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BEFORE THE HEARING EXAMINER
CITY OF SEATTLE

In the Matter of the Appeal of:

THE BALLARD COALITION

Of the adequacy of the Final Environmental
Impact Statement, prepared by the Seattle
Department of Transportation for the Burke-
Gilman Trail Missing Link Project,

Appellants.

Hearing Examiner File

W-17-004

DECLARATION OF MATTHEW COHEN IN
SUPPORT OF MOTION FOR LEAVE TO
FILE REPLY

I, Matthew Cohen, am over the age of 18 and competent to testify herein:

1. I am an attorney with Stoel Rives LLP and represent Cascade Bicycle Club (“Cascade” or “the Club”). I am providing this declaration in support of Cascade’s Motion For Leave to File Reply. I have personal knowledge of the matters set forth herein and, if called to testify, could and would competently testify thereto.

2. Attached hereto as Exhibit A is a true and correct copy of a June 15, 2017 email from Appellants’ counsel, Josh Brower, declaring that Appellants would oppose Cascade’s Motion to Intervene.

DECLARATION OF MATTHEW COHEN
IN SUPPORT OF MOTION TO FILE REPLY
W-17-004

1 I certify under penalty of perjury pursuant to the laws of the State of Washington
2 that the foregoing is true and correct.

3 Sworn this 23rd day of June, 2017, at Seattle Washington.

4
5 

6 Matthew Cohen, WSBA #11232
7 Stoel Rives LLP
8 600 University Street, Suite 3600
9 Seattle, WA 98101
10 Phone: (206) 386-7569
11 Fax: (206) 386-7500
12 Email: matthew.cohen@stoel.com

13 Attorney for Intervenor Cascade Bicycle Club

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DECLARATION OF MATTHEW COHEN
IN SUPPORT OF MOTION TO FILE REPLY
W-17-004

- 2 -

From: Josh Brower
To: [Cohen, Matthew](#); [Erin Ferguson \(erin.ferguson@seattle.gov\)](#)
Cc: [Pat Schneider](#); [Danielle Granatt](#); [Leah Silverthorn](#); [Megan Manion](#)
Subject: Re: Missing Link FEIS appeal
Date: Thursday, June 15, 2017 9:05:44 AM

No Matt, you may not represent that to the Hearing Examiner and we intend to oppose intervention. Please suggest a briefing schedule for this issue.

Regards, Josh

Joshua C. Allen Brower
Veris Law Group PLLC
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From: "Cohen, Matthew" <matthew.cohen@stoel.com>
Date: Wednesday, June 14, 2017 at 5:25 PM
To: Erin' 'Ferguson <erin.ferguson@seattle.gov>, Josh Brower <josh@verislawgroup.com> **Subject:** Missing Link FEIS appeal

Erin and Josh, the Cascade Bicycle Club plans to move to intervene in the Ballard Coalition's SEPA appeal. May we represent to the Hearing Examiner that your clients do not oppose Cascade's intervention? I hope to file on Monday, and would welcome your response to this inquiry by Monday morning.

Matthew Cohen
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Exhibit A