SUPERIOR COURT OF WASHINGTON COUNTY OF KITSAP

	Hon./Comm.	MELISSA HEMSTREET
WILLIAM NELSON Petitioner/Plaintiff	Court Reporter	268
	Court Clerk	LINDY MENSE
	Date	DECEMBER 10, 2018
HOUSTON WADE		
Respondent/Defendant	No.	18-2-03205-18
Pet/Pla appearedthrough/wit	h CounselK	Bratt
Pet/Pla appeared through/wit	h Counsel	
Resp/Def appearedthrough/wit	h Counsel	to se
Resp/Def appeared through/wit		
Guardian Ad Litem appeared State	e / Other appeared	
THE MATTER BEFORE THE COURT [] Show Caus	e re:	
[X Motion for default / to compel /	intion	
[] Unlawful Detainer [] Minor Settlement [] S	Summary Judgme	nt [] Supplemental Exam
[] Entry of Order [] Status/Review [] Status/Review	Settlement on the	Record
Testimony taken: Bratt: Seeking prelimina the case. Client is being accused of crim business. Defamation is not protected us would like to read statement, but has not *Bratt: if matter continued, temporary i further narm to his client. *Court gran court scheduler. Court will award atty Both parties should file and provide be next hearing. Temporary injunction r	es, which is eff inder first ame t filed any resp njunction sho its continuana fees for today nch copies of	iecting him and his ndment. *Mr. Wade: onsive pleadings. uld be granted to prevent ce-sends parties to is hearing to Mr. Bratt. pleadings ahead of
 The Court grants/denies motion. Order signed as presented. This matter stricken/continued.] Writ Granted] The Court takes] Order to be pres] Court Scheduler earing at	[] Judgment Approved the matter under advisement. sented
CIVIL MOTIONS 08/2004	-	

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SUPERIOR COURT OF WASHINGTON COUNTY OF KITSAP

	Hon./Comm.	JENNIFER FORBES
WILLIAM NELSON Petitioner/Plaintiff	Court Reporter	GLORIA BELL
	Court Clerk	ANGIE SMITH
	Date	JANUARY 14, 2019
HOUSTON WADE ET AL	2410	
Respondent/Defendant	No.	18- 2- 03205-18
Det/Dis annound	k Coursel V	Bratt
Pet/Pla appearedthrough/with Pet/Pla appearedthrough/with	h Counsel	
Resp/Def appeared through/with	h Counsel	Prop-58
Resp/Def appeared through/with		
Guardian Ad Litem appeared State		
Guardian Au Litern appeareu	e / Other appeared	· · · · · · · · ·
THE MATTER BEFORE THE COURT [] Show Cause	e re:	,
Motion for default / to compel	inary Iniv	unction
[] Unlawful Detainer [] Minor Settlement [] S	ummary Judgme	nt [] Supplemental Exam
[] Entry of Order [] Status/Review [] S	ettlement on the	Record
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* Mr. Wade - Was Served the	Simon	
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KANE Deall bearing and and	0	
*Mr. Bratt begins argument		
* Mr wale regios argument		
*MY. Drat would like to addre	SS Drdere	od attorney fees.
* mr. White - onects to paying -	for more	than the lhr.
spent in court.		
[] Courtroom polled for [] No response	Time
[] Default Granted [] Writ Granted	[] Judgment Approved
[] The Court grants/denies motion.	The Court takes	the matter under advisement.
[] Order signed as presented. [[] This matter stricken/continued. [] Order to be pres] Court Scheduler	
	earing at	
[] Pleadings/File taken from this hearing by	-	18-2-03205-18
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CIVIL MOTIONS 08/2004		

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TRIAL Continued Date JAN 1 4 2019 Day No. _____ of _____ Nelson Cause No. 18-2-03205-18 hdo. VS. Page No. _ 2__ of _ 2___ ies to submit finding of face Furt-1 d and 2511ms r (1)MUMAX -9 ho, ir tormat devs must be recieved no WONSO DY 19 60 4:37 22 letter mn . . 2 . ۰. 6-94 0077.

1 2 3 4 5	J FILED RECEIVED FOR FILING DEC 10 2018 DEC 10 2010 KITSAP COUNTY CLERK DEC 10 2010 KITSAP COUNTY CLERK ALISON H. SONNTAG SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR KITSAP COUNTY					
6 7 8 9 10 11	WILLIAM P. NELSON Plaintiff vs. Houston Wade , an individual, and Does I through XX Defendant(s) NO. 18-2-03205-18 Declaration of Janine Courtemanche					
12 13 14 15 16	Comes now Janine Courtemanche, declaring under penalty of perjury as follows: 1. I am over the age of majority and make this declaration of my personal knowledge. 2. I was previously married to William P. Nelson for a period of 10 years (1998-2008). During this entire time of our marriage there was no domestic violence or assaults directed at me by Mr. Nelson nor any child abuse or child assault. If there had been I would certainly have reported					
 17 18 19 20 21 	them to law enforcement. I declare under penalty of perjury that I have read the foregoing, know of its contents and belief the same to be true and correct. Executed on Bainbridge Island, Washington on December 6, 2018					
22 23 24 25 26 27 28	Declaration Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850					
	rax: 300-479-3830 kbratt@msn.com 18-2-03205-18 DCLR 10 Declaration Affidavit 4432576					



	KITSAP COUNTY CLERK 2			
1	2018 DEC 10 AN 10: 31			
2	ALISON H. SONNTAG			
3				
4	SUPERIOR COURT OF THE STATE OF WASHINGTON			
5	IN AND FOR KITSAP COUNTY			
6				
7	WILLIAM P. NELSON) NO. 18-2-03205-18			
8	vs. Declaration of Matthew T. Nelson			
9	Houston Wade, an individual, and) Does I through XX			
10	Defendant(s)			
11				
12	Comes now Matthew T. Nelson declaring under penalty of perjury as follows:			
13	1. I am over the age of majority, 32 years of age, and make this declaration of my personal			
14	knowledge.			
15	2. I am 32 years old. I am the son of William P. Nelson. I reside on Bainbridge Island			
16	Washington.			
17	3. I have never been assaulted nor abused by my father at any time in my life. Specifically, I			
18	was not assaulted by my father getting on or off the ferry on the election night reference by Mr.			
19	Wade. In fact, I was not even with my father that day, evening or night.			
20	4. The allegation by Ashley Cross Degrow in a letter dated Nov.8, 2018, to Mr. Wade is not			
21	accurate and is false in several aspects:			
22	A. I was at the Chicken Coop referenced in her letter on the occasion when she alleges			
23	that Bill Nelson allegedly touched her butt and further alleges that I almost got into a fight with			
24	Mr. Nelson because of the incident. This allegation simply is not true nor accurate. I did not			
25				
26	Declaration Law office of Kent R. Bratt			
27	2901 Perry Avenue, Suite 4 Bremerton Washington 98310			
28	Tele: 360-479-5809			
	Fax: 360-479-5850 kbratt@msn.com			
	18 – 2 – 03205 – 18 DCLR 11 Declaration Affidavit 4432585			

1	almost get into a fight with Mr. Nelson for any reason
2	B. I lived on the property known in her letter as the Chicken Coop for 6 to 8 months in a
3	house at the front of the property wherein any person entering the property would have to pass. I
4	would attend the parties which the owner of the property would have. At no time were there any
5	under age girls at these events. The owner would, on three or four occasions, have professional
6	exotic dancers at the event. Mr. Nelson was never at any of these events. Occasionally he would
7	have a drink with the owner of the property during the afternoon. What was discussed I do not
8	know.
9	C. Ms. Degrow fails to mention in her letter that her father was a patron of the chicken
10	coop.
11	D. I have had a limited amount of time I spent with Ms. Degrow in the past. We went to
12	a movie one time. I really cannot remember other situations other than observing her at the
13	Chicken coop as stated in Sub-Paragraph A above.
14	
15	I declare that I have read the foregoing, know of its contents and believe the same to be true and
16	correct.
17	
18	Executed on December 6, 2018 at Bainbridge Island Washington
19	M.N.
20	1 the 11
21	Matthew T. Nelson
22	
23	
24	
25	
26	Declaration Law office of Kent R. Bratt
27	2901 Perry Avenue, Suite 4 Bremerton Washington 98310
28	Tele: 360-479-5809
	Fax: 360-479-5850 2 kbratt@msn.com

1 2 3	RECEIVED AND FILED IN OPEN COURT NOV 3 0 2018 ALISON H. SONNTAG KITSAP COUNTY CLER	
4	SUPERIOR COURT OF THE STATE OF WASHINGTON	
5	IN AND FOR KITSAP COUNTY	
6		
7	WILLIAM P. NELSON Plaintiff vs. NO. 18-2-03205-18 Motion for Temporary restraining order	
9	Houston Wade, an individual, and	
10	Does I through XX) Defendant(s))	
11		
12		
13		
14	Comes now the Plaintiff herein b y and through his attorney Kent R. Bratt moving ex-	
15	parte the Court for an Temporary Restraining order/ temporary injunction to prevent irreparable	
16	harm from occurring as a result of Defamatory writings, statements and posts by the Defendant	
17	on his Facebook and other websites or social media. Said motion is based on the declaration of	
18	the Plaintiff and the complaint filed in this matter.	
19	Dated November 29, 2018 Min & Aratt	
20	Kent R. Bratt WSBA 12590	
21	Attorney for Plaintiff	
22		
23		
24		
25		
26	MOTION Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4	
27 28	Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com 18-2-03205-18	
	MT 3 Motion 4345712	



RECEIVED AND FILED IN OPEN COURT 1 NOV 3 0 2018 2 ALISON H. SONNTAG KITSAP COUNTY CLERK 3 SUPERIOR COURT OF THE STATE OF WASHINGTON 4 5 IN AND FOR KITSAP COUNTY 6 7 WILLIAM P. NELSON NO. Declaration in support of motion for 18 Plaintiff 8 VS. for temporary restraining order/temporary injunction Houston Wade , an individual, and Does I through XX 9 10 Defendant(s) 11 12 Comes now the Plaintiff herein, William P. Nelson, declaring under penalty of perjury as 13 follows: 14 1. I am the plaintiff in the above entitled action. I make this declaration of my personal 15 knowledge. 16 2. The defendant, Houston Wade, has on his Facebook page and on a website entitled 17 "Bainbridge Island Bad List" posted derogatory, untrue and defaming statements and innuendos, 18 on October 4, 2018, as well as other times, that have been comprised of the following.: 19 A. That I have raped underage girls generally and in particular, an adult person, allegedly 20 a friend of the defendant, named Elizabeth Kaltreider, against whom I had previously obtained 21 an anti-harassment order against her in Bainbridge Municipal Court. She is now deceased.. 22 Wade Houston further states that I conspired with the Bainbridge Police Department to cover up 23 the alleged incident. See EXHIBIT A attached hereto and incorporated herewith as though fully 24 set forth herein. 25 26 Declaration Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 27 Bremerton Washington 98310 28 Tele: 360-479-5809 Fax: 360-479-5850 Faulty Joc tee kbratt@msn.com 18-2-03205-18 DCLR Declaration Affidavit 4345727

B. The defendant also alleges that I have "beaten the shit out of" my "step kids and wife"; am a coke head; a drunk, and "he (meaning me) rapes and abuses girls and women.
EXHIBIT B attached hereto and incorporated herein as though fully set forth herein,

C. That I have stalked Mr. Wade and tried to "kill" him several times. EXHIBIT C
attached hereto and incorporated herein as though fully set forth herein.

D. That I am in conspiracy with the Bainbridge Island Police Department of plying underage females with liquor, money and drugs for immoral and illegal purposes. EXHIBIT D attached hereto and incorporated herein as though fully set forth herein.

- 9 3. Defendant is encouraging persons to republish his lies, defamatory statements and
 10 innuendos about me made on Facebook by not discouraging the republication but
 11 encouraging it. EXHIBIT E attached hereto and incorporated herein as though fully set
 12 forth herein.
- 13 4. The Defendant herein has a personal vendetta against me. EXHIBIT F attached hereto and
 14 incorporated herein as though fully set forth herein.
- 15 5. I have lived in my community for 60 years. I am in the construction and real estate 16 remodel business. I work closely with my customers and their families My reputation in 17 the community is very important in attracting clients and customers and instilling a level 18 of trust. The defendant is undermining and irreparably has harmed my reputation by the 19 lies, defamatory statements and innuendos of my having committed crimes of rape, child 20 abuse, child assault, and domestic violence. The defendant has posted libelous statements 21 on his Facebook and other websites. This has damaged my business, and livelihood. It has had debilitating consequences on my ability to walk freely in my community and stay 22 23 focused on my business. Time spent on this matter from October 23 throough November 24 30, 2018 has amounted to 40% of my time.

Declaration

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Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com I am requesting a temporary restraining Order or temporary injunction against the defendant and his postings on the internet which are defamatory per se effective during the pendency of this action.

6. I am frightened for my safety resulting from the Defendant's postings as persons have, on the
defendant's Facebook page, volunteered "to start tormenting" the Plaintiff herein. EXHIBIT G
attached hereto and incorporated herein as though fully set forth herein.

Other persons whom I work for , namely Chance Wales and Temre Jenkins and a woman
named Tara Kenneway have received disturbing "letters", composed of cut out letters and
words, which letters had been postmarked on November 5, 2018 as shown on EXHIBIT H
attached hereto and incorporated herein as though fully set forth herein.

7. These actions by the defendant, and encouraged by him, are very disconcerting to me causinggreat emotional distress and affecting my ability to work.

8. I had filed for an anti harassment order in Bainbridge Municipal Court. A temporary Order was issued and is in effect today. However, since the defamation action in Superior Court may take more than two years for finality, the order from the Municipal Court would expire. No final hearing had yet been had in Municipal Court. Therefore, I am requesting a temporary restraining order or injunction which would continue throughout the superior court proceedings. The paperwork filed in the Municipal Court is attached as EXHIBIT I and incorporated herein as though fully set forth herein.

20 // 21 //

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- 22 // 23 //
- 24 //
- 25

26 Declaration

27 28 Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com

1	I, the undersigned, do hereby declare that I have read the foregoing, know of its contents and
2	believe them to be true and correct.
3	Executed on November 29, 2018 at Bainbridge Island Washington.
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5	led than the

William Philon

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6		Will	iam P. Nelson	
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27			Bremerton Wash	nington 98310
28		4	Tele: 360-479-5 Fax: 360-479-5 kbratt@msn.con	850



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0000 and the second second

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Houston Wade October 4 at 11:46 AM · 🕄

Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happens to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. こと、そことも読みなななな Nothing.

Years later, in the middle of the night, she phoned her 13 year old son and said her goodbyes, then jumped from the Agate Pass Bridge.

It doesn't seem to matter if it is reported the moment it happens, or 36 years later. Rich, drunk, asshole frat boys will still get away with k.

#DumpKavanaugh

Sill K

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	24 Comments 12 Shares
Comment	A Share
Sector 2	a sa kabuta kan sa sa
ALL A	and the second sec
ado Yup Bill Nelson I wolker	d bard to banknint V
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that the when he lightly beg and it was have been set it	an construction at a star
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ng that have an even	he could get done in the start
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Wr

Write a comment...



Chat (6)



Home (5)

8:40 7

Teau what you had sald and the one comment that was highlighted had his name.

I've known Bill since I was 4 when he beat the shit out of his step kids and wife (he lived upstairs from us). He's a coke head. He's a drunk. He rapes girls and women.

When I ran against him from city council, the night before the election he spent in jail because he punched his som in front of the commuters getting off the 5:30 ferry.

