

Supreme Court
of the State of Washington

In re:

Petition for Recall of John
Pais, et al.

No. 101490-2

**APPELLANTS’
ANSWER TO
RESPONDENTS’
MOTION FOR
ORDER WITH
OPINION
TO FOLLOW**

I. IDENTITY OF ANSWERING PARTY

Brian Jutson, John Pais, and Albert “Buck” Wilder,
Appellants, respectfully request the relief designated in Part 2.

II. STATEMENT OF RELIEF SOUGHT

Denial of the Respondents’ Motion for Order with
Opinion to Follow.

III. FACTS RELEVANT TO MOTION

The Appellants, as the Commissioners for Mason County Fire Protection District No. 12, are publicly elected officials.

IV. GROUNDS FOR RELIEF SOUGHT AND ARGUMENT

The Appellants request that this Court issue its Opinion on this matter along with its Order so that the Appellants and the public may understand the Court's reasoning and engage in an informed debate regarding the Recall should this Court hold that any of the Recall Petition Charges may proceed to the signature gathering stage. The Appellants will be prejudiced in their ability to discuss the Recall with their constituents and defend against the Recall effort, if necessary following the Court's Order, should the Court not publish its Opinion concurrently with the Order.

While the Appellants recognize that the Respondents are eager to begin soliciting signatures as soon as possible should this Court permit the Recall to proceed to signature gathering,

the Respondents have had months to gather support for the Recall effort and to line up potential signatories.


V. CONCLUSION

The Appellants respectfully request that the Court deny the Respondents' Motion for Order with Opinion to Follow.

The undersigned certifies under RAP 18.17 that this document contains 225 words.

Respectfully submitted this 20th day of March 2023.

CSD Attorneys at Law P.S.

By 
Aaron T. Haynes, WSBA No. 54134
Richard A. Davis, WSBA No. 20940
*Attorneys for Appellants Albert
"Buck" Wilder, Brian Jutson, and
John Pais*

CERTIFICATE OF SERVICE

I, **Aaron Haynes**, certify, under penalty of perjury under the laws of the State of Washington, that on the 20th day of March 2023, I caused to be served a true and correct copy of the preceding document, *Answer to Motion for Order with Opinion to Follow*, on the parties listed below in the manner indicated below:


OLYMPIC APPEALS PLLC
KEVIN HOCHHALTER
4570 Avery Ln SE #C-217
Lacey, WA 98503

E-mail:
kevin@olympicappeals.com
rhonda@olympicappeals.com

- Via E-Filing
- Via Legal Messenger
- Via E-mail
- Via U.S. Mail
- Via Fax

DATED this 20th day of March 2023, at Bellingham, Washington.

CSD ATTORNEYS AT LAW P.S.

By 
Aaron Haynes,
Counsel for Appellants.

CHMELIK SITKIN & DAVIS

March 20, 2023 - 10:56 AM

Transmittal Information

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The following documents have been uploaded:

- 1014902_Answer_Reply_20230320105131SC154274_9641.pdf
This File Contains:
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Address:
1500 RAILROAD AVE
BELLINGHAM, WA, 98225-4542
Phone: 360-543-5652

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