not Offered via DocuSign

Witness Events

Signature

Timestamp

Notary Events

Signature

Timestamp

Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	3/9/2023 10:12:35 AM
Certified Delivered	Security Checked	3/9/2023 10:37:18 AM
Signing Complete	Security Checked	3/9/2023 10:39:29 AM
Completed	Security Checked	3/9/2023 10:39:30 AM

Payment Events	Status	Timestamps
-----------------------	---------------	-------------------

Electronic Record and Signature Disclosure

EXHIBIT 4

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SUSAN SOTO PALMER et al.,

Plaintiffs,

v.

STEVEN HOBBS, in his official capacity
as Secretary of State of Washington, et al.,

Defendants,

and

JOSE TREVINO, ISMAEL G. CAMPOS,
and State Representative ALEX
YBARRA,

Intervenor-Defendants.

DECLARATION OF ISMAEL CAMPOS

Case No. 3:22-cv-5035-RSL

Comes Ismael Campos, Intervenor-Defendant in the above-listed matter, and states as follows:

1. I am an Intervenor-Defendant in the matter of *Palmer, et al. v. Hobbs, et al.* I am a resident of Kennewick, Washington. I am a United States citizen and am over the age of 18.
2. I make the statements below based on my personal knowledge, information, and belief.
3. I have reviewed the State of Washington’s Motion for Inquiry Concerning Potential Conflicts of Interest (the “Motion”). In response to the Motion, I wish to make the following statement.

4. I believe that the Voting Rights Act does not mandate a majority-minority district in the Yakima Valley.

5. I do not believe that a new Legislative District 15 map needs to be drawn because of the Voting Rights Act.

6. However, if the Court in the *Garcia* matter finds that race predominated in the Commission's drawing of Legislative District 15, I believe it is important that District 15 be redrawn in a race-neutral manner.

7. I am fully aware of the pending matter of *Garcia v. Hobbs, et al.*, and do not feel that the relief requested in that matter (that the legislative district map be drawn in a race-neutral manner) conflicts with my desires.

8. To the extent there is any conflict between the two cases, I have previously, and do now, expressly waive it.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct. Executed on this 9th day of March, 2023.

DocuSigned by:

FD69FD71E6A748A...
By: Ismael Campos

Certificate Of Completion

Envelope Id: 17E171FBB501404BA1D67FD200385EE9	Status: Completed
Subject: Complete with DocuSign: Declaration of Ismael Campos_Palmer v. Hobbs_03.09.23.pdf	
Source Envelope:	
Document Pages: 2	Signatures: 1
Certificate Pages: 5	Initials: 1
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	Sharon Norwood
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	15405 John Marshall Hwy
	nil
	Haymarket, VA 20169
	snorwood@holtzmanvogel.com
	IP Address: 96.255.222.33


Record Tracking

Status: Original	Holder: Sharon Norwood	Location: DocuSign
3/9/2023 10:07:32 AM	snorwood@holtzmanvogel.com	

Signer Events

Mel Campos
 Mel@tudecidesmedia.com
 Security Level: Email, Account Authentication (None)

Signature

DocuSigned by:

 FD69FD71E5A748A...

Timestamp

Sent: 3/9/2023 10:09:37 AM
 Viewed: 3/9/2023 10:55:29 AM
 Signed: 3/9/2023 10:58:07 AM

Signature Adoption: Pre-selected Style
 Using IP Address: 156.19.242.18

Electronic Record and Signature Disclosure:

Accepted: 3/9/2023 10:55:29 AM
 ID: d30be95b-b7bf-4aa6-99f1-61850f8cb0a5

In Person Signer Events

Signature

Timestamp

Editor Delivery Events

Status

Timestamp

Agent Delivery Events

Status

Timestamp

Intermediary Delivery Events

Status

Timestamp

Certified Delivery Events

Status

Timestamp

Carbon Copy Events

Status

Timestamp

Dallin Holt
 dholt@holtzmanvogel.com
 Security Level: Email, Account Authentication (None)

COPIED

Sent: 3/9/2023 10:58:08 AM

Electronic Record and Signature Disclosure:

Not Offered via DocuSign

Drew Stokesbary, Esq.
 dstokesbary@chalmersadams.com
 Security Level: Email, Account Authentication (None)

COPIED

Sent: 3/9/2023 10:58:08 AM

Electronic Record and Signature Disclosure:

Not Offered via DocuSign

Witness Events

Signature

Timestamp

Notary Events

Signature

Timestamp

Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	3/9/2023 10:09:37 AM
Certified Delivered	Security Checked	3/9/2023 10:55:29 AM
Signing Complete	Security Checked	3/9/2023 10:58:07 AM
Completed	Security Checked	3/9/2023 10:58:08 AM

Payment Events	Status	Timestamps
-----------------------	---------------	-------------------

Electronic Record and Signature Disclosure