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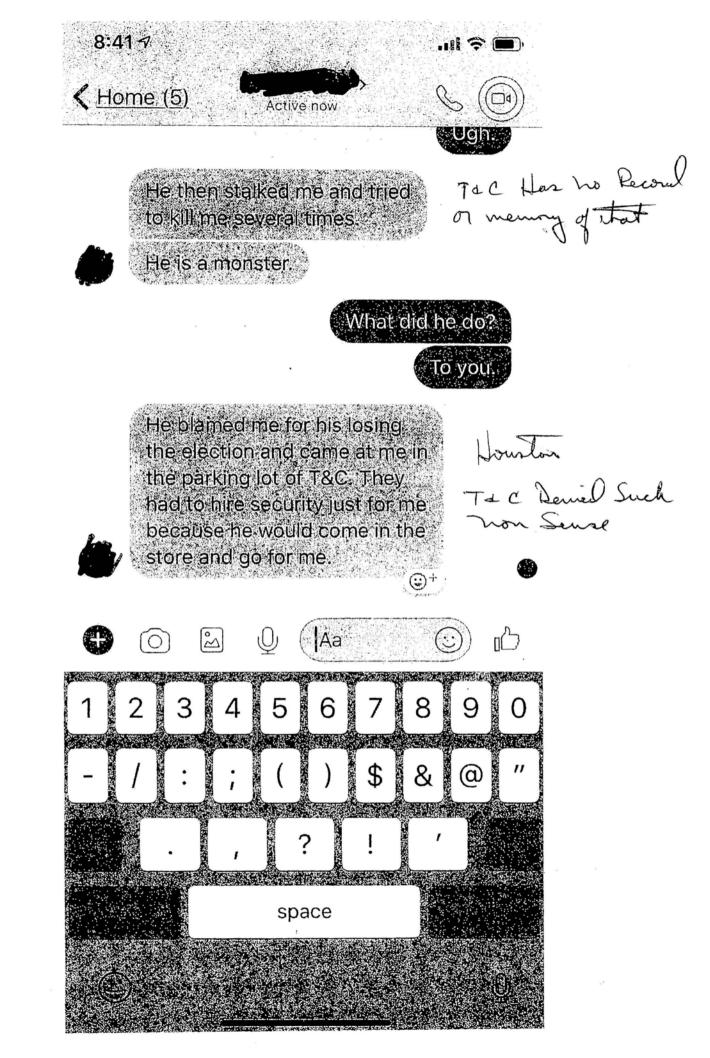
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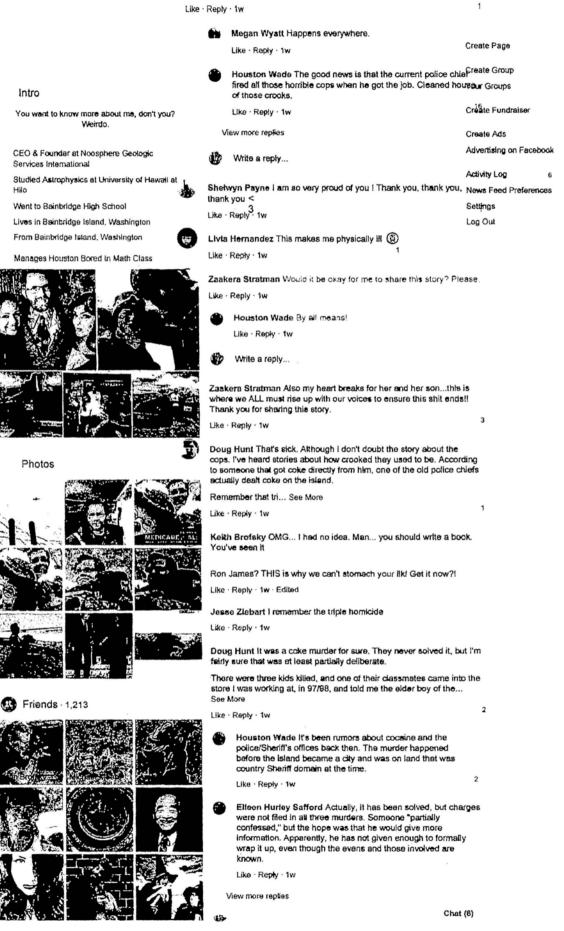
-Write a reply...



Juliana Sims Wesner I'm assuming he still can't be held accountab@reate Page somehow? Even a civil suit? How could the community as a whole allow him to escape any consequence? Create Group Like · Reply · 1w Your Groups Intro Houston Wade For the same, sad reason an entire nation Create Fundraiser You want to know more about me, don't you? allows people like Dennis Hastert become Speaker of the Wairdo House and Brett Kavanaugh become a Supreme Court Create Ads Justice. Advertising on Facebook CEO & Founder at Noosphere Geologic Like · Reply · 1w Services International Activity Log Mateo Taylor Or let bill Clinton be president ... Studied Astrophysics at University of Hawaii at News Feed Preferences Hilo Like · Reply · 1w Went to Bainbridge High School Settings View more replies Lives in Bainbridge Island, Washington Log Out From Bainbridge Island, Washington Write a reply... Manages Houston Bored In Math Class Houston Wade About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underaged girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars. A friend of mine quit the Fire Department because his boss at the time brought him to one of these parties). The cops would ply the girls with drugs to do acts on them. I am so glad those horrible men are gone from our community, but the fact they all aren't rotting away in prison is travesty. A community is only as good as its law enforcement. Like · Repty · 1w Hide 16 Replies Keith Brofsky Holy crap. Here I thought I had moved to Mayberry RFD. Like · Reply · 1w Photos Shannon Evans I never once saw underage girl's at the speak ø easy (it was next door to our home), but I do know that both Bit's liked them young and blond. Like · Reply · 1w Shannon Evans There are quite a few Bill and Bill stories I could share from our 7+ years living there. Like · Repty · 1w Houston Wade A former coworker of mine was one of the girls brought to those parties. Like · Reply · 1w Shannon Evans I don't doubt it ... just never saw it or would have bust it up Like · Reply · 1w Ron James Sounds like a horrible place to live. Does any of 8 that corroborate Christine's charge? Yes, Houston rapes Friends - 1,213 happen. But we are talking about this particular claim of sexual assault. There you got bupkis. Like · Reply · 1w Keith Brofsky It's far better now that the Liberals are in charge. 0 Like · Reply · 1w Houston Wade Ron, go away. 5 Like · Reply · 1w Meghan Angell Disgusting. And true..... 1 Lika · Repty · 1w Suean Jeswine Oshea Keith Brofsky No Mayberry ... and my stories are much more recent. Like · Reply · 1w Chat (6)

















Houston Wade Yesterday at 11:46 AM · 🕄

Houston Wade Yup. Bill Nelson. I worked hard to bankrupt him and finally did. We got the Manor House declared a historic landmark and managed to keep banks from lending to him for years, so that when he finally began construction at Pleasant Beach it was right before the bottom fell out of the economy and he had to spend millions renovating the Manor House before he was allowed to start building the rest of the development. A group of us met at the Treehouse and sat outside and cheered everytime he left with a load in his pickup truc... See More 13 13h Like Reply Alaina Brooke-Simcoe Seyssel He was horrendous. I remember him sniffing any young woman he could get close to 13h Like Reply

Write a comment...

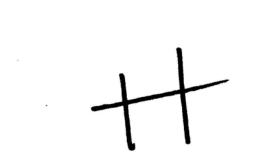
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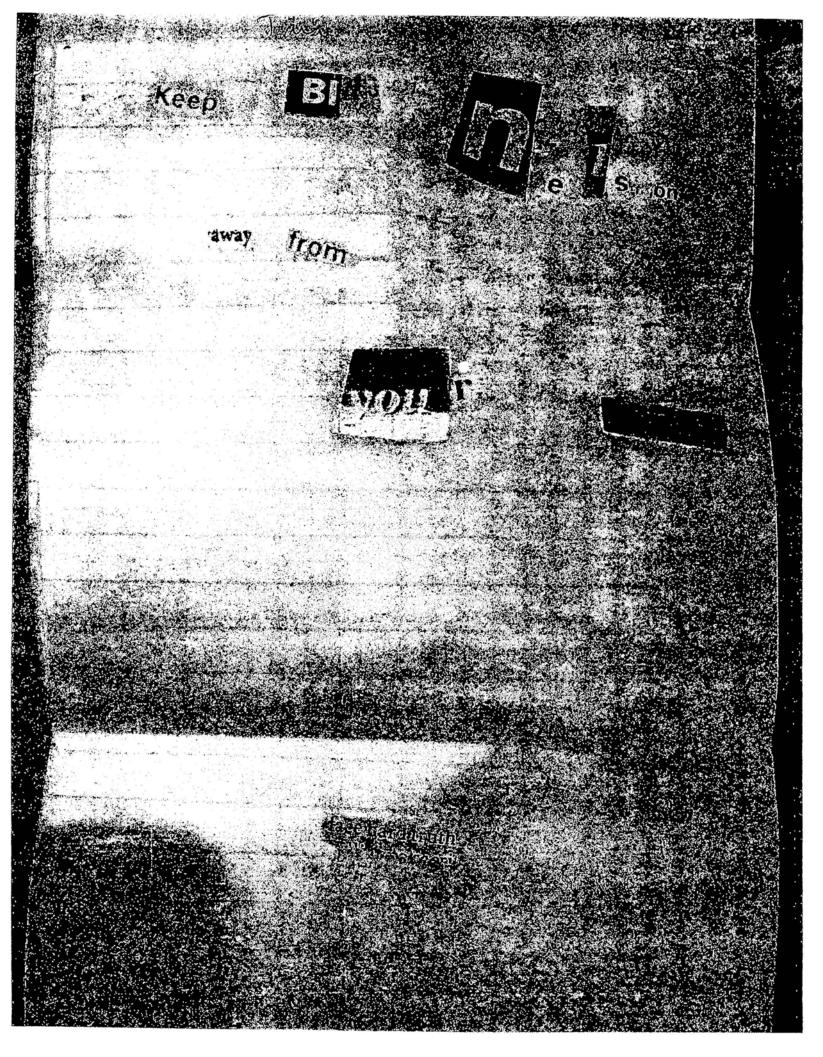


Houston Wade Yesterday at 11:46 AM · 🖨

Zaakera Stratman Tracy Lang I don't know you but I would be in if a group of people wanted to start tormenting him and making his life miserable. Houston Wade thank goodness for good men in the world like you! Thank you for always caring...stepping up and in! 12h Like Reply **Jesse Ziebart** Don't stop fighting, Houston. Like 12h Reply Shannon Evans Tracy Lang don't let your daughter near him...I am serious. He is super creepy and tried hitting on my son's gf when they were still in HS. 12h Like Reply Ashley Cross DeGrow In the group of guys that all graduated around that same time call him Bad Bill. Everyone knows $\left[O \right]$ Write a comment... GIF







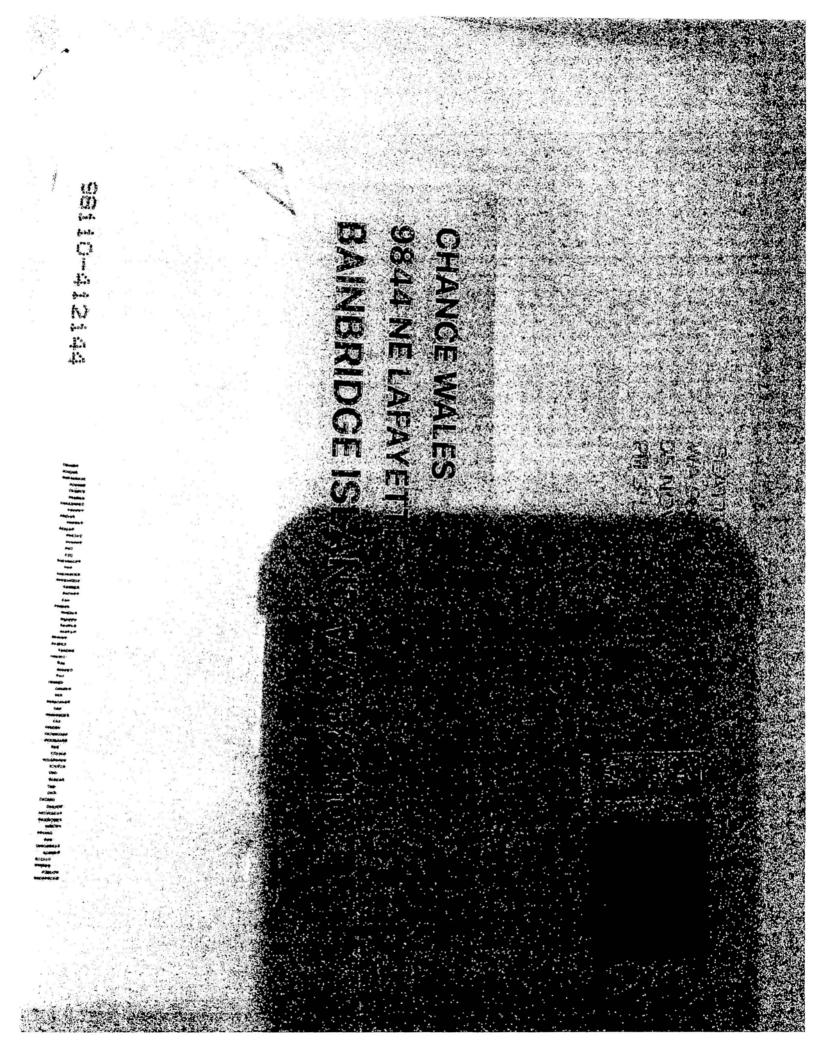


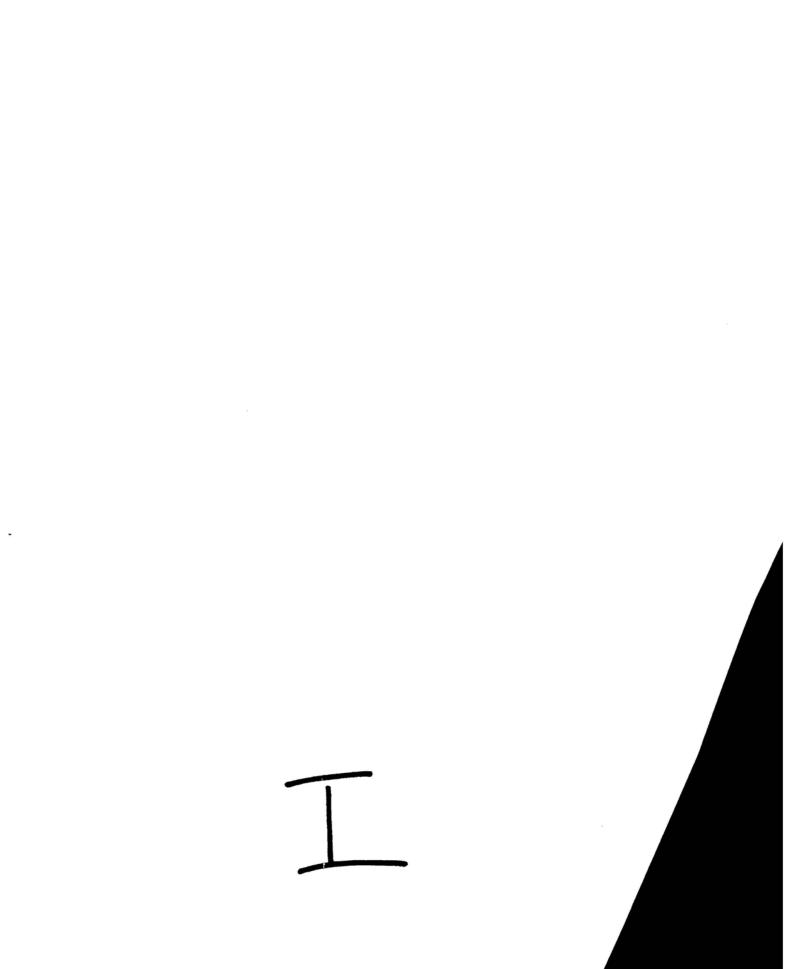


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OCT 2 3 2018 BAINBRIDGE ISLAND MUNICIPAL COURT

BAINBRIDGE ISLAND MUNICIPAL COURT Kitsap County, Washington	Mailing Addr: PO Box 151, Rollingbay, WA 98061 Location Addr: 10255 NE Valley Rd, Bainbridge Island, WA Phone # 206-842-5641 Fax # 206-842-0316 www.bainbridgewa.gov/court Email:court@bainbridgewa.gov
William Philon	No.
Petitioner,	H 7 - 1 &
Vs.	Petition for an Order for Protection -
Houton Wall	Harassment (PTORAH) and/or
Respondent.	Stalking (PTORSTK)

This is a Petition for an Order for Protection against Harassment and/or Stalking as checked in the caption.

