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SUPERIOR COURT OF WASHINGTON
IN AND FOR KING COUNTY

DAVE WORKMAN, an individual; and THE
SECOND AMENDMENT FOUNDATION,
INC., a Washington nonprofit corporation,

Plaintiffs,

v.

CITY OF SEATTLE, a municipality,

Defendant.

No. 16-2-21410-0 SEA

**CITY’S RESPONSES TO
PLAINTIFFS’ SECOND SET OF
INTERROGATORIES TO DEFENDANT
CITY OF SEATTLE**

TO: Defendant City of Seattle

AND TO: Peter S. Holmes, Kent C. Meyer, Jessica Nadelman, Attorneys of Record for
Defendant

Pursuant to the Civil Rules, and in particular CR 26, 33, and 37, Plaintiffs hereby
propound the following Second Set of Interrogatories to Defendant City of Seattle.

In accordance with CR 33, please answer each of the following Interrogatories separately and
fully, in writing, under oath, unless there is some objection to an interrogatory, in which case
please state the reason for the objection in lieu of an answer. The Interrogatories are intended to be
continuing in nature. Any information which may be discovered by Defendant subsequent to the
service of responses should be brought to the attention of undersigned counsel for Plaintiffs

1 through supplemental answers, within a reasonable time following discovery.

2 The answers and objections, if any, must be returned to the undersigned attorneys within
3 thirty (30) days after the service of this discovery request.

4 **DEFINITIONS**

5 Included below are definitions of the terms used in these Interrogatories.

6 1. “And” shall also mean “or,” and “or” shall also mean “and.”

7 2. “Communication” means any exchange, transfer or transmittal of information,
8 ideas, commentary, thoughts, actions or opinions at any time or place and is not limited to transfers
9 between persons, but includes other transfers, such as toll transfers, computer transfers, modem
10 transfers, and the transference of records and memoranda to file.

11 3. “You” and “your” shall refer to and include the Defendant to whom this discovery
12 is directed, including any of the Defendant’s employees, staff, or agents.

13 **DUTY TO SUPPLEMENT ANSWERS**

14 The following Interrogatories shall be deemed continuing so as to require you to
15 supplement your answers to the extent required by CR 26(e).

16 **INTERROGATORIES**

17 **INTERROGATORY NO. 6:** Please state how many taxpayers filed returns with the City
18 of Seattle to pay any amount due pursuant to the Firearm and Ammunition Tax (SMC 5.50) for
19 the first quarter of 2016.

20 **ANSWER:**

21 Five. This number includes taxpayers who could have filed annual returns but chose to file
22 quarterly returns and taxpayers for whom the amount due was zero.

1 **INTERROGATORY NO. 7:** Please state how many taxpayers filed returns with the City
2 of Seattle to pay any amount due pursuant to the Firearm and Ammunition Tax (SMC 5.50) for
3 the second quarter of 2016.

4 **ANSWER:**

5 Five. This number includes taxpayers who could have filed annual returns but chose to file
6 quarterly returns and taxpayers for whom the amount due was zero.

7
8 **INTERROGATORY NO. 8:** Please state how many taxpayers filed returns with the City
9 of Seattle to pay any amount due pursuant to the Firearm and Ammunition Tax (SMC 5.50) for
10 the third quarter of 2016.

11 **ANSWER:**

12 Five. This number includes taxpayers who could have filed annual returns but chose to file
13 quarterly returns and taxpayers for whom the amount due was zero.

14 **INTERROGATORY NO. 9:** Please state how many taxpayers filed returns with the City
15 of Seattle to pay any amount due pursuant to the Firearm and Ammunition Tax (SMC 5.50) for
16 the fourth quarter of 2016.

17 **ANSWER:**

18 Five. This number includes taxpayers who could have filed annual returns but chose to file
19 quarterly returns and taxpayers for whom the amount due was zero.

20 **INTERROGATORY NO. 10:** Please state how many taxpayers filed an annual return
21 with the City of Seattle to pay any amount due pursuant to the Firearm and Ammunition Tax
22 (SMC 5.50) for 2016.

23 **ANSWER:**

24 Nine.
25

1 **INTERROGATORY NO. 11:** Please state if there was any quarter or year in which one
2 taxpayer paid 80% or more of the total amount collected pursuant to the Firearm and Ammunition
3 Tax (SMC 5.50). If so, indicate for which quarter(s) or year(s) this was true.

4 **ANSWER:**

5 Yes, for all periods.
6

7 **INTERROGATORY NO. 12:** If there is any quarter or year for which more than two
8 taxpayers filed and there was no single taxpayer who paid 80% or more of the total amount
9 collected, explain in detail the exact metric you used to determine that an aggregate amount
10 collected that quarter or year could not be disclosed without revealing confidential tax
11 information. If there are multiple quarters for which this is true, please provide an answer for each
12 quarter to the extent a different metric was used.

13 **ANSWER:**

14 Not applicable. See answer to Interrogatory 11.
15
16

17 DATED this 3rd day of March, 2017.

18 _____
19 CORR CRONIN MICHELSON
20 BAUMGARDNER FOGG & MOORE LLP

21 *s/ Steven W. Fogg*
22 Steven W. Fogg, WSBA No.
23 23528 David B. Edwards,
24 WSBA No. 44680 1001 Fourth
25 Avenue, Suite 3900 Seattle,
 WA 98154 (206) 625-8600
 Phone (206) 625-0900 Fax
 sfogg@corrchronin.com
 dedwards@corrchronin.com
 Attorneys for Plaintiffs

CERTIFICATION

The undersigned attorney for Defendant has read the foregoing and certifies that Defendant's Answers to Plaintiffs' Second Set of Interrogatories to Defendant City of Seattle comply with the applicable discovery rules.

DATED this 3rd day of April, 2017.

_____/s/_____
Kent Meyer
WSBA No. 17245

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STATE OF _____)
) ss.
COUNTY OF _____)

_____, being first duly sworn on oath, deposes and states:

I have read the foregoing Answers to Plaintiffs' Second Set of Interrogatories to Defendant City of Seattle and believe the same to be true and correct under penalty of perjury.

DATED this _____ day of _____, 2017, at _____.

Print name: _____

Subscribed and sworn to before me on _____, 2017 by _____.

Print Name: _____
NOTARY PUBLIC for the State of
_____, residing at _____

My appointment expires: _____

1 **DECLARATION OF SERVICE**

2 The undersigned declares as follows:

3 1. I am employed at Corr Cronin Michelson Baumgardner Fogg & Moore LLP,
4 attorneys of record for Plaintiffs.

5 2. On March 3, 2017, I caused a true and correct copy of the foregoing document to
6 be served on the following parties via email:

7 Peter S. Holmes (Seattle City Attorney)
8 Kent C. Meyer, WSBA #17245
9 Jessica Nadelman, WSBA
10 #27569 Seattle City Attorneys
11 Office 701 Fifth Avenue, Suite
12 2050 Seattle, WA 98104-7097
kent.meyer@seattle.gov
carlton.seu@seattle.gov
Attorneys for Defendant City of Seattle

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

15 DATED: March 3, 2017, at Seattle, Washington.

16
17 *s/ Christy A. Nelson*
18 Christy A. Nelson