

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 Ricardo Martinez

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

WASHINGTON ASSOCIATION
OF CHURCHES, et al.,

Plaintiffs,

v.

SAM REED, in his official capacity as
Secretary of State for the State of
Washington,

Defendant.

NO. CV06-0726 RSM

DEFENDANT REED'S
MOTION TO SUPPLEMENT
THE RECORD

NOTE ON MOTION
CALENDAR:

SEPTEMBER 8, 2006

MOTION

Pursuant to FRCP 60(a), Defendant Sam Reed, Washington State Secretary of State, moves the Court to supplement the record by presenting additional facts relating to the Declarations of Lisa K. Oldham and Marina S. Petrienko. This Motion is based on the pleadings on file and the Declaration of Thomas M. Godkin, Jr., Clark County Assistant Election Supervisor.

//

//

//

1 **FACTS**

2 On July 25, 2006, Lisa K. Oldham and Marina S. Petrineko filed a Declaration in Support
3 of Plaintiffs' Motion for Preliminary Injunction.

4 Lisa K. Oldham claimed in her Declaration that her Voter Registration Application was
5 rejected in 2006 because her driver's license was in her maiden name of Graham. Oldham Decl.,
6 ¶ 4. Ms. Oldham also claimed: "I had planned to vote in the May 16, 2006 special election" in
7 Clark County. *Id.* at ¶ 5. Ms. Oldham listed her address as 3011 NE 140th Avenue, Vancouver,
8 Washington 98682. *Id.* at ¶ 1.

9 Marina S. Pietrienko listed her address in her Declaration as 18805 SE 13th Street,
10 Vancouver, Washington 98683. Pietrienko Decl. ¶ 1.

11 The Declaration of Clark County Assistant Election Supervisor Thomas M. Godkin, Jr., is
12 attached. In it, Mr. Godkin attaches official voting and other records showing:

- 13 • Ms. Oldham was married in 1988 (*Id.*, Ex. A)
- 14 • Ms. Oldham lives in Precinct 689 (*Id.*, Ex. B), but this precinct did not have an election in
15 the March, April and May 2006 Clark County elections, (*Id.*, Exs. C-E)
- 16 • Ms. Pietrienko lives in Precinct 648 (*Id.* Ex. F), but this precinct did not have an election
17 in the March, April, and May 2006 Clark County elections, (*Id.* Exs. C-E).

18 **CONCLUSION**

19 The information presented in the Declaration of Clark County Assistant Election
20 Supervisor Thomas M. Godkin, Jr., shows that: (1) Neither Ms. Oldham nor Ms. Pietrienko were
21 denied the right to vote in the March, April, and May 2006 Clark County elections because of
22 Washington's voter registration system, and (2) Ms. Oldham was married 18 years ago. For the
23
24
25
26

1 reasons discussed above, the Court should supplement the record to include this information.

2 DATED this 23rd day of August, 2006.

3 ROB MCKENNA
4 Attorney General

5 

6 JAMES K. PHARRIS, WSBA #5313
7 Deputy Solicitor General

8 GREG OVERSTREET, WSBA #26682
9 Special Assistant Attorney General

10 JEFFREY T. EVEN, WSBA #20367
11 Deputy Solicitor General

12 PO Box 40100
13 Olympia, WA 98504-0100
14 (360) 664-3027