I believe:

I am a victim of stalking.

vulnerable adult. (name) is the victim of stalking and he/she is a minor or

The respondent has been

- stalking the victim either in person or cyber stalking, and
- repeatedly contacting the victim or attempting to contact or monitor the victim for no lawful purpose and his/her actions caused the victim to feel intimidated, frightened or threatened.

I am a victim of unlawful harassment.

he/she is a minor.

The respondent's actions toward the victim have seriously alarmed, annoyed or harassed the victim, or are detrimental to the victim and serve no legitimate or lawful purpose. The respondent's actions have caused substantial emotional distress to the victim or caused me to fear for the well-being of my child.

How do the victim and respondent know each other? Don't throw Houston work

I have given a detailed explanation below.

1. Who is the petitioner?

Pt for an Or for Protection – Harassment/Stalking (PTORAH, PTORSTK) – Page 1 of 7 WPF UHST-02.0200 (07/2015) – RCW 10.14.040, .800, RCW 7.92.030 I am 18 or older and I am petitioning on my own behalf.

I am 16 or 17 and I am petitioning on my own behalf.

I am the parent or guardian of child/ren under age 18 and I am petitioning on their behalf:

Children's Name/s (First, Middle Initial, Last)	Age
	· · · ·

□ I am not the parent or guardian, but the child/ren live/s with me; and I am petitioning on their behalf; and the respondent is not a parent.

	Children's Name/s (First, Middle Initial, Last)	Age
	· · · · · · · · · · · · · · · · · · ·	·
$\mathbf{x}^{\mathbb{I}}$	Lam filing this petition on behalf of petitioner (name) I_0 U_1	

I am filing this petition on behalf of petitioner, (name) <u>www.p.k...</u>, a vulnerable adult as defined in RCW 74.34.020, who is a victim of stalking. I am an interested person as defined in RCW 74.34.020(10). My relationship to this petitioner is ______

2. Is the respondent 18 years of age or older?

Ø Yes □ No

(If no, use the Petition for Order for Protection Harassment/Stalking Respondent Under Age 18, instead of this petition.)

3. Where do the parties live?

Petitioner lives in Kitsap

county.

Did the petitioner leave their residence because of stalking conduct and that is the county of their new residence?

Yes No

Children named above live in _____ county.

Respondent lives in _______ county.

4. Where did the Conduct take place?

The conduct took place in ______ county.

Statement describing the victim/s need for protection from the respondent

- Write clearly. If you need more space below, attach additional page/s. Do not write on the back.
- 5. Describe what the Respondent did or said that you think is harassment or stalking.
 - You must describe what the respondent actually said.
 - · You must describe what the respondent actually did.

The respondent has committed acts of harassment or stalking as follows:

A. Describe the most recent incident of harassment or stalking.

Date and time (on or around): in Oclose 2018 with Location: What did the respondent do or say that you believe to be harassing or stalking behavior? Houston 70 1 ac Book

Pt for an Or for Protection – Harassment/Stalking (PTORAH, PTORSTK) – Page 3 of 7 WPF UHST-02.0200 (07/2015) – RCW 10.14.040, .800, RCW 7.92.030 How did the respondent make these statements? in person in mail/written notes e-mail text phone social media (such as facebook and twitter) other (describe):

B. Describe other incidents of harassment or stalking. For <u>each</u> incident, include the date, time (on or about), location, what was said, how statements were made, and what was done to a victim.

lesse attached 60 Grad media Sec ana

6. How did the incidents you describe above make you, the minor, or the vulnerable adult feel? - lock my Doors Comming & Song from my Home & affine, I read post from his fellower protes on fline of meat of Talling my life.

Pt for an Or for Protection – Harassment/Stalking (PTORAH, PTORSTK) – Page 4 of 7 WPF UHST-02.0200 (07/2015) – RCW 10.14.040, .800, RCW 7.92.030 7. Has the respondent used, displayed, or threatened to use a firearm or other dangerous weapon in a felony? Please describe:

Ja-8. Has the respondent previously committed an offense that makes him or her ineligible to possess a firearm under the provisions of RCW 9.41 040? Please describe: Don't Know 9. Does possession of a firearm or other dangerous weapon by the respondent present a serious and imminent threat to public health or safety, or to the health or safety of a victim? Please describe: nt V. · · 10. Do you have any evidence of the harassment or stalking conduct other than testimony? No No Yes. I have attached the following evidence: Copy of mail or written notes Copy of text messages Copy of emailed messages Copy of social media messages Police report Declaration or Affidavit from the following witness: ______ Other (describe): 11. Has/have the victim/s or the respondent ever requested or obtained protection from the other person in a restraining order, civil protection order, or criminal no-contact order? If yes, list the type of order, the name of the court and the approximate date, and whether the request was granted: ho _____

Pt for an Or for Protection – Harassment/Stalking (PTORAH, PTORSTK) – Page 5 of 7 WPF UHST-02.0200 (07/2015) – RCW 10.14.040, .800, RCW 7.92.030 12. Is there any other litigation between the victim/s and the respondent? This includes all matters - pending or past - such as parenting plans, landlord-tenant disputes, employment disputes, or property disputes. If yes, provide case number/s if known, type of case, and name of court:

➢ Requests

13. I ask the Court for an order approving the following requests for protection:

I Request an Order for Protection following a hearing that will:

No-Contact: restrain the respondent from making any attempts or having any contact, including nonphysical contact, with the person/s to be protected, directly, indirectly, or through third parties regardless of whether those third parties know of the order, except for mailing of court documents.				
Surveillance: prohibit or restrain the respondent from making any attempt to keep or from keeping the person/s to be protected under surveillance, including electronic surveillance.				
Exclude from places: exclude the respondent from the is residence workplace school is day care of the person/s to be protected.				
Stay Away: Prohibit or restrain the respondent from entering or being within, or from knowingly coming within, or knowingly remaining within 500 (distance) of the residence workplace school day care of the person/s to be protected.				
Other: Remove his Porting's from face Book				
 □ Evaluation: Order the respondent to have a ☑ mental health ☑ chemical dependency evaluation. □ other: 				
Pay Fees and Costs: Require the respondent to pay fees and costs of this action, which may include administrative court costs and service fees and petitioner's costs /including attorneys' fees.				
Surrender Firearms: Require the respondent to surrender any firearm or other dangerous weapon, or any concealed pistol license and prohibit the respondent from obtaining or possessing a firearm or other dangerous weapon, or a concealed pistol license.				
Duration: Remain effective longer than one year because respondent is likely to resume acts of unlawful harassment or stalking conduct against the persons to be protected if the order expires in a year.				

Emergency temporary protection (up to 14 days) until the court hearing: An emergency exists as described below. I request that a Temporary Protection Order granting the relief I requested above for a no-contact, surveillance, exclude from places, or stay away order be issued immediately, without prior notice to the respondent, to be effective until the hearing. I also request a temporary surrender of a firearm or other dangerous weapon without notice to the other party because irreparable injury could result if an order is not issued until the hearing. What irreparable harm would result if an order is not issued immediately without prior notice to the respondent? ar

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

Dated: 10-23-18	at <u>Bambulce of Munisipal</u> Washington.
	hellow & wear
	Petitioner
	William P. Nielson
	Print or type name

I agree to receive legal documents at this address:

201 1 Wa 98113

This address is not my home address because my family, household or I would be at risk of abuse by respondent if I disclosed my home address.

BA'NBRIDGE ISLAND MUNICIPAL COURT KITSAP COUNTY, WASHINGTON I. Deama future, and correct copy certify that this document is a full, true, and correct copy of the original document on file in the above entitled court. CERTIFIED on OCTOBER 3, 2018





BAINBRIDGE ISLAND MUNICIPAL COURT Kitsap County, Washington	Mailing Addr: PO Box 151, Rollingbay, WA 98061 Location Addr: 10255 NE Valley Rd, Bainbridge Island, WA Phone # 206-842-5641 Fax # 206-842-0316 www.bainbridgewa.gov/court Email:court@bainbridgewa.gov
WILLIAM P. NELSON Petitioner, Houston WADE Respondent.	No. 47-18 Temporary Protection Order and Notice of Hearing – Harassment (TMORAH/ORWPN) (Clerk's action required) Next Hearing Date and Time: <u>Monday</u> Not. 5, 2018 2 : 30 fm At: <u>Bainbridge Island Municipal Court</u>

Warning to the Respondent: Violation of the provisions of this order with actual notice of its terms is a criminal offense under chapter 10.14 RCW <u>and will subject a violator to arrest</u>. Willful disobedience of the terms of this order may also be contempt of court and subject you to penalties under chapter 7.21 RCW.

Minors addressed in this order:

Name (First, Middle Initial, Last)	Age	Race	Sex
·			

Based upon the petition, testimony, and case record, the court finds that the respondent committed unlawful harassment as defined in RCW 10.14.080, and that great or irreparable injury to the protected person/s will result if this order is not granted. It is therefore ordered that:

No-Contact: Respondent is **restrained** from making any attempts to contact petitioner and any minors named in the above table.

Surveillance: Respondent is restrained from making any attempts to keep under surveillance petitioner and any minors named in the above table.

Stay-Away: Respondent is **restrained** from entering or being within 500(distance) of petitioner's residence place of employment i other:

The address is confidential 🗇 Petitioner waives confidentiality of the address which is:

& Other: Respondent Shell immediately remove postoras	
reprise to Petitioner from his presenal Facebooks	
Pege and from "The Brinbridge Island Bto List	33

Surrender of Weapons

The respondent must turn in any firearms and other dangerous weapons as stated in the Order to Surrender Weapons Issued Without Notice filed separately.

Washington Crime Information Center (WACIC) Data Entry

It is ordered that the clerk of court shall forward	a copy of this order on or before the next
judicial day to:	County Sheriff's Office Delice
Department where petitioner lives which shall	l enter it into WACIC.

Service

□ The clerk of court □ petitioner shall forward a copy of this order on or before the next County Sheriff's Office judicial day to: □ Police Department where respondent lives which shall personally serve the respondent with a copy of this order and shall promptly complete and return to this court proof of service.

Or Detitioner has made private arrangements for service of this order.

Or \square Respondent appeared; further service is not required.

The respondent is directed to appear and show cause why the court should not enter an order for protection effective for one year or more and order the relief requested by the petitioner or other relief the court deems proper, which may include payment of costs. Failure to appear at the hearing or to otherwise respond will result in the court issuing an order for protection pursuant to Chapter 10.14 RCW effective for a minimum of one year from the date of the hearing. The next hearing date and time is shown below the caption on page one.

A copy of this Temporary Protection Order and Notice of Hearing has been filed with the clerk of the court.

This Temporary Order for Protection is effective until the pext hearing date and time shown below the caption on page one. 18 at 2' OY a.m./p.m

I acknowledge receipt of a copy of this Order:

Dated

¥				
Signature of Respondent/Lawy	er WSBA No.	Print Name		Date
Signature of Petitioner/Lawyer		William	P. Nelson	10-23-18
Signature of Petitioner/Lawyer	WSBA No.	Print Name		Date
Petitioner or Petitioner's Lawye		a Law Enforcemen	t Information Sh	neet (LEIS).

Temp. Protection Order/Nt of Hearing - Harassment (TMORAH, ORWPN) - Page 2 of 2 UH-03.0200 (12/2014) CR 65(b), - RCW 10.14.080 (1), (2), RCW 9.41.800

OCT 23 2018 BAINBRILIGE ISLAND MUNICIPAL COURT

Confidential Information Form (INFO)						
County: <i>KITSAP</i>	• .	Cau	se Number:	47-1	18	Do not file in a
Court Clerk: TI	his is a R	estri	cted Acces	s Documen	t	public access file.
Divorce/Separation		~				
Domestic Violence						
A restraining or the children		tection	n order is in e	ffect protecting	g 🗆 the petitioner	r 🗆 the respondent
☐ The health, safe		ty of a	party or chil	d would be jeo	pardized by disc	losure of address
information becau	ise:				· · · · · · · · · · · · · · · · · · ·	
						<u> </u>
				-	required in all c	
Petitioner In			and the second se		ist additional part	
			Type or I	Print Only	J	nt Information
Name (Last, First, M	iddle)			Name (Last, Fi	irst, Middle)	· .
					 	Did to
Caucason-	Sex male		Birth date	white	Sex	Birth date May 22 1981
Driver's Lic. or Ident	icard (# and	State)		Driver's Lic. or Identicard (# and State), (or, if		
Nelsow P417	05			unavailable, residential address)		
Nerson 1-11						
Mailing Address (P.C				Mailing Address (P.O. Box/Street, City, State, Zip)		
330 madison ave. Sunts 201 Bampulje 1 672 95/10		370 from ave. apt. B-10 BJ. WX 98110				
Relationship to Child	(ren)			Relationship to Child(ren)		
TEORE						. ·
		·	· · · · · · · · · · · · · · · · · · ·	L		
The following info						
No. is <u>not required</u> for petitions in protection order cases (Domestic Violence/Antiharassment/Sexual Assault.)				IIV BEXUAI ASSAUL		
Child's Race/Sex/Birth date						
Child's Present Addre						
			1			

WPF DV-1.060 Confidential Information Form (INFO) (6/2006) - Page 1 of 2

2) Child's Name (Last, First, Middle)

Child's Race/Sex/Birth date

Child's Soc. Sec. No. (If required)

Child's Present Address or Whereabouts

List the names and present addresses of the persons with whom the child(ren) lived during the last five years:

List the names and present addresses of any person besides you and the respondent who has physical custody of, or claims rights of custody or visitation with, the child(ren):

Except for petitions in protection order cases (Domestic Violence/Antiharassment/				
Sexual Assault), the following information is required:				
Petitioner's Information	Respondent's Information			
Soc. Sec. No.:	Soc. Sec. No.:			
Residential Address (Street, City, State, Zip)	Residential Address (Street, City, State, Zip)			
Telephone No.: ()	Telephone No.: ()			
Employer:	Employer:			
Empl. Address:	Empl. Address:			
Empl. Phone No.: ()	Empl. Phone No.: ()			
For Nonparental Custody Petitions only, list other Adults in Petitioner(s) household (Name/DOB):				

Additional information:_

Addendum(s) To Confidential Information Form attached. List other parties or children in Addendum(s).

