



1 I DECLARE UNDER PENALTY OF PERJURY that the foregoing is true and  
2 correct.

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4 DATED at Seattle, Washington, this 26 day of October, 2006.

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\_\_\_\_\_  
MICHAEL T. PFAU

CERTIFICATE OF SERVICE

I hereby certify that on October 26, 2006, I electronically filed the foregoing DECLARATION OF MICHAEL T. PFAU RE: PLAINTIFF'S MOTION TO CERTIFY QUESTION TO SUPREME COURT with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Charles C. Gordon  
Jeffrey I. Tilden  
Michael Rosenberger  
GORDON MURRAY TILDEN  
1001 4TH AVE, STE 4000  
SEATTLE, WA 98154  
206-467-6477  
Email: [cgordon@gmtlaw.com](mailto:cgordon@gmtlaw.com); [jtilden@gmtlaw.com](mailto:jtilden@gmtlaw.com);  
[mrosenberger@gmtlaw.com](mailto:mrosenberger@gmtlaw.com)

  
Bernadette Lovell, Legal Assistant to  
Michelle A. Menely