

1 EXPEDITE
2 No Hearing Set
3 Hearing is set
4 Date: 9/6/2024
5 Time: 9:00 am
6 Judge: Egeler
7
8 Calendar: Civil

6 **IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON**
7 **IN AND FOR THE COUNTY OF THURSTON**

8 SAVE THE DAVIS-MEEKER GARRY OAK,

Case No. 24-2-01895-34

9 Plaintiff,

10 vs.

DECLARATION OF RONDA
LARSON KRAMER IN SUPPORT OF
PLAINTIFF'S MOTION TO SET
BOND

11 DEBBIE SULLIVAN, in her capacity of Mayor of
12 Tumwater

13 Defendant.

14 I, RONDA LARSON KRAMER, make the following declaration:

- 15 1. I am one of the attorneys of record for Save the Davis-Meeker Garry Oak
16 (SDMGO). I have knowledge of the facts stated herein and am competent to testify.
- 17 2. Attached as **Exhibit A** is a true and correct copy of a risk assessment on the Davis
18 Meeker oak performed by certified arborist Paul Dubois. He emailed me the risk assessment.
19 I've never met him in person. Not a single member of SDMGO, including myself, asked Mr.
20 Dubois to do a risk assessment on the tree. He told me by phone that he did it on his own initiative
21 after seeing a story on the tree in the news. He did it for free, including paying for his gas for the
22 round trip to Tumwater from Keyport.
- 23 3. Attached as **Exhibit B** is a true and correct copy of a bio of Mr. Dubois. He
24 emailed it to me.
25

1 4. Attached as **Exhibit C** is a true and correct copy of an email from Mr. Dubois to
2 me in which he describes the depth of his experience working on oak trees, specifically.

3 5. Attached as **Exhibit D** is a true and correct copy of a letter dated June 7, 2024,
4 from the U.S. Fish and Wildlife Service to the City of Tumwater, which SDMGO obtained from
5 the city via a public records request. Although the letter is addressed “To whom it may concern,”
6 one can tell that it is a letter to the City of Tumwater by the wording of the second to the last
7 paragraph, which directly addresses the city when it states, “A permit issued by the FWS under
8 the MBTA could allow you to legally go forward with the Davis-Meeker Garry Oak removal
9 project. Please contact the FWS Migratory Bird Office (permitsr1mb@fws.gov) to begin the
10 process before work is performed.”

11 6. Attached as **Exhibit E** is a true and correct copy of a letter dated July 3, 2024,
12 from the Washington Court of Appeals.

13 I declare under the penalty of perjury of the laws of the State of Washington that the
14 foregoing is true and correct to the best of my knowledge.

15 EXECUTED this 3rd day of September, 2024, at Olympia, Washington.

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20 RONDA LARSON KRAMER

1 **CERTIFICATE OF SERVICE**

2
3 I certify that I served a copy of the foregoing document on all parties or their counsel of
4 record **via email:**

5 Jeffrey S. Myers
6 Jakub L. Kocztorz
7 LAW, LYMAN, DANIEL,
8 KAMERRER & BOGDANOVICH, P.S.
9 P.O. BOX 11880
10 OLYMPIA, WA 98508-1880
11 jmyers@lldkb.com
12 jkocztorz@lldkb.com
13 lisa@lldkb.com
14 tam@lldkb.com

15 Bryan Telegin
16 Telegin Law, PLLC
17 175 Parfitt Way SW, Ste. N270
18 Bainbridge Island, WA 98110
19 Bryan@teleginlaw.com

20 I certify under penalty of perjury that the foregoing is true and correct.

21 EXECUTED this 4th day of September, at Olympia, WA.

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23
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25 

RONDA LARSON KRAMER
Attorney for SDMGO

Exhibit A