I certify under penalty of perjury under the laws of the state of Washington that the above information is true and accurate concerning myself and is accurate to the best of my knowledge as to the other party, or is unavailable. The information is unavailable because

A: bonnepel C. [City and State]. [Date] at B Signed on 10-23-18 Petitioner/Respondent

2

WPF DV-1.060 Confidential Information Form (INFO) (6/2006) - Page 2 of 2

BAINBRIDGE ISLAND MUNICIPAL COURT KITSAP COUNTY. WASH WGTON Linear wash wgton certify that this document is a full, true, and correct copy of the original document on file in the above entitled court. CERTIFIED on, 20	FILED NOV 1 3 2018 BAINBRIDGE ISLAND MUNICIPAL COURT
BAINBRIDGE ISLAND MUNICIPAL COURT Kitsap County, Washington	Mail: P.O. Box 151, Rollingbay, WA 98061 Location: 10255 NE Valley Rd, Bainbridge Island, WA Phone # 206-842-5641 Fax # 206-842-0316 www.bainbridgewa.gov/court court@bainbridgewa.gov
NELSON, WILLIAM P. Petitioner vs. WADE, HOUSTON C. Respondent	NO. 47-18 REISSUANCE OF TEMPORARY ORDER FOR PROTECTION AND NOTICE OF HEARING (HARASSMENT) (ORRTPO) (Clerk's Action Required)
 The Temporary Order for Protection issued on	Valley Road, Bainbridge Island, WA 98110
The clerk of the court shall forward a copy of this order County Sheriff's C Department where petitioner lives which shall enter intelligence system available in this state used by law County Sheriff's C Department where respondent lives which shall pe this order, the Temporary Order, and the Petition, ar court proof of service. Petitioner has made private arrangements for service of thi Respondent appeared and was served a copy of this order, further service is not required	Office or Police this order in any computer-based criminal venforcement to list outstanding warrants. Office or Police rsonally serve the respondent with a copy of and shall promptly complete and return to this is order, the Temporary Order and the Petition.
DATED <u>11/13/18</u> at <u>and</u> and <u>and</u> Presented by: <u>Wills</u> <u>Point</u> Petitioner Date <u>Mar Maratt</u> 11-13-18 <u>Atty</u> Br Activitiones <u>12590</u>	JUDGE I acknowledge feceipt of a copy of this Order. 11/15/18 Respondent/ Date

REISS OF TEMP ORD FOR PROTECTION/NT HRG (HARASSMENT) (ORRTPO)-UH-03.0300 (9/2000) - RCW 10.14.080 (3), (5) Page 1 of 1

	11	I
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		F " F 0
1	1	KITSAP COUNTY CLERK
		2019 JAN 11 AM 11: 30
2	2	ALISON H. SONNTAG
3	3	ALISON II. SOMUTAG
4	4	
5	5	
6	6	
7	7 KITSAP COUNTY SUPERIOR COURT	FOR THE STATE OF WASHINGTON
8	8	
9	William P. Nelson	No. 18-2-03205-18
0	Plaintiff(s),	Rebuttal to Defendant's Submissions
	vs.	
1	Houston Wade et. al.	
2	Defendant(s).	
3	3	
4		f, submitting rebuttal to the alleged declaration of
5	5 the Defendant to Plaintiff's request for a Preliminary Inj	
6	6	
7		
8		
9	contained therein are heresay and not of the personal knows	owledge of the Defendant.
0	$\begin{bmatrix} 3. \\ 1 \end{bmatrix}$ Hence the submissions by the Defendant should be st	tricken and the relief sought by the Plaintiff
1	granted: to wit, Issuance of a preliminary injunction.	
2	4. Additionally, it has come to the attention of Counsel	that Defendant in violation of the Temporary
	injunction/restraining order has posted false and defama	tory per se material about the Plaintiff on
3	Twitter, copies of which are attached.	
4	Dated: January 11, 2019	
5		
6	⁶ Rebuttal	Law Office of Kent R. Bratt
7	7	2901 Perry Avenue, Suite 4 Bremerton Washington 98310
28	8	360-479-5809 18-2-03205-18
		RSP 14 Response 4631232

Thy R Brat

Kent R. Bratt Attorney for Plainitff

WSBA # 12590

Rebuttal

Law Office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 360-479-5809

Superior Court of Washington County of Kitsap	KITSAP COUNTY CLERK 2018 DEC 10 AN 10: 31 ALISON H. SONNTAG
Nelson (Plaintiff/Petitioner,)	No. 18.2-03205-18
vs.	ASSIGNMENT OF TRIAL DATE AND OTHER HEARINGS
(Defendant/Respondent.)	(ASTD)
This case shall be heard on the following date	OTHER
- Date	Preliminary Injunction Date 1/14/19
- Time	-Date 1/14/19
- Trial Length	- Time <u>9</u> and
- 🗌 Jury - 🔲 12 - 🗌 6 🗌 Nonjury	-Length
- Nature of Case	

NOTE: IF YOUR CASE IS PUT ON STANDBY, YOU WILL BE REQUIRED TO BE IN COURT ON TWO HOURS NOTICE. COUNSEL ARE REQUIRED TO BE PRESENT IN THE TRIAL COURTROOM AT 8:45 A.M. ON THE FIRST DAY OF TRIAL.

Dated: 12/10/18

JUDGE OMMISSIONER/SCHE

	Court File: (White)
CC:	PL/Pet. Atty. (Yellow) Bratt
	Def./Res. Atty. (Pink)
	Other: (Goldenrod)

ASSIGNMENT OF TRIAL DATE AND STATEMENT OF ARBITRABILITY 10-17-17 http://ikitsap/sc/dc/CourtForms/Assignment of Trial Date and Statement of Arbitrability 10-17-17.doc



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	FILED
1	NOV 3 0 ZU18 KITSAP COUNTY CLERK
2	KITSAP COUNTY CLERK 2018 NOV 30 AM 10: 12 ALISON H. SONNTAG
3	ALISON H. SONNTAG ALISON H. SONNTAG
4	SUPERIOR COURT OF THE STATE OF WASHINGTON
5	IN AND FOR KITSAP COUNTY
6	
7	WILLIAM P. NELSON) NO. 18-2-03205-18
8	Plaintiff)Complaint for Defamation, Damages and injunctive relief and for temporary
9) restraining order/temporary and permanent injunction
10	Houston Wade, an individual, and Does I through XX
11	Defendant(s))
12	
13	Comes now the defendant, William P. Nelson, by and through his attorney Kent R. Bratt alleging
14	and complaining against the defendant, Houston Wade as follows:
15	1. I, William P. Nelson, am the plaintiff herein. I am an individual residing in Kitsap County,
16	Washington. He is a contractor in real property construction and remodeling. He has lived on
17	Bainbridge Island for 60 years. He relies on the trust of his clients and customers in his business
18	which may include work while children are present on the property.
19	2. Houston Wade is an individual in his mid 30's, residing on Bainbridge Island in Kitsap
20	County, Washington. He has a Facebook page on which he has posted defamatory statements
21	and has posted photos of me and comments about me to a website named Bainbridge Island bad
22	people all which posts the Defendant knew, or should have reasonably known, were false,
23	untrue and defamatory.
24	3. All acts or omissions by Houston Wade occurred in Kitsap County, Washington. Venue and
25	
26	Complaint for DefamationLaw office of Kent R. Bratt2901 Perry Avenue, Suite 4
27	Bremerton Washington 98310
28	Tele: 360-479-5809 Fax: 360-479-5850
	kbratt@msn.com 18-2-03205-18 CMP 2 Complaint

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Complaint 4345706 jurisdiction is properly in the Superior Court for Kitsap County, State of Washington.
 On or about the 4th day of October, 2018, and on other dates presently unknown to the
 Plaintiff, Defendant Houston Wade wrote in his Facebook page that I had raped a woman at Fort
 Warden and was involved in a coverup thereof with the Bainbridge Police Department. He
 insinuates that many years later that person committed suicide as a result of the rape leaving a 13
 year old without mother. These statements are false, a lie, a complete fabrication and are
 defamatory without legal justification.

8 5. On another posting, Houston Wade alleges that Plaintiff abused and assaulted his then wife,
9 and committed child abuse, and assault on a child. Defendant knows this because he was 4 years
10 old living beneath the apartment of the Defendant. These allegations are untrue, a lie and are
11 defamatory.

6. There are other defamatory postings on the Defendant's facebook page and on the website
known as "Bainbridge Island bad people". Defendant has encouraged ,or at least has not stopped
or discouraged people from further dissemination of the false, defamatory posts of the Defendant
about the Plaintiff.

16 7. The Defendant has encouraged other persons to be vindictive towards the Plaintiff and brags17 how he bankrupted the Plaintiff.

8. The defamatory statements made by the Defendant have been disseminated to all people who
join him on his Facebook page or read defendant's posts to "Bainbridge Island Bad People".
Some of those person reading the posts have believed the posts to be true. In addition to the
information in paragraphs 4 and 5 above, persons believed the Defanant's Facebook posts
concern the "chicken coop" in Lynwood ,Wa . Defendant alleges that the Plaintiff at some time,
in conjunction with the Bainbridge Island Police Department and Fire Department, paid money
and provided liquor and drugs to underage females in exchange for immoral and illegal conduct

Complaint for Defamation

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Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com

and acts with a minor. These allegations or statements are nor true but are a lie and defamatory.
 Persons on Defendant's Facebook have stated belief in the posts by the Defendant concerning the
 Plaintiff.

9. The posts to defendant's Facebook and other websites are defamatory per se in that these
posts allege criminality by Plaintiff including, but not limited to, rape, child abuse, domestic
violence against a spouse , illegal and immoral acts involving minor females, providing alcoholic
beverages and illicit drugs to minors, and defrauding partners and investors.

8 10. Clients of the Plaintiff have received mail (letters) concerning the allegations and postings on
9 the Defendant's Facebook. These "letters" are in "cut out and paste" words and letters. This is
10 quite disconcerting to the Plaintiff and have made him fearful. One reader's post to the
11 Defendant's Facebook suggests the use of lime in relation to the Plaintiff which has been taken
12 by Plaintiff as a death threat.

13 11. Defendant's posts to his Facebook concerning Plaintiff are defamatory and not entitled to the
 protection of the 1st amendment to the United States Constitution.

15 12. Plaintiff has been injured in his reputation, good name, mental tranquility, ability to16 conduct his profession, loss of business, and ability to go about on Bainbridge Island,

17 Washington all to his damage in the sum of Five Million Dollars (\$5,000,000.00).

18 13. Plaintiff seeks a temporary restraining order or temporary injunction and a permanent
injunction against the Defendant, Houston Wade to prevent further and future damage to the
Plaintiff as stated above. The Plaintiff will continue to suffer irreparable harm to his business,
income, health, mental tranquility and reputation unless a temporary injunction or restraining
order issue during the prosecution of this cause of action and a permanent injunction issue at the

23 conclusion of these proceedings.

Complaint for Defamation

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Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com

1	WHEREFORE< Plaintiff prays for Judgement as follows:			
2	14. Issuance of a temporary restraining order or injunction during these proceeding requiring			
3	Defendant to remove the defamatory material concerning Plaintiff from his Facebook page and			
4	not to post defamatory information or statements to the Defendant's Facebook account or any			
5	website or social media site. Upon conclusion of these proceeds said injunction should be			
6	permanent. And			
7	15. For damages in the sum of \$5,000,000.00 to defendant's reputation, mental health, loss of			
8	business and other matters proven at trial. And			
9	16. For reasonable attorney's fees and costs in prosecuting this matter. And			
10	17. For such other and further relief as shown by the evidence under the premises at trial			
11				
12	Dated: November 29, 1028 Kur Kuratt			
13	Kent R. Bratt WSBA # 12590			
14	Attorney for Plaintiff			
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				
26	Complaint for DefamationLaw office of Kent R. Bratt2901 Perry Avenue, Suite 4			
27	Bremerton Washington 98310			
28	Tele: 360-479-5809 Fax: 360-479-5850			
	4 kbratt@msn.com			
	4			

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EILES KITSAP COUNTY CLERK

2018 DEC 10 AN 10: 32 ALISON H. SONNTAG

KITSAP COUNTY SUPERIOR COURT FOR THE STATE OF WASHINGTON

William P. Nelson

Plaintiff(s),

DECLARATION OF SERVICE

No. 18-2-03205-18

VS.

Houston Wade et. al.

Defendant(s). / STATE OF WASHINGTON

SS.

COUNTY OF KITSAP

The undersigned, being first duly sworn on oath deposes and says: That he/she is now and at all times herein mentioned was a citizen of the United States, over the age of eighteen years, not a party to or interested in the above entitled action and competent to be a witness therein.

That on the 3rd day of December, 2018 @ _1:10pm, at the address of _Bainbridge Municipal Court courtroom, within **KITSAP** County, **WA**, the undersigned duly served the following document(s): <u>Order for temporary</u> <u>injunction/tro, declaration of William P. Nelson and complaint for defamation</u> in the above entitled action upon _ <u>Houston Wade</u>, by then and there personally delivering ONE true and correct copy of the above documents to <u>him</u>.

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

Dated: December 3, 2018

Sabrina Gazzo

Proof of Service

Law Office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton, Washington 98310 360-479-5809



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			والمعالية المعارية والمراجع	190 - 111
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3			ALISUN H. SON	I
4			112100	
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9				
10	<u>KITS</u>	AP COUNTY SUPERIOR COURT FOR T	HE STATE OF WASHI	NGTON
11				
12	William P. Nelson	No. 18-	-2-03205-18	
13	Plaintii vs.	ff(s), Sanctio	on of Attorney's Fees	
14	Houston Wade et. al.			
15		ant(s)/		
16	Detend			
17	Comes now K	ent R. Bratt, Attorney for Plaintiff, submi	itting time records to est	ablish the amount
18		y awarded to Plaintiff against the Defenda	-	
19	12/7/2018	Preparation for Hearing for December 1		
20		Review all material Preparation of Argument	2.0	\$600.00
21	12/10/2018	Travel and Attend hearing. No submiss		
22		By Defendant. Hearing continued. Atto Sanctions imposed by Court. Attorney t		
23		Time requerst	1.0	\$300.00
24	Total attorney's fees			\$900.00
25				
26	Attorneys fees		Office of Kent R. Bratt	
27		Breme	Perry Avenue, Suite 4 erton Washington 983	10
28		360-47		18 – 2 – 03205 – 18 ST 15 Statement
				4631263

....

Kent R. Bratt Attorney for Plainitff WSBA # 12590 Attorneys fees Law Office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 360-479-5809

Superior Court of Washingto County of Kitsap	NOV 302018 ALISON H. SONNTAG KITSAP COUNTY CLERK
(Plaintiff/Petitioner,)	No. 18-2-03205-18
vs. Wade et al	ASSIGNMENT OF TRIAL DATE AND OTHER HEARINGS
(Defendant/Respondent.)	(ASTD)
This case shall be heard on the following date	OTHER
- Date	- Preliminary Injunction -Date 12/10/18
- Time	
- Trial Length	- Time 9 m
- 🗌 Jury - 🗌 12 - 🗌 6 📄 Nonjury	- Length hr.
- Nature of Case	

NOTE: IF YOUR CASE IS PUT ON STANDBY, YOU WILL BE REQUIRED TO BE IN COURT ON TWO HOURS NOTICE. COUNSEL ARE REQUIRED TO BE PRESENT IN THE TRIAL COURTROOM AT 8:45 A.M. ON THE FIRST DAY OF TRIAL.

Dated: __________ EN_ JUDGE/COMMISSIONER/SCHEDULER

Court File: (White)
cc: PL/Pet. Atty. (Yellow) Brattrip
Def./Res. Atty. (Pink) Wade - marled
Other: (Goldenrod)
CERTIFICATE OF MAILING: I certify that on District in the intermediate a copy of the foregoing document to which this certificate is attached, postage prepaid, to the attorneys of record of District intermediate and to: District intermediate Control Scheduler/Judicial Assistant

ASSIGNMENT OF TRIAL DATE AND STATEMENT OF ARBITRABILITY 10-17-17 http://ikitsap/sc/dc/CourtForms/Assignment of Trial Date and Statement of Arbitrability 10-17-17.doc



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ALISON H. SONNTAG

FILED

NOV 30 2018

KITSAP COUNTY CLERK ALISON H. SONNTAG

WAAZ

CIVIL

KITSAP COUNTY SUPERIOR COURT Case Information Cover Sheet (CICS)

-18

17

\& -2 - 03 20 Case Number

Attorney Name

Bar Membership Number _____ 🖉 🖉

12A/

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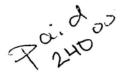
Please check one category that best describes this case for indexing purposes. Accurate case indexing not only saves time in docketing new cases, but helps in forecasting needed judicial resources. Cause of action definitions are listed on the back of this form. Thank you for your cooperation.

