

Honorable John C. Coughenour

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

WASHINGTON STATE REPUBLICAN
PARTY, et al.,

Plaintiffs,

WASHINGTON DEMOCRATIC
CENTRAL COMMITTEE, et al.,

Plaintiff Intervenors,

LIBERTARIAN PARTY OF
WASHINGTON STATE, et al.,

Plaintiff Intervenors,

v.

STATE OF WASHINGTON, et al.,

Defendant Intervenors,

WASHINGTON STATE GRANGE,

Defendant Intervenors.

NO. CV05-0927-JCC

DECLARATION OF DAN BRADY

1 Dan Brady, being over the age of eighteen years, declares under the penalty of perjury
2 under the laws of the State of Washington as follows:

3 1. I am the Executive Director of the Washington State Republican Party (“WSRP”).
4 As part of my duties, I oversee all staff at the WSRP office. This includes staff who answer the
5 telephones to respond to inquiries from the press and public. I have been the Executive Director
6 since early 2009.

7 2. During that time, we have received regular phone calls during election season
8 from voters calling expressing confusion about what the term “prefers Republican Party” on the
9 ballot means.

10 3. While I cannot estimate a daily or weekly number of calls, the calls have been a
11 regular part of our telephone answering activity in both the 2009 and 2010 campaign season.
12 During each season, staff members who answer to phone have commented to me that they have
13 been receiving calls from voters expressing confusion about whether candidates on the ballot
14 were our nominees or were supported by the Party.

15 4. Once the staff has been trained in responding to a recurring question, I do not
16 require them to report to me each time they handle a question over the phone. However, the
17 recurring nature of calls about confusion arising from the Top-Two ballot’s use of “prefers
18 Republican Party” is clear to me because I must train each new staffer with telephone duty on
19 how to respond to the question. If the call is about a particular candidate, we will consult our
20 records to see whether the candidate has been nominated by us or authorized to receive Party
21 support. For lower level offices, we may refer a caller to their county central committee if we do
22 not have information clearly answering the question one way or another.
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1 5. It is my understanding that before implementation of the Top-Two, somewhat
2 different questions would come in about which candidates designated on the ballot under the
3 Montana system were being supported by the Party. However, the Top-Two Primary has been in
4 effect during the entire time I have worked for the State Party.

5 6. The placement of "prefers Republican Party" on state election ballots harms the
6 Republican Party. The implementation of I-872 diverts Party resources from other activities,
7 particularly where two candidates are on the general election ballot using the Republican Party
8 name. If we send out brochures, letters or other materials to our voters, state law requires that
9 we repeat the candidate's "party preference" in the brochure or letter. This is a powerful
10 disincentive to speaking in races where two candidates will be on the general election ballot as
11 Republicans. Our voters would wonder why the State Party is attacking a Republican.
12

13 DATED at Bellevue, Washington this 13th day of September, 2010

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Dan Brady