

United States District Court
Western District of Washington

R. Grundstein Esq.
1655 Cadys Falls Road
Morrisville VT /05661
802-851-1120/rgrunds@pshift.com

No. CV12-0561RSL

v.

Linda Eide in her Individual Capacity et al

Declaration of Robert Grundstein to Support Claim That Bar Relationship to WA SC
Violates Separation of Powers

I declare, under penalty of perjury, that the foregoing is true to the best of my knowledge:

1. On September 21, 2011, I submitted a Writ of Prohibition against the conduct of Bar action 10-00097, to the WA supreme court. See EX 1, attached.

2. Ron Carpenter is Clerk of Courts for the WA Supreme Court.

3. The Clerk of Courts ruled on the Writ. A clerk has no standing to act as a judge under the WA State Constitution.

4. The Clerk of Courts actively consults and meets with the WSBA Disciplinary committees during their rule-making activities. See ELC Drafting Task Force Roster (EX 2) and Heading from a March 17, 2011 Meeting of the same Task Force, immediately below:

"DRAFT Minutes – March 17, 2011

ELC Drafting Task Force

Present: Geoff Gibbs, Chair, Erika Balazs (phone), Randy Beitel, Kim Boyce, Kurt Bulmer, **Ron Carpenter** (phone), Doug Ende, Seth Fine, Joseph Nappi, Jr. (phone), Julie Shankland, Patrick Sheldon, Elizabeth Turner, Norma Linda Ureña (phone), and Scott Busby, Reporter"

End Excerpt

5. The Clerk of Courts found Grundstein's Writ of Prohibition to be "woefully inadequate" and "legal conclusions without fact".

6. Grundstein writ was extremely adequate and addressed the things for which Writs of Prohibition are designed, jurisdictional defenses.

7. Grundstein alleges an institutional bias and carelessness used against him against which the Separation of Powers Doctrine was designed to protect.

8. Separation of Powers insists that Rule Making and Adjudication are separate. The WA Supreme Court may not have its agent participate in making rules which it later adjudicates. Policy is made in a legislature or agency to which the legislature delegated rule making authority. The judiciary and legislature/agency must be kept separate.

End of Declaration

Certificate of Service

I certify that a copy of this Declaration was sent to the parties below on April 9, 2012 at the following addresses:

Washington State Bar Association
c/o Steven Crossland/President
Douglas Ende In His Individual Capacity
Linda Eide In Her Individual Capacity
1325 Fourth Ave..Ste 600
Seattle, WA 98101-2539

Williams and Williams P.C.
Lisa Hammell In Her Individual Capacity c/o Williams and Williams P.C.
18806 Bothell Way NE
Bothell, WA 98011

Chief Justice B. Madsen/Chair, Board for Judicial Administration
Justices Stephens, Gonzalez, Wiggins, Chambers, Johnson, Owens, Fairhurst,
Johnson
WA Supreme Court
P.O. 40929
Olympia, WA 98504-0929

R. Grundstein/WSBA 20389