Case Title

ABJ	Abstract of Judgment	PRG	Property Damage – Gangs
ALR	Administrative Law Review	PRP	Property Damages
ALRJT	Administrative Law Review-Jury Trial (L&I)	QTI	Quiet Title
CRP	Petition for Certificate of Restoration of	RDR	Relief from Duty to Register
	Opportunity		
CHN	Non-Confidential Change of Name	RFR	Restoration of Firearm Rights
COL	Collection	SDR	School District-Required Action Plan
CON	Condemnation	SPC	Seizure of Property-Commission of Crime
COM	Commercial	SPR	Seizure of Property-Resulting from Crime
DOL	Appeal Licensing Revocation	STK	Stalking Petition
DVP	Domestic Violence	SXP	Sexual Assault Protection
EOM	Emancipation of Minor	TAX	Employment Security Tax Warrant
FJU	Foreign Judgment	TAX	L & I Tax Warrant
FOR	Foreclosure	TAX	Licensing Tax Warrant
FPO	Foreign Protection Order	TAX	Revenue Tax Warrant
HAR	Unlawful Harassment	TMV	Tort – Motor Vehicle
INJ	Injunction	TRJ	Transcript of Judgment
INT	Interpleader	TTO	Tort – Other
LCA	Lower Court Appeal – Civil	TXF	Tax Foreclosure
LCI	Lower Court Appeal – Infractions	UND	Unlawful Detainer – Commercial
LUPA	Land Use Petition Act	UND	Unlawful Detainer – Residential
MAL	Other Malpractice	VAP	Vulnerable Adult Protection Order
MED	Medical Malpractice	VVT	Victims of Motor Vehicle Theft-Civil Action
MHA	Malicious Harassment	WDE	Wrongful Death
MSC2	Miscellaneous – Civil	WHC	Writ of Habeas Corpus
MST2	Minor Settlement – Civil (No Guardianshlp)	WMW	Miscellaneous Writs
PCC	Petition for Civil Commitment (Sexual Predator)	WRM	Writ of Mandamus
PFA	Property Fairness Act	WRR	Writ of Restitution
PIN	Personal Injury	WRV	Writ of Review
PRA	Public Records Act	XRP	Extreme Risk Protection Order

IF YOU CANNOT DETERMINE THE APPROPRIATE CATEGORY, PLEASE DESCRIBE THE CAUSE OF ACTION BELOW.

Please Note: Public information in court files and pleadings may be posted on a prise 18-2-03205-18





11-

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

WILLIAM P. NELSON Plaintiff Houston Wade, an individual, and Does I through XX

Defendant(s)

NO. 18 2 03205 18

RECEIVED AND FILED IN OPEN COURT

NOV 3 0 2018

ALISON H. SONNTAG KITSAP COUNTY CLERK

Temporary restraining order Order for Temporary Injunction

The above entitled matter came on regularly upon the expart calendar upon the motion of the Plaintiff herein, William P. Nelson for a temporary restraining order/ temporary injunction against the Defendant, Houston Wade. The Court having considered the Complaint and the motion with accompanying attachments and the argument of counsel for the Plaintiff, Now Therefore,

It is Ordered, Adjudged and Decreed that the Defendant, Houston Wade is temporarily retrained and enjoined from posting on Defendant's Facebook or any website or social media website or forum any defamatory statements concerning or directed at the Plaintiff until further order of this Court.

It is further Ordered, Adjudged and Decreed that Defendant Houston Wade shall immediately remove from his Facebook account, and any other web site to which Defendant has posted, any and all defamatory postings, defamatory statements and defamatory pictures of the

ORDER

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VS.

1	Plaintiff.
2	It is further Ordered, Adjudged and Decreed that a hearing on whether the temporary
3	restraining order/ temporary injunction shall continue be held on $12 - 10 - 13$.
4	2018 at 9:00 am on-the Civil-Motions-Calendar-of-the Kitsap Superior Court located at 614
5	Division Street, Port Orchard, Washington.
6	Done in open Court this 30th Day of November, 2018
7	
8	Aq Faluo
9	Judge of the Superior Court.
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11	Presented by JENNIFER A. FORBES
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14	21 0 1 -1
15	And Pratt
16	Kent R. Bratt WSBA # 12590
17	Attorney for Plaintiff
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26	ORDER Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4
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	KITSAP COUNTY CLERK
	2018 DEC 10 AM 10: 32
	ALISON H. SONNTAG
	LIGON H. SUNNIAG
SUPERIOR COU	URT OF THE STATE OF WASHINGTON
IN A	AND FOR KITSAP COUNTY
WILLIAM P. NELSON) NO. 18-2-03205-18
Plaintiff vs.) Brief in Support of Temporary injunction
Houston Wade, an individual, and	
Does I through XX Defendant(s)	
The speech used in ha	arassment and cyberstalking and defamation, if
otherwise protected, c	eases to receive First Amendment benefits
because it becomes in	tegral to the criminal acts of harassment and
cyberstalking. This cor	nclusion is shared by every federal court
examining the First An	nendment implications of the federal cyberstalking
statute, and every Was	shington Court analyzing free speech implications
under Washington's cy	yberstalking and antiharassment statutes.
	s hold that when First Amendment protected
	n conduct meeting the plain language definition
enjoined.	g, the speech loses protection and may be
	erwise receive protection under the First
1	tions when coupled with conduct constituting
	uding cyberstalking. United States v. Ackell, No.
15-CR123-01-11_, 2017 WL	. 2913452, at *10 (D.N.H. July 7, 2017), aff'd, No.
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	BR 8 Brief
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17-1784, 2018 WL 5275211 (1st Cir. Oct. 24, 2018)

"[T]he First Amendment "has permitted restrictions upon the content of speech in a few limited areas ... including obscenity, defamation, fraud, incitement, and speech integral to criminal conduct...." *United States v. Stevens,* 559 U.S. 460, 468-69 (2010) (internal quotations and citations omitted). As to the last of these, implicated here, "it has never been deemed an abridgement of freedom of speech or press to make a course of conduct illegal merely because the conduct was in part initiated, evidenced, or carried out by means of language, either spoken, written, or printed." *United States v. Sayer,* 748 F.3d 425, 433 (1st Cir. 2014) (quoting *Giboney v. Empire Storage & Ice Co.,* 336 U.S. 490, 502 (1949)).

Tafoya v. State Human Rights Comm'n, 177 Wash. App. 216, 229, 311 P.3d 70, 78 (2013), as amended (Nov. 13, 2013) ("[I]t is well-established that speech that constitutes harassment is unprotected speech..."). As one Washington court has noted, it is important to observe that some speech can constitute indefensible harassment and/or cyberstalking in part because of the role of technology in today's world. State v. Stanley, 200 Wash. App. 1035 (2017), review denied, 189

Wash. 2d 1036, 407 P.3d 1148 (2018), and cert. denied, 138 S. Ct. 1702, 200 L. Ed. 2d 959 (2018), reh'g denied, 138 S. Ct. 2670 (2018). ("In today's culture, where personal devices especially are omnipresent, the internet is arguably as intrusive as the telephone, providing a cyberstalker substantial access into the private space of a person emailed or messaged.")

The principle that free speech becomes unprotected when combined with other conduct meeting the statutory definitions of harassment and/or cyberstalking arises from the so called *Giboney* doctrine, as set forth in *Giboney v. Empire Storage & Ice Co.,* 336 U.S. 490, 502 (1949)). The *Giboney* doctrine provides that speech coupled with conduct meeting the elements of

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harassment or stalking, becomes itself the criminal act, which deprives the otherwise pure speech of First Amendment Protections. *United States v. Matusiewicz,* 84 F. Supp. 3d 363, 369 (D. Del. 2015), aff'd sub nom. *United States v. Gonzalez,* 905 F.3d 165 (3d Cir. 2018) ("It rarely has been suggested that the constitutional freedom for speech and press extends its immunity to speech or writing used as an integral part of conduct in violation of a valid criminal statute.") *Accord, Cox v. Louisiana,* 379 U.S. 559, 563, 85 S. Ct. 476, 13 L. Ed. 2d 487 (1965) (quoting *Giboney v.*

Empire Storage & Ice Co., 336 U.S. 490, 502, 69 S. Ct. 684, 93 L. Ed. 834 (1948)." ("Mt has never been deemed an abridgment of freedom of speech or press to make a course of conduct illegal merely because the conduct was in part initiated, evidenced, or carried out by means of language, either spoken, written, or printed.' "); *United States v. Sandhu,* No. 17-10265, 2018 WL 5307724, at *1 (9th Cir. Oct. 25, 2018) ("...Sandhu's conviction is not unconstitutional because 47 U.S.C. § 223(a)(1)(D) regulates conduct and does not regulate speech. Any expressive aspects of Sandhu's conduct were "integral to criminal conduct" and thus not protected under the First Amendment.")

"Multiple federal circuits relied on *Giboney* to conclude that the First Amendment provides no defense where the otherwise protected speech is combined with conduct meeting the definition of cyberstalking under 18 USC § 2261A(2)(A)." *United States v. Ackell,* No. 15-CR-123-01-JL, 2017 WL 2913452, at *10 (D.N.H. July 7, 2017), aff'd No. 17-1784, 2018 WL 5275211 (1st Cir. Oct. 24, 2018) ("In upholding the constitutionality of that version of the statute, several other appellate courts further observed that it "proscribe[d] harassing and

intimidating conduct" such that 'the proscribed acts are tethered to the underlying criminal conduct and not to speech.")

For example, *United States v. Petrovic,* 701 F.3d 849, 856 (8th Cir.2012) involved a spurned partner's outrageous response to the end of his

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relationship, colloquially known as "revenge porn." While still together, Petrovic had recorded video and images of his partner in the nude or performing various sex acts. /d. at 852. When his partner told Petrovic that she wanted to end their relationship, he threatened to share sexually explicit images and text messages with his partner's family. He proceeded to do that and more, including creating a publicly accessible website with sexually explicit images of his ex-partner, text messages between the pair, and even information about his ex-partner's children. /d. The defendant then offered to shut down the site in exchange for money and other property, leading to his prosecution for interstate stalking and interstate extortionate threats. He claimed that prosecution for this conduct violated his rights under the First Amendment. Relying on *Giboney*, the Eighth Circuit ruled that Petrovic's speech was not protected "[b]ecause Petrovic's harassing and distressing communications were integral to his criminal conduct of extortion." *Id.* at 855.3

In United States v. Sayer, 748 F.3d 425 (1st Cir.2014), seeking to harass a former romantic partner, the defendant posted an online ad on Craigslist, created fake Facebook and MySpace accounts, and posted explicit photographs of her on pornography websites. In these postings, he impersonated her and invited men to her house for sexual encounters, leading a number of men to appear at her door. Id. at 429-30. The posts and visits continued even after Doe changed her name and moved. /d. The defendant was charged with cyberstalking under 18 U.S.C.

2261A(2)(A). /d. The First Circuit relied on *Giboney* to reject the defendant's asapplied First Amendment challenge: "To the extent his course of conduct targeting Jane Doe involved speech at all, his speech is not protected. Here, as in *Giboney*, it served only to implement Sayer's criminal purpose." Id. at 433-34. In effect, the court concluded that whatever speech was involved could not possibly have any valid purpose.

United States v. Osinger, 753 F.3d 939 (9th Cir.2014) involved similar factual circumstances. The defendant, Osinger, repeatedly contacted his ex-partner asking her to restore their relationship. /d. at 941-43. After being refused, Osinger

Brief by Plaintiff

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created a fake Facebook page in his ex-partner's name which included sexually explicit photographs of her. Osinger also sent explicit pictures of his ex-partner to her current and former co-workers. A jury convicted Osinger of cyberstalking. Like the First Circuit, the Ninth Circuit rejected the defendants *as-applied* First Amendment challenge to the prosecution, also concluding that the defendant's speech was not protected expression:

Osinger designed a false Facebook page and sent emails to [the victim's] coworkers containing nude photographs of [the victim.] Any expressive aspects of Osinger's speech were not protected under the First Amendment because they were 'integral to criminal conduct' in intentionally harassing, intimidating or causing substantial emotional distress to [the victim.]"

Id at 947. Osinger, 753 F.3d at 948. ("The communications for which [the
 defendant] was convicted under § 2261A(2)(A) may be proscribed consistent
 with the First Amendment...Osinger's as-applied challenge is similarly
 unavailing given his intent to harass and intimidate a private individual.")
 Finally, in United States v. Bowker, 372 F.3d 365, 379 (6th Cir.2004)5, rev'd on
 other grounds 543 U.S.

1182, 125 S.Ct. 1420, 161 L.Ed.2d 181 (2005), the Sixth Circuit also rejected a First Amendment challenge to a cyberstalking charge, where the defendant had direct communication with the victim.

And *Matusiewicz*, 84 F. Supp. 3d 363, extends the *Giboney* reasoning to conduct nearly identical to Mr. Wade's harassing behaviors in the present matter. In *Matusiewicz*, the defendant created online posts accusing his wife of sexually abusing their children, and forwarding links to those online posts to staff at the children's school, and members of the children's church. Matusiewicz, 84 F. Supp. 3d at 366. The defendant argued that he could not be criminally culpable for those accusations under the federal cyberstalking statutes unless they were false and defamatory, but the U.S. court for the district of Delaware disagreed.

Brief by Plaintiff

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Concern over the threat of criminal prosecution inhibiting speech is further ameliorated by two of the statutory elements of the offense: the mens rea requirement—"intent to kill, injure, harass, or intimidate another person," 18 U.S.C. § 2261A(2)—coupled with the further requirement that the defendant "engage[d] in a course of

conduct" that reasonably gave rise to intimidation on the part of the victim. Although some First Amendment scholars have argued that such statutory requirements are not always sufficient to safeguard free speech, *see* Eugene Volokh, Crime—Facilitating Speech, 57 Stanford L.Rev. 1095 (2005), I am satisfied that the Indictment here does not violate the First Amendment.

Matusiewicz, 84 F. Supp. 3d at 373.

10 All Washington cases examining the constitutionality, as-applied or 11 otherwise, of Washington's anti-harassment and cyberstalking statutes have reached the same conclusion. For example, in the almost-identical case of 12 E3ini v. City of Vancouver, No. C16-5460 BHS, 2017 WL 2226233, at *1 13 (W.D. Wash. May 22, 2017), the defendant created a website about the 14 victim, who was his friend's estranged wife, claiming that she was a "fraud," "an excessive drinker," and that the failure of her marriage were actually the 15 result of her "own alcohol-induced rage." E3ini, 2017 WL 2226233, at *1. The 16 defendant then forwarded links to those online postings to the estranged 17 wife's friends and professional colleagues, which led to the victim-wife obtaining an anti-harassment and cyberstalking restraining order against Bini. 18 followed by Bini's arrest. Bini sued the arresting law enforcement agency 19 claiming the restraining order and subsequent arrest encroached his First 20 Amendment rights, but the federal court rejected that argument. . Bini, 2017 WL 2226233, at *6 (W.D. Wash. May 22, 2017) (The "evidence 21 provided...probable cause to believe that, on more than one occasion. Plaintiff 22 had sent electronic communications to third parties with whom Smith had 23 close ties for the purpose of harassing, intimidating, tormenting, or embarrassing ... " the victim.). 24

Brief by Plaintiff

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And in the matter of *In re Guardianship of lanzen*, 190 Wash. App. 1041 (2015), party named Mr. Tompkins was temporarily restrained because he had created websites with the URL addresses www.spokanestalker.com and www.valentinesdaystalker.com. On these websites, Tompkins posted both harassing *and* defamatory content about the victim, Janzen (who was incapacitated), and her caregiving family, the Wolvertons. The Wolvertons sought and obtained a permanent injunction under Washington's anti-harassment statute that prohibited Tompkins from maintaining or "posting the websites

www.spokanestalker.com and www.valentinesdaystalker.com on the Internet for public viewing." /d. Mr. Tompkins filed a motion to vacate the 2008 permanent injunction claiming the prohibition on publishing on his websites was an unconstitutional prior restraint on speech because (1) the lawfully obtained and truthful information was part of the public record, and (2) the order did not specify the type of information that could not be published, but instead prohibited all information. /d.

