

Honorable Richard A. Jones

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SEATTLE MIDEAST AWARENESS
CAMPAIGN, a Washington non-profit
corporation,

Plaintiff,

v.

KING COUNTY, a municipal corporation,

Defendant.

NO. 11-cv-00094 RAJ

SECOND DECLARATION OF EDWARD
MAST IN SUPPORT OF PLAINTIFF
SEATTLE MIDEAST AWARENESS
CAMPAIGN'S MOTION FOR
PRELIMINARY INJUNCTION

Edward Mast declares under penalty of perjury under the laws of Washington and the United States that the following is true.

1. I have received and reviewed King County’s submission in response to SeaMAC’s Motion for Preliminary Injunction. The information contained in this declaration is based on my personal knowledge.

2. I participated in the discussions between SeaMAC and King County which occurred on December 22, 2010 (before King County announced that it would not display our poster). During these discussions, King County asked SeaMAC to voluntarily withdraw our poster—after it acknowledged that our poster had been earlier accepted for display on its buses, and that our poster satisfied the criteria in its Advertising Policy. When we were told about the potential for disruption, we urged King County to respond directly to the source of

1 this information—those that King County thought may be voicing disruptive action. The King
2 County representatives did not say that any law enforcement action was being taken in
3 response to concerns about threats of violence or disruption, or that they had made any
4 referral to law enforcement. During the meeting, we assured King County officials that we
5 had no intent to disrupt Metro services, and we made a good faith effort to respond to the
6 comments they made.


7 3. Kevin Desmond told me about photographs, or copies of photographs, that had
8 been delivered to King County which depicted violence toward buses and had a hand written
9 message to the effect of “don’t run these ads.” The photocopies attached to the declaration of
10 Laurie Brown, and marked collectively as Exhibit A, appear to be the photographs he was
11 referring to. When Mr. Desmond told me about these photographs, he said that he and his
12 colleagues had concluded that they were not intended as a threat to the safety of King County
13 bus drivers or passengers.

14 4. It was never said during the discussions we had with King County, at least before
15 December 23, 2010, that the SeaMAC poster offended the “civility standards” of King
16 County’s Advertising Policy or was in any other way in violation of the policy.

17 5. I stated earlier that SeaMAC wanted to place its poster on the exterior of King
18 County buses, because we thought that the buses would be an effective and low cost way to
19 use mainstream advertising to disseminate our message, and because King County buses had
20 run ads on this issue in the past. Given this history, we understood that King County
21 considered the exterior of its buses to be an appropriate and acceptable venue for the message
22 we wanted to have displayed.

23 6. There has been considerable display of the SeaMAC poster—both before and after
24 December 23, 2010 (the date King County announced it would not display SeaMAC’s poster).
25 No one from SeaMAC has received any threats or been the victim of violence, or disruption—
26 before or after King County changed its decision. My name and personal contact information

1 has often been repeated in the media coverage concerning this matter. I have not any received
2 threats, nor have I been notified by any law enforcement agency or personnel that they have
3 received comments I should know about.

4 Edward Mast 

5 Date and Place of Execution 2/11/11 Seattle WA

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CERTIFICATE OF SERVICE

I certify that on February 11, 2011 I electronically filed the Second Declaration of Edward Mast in Support of Plaintiff Seattle Mideast Awareness Campaign's Motion for Preliminary Injunction and this Certificate of Service with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to Cynthia Gannett, Endel R. Kolde, and Jennifer Ritchie, counsel for Defendant King County.

By _____ s/ Jule Sprenger
Jule Sprenger
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