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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KING

THE PRESBYTERY OF SEATTLE, a  
Washington nonprofit corporation; THE  
FIRST PRESBYTERIAN CHURCH OF  
SEATTLE, a Washington nonprofit  
corporation; ROBERT WALLACE,  
President of The First Presbyterian Church  
of Seattle, a Washington nonprofit  
corporation; and WILLIAM  
LONGBRAKE, on behalf of himself and  
similarly situated members of First  
Presbyterian Church of Seattle,

Plaintiffs,

v.

JEFF SCHULZ and ELLEN SCHULZ, as  
individuals and as the marital community  
comprised thereof; and LIZ  
CEDERGREEN, DAVID MARTIN,  
LINDSEY McDOWELL, GEORGE  
NORRIS, NATHAN ORONA, and  
KATHRYN OSTROM, as former trustees  
of The First Presbyterian Church of  
Seattle, a Washington nonprofit  
corporation,

Defendants.

No. 16-2-03515-9 SEA

DECLARATION OF  
ROBERT B. MITCHELL

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I, Robert B. Mitchell, pursuant to RCW 9A.72.085, declare as follows:

1. I am one of the attorneys for the plaintiffs in this action. I have personal knowledge of the matters set forth in this declaration and am competent to testify about them.

2. On February 16, 2016, I forwarded a courtesy copy of the Administrative Commission's report to Bruce W. Leaverton and Randall P. Beighle, counsel for the defendants. My cover letter solicited their cooperation in accomplishing the steps called for by the Administrative Commission, including the transfer of records and return of funds.

3. Later on February 16, 2016, Mr. Leaverton sent me an email stating in part as follows: "as a disaffiliated church from PCUSA, the decisions of the Administrative Commission have no authority over SFPC [i.e., First Presbyterian Church of Seattle] nor do the AC, the Presbytery or PCUSA hold any valid claims to, or interests in, SFPC records or property."

4. I wrote in reply at 5:50 p.m. on February 16: "I infer from the third sentence of your message [just quoted] that your clients will not accept any of the decisions or comply with any of the directions of the Administrative Commission acting as the session of First Presbyterian Church of Seattle, as those decisions and directions were communicated to your clients earlier today. Please let me know right away I am mistaken about this." This message did not receive a response.

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

DATED this 9<sup>th</sup> day of March 2016 at Seattle, Washington.

  
\_\_\_\_\_  
Robert B. Mitchell