In its oral ruling, the *Janzen* trial court found that the restrictions on the websites were appropriate. The court noted the importance of First Amendment rights, but found that the rights were not absolute and that harassing and defamatory speech is not constitutionally protected. *Janzen*, 190 Wash. App. 1041 (2015). Tomkins appealed on First Amendment grounds, in large part because he claimed his postings were not defamatory. The Washington court of appeals rejected Tompkins' argument, finding that even truthful speech that is harassing in nature loses its protections for purposes of Washington's ant-harassment and cyberstalking statutes. *Janzen*, 190 Wash. App. 1041 (2015) ("To the extent the injunction prohibits publication of harassing or defamatory speech, this does not involve a constitutionally protected right and can be properly prohibited.")

Similarly, in the matter of *In re Marriage of Guthrie,* 188 Wash. App. 1057 (2015), the petitioner sought and obtained an antiharassment restraining order against his estranged wife. The Order prohibited the wide from

Brief by Plaintiff

contacting the victim's military superiors and colleagues. The Court of appeals properly noted that when the plain elements of Washington's definition of harassment, the speech involved therein no longer receives First Amendment protection.

A superior court may enter a civil antiharassment protection order if it finds by a preponderance of the evidence that unlawful harassment exists. "Unlawful harassment" is a "knowing and willful course of conduct directed at a specific person which seriously alarms, annoys, harasses, or is detrimental to such person, and which serves no legitimate or lawful purpose." "course of conduct" is "a pattern of conduct, composed of a series of acts over a period of time, however short, evidencing a continuity of purpose." An individual's course of conduct is measured both subjectively and objectively. The course of conduct must be "such as would cause a reasonable person to suffer substantial emotional distress, and shall actually cause substantial emotional distress to the petitioner." The course of conduct may include harassing behavior directed to others who have a relationship with the petitioner, even though the others are not parties to the action. "Constitutionally protected activity is not included within the meaning of 'course of conduct.'

Guthrie, 188 Wash. App. 1057 (2015). Ms. Guthrie attempted to justify her attempted contacts with her husband's military colleagues by arguing that she feared her husband was committing fraud on the military, which rendered her speech a legitimate exercise of her First Amendment rights, but the court disagreed.

[T]he trial court was not compelled to agree with Guthrie that the disability claim was fraudulent and that Guthrie's conduct was motivated by her interests in preventing a fraud. It was within the trial court's discretion to find that Guthrie was attempting to harass or intimidate those assisting Zaratkiewicz. Such conduct is not constitutionally protected and is adequate to support a protective order.

Guthrie, 188 Wash. App. 1057 (2015).

Brief by Plaintiff

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In *State v. Alphonse,* 142 Wash. App. 417, 435-36, 174 P.3d 684, 694 (2008) which was a prosecution brought under Washington's telephone harassment statute, the Court dealt with the defendant's First Amendment defense as follows:

[T]he statute "regulates conduct implicating speech, not speech itself" by requiring an intent to harass, intimidate, torment or embarrass when the speech is uttered. Indeed, the footnote upon which Alphonse relies states: "such telephone calls [including those to a public official] would not fall within the purview of the subsection unless the caller had the requisite intent."

Applying the statute here did not violate Alphonse's First Amendment rights. While Alphonse may have been legally voicing disapproval about the way in which Meyers handled the investigation, once he used speech to harass, intimidate, torment or embarrass Meyers, his conduct became criminal.

Alphonse, 142 Wash. App. at 431-32.

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In *State v. Petz,* 97 Wash. App. 1010 (1999), the defendant was convicted of, and civilly restrained from, harassment and stalking of the victim, his former wife, because he placed flyers around her residential neighborhood that read as follows:

19 20 21 22 23 24 25	REWARDS FOR INFORMATION AND EVIDENCE INDICATING [C's First and Last Names] HAS COMMITTED ADULTERY SINCE SHE ABANDONED HER HUSBAND For information or to assist please call [phone number]
26	Brief by Plaintiff Law office of Kent R. Bratt
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	9 kbratt@msn.com

Petz, 97 Wash. App. 1010 (1999). Mr. Petz appealed his conviction on grounds that his distribution of flyers constituted First Amendment protected speech. The trial court and court of appeals disagreed. /d. ("Petz has failed to demonstrate that he had a constitutional right to repeatedly post hundreds of flyers in...[his wife's neighborhood]... suggesting that she abandoned her husband and engaged in adulterous behavior...").

Notably, the court of appeals in Petz provided a clear articulation of the test for whether speech involved in harassment loses its first amendment protections.

Petz claims that he was merely engaged in the constitutionally protected activity of leafletting. See *United States v. Grace*, 461 U.S. 171, 176, 103 S.Ct. 1702, 75 L.Ed.2d 736 (1983) ("There is no doubt that as a general matter peaceful picketing and leafletting are

expressive activities involving 'speech' protected by the First Amendment."). But Petz was not prosecuted simply because he posted flyers. Rather, he was prosecuted for engaging in conduct (1) that intentionally and repeatedly harassed C, (2) that placed C in reasonable fear of injury, and (3) where Petz intended to frighten, intimidate, or harass C, or where Petz knew or reasonably should have known that C would be afraid, intimidated, or harassed by such actions. See RCW 9A.46.110.

State v. Petz, 97 Wash. App. 1010 (1999).

Based on cases like *Petz, Guthrie,* and many others, a clear test emerges. If a court finds by preponderance of the evidence that speech has been coupled with conduct meeting the plain language definition of harassment or cyberstalking, the speech loses first amendment protection. *Rogers v. Rushford,* No. 49598-8-11, 2018 WL 1168769, at *3 (Wash. Ct. App. Mar. 6, 2018) ("Under RCW 10.14.080(3), if after a hearing, the trial court "finds by a preponderance of the evidence that unlawful harassment exists, a civil antiharassment protection order shall issue prohibiting such unlawful harassment."). This is because speech coupled with the appropriate mens rea and actus rea for harassment or cyberstalking, by definition because speech that falls outside the protections of the First Amendment. In

Brief by Plaintiff

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this regard, the recitation that cyberstalking does not include First Amendment protected activities—not because they are carved out, but because by definition they do not meet the intent requirement that the speech at issue be motivated by a desire to harass, rather than another lawful purpose.

"The key to the analysis is whether the purpose of the challenged speech is to harass the victim, or the serve a lawful purpose." *Kencayd v. Priece,* 196 Wash. App. 1073 (2016); *State v. Stanley,* 200 Wash. App. 1035 (2017), review denied, 189 Wash. 2d 1036, 407 P.3d 1148 (2018), and cert. denied, 138 S. Ct. 1702, 200 L. Ed. 2d 959 (2018), reh'g denied, 138 S. Ct. 2670 (2018) ("Because the intent to harass element of the cyberstalking statute likewise proscribes only speech that is intended to abuse the listener, Stanley's argument fails."); *Matter of Condrey,* 197 Wash. App. 1076 (2017) ("The determination of whether unlawful harassment exists warranting an order of protection is largely controlled by statute."); *City of*

Tukwila v. Belec, 119 Wash. App. 1004 (2003) ("In order to determine whether the caller possessed the requisite intent, the evidence is viewed from the perspective of the caller. *Huff,* 111 Wn.2d at 930, (the statute "defines the proscribed conduct solely in reference to the caller"); *Dyson,* 74 Wn.App. at 246, n. 6 ("the focus is solely on the caller, not the subjective harm to the victim");

State v. Corbin, 186 Wash. App. 1038 (2015) ("Cyberstalking is an offense with the potential to be based on protected speech... For that reason, this court conducts an independent examination of the entire record to be sure that the speech in question actually falls within the unprotected category.")

In this case, Mr. Wade's conduct overwhelmingly demonstrates the intent to harass, torment and embarrass to satisfy the mens rea components of harassment and cyberstalking. His online posts expressly state that Mr. Wade's intent is to ruin Mr. Nelson's' life and take away Mr. Nelson's livelihood. Mr. Wade will unquestionably claim he is motivated mainly by a desire to warn the public, which he will claim should receive the protections of

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the First Amendment. But the courts generally recognize this rationalization as pretextual, and enforce the ant-harassment and cyberstalking laws where it appears, by preponderance of the evidence, that harassment was the primary motivator. *See United States v. Matusiewicz,* 84 F. Supp. 3d 363, 366 (D. Del. 2015), aff'd sub nom. *United States v. Gonzalez,* 905 F.3d 165 (3d Cir. 2018), even speech purporting to address legitimate social concerns may be restrained where it is coupled with conduct amounting to stalking or harassment.

For instance, in *United States v. Sergentakis,* No. 15 CR 33 NSR, 2015 WL 3763988, at *6 (S.D.N.Y. June 15, 2015), the defendant was convicted of cyberstalking after he had waged a campaign of personal attacks against...[the victim] through letters, emails, and the Internet, concerning allegations of child molestation, animal cruelty, case fixing, and rape, among others." The defendant argued his speech was a matter of public concern and that his victim was a public figure, thus justifying First Amendment protection. The court articulated the following test when that defense is raised, providing that even if the victim was

"a public figure, the speech at issue in this prosecution is not a matter of public concern. "Speech deals with matters of public

concern when it can be fairly considered as relating to any matter of political, social, or other concern to the community or when it is a subject of legitimate news interest; that is, a subject of general interest and of value and concern to the public." *Snyder v. Phelps,*

131 S.Ct. 1207, 1216 (2011) (internal citations and quotation

Brief by Plaintiff

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marks omitted). "Deciding whether speech is of public or private concern requires us to examine the content, form, and context of that speech." Id . (citing Dim & Bradstreet, Inc., 472 U.S. at 761)..."

United States v. Sergentakis, No. 15 CR 33 NSR, 2015 WL 3763988, at *6 (S.D.N.Y. June 15, 2015). The Court's review in this regard found the defendant was more motivated to harass than warn the public of the victim's character.

Having determined that for purposes of this prosecution Walter is not a public figure, and that the speech in question does not implicate matters of public concern, this Court declines to follow *Cassidy[1]*. Looking to the as-applied challenges to the cyberstalking statute in *Osinger*, Sayer, and *Petrovic*, it is clear that "[a]ny expressive aspects of [the defendant's websites, letters, and emails described herein] were not protected under the First Amendment because they were integral to criminal conduct in intentionally

'United States v. Cassidy, 814 F.Supp.2d 574 (D.Md.2011) is the only known federal case where the court has granted a motion to dismiss a cyberstalking prosecution, based on first amendment grounds. But in that case, the court understood the same weighing analysis. It concluded the defendant's online criticisms of the leader of a religious group to which the defendant had previously belonged seemed, by preponderance of the evidence, more intended to engage in commentary about public concern, than to harass. Interestingly, the

Cassidy reasoning formed the primary basis for the Kitsap Superior Court to overturn the restraining orders issued in *Moriwaki v. Rynearson.* So the Kitsap Superior Court's decision to vacate those orders does not contradict the analysis set forth in this brief. It just reached a different conclusion based on the unique facts of that

Brief by Plaintiff

Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com

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harassing, intimidating or causing substantial emotional distress to" the defendant."

Sergentakis, No. 15 CR 33 NSR, 2015 WL 3763988, at *7.

B. The relief set forth in the TRO is supported by caselaw and First Amendment principles.

8 "Washington trial courts have the authority to enjoin dissemination of 9 abusive speech, which includes defamation and harassment." Armesto v. Rosolino, 182 Wash. App. 1014 (2014). "Post-publication restrictions, on the 10 other hand, 'simply prohibit further exercise of the right after a showing of 11 abuse.' Subsequent punishment of abusive speech, including an injunction of repetitive defamation, is not a prior restraint." /d. Mr. Du Wors' primary 12 requested relief is that Mr. Wade be restrained from posting about Mr. Du Wors on social media or the internet. This is not a speech content restriction. 13 but a conduct restriction that has been approved by numerous courts. See 14 Campbell v. Drollinger, 198 Wash. App. 1057 (2017), as amended (Apr. 27, 2017) (girlfriend ordered to remove posts about exboyfriend from 15 www.LiarsCheatersRUs.com); In re Guardianship of Janzen, 190 Wash, App. 16 1041 (2015) (respondent ordered to remove posts about petitioner and third party victims on www.spokanestalker.com and 17 www.valentinesdavstalker.com); United States v. Sergentakis, No. 15 CR 33 NSR, 2015 WL 3763988, at *6 (S.D.N.Y. June 15, 2015) (Ordering defendant 18 to cease posting about his victim online); United States v. Matusiewicz, 84 F. 19 Supp. 3d 363, 366 (D. Del. 2015), aff'd sub nom. United States v. Gonzalez, 905 F.3d 165 (3d Cir. 20 2018) (defendant/ respondent ordered to cease posting child abuse 21 allegations about his victims online); Bini v. City of Vancouver, No. C16-5460 BHS, 2017 WL 2226233, at *1 (W.D. Wash. May 22, 2017), (defendant 22 ordered to delete a website he created about the victim, who was his friend's estranged wife, claiming that she was a "fraud," "an excessive drinker," and 23 that the failure of her marriage were actually the result of her "own 24 alcohol-induced rage.") 25 26 Brief by Plaintiff Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 27 Bremerton Washington 98310 28 Tele: 360-479-5809

Fax: 360-479-5850

kbratt@msn.com

December 10, 2018

Respectfully submitted,

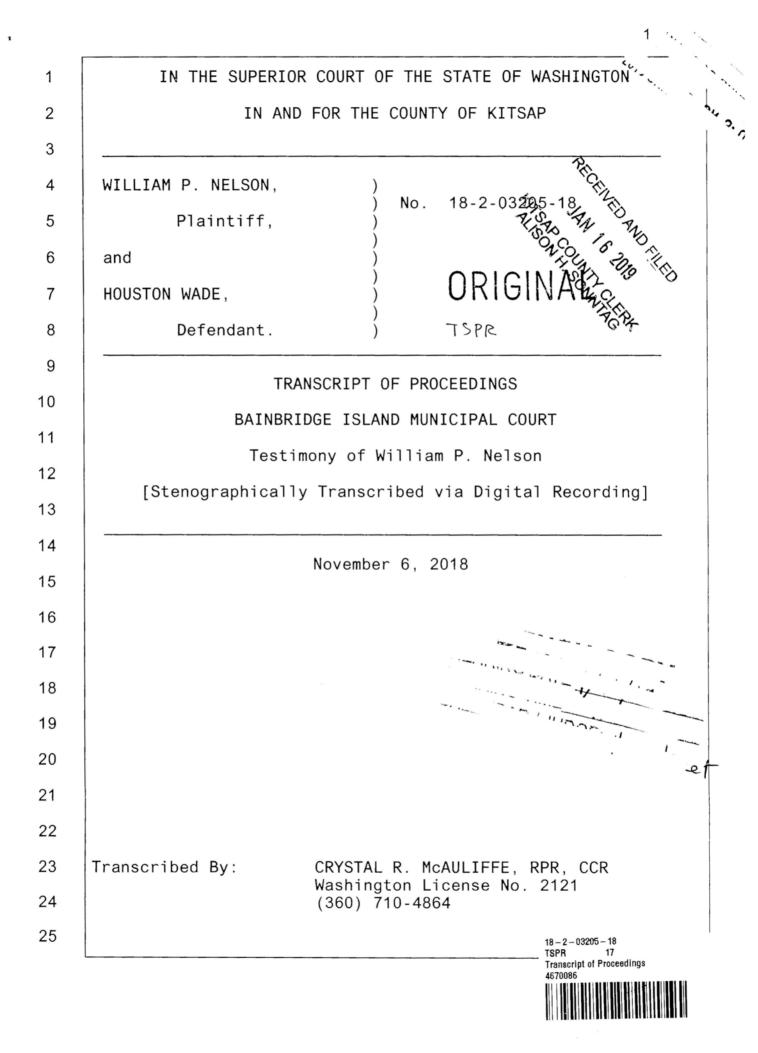
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Kent R. Bratt

