

The Honorable MARSHA J. PECHMAN

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

CASSIE CORDELL TRUEBLOOD, next friend  
of A.B., an incapacitated person, et al.,

Plaintiffs,

v.

THE WASHINGTON STATE DEPARTMENT  
OF SOCIAL AND HEALTH SERVICES, et al.,

Defendants.

NO. 2:14-cv-01178-MJP

DECLARATION OF  
RICK HALL

I, Rick Hall, am over the age of 18 years of age, competent to testify to the matters below, and declare based upon personal knowledge:

1. I am a Senior Labor Negotiator in the Office of Financial Management for the State of Washington. I have had over twenty-seven years of experience in the field of labor relations, and have successfully negotiated more than 200 collective bargaining agreements in both the public and private sectors. Through my experience, I have developed an excellent understanding of labor relations rules, principles and concepts in labor law, as well the relevant regulatory bodies.

2. As part of my experience, I served as the state's lead negotiator through the historic rounds of home care worker bargaining with the Service Employees International

1 Union that began in 2002. I later served as the Executive Director of the Washington State  
 2 Home Care Quality Authority. In 2011, I was appointed to the position of Washington State  
 3 Director of Labor Relations, which I held until my retirement in 2013. I returned in late 2015  
 4 to assist labor relations efforts at Western State Hospital for the Office of Financial  
 5 Management. I first began working for the State of the Washington in 1981, and have served at  
 6 the Department of Social and Health Services (DSHS), the Office of Financial Management  
 7 and the Department of Revenue. I am a graduate of Pacific Lutheran University, and hold a  
 8 B.A. in Political Science.

9 3. I led the DSHS negotiations with the Union of Physicians of Washington  
 10 (UPW). The negotiations were in response to the UPW Demand to Bargain on several issues  
 11 that arose with respect to the forensic wards at Western State Hospital.

12 4. As indicated by the attached letter that I sent to counsel for the UPW on April  
 13 13, 2016, the negotiations were successfully concluded with the following outcomes:

14 a. DSHS will contract for physician services on four "not guilty by reason of  
 15 insanity" (NGRI) wards that are currently provided by WSH employees, as those wards  
 16 have generally static populations. The NGRI ward with older and more fragile patients  
 17 will not be included in the contracting proposal; however, DSHS reserves the right to  
 18 contract for psychiatric and/or medical services in the future for that ward if the  
 19 psychiatrist leaves.

20 b. The contracted services may include alternative delivery methods, such as tele-  
 21 psychiatry, as well as the use of ARNPs and PAs, based upon vendor proposals and the  
 22 established standards of care and CMS Conditions of Participation.

23 c. WSH will continue to aggressively recruit and hire psychiatrists to fill  
 24 vacancies, current and future, with state employees.

25 d. State employee psychiatrists currently assigned to impacted NGRI wards may  
 26 select from current vacancies and will be given preference for those positions.

1 e. State employee psychiatrists currently assigned to impacted NGRI wards may  
2 bump "Locums" on other wards.

3 f. If WSH needs to extend Locums contracts beyond July 31, 2016, the WSH  
4 Chief Medical Officer will directly notify counsel for UPW, and UPW will not  
5 unreasonably reject the extended contracts.

6 See Attachment A.

7 7. As noted above, the negotiations were completed. There are no other pending  
8 negotiations at this time, and the file on UPW's Demand to Bargain has been closed.

9 I declare under penalty of perjury under the laws of the United States and the State of  
10 Washington that the foregoing is true and correct to the best of my knowledge.

11 Signed this 6<sup>th</sup> day of June 2016, at Olympia, Washington.

12 

13 RICK HALL

14 Senior Labor Negotiator

15 Office of Financial Management

**CERTIFICATE OF SERVICE**

*Beverly Cox*, states and declares as follows:

I am a citizen of the United States of America and over the age of 18 years and I am competent to testify to the matters set forth herein. I hereby certify that on this 6th day of June 2016, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

David Carlson: [davidc@dr-wa.org](mailto:davidc@dr-wa.org)

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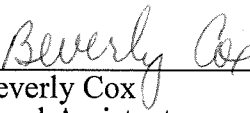
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I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated this 6 day of June 2016, at Olympia, Washington.

  
Beverly Cox  
Legal Assistant

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