

1  
2  
3  
4  
5  
6  
7 BEFORE THE HEARING EXAMINER  
8 CITY OF SEATTLE

9 In the Matter of the Appeal of:

Hearing Examiner File

10 **THE BALLARD COALITION**

W-17-004

11 of the adequacy of the Final Environmental  
12 Impact Statement, prepared by the Seattle  
13 Department of Transportation for the Burke  
14 Gilman Trail Missing Link Project

DECLARATION OF JOSHUA C. ALLEN  
BROWER IN OPPOSITION TO SDOT'S  
MOTION *IN LIMINIE* and TO QUASH  
SUBPOENAS

15 I, Joshua C. Allen Brower, declare and state as follows:

16 1. I am an attorney for the Ballard Coalition (the "Coalition").

17 2. I am over the age of 18, am licensed to practice law in the state of Washington,  
18 am competent to testify in a court of law, and this declaration is based on my personal  
19 knowledge.

20 3. Attached as **Exhibit A** is a true and correct copy of the List of Preparers included  
21 in the Final Environmental Impact Statement ("EIS") for the Burke-Gilman Trail Missing Link  
22 Project.

23 4. Attached at **Exhibit B** is a true and correct copy of the Coalition's Preliminary  
24 Witness and Exhibit List. The witnesses included on Exhibit B will offer testimony based upon  
25

DECLARATION OF JOSHUA C. ALLEN  
BROWER IN OPPOSITION TO SDOT'S  
MOTION *IN LIMINIE* and TO QUASH  
SUBPOENAS

**Veris Law Group PLLC**  
1809 Seventh Avenue, Suite 1400  
Seattle, Washington 98101  
tel 206.829.9590 fax 206.829.9245

1 their personal knowledge and experience, and each offer their own unique set of experiences,  
2 locations, workplaces, and professions.

3 5. The three previous appeals regarding the Missing Link involved review of a  
4 determination of non-significance, which is only one single page. The hearings in front of the  
5 Hearing Examiner ranged from three to four days, with the Petitioners' case in chief lasting  
6 approximately two days.

7 I declare under penalty of perjury that the foregoing is true and correct.

8 EXECUTED at Seattle, Washington, this 28th day of September, 2017

9  
10 /s/ Joshua C. Allen Brower  
11 Joshua C. Allen Brower, WSBA No. 25092