Brief by Plaintiff

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1 2 3 4 5	L RECEIVED AND FILED IN OPEN COURT DEC 10 2018 KITSAP COUNTY CLERK ALISON H. SONNTAG SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR KITSAP COUNTY
6 7 8 9 10	WILLIAM P. NELSON) NO. 18.2.03205-18 Plaintiff) Temporary restraining order vs.) Temporary restraining order Houston Wade, an individual, and) Order for Temporary Injunction Does I through XX) Defendant(s))
12 13 14 15 16	The above entitled matter came on regularly upon the special set calendar on December 10, 2018, before the Honorable <u>Melissa Kenter</u> Judge of the Superior Court, upon the motion of the Plaintiff herein, William P. Nelson for a temporary restraining order/ temporary injunction against the Defendant, Houston Wade. The Court having considered the Complaint
17 18	and oral testimony/ the motion with accompanying attachments and the argument of counsel for the Plaintiff and by the Defendant pro se, , Now Therefore,
19 20 21 22	It is Ordered, Adjudged and Decreed that the Defendant, Houston Wade is temporarily retrained and enjoined from posting on Defendant's Facebook or any website or social media website or forum any defamatory statements concerning or directed at the Plaintiff until further order of this Court.
23 24 25	It is further Ordered, Adjudged and Decreed that Defendant Houston Wade shall immediately remove from his Facebook account, and any other web site to which Defendant has
26 27 28	ORDER Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com 18-2-03205-18 TMR0 12 Temporary Restraining Order 4432597

posted, any and all defamatory postings, defamatory statements and defamatory pictures of the Plaintiff until further order of the Court. SAVERAL SET harring ON JAN. 14, 7019, Defendant AFSEFTED Vermi Bor CONTROLANCE te ATTONNOYE REAS Done in open Court this 10th Day of December, 2018 Judge of the Superior Court. MELISSAA. HEMSTREET Presented by Copy received R grato Houston Wade, Defendant Kent R. Bratt WSBA # 12590 Attorney for Plaintiff ORDER Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com



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1		[Excerpt from the proceedings
2		held on November 6, 2018, in the case of DuWors v. Wade.]
3		THE COURT: All right. Mr. Nelson, you can
4		come on up here. Before you sit down, I'll have you
5		raise your right hand. Do you swear or affirm the
6		testimony you are about to provide is the truth, the
7		whole truth, and nothing but the truth?
8		MR. NELSON: I do.
9		THE COURT: Okay. You can have a seat, please.
10		And state your full name for the record.
11		MR. NELSON: William Peter Nelson.
12		THE COURT: All right. And, Mr. DuWors, would
13		you like to ask him some questions?
14		MR. DuWORS: Yes, please, Your Honor. Does
15		Your Honor prefer that I stand?
16		THE COURT: No. You can remain seated.
17		DIRECT EXAMINATION
18	BY N	1R. DuWORS:
19	Q.	Mr. Nelson, what do you do for work here on the
20		Island?
21	Α.	Construction. I'm a building contractor. I have my
22		own business. Have had for 30 years.
23	Q.	How long have you lived here on the Island?
24	Α.	All my life; 59 years.
25	Q.	Okay. When did you first meet Houston Wade?

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1	Α.	2001 was my first recollection of ever laying eyes
2		on or knowing who Houston Wade is.
3	Q.	And how did you come to meet him?
4	Α.	City Council race. I was running for city council
5		against Bill Knobloch and Houston Wade. Houston, at
6		the time, was 20 years old and a barista at Town $\&$
7		Country Market.
8	Q.	Okay. Did you come to become acquainted with him in
9		the course of that City Council race?
10	Α.	Very little. Just at the coffee stand getting
11		coffee.
12	Q.	What was the nature of your interactions with him?
13	Α.	Getting coffee. I don't recall having any
14		conversations with Houston Wade.
15	Q.	Now, are you aware of blog posts made by Houston
16		Wade in late September or early October of this
17		year
18	Α.	Painfully.
19	Q.	on his Facebook page? Okay.
20		Between the time that you met him in that City
21		Council race and the time that you read those blog
22		posts, have you had any other interactions with him?
23	Α.	No.
24	Q.	Have you ever
25	Α.	I should take that back. He was served at his place

William Nelson - Direct by Mr. DuWors

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1		of work by our professional service company. I
2		accompanied I came with the professional service
3		company to identify Mr. Wade.
4	Q.	But that was after the blog posts?
5	Α.	That's correct.
6	Q.	Okay. My question is have you had dealings with
7		Mr. Wade that would give rise to a personal dispute
8		between the two of you?
9	Α.	No.
10	Q.	Have you spent any time with him between that City
11		Council race and the time the blog posts arose?
12	Α.	None.
13	Q.	Do you have any idea why Mr. Wade would have any ill
14		will toward you?
15	Α.	It's to be investigated. I have no idea.
16	Q.	What blog posts were the first blog posts that you
17		saw or were made aware of in late September or early
18		October 2018?
19	Α.	It was about I was made aware of the fact these
20		posts went up on October 4th. But they had been up
21		for several weeks. I was made aware of them on I
22		don't have the exact date. It was Monday or
23		Tuesday, approximately three weeks ago. So
24		mid-October is when I was made aware of
25		Mr. Houston's writings.

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1	Q.	And how were you made aware?
2	Α.	Through a mutual friend.
3	Q.	Did you get a chance to see them?
4	Α.	I'm not a Facebooker, so it was brought to my
5		attention through a mutual friend.
6	Q.	Were there did Mr. Wade make grave allegations
7		against you in those posts?
8	Α.	He made extensive allegations against me that were
9		all untrue.
10	Q.	What allegations did he make that were untrue?
11	Α.	Rape of a woman. Abusing my stepchildren that
12		evidently he felt he had knowledge of which, beyond
13		me, how he would ever have attained that, because
14		I've never abused anyone. My children. He accused
15		me of abusing my ex-wives. He accused me of being
16		married five to seven times. He accused me of
17		abusing and taking advantage of my partners. He
18		accused me of bringing outside money in from out of
19		state for my campaign.
20		I mean, it goes on and on and on. All untrue.
21		Unfactual and unsubstantiated. He has no facts to
22		the matter. He just brought these out openly to
23		disparage and destroy my character.
24		I've been in this community all my life. I've
25		never done anything to anybody including my two

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1		ex-wives. I treat them with kindness and love. My
2		stepchildren, kindless and love.
3		My generosity in the community and the people I
4		know and don't know, kindness and love.
5		So this is completely contrary to who I am.
6	Q.	Did Mr did Mr. Wade's posts include any mention
7		of the Bainbridge Island Police or the Bainbridge
8		Island Fire Department?
9	Α.	Yes, it did.
10	Q.	What were those or were the substances of those
11		posts?
12	Α.	He was associating my activities and those of the
13		police department and the fire department with a
14		backyard private bar that's in what's called "The
15		Chicken Coop" or was. There was an auto mechanic
16		that lived there and who owned The Chicken Coop and
17		the auto business.
18		He afforded me a corner of his property after
19		my 2009 financial collapse at Lynnwood Center which
20		I was developing, and I stored equipment and lumber
21		and supplies on one corner of his property.
22		So Mr. Wade associated my attendance on the
23		property as someone that was involved with The
24		Chicken Coop, involved with deplorable examples of
25		taking advantage of either underage or young women.

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1		He also accused the police department of this.
2		He also accused the fire department of this. So
3		everybody is included in Mr. Wade's fantasy world.
4	Q.	Is The Chicken Coop essentially like a clubhouse on
5		this auto yard where the old guys get together to
6		drink beer?
7	Α.	Typically, it was just business and attorney friends
8		of his unrelated to you or me. His friends, older
9		gentlemen that had a boat repair business. Other
10		people that would come and have a cocktail at four
11		or five in the afternoon and leave by six or so.
12		Place sat empty, as far as I recall, quite a
13		bit of the time. It was just his little backyard
14		place for guys to hang out, have a cocktail, and
15		enjoy their company of each other in that
16		environment.
17		Whatever he alludes to never went on, I never
18		saw it, I never experienced it and neither did the
19		other people that could testify to the fact that
20		that's the case.
21	Q.	In the comment in the online post on Facebook
22		that started Mr. Wade's comments about you, did it
23		include allegations by Mr. Wade that the Bainbridge
24		Police Department used The Chicken Coop to drug and
25		rape underage girls?

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1	Α.	Yes.
2	Q.	Did he say the same thing about the fire department?
3	Α.	He alluded to the fact that the fire department was
4		also taking advantage of girls at The Chicken Coop.
5	Q.	Did he say that you were participating in similar
6		activities?
7	Α.	Yes, he did.
8	Q.	Was it true?
9	Α.	No.
10	Q.	Did he say that you raped a young adolescent friend
11		of his?
12	Α.	Did I rape an adolescent friend?
13	Q.	A woman who committed suicide
14	Α.	I've never raped anybody in my life.
15	Q.	Did he accuse you of raping a woman who later
16		committed suicide?
17	Α.	He did.
18	Q.	Who's that woman?
19	Α.	Elizabeth Kaltreider.
20	Q.	Was she a girlfriend?
21	Α.	Brief relationship with Elizabeth for a period of a
22		few months, and it was not to be discussed about
23		what Elizabeth's condition was. But I ended up
24		getting restraining orders enforced against
25		Elizabeth because at night she would call me and

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1		leave messages endlessly. I have 250 pages of
2		transcriptions in the file in this court where the
3		restraining orders were violated not once, but
4		twice, to get her to stop calling my phone and to
5		leave me alone. And she finally did. That was my
6		interaction and that was years prior to her death.
7	Q.	Were you ever charged with rape?
8	Α.	No.
9	Q.	You ever committed rape?
10	Α.	No.
11	Q.	Officer Weiss said Houston reported in the police
12		report that his sole source of information about
13		this rape was some stepfather of the young girl.
14	-	Do you know who that might have been?
15	Α.	Jerry Dennon.
16	Q.	Do you know anything about that?
17	Α.	What I knew of Jerry is he liked to sit at the
18		Harbor Pub from about two to four every day, was his
19		routine, and then at the Treehouse Cafe from four to
20		six. I'm just approximating. But that was his
21		normal routine to drink and then drive home to Point
22		White where he resided with his wife.
23		THE COURT: Mr. DuWors, do you have questions
24		of this witness related to the harassment of you?
25	BY	MR. DuWORS:

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1	Q.	Did you see posts about me online?
2	Α.	I did.
3	Q.	Have you heard people talking about them?
4	Α.	I have.
5	Q.	Who have you heard talking about them?
6	Α.	Do I have to mention specific names?
7	Q.	Not if you feel uncomfortable.
8	Α.	I don't care to bring anyone else into it right now.
9		But it's known in the public. It's known he's
10		got 1100 followers. Word spreads on the 25,000
11		population base. Everybody knows everybody and
12		knows what's going on and bad news travels faster
13		than good news.
14		The advocate of bad news has spread the word
15		out in the community to the point where I don't know
16		how you feel, Mr. DuWors, but I don't feel
17		comfortable going into a grocery store right now.
18	Q.	No, I don't.
19		How has Mr. Wade's various statements about you
20		that you that you characterize as harassing your
21		person, how have they affected you emotionally and
22		professionally?
23	Α.	Devastating.
24	Q.	Why?
25	Α.	It's counterintuitive to my character. It is

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1	counterintuitive to what the majority of Bainbridge
2	Island that knows me would say about me.
3	It's counterintuitive to my reputation as a
4	businessman, as a father, as a stepfather.
5	My ex-wife would easily come in and testify
6	right now to the fact that my credibility and my
7	character.
8	So this misinformation campaign has been lodged
9	against you, Mr. DuWors, and to me, is beyond my
10	understanding, fact or fiction. Which one hundred
11	percent of what he spoke about me is fiction created
12	in his own mind.
13	I can't imagine what you are going through.
14	What you and I are sharing in this public
15	humiliation and foggy, and I've called it stoney.
16	My internal mechanisms, my sense of fear, my sense
17	of being outcast, my sense of looking from the
18	outside in going my heart is beating right now
19	how bad I feel about myself and you. That any of
20	this insane civil society should occur.
21	I don't care what the internet means to you or
22	anybody else, but if this exceeds the power of the
23	newspaper and print and is that people can do
24	whatever they want and this is the wild, wild west
25	to destroy people, count me out.

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MR. DuWORS: I have no further question for								
this witness.								
THE COURT: All right. Mr. Wade, would you								
like to ask any questions?								
MR. WADE: I would. Thank you.								
CROSS-EXAMINATION								
BY MR. WADE:								
Q. We've known each other since I was four years old								
when you married my best friend's mother. So to say								
that you only met me in 2001								
THE COURT: Is there a question? Ask him a								
question. You are going to get a chance to provide								
testimony.								
BY MR. WADE:								
Q. So, yes, in 2001 when we ran for City Council, and								
later I was out in the primary, you went on to								
general election, did you ever come into Town &								
Country and threaten my life?								
A. No.								
Q. Did you ever do so in front of 30 witnesses?								
A. No.								
Q. Did you ever come in repeatedly over a course of								
five nights and threaten my life?								
A. No.								
Q. Did Town & Country have to obtain a security guard								

William Nelson - Cross by Mr. Wade

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1	to guard me at night because you would come in and
2	try to kill me?
3	A. You are fantasizing. No.
4	Q. Excellent.
5	Did you ever grope Ashley Cross?
6	A. No.
7	Q. Did you do so in front of her father?
8	A. No.
9	Q. Did you ever get charged with drunk driving?
10	A. I have.
11	Q. Recently?
12	A. I have.
13	Q. Are you an alcoholic?
14	A. That's to be decided by the treatment program that
15	I'm in.
16	Q. Okay.
17	MR. DuWORS: Your Honor, I'm going to object on
18	relevance grounds to the DUI. None of those are part
19	of the posts.
20	MR. WADE: The posts I refer to him as an
21	alcoholic.
22	THE COURT: If so, then I think it is
23	reasonable.
24	BY MR. WADE:
25	Q. Have you ever used cocaine?

William Nelson - Cross by Mr. Wade

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 A. Years ago. Q. Have you ever used it recently? A. No. Q. When was the last time you used cocaine? A. In my 20s. Q. Really? So you were 20 years old in 1999? A. I'm sorry. Q. Were you 20 years old in 1999? A. Do you have something you are trying to drive to here? Q. Yes. Because I witnessed you using cocaine when you showed up to a high school party March of 1999 and forced yourself on a 15-year-old girl? THE COURT: Okay. Mr you are going to get THE WITNESS: You are going to have to substantiate that through background information. BY MR. WADE: Q. I will MR. WADE: No. We'll probably discuss the rest of this next week at his hearing. THE COURT: All right. Any further questions, Mr. DuWors? 		
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	23	of this next week at his hearing.
25 Mr. DuWors?	24	THE COURT: All right. Any further questions,
	25	Mr. DuWors?

William Nelson - Cross by Mr. Wade

•

-	
1	MR. DuWORS: No, Your Honor.
2	THE COURT: All right. Mr. Nelson, you can be
3	excused. Does this witness any objection to him
4	remaining in the courtroom or are you still asking him
5	to be removed?
6	MR. DuWORS: No objection, Your Honor.
7	MR. WADE: I would like him to be removed, Your
8	Honor.
9	MR. DuWORS: Now that he's testified, I think
10	the only basis for excluding him from the
11	THE COURT: Subject to being recalled.
12	MR. DuWORS: I have no intention to recall this
13	witness. So I don't think I assume Mr. Wade's case
14	would be closed at this time.
15	THE COURT: Did you intend to recall him as a
16	witness here today?
17	MR. WADE: That is yet to be determined.
18	THE COURT: I'm going to allow him to remain in
19	the courtroom. He's done testifying here. I think his
20	testimony is very limited helpfulness to the court in
21	Mr. DWAUZ's case. I appreciate and understand why he
22	was called.
23	So, Mr. Nelson, you can have a seat on the bench
24	and remain in the courtroom, if you wish.
25	

1	CERTIFICATE
2	
3	STATE OF WASHINGTON)
4) ss COUNTY OF KITSAP)
5	
6	I, Crystal R. McAuliffe, a Certified Court Reporter
7	in and for the State of Washington, do hereby certify:
8	That the foregoing transcript was transcribed by
9	me;
10	That the foregoing transcript is a verbatim report
11	of the court proceedings from digital recording, except
12	for the inaudible or indecipherable sections thereto
13	noted in the transcript by "[inaudible]" or
14	"[indecipherable]" to the best of my ability.
15	I further certify that I am in no way related to
16	any party to this matter nor to any of Counsel, nor do I
17	have any interest in the matter.
18	DATED this 7th day of January, 2019.
19	
20	aystal R. MCAuleffe
21	
22	CRYSTAL R. McAULIFFE, RPR, CCR Washington License No. 2121
23	washington License No. 2121
24	
25	

		2						
1	Houston Wade C/O Bruciato							
2	236 Winslow Way E. Bainbridge Island, WA 98110							
3	houstonwade@gmail.com							
4	COUR	T NAME RECEIVED						
5	JURIS	DICTION						
6	WILLIAM P. NELSON,	SPIN I Com						
7	Plaintiff,	Case No.: 18-2-03205-18 KITSAP COUNTY CLERK DECLARATION AGAINST MOTION FOR						
8	vs	DECLARATION AGAINST MOTION FOR TEMPORARY RESTRAINING						
9	HOUSTON WADE,	ORDER/TEMPORARY INJUCTION						
10	Defendant							
11	Comes now the defendant herein, Houston Wad	e, declaring under penalty of perjury as follows:						
12	1. I am the defendant in the above entitled action.	make this declaration of my personal knowledge.						
13	2. I have known Bill Nelson since I was four years old. He married my best friend Audrey Olson's mother,							
14	Ginger Larson. From the moment Mr. Nelson w	as around, my mother told me that I was no longer allowed						
15	to go to Audrey's home (she lived two floors above me), but that Audrey was allowed to come to our							
16	home. My young mind didn't know the reason why this was the case, but what I didn't know at the time							
17	and was later revealed to me, was that Mr. Nelso	on was a violent alcoholic and cocaine addict and this was						
18	why I was not allowed to go to Audrey's home.	Mr. Nelson even confirmed under oath at the Du Wors v.						
19	Wade hearing in the Bainbridge Island Municipation	al Court on November 6th that this was a period of intense						
20	cocaine use for him.							
21	3. After Audrey and her family moved to a new ho	me on the island, I did not have any memorable						
22	interactions with Mr. Nelson, although, during t	hat time he still managed to get in trouble with others, be						
23	arraigned for numerous DUIs, and had a domest	ic violence restraining order against him protecting his wife						
24	Ginger Larson. In the ensuing years, I did not ha	we much contact with Mr. Nelson aside from a meeting						
25	where the high school's Earth Service Corps hel	d their Christmas party hosted by his then step daughter at						
26	their home in Eagledale in 1998; but then in Ma	rch of 1999, after the Tolo dance my senior year, a						
27	contingent of us students went to an after party.	Yes, there was some underage drinking, but the party was						
28	DECLARATION AGAINST MOTION FOR TEMPORA	ARY RESTRAINING ORDER/TEMPORARY						
	INJUCTION - 1	18 – 2 – 03205 – 18 DCLR 19						
		Declaration Affidavlt 4670146						

mostly tame, until a drunk, 40-year old Bill Nelson appeared with a baggy of cocaine and almost immediately tried to force himself on an incapacitated 15-year old girl. The other boys and I managed to get the drunk Mr. Nelson out of the home and then stood guard in case he made another appearance. One of my greatest regrets in life was not calling the police that night, but many of my friends were in possession of alcohol and in my juvenile brain I justified it by telling myself that I didn't want them to get in trouble for that.

- 4. In 2001 Mr. Nelson announced his candidacy for the Bainbridge city council and towards the end of the filing period he was still running unopposed. After what I witnessed at that high school party a little more than two years earlier, I decided that I could not in good conscience allow a man like Bill Nelson have any political power on the Island and I paid the filing fee and threw my hat into the ring. Unbeknownst to me, Bill Knobloch had also had disturbing run-ins with Mr. Nelson and filed to run the last minute just as I had done.
- 5. As the summer wore on, it became apparent that Mr. Knobloch had the better chance to win than my inexperienced, youthful 20 years, so I dropped out of the race and endorsed him. I did some research into Mr. Nelson's fundraising and wrote a letter to the editor of the Bainbridge Review published the Wednesday before the election on October 31⁴, 2001. In my letter I highlighted just how much money Nelson had raised at the time, some \$13,000, and made note of the television commercials Nelson managed to run during the Nielson ratings record-breaking 2001 Mariners games, as well as Mr. Nelson's ulterior motive which was to skirt and drastically change building code and zoning laws and start developing the island. Mr. Nelson has a history of violating code. Trees determined to remain as greenspace would somehow all be cut down on a weekend. Homes that were to be set aside to low-income residents would be sold to Mr. Nelson's family members...

6. Mr. Nelson never responded to my letter with one of his own. Instead, The Bainbridge Review published a front-page article on Saturday November 3rd (The Review was twice a week back then) about how much money was being raised to fund campaigns on the Island, and where much of this money was coming from. Mr. Nelson's response to my letter and The Review article was to get drunk all Saturday morning at the Wing Point Country Club, Where Ms. Janelle Jefferson was his server, and then come to my place of work,

DECLARATION AGAINST MOTION FOR TEMPORARY RESTRAINING ORDER/TEMPORARY INJUCTION - 2

the Town & Country coffee bar at about 3pm, and threaten me in front of dozens of customers. Mr. Nelson also loudly said he was going to get me fired from my job.

7. The following Tuesday Mr. Nelson lost the city council race in a big way and the next night came into T&C as I was closing the coffee bar and threatened my life, this time while I was alone. I called the police and got a manager and Nelson left. Mr. Nelson continued sneaking into the coffee bar several nights in a row to threaten me, sometimes saying things, sometimes passing by the window of my work area to stare me down and draw a finger across his throat. The store eventually had to hire a security guard whose entire job was to sit with me at night in case Mr. Nelson showed up. It was also during this time that Mr. Knobloch's next door neighbor and campaign manager, Mike Smith, had to obtain a restraining order against, and police protection from, Mr. Nelson for the exact same manner of physical threat and stalking. 8. Flash forward a few years to around 2004/2005, and Katie Wainio was the commercial loan officer for Sterling Savings Bank on Bainbridge Island. The bank rejected Mr. Nelson's commercial loan application for his desire to construct a large development in the Lynwood neighborhood of Bainbridge Island, a development he named "Blossom Hill". A few weeks later Ms. Wainio began her new job as the commercial loan officer at Kitsap Bank. Mr. Nelson applied for a similar commercial loan there as well and was rejected by Ms. Wainio a second time. Mr. Nelson then began stalking and threatening Ms. Wainio and she apparently sought a protective order against him.

9. Ms. Wainio then phoned other banks in an effort to blackball Mr. Nelson from every commercial lender she could think of and this delayed Mr. Nelson's development plans by many, many months. Mr. Nelson finally secured a loan from City Bank of Lynnwood and when construction began, a more than \$1 million renovation of the Manor House had to be completed before other construction could commence on the rest of the development. The initial development plan was scaled back to about 80 residential units. During construction Mr. Nelson ran afoul of the law by illegally dumping more than 2200 dump truck loads of soil into the sand pit between Bucklin Hill Road and Lynwood Center Road. The geologists who alerted the State about the illegal and possibly toxic dumping then also experienced physical threats and harassment from Mr. Nelson. Financial delays, construction delays due to the Manor House renovation, and legal troubles like the soil swap ate into Mr. Nelson's capital and as the economy collapsed into the Great

DECLARATION AGAINST MOTION FOR TEMPORARY RESTRAINING ORDER/TEMPORARY INJUCTION - 3

Recession, so did Mr. Nelson's project and it fell into foreclosure. This foreclosure cost many investors millions of dollars..

- 10. Never one to miss an opportunity Mr. Nelson attempted to file liens against himself for work completed in an effort to retain control of the development. It didn't work, for unknown to Mr. Nelson, one of the principal investors in Whidbey Island Bank was Jerry Dennon, and Mr. Dennon hated Mr. Nelson with every fiber of his being which is why Whidbey Island Bank was willing to bid \$10 million in April of 2011 for the deeds to the development that had been held by City Bank of Lynnwood prior to its collapse. Mr. Dennon's daughter was Elizabeth Kaltreider whom Mr. Nelson had raped a few years earlier and never faced the consequences of his actions for that atrocity. Ms. Kaltreider had committed suicide only two months before, and Mr. Dennon blamed Mr. Nelson for her death.
- Mr. Dennon made sure that the Blossom Hill development was foreclosed upon and later sold to John Jacobi to complete in early Summer of 2011 and renamed to "Pleasant Beach Village".
- 12. I had only learned of Mr. Nelson's rape of Ms. Kaltreider about that time in 2011 when during a conversation about the foreclosure of the development Troy Dettman told me about how he and his wife Gretchen were awoken in the middle of the night at their Ft. Ward home by a woman screaming for help. When they opened their front door, they found a naked Elizabeth Kaltreider shaking and exclaiming that she had just been raped and needed help. They witnessed several men quickly get into a car and drive away from the scene. The couple covered and comforted her and called the police. When the cops arrived, they found Mr. Nelson standing in the Dettman's driveway staring the couple down and smirking. The police briefly spoke with the Dettman's and Ms. Kaltreider and then returned to Mr. Nelson where they visibly shook his hand and then talked and joked with Mr. Nelson for a period of time. After which, the police informed the Dettman's that nothing nefarious had happened. The Dettmens witnessed the police physically assault Ms. Kaltreider and throw her onto the hood of the police car and threaten her with arrest. The police then left the scene, no official statements taken, no police report filed, no trip to the hospital for the victim, no rape kit administered. The police just got into their patrol cars and drove away, leaving a naked and traumatized Elizabeth Kaltreider in the care of two complete strangers. Sadly, Ms. Kaltreider jumped to her death off the Agate Pass Bridge in February of 2011 after telephoning her son to say

DECLARATION AGAINST MOTION FOR TEMPORARY RESTRAINING ORDER/TEMPORARY INJUCTION - 4

goodbye, but according to an ex-girlfriend of Mr. Nelson's, Mr. Nelson had informed her that Ms. Kaltreider had indeed accused him of rape and had also telephoned him in the moments leading up to her death.

13. Including my own witnessing of Mr. Nelson attempting to force himself on a teenager at a party over a decade earlier, this made for the third instance of sexual assault by Mr. Nelson of which I was personally aware. In 2009, my coworker Meghan Kent, now Meghan Angell, a graduate of Bainbridge High School in 2004, told me about how when she was an underage teen one of her female friends invited her to a party at the "Chicken Coop" speakeasy in the Lynwood neighborhood of Bainbridge Island and she went along. When Mrs. Angell arrived, she was horrified to discover that Mr. Nelson and several prominent members of the Island's community, including Bainbridge police officers and members of the fire department, were engaged in plying these underage girls with drugs, alcohol, and cash to strip and perform sex acts on the men. She said the room was out of control and deeply disturbing. This information I found so completely astounding that I didn't know what to make of it or how to process it at the time. You will note that Mrs. Angell confirms the story in a comment under my initial Facebook post about Mr. Nelson in the documents submitted as evidence in Exhibit D by Mr. Nelson where she writes "Disgusting. And True..." Apparently just like in the Jeffrey Epstein case that has recently been in the news, the men would have the girls who performed bring in their friends to also perform at later parties.

14. A few years later I was discussing the Blossom Hill development and John Jacobi's takeover with a Mr. Ryan Landworth in 2012, when Mr. Landworth said that Bill Nelson and the Chicken Coop was the entire reason he had quit the fire department and went back to school to become a blacksmith. He then told me about how one of his superiors at the department invited him to a party at the Chicken Coop speakeasy in 2006 where he discovered Mr. Nelson and other powerful men including Bainbridge police officers and fellow firefighters engaged in plying underage girls with drugs, alcohol, and cash to strip and perform sexual acts on them. Horrified that his son's classmates from the high school were being exploited like this by men who should be pillars of the community, Mr. Landworth left. The accounts of these two sources, Mr. Landworth and Mrs. Angell, means that Mr. Nelson perjured himself during the Du Wors hearing when he claimed that no such parties ever happened at the Chicken Coop.

DECLARATION AGAINST MOTION FOR TEMPORARY RESTRAINING ORDER/TEMPORARY INJUCTION - 5

15. I suddenly had independent corroboration of the same event from individuals who did not know each other and sent an email to Josh Farley of the Kitsap Sun relaying what I knew and got Mr. Farley in contact with both Mr. Landworth and Ms. Angell. Eventually, after a 7-month investigation, the Kitsap Sun did not run the story citing that since the initial incident occurred almost decade earlier and the police involved were no longer with the department thanks to the hiring of Chief Hamner, it was no longer "news-worthy". I was completely disappointed.

- 16. Since that time Mr. Dean Gellert confirmed that these parties had been going on for years at the home of Mr. Nelson's friend Bill Blakely even prior to the Chicken Coop existing, where Mr. Blakely had a stripper pole installed and regularly hired girls from Bainbridge High School to do strip shows and more for large groups of his friends. These illegal events continued when Mr. Blakeley built the Chicken Coop and installed a stripper pole in there as well. Apparently, these parties are where noted porn star Tori Black got her start doing sex work while she was still a student at Bainbridge High School. Mr. Blakely even convinced one of the teenagers who performed at these parties, Mrs. Molly Aquino Roth, to drop out of school and move in with him.
- 17. My initial Facebook post concerning Mr. Nelson was inspired by the treatment of Dr. Blasey-Ford during the Kavanaugh hearing in early October. Many people had complained that Blasey-Ford had waited 35 years to come forward and my post was a demonstration of how a victim can come forward immediately and still nothing will be done. I have little doubt that the officers who responded to the Dettman's 911 call were among the officers present at the Chicken Coop speakeasy sex parties.
- 18. After being fed up with years of whispers about rape, assault, and abuse on the Island, I created the news page The Bainbridge Island Bad List, and Mr. Nelson was one of the first men I decided to profile on the page. A large portion of the women on the island are well-aware of Mr. Nelson's bad intentions. If the comments under my initial Facebook post are any indication, Mr. Nelson will willingly go after underage girls. There is a reason they referred to him as "Bad Bill".
- 19. Mrs. Ashley Cross Degrow wrote to me about how Mr. Nelson was very inappropriate towards her when she, as a child, was visiting a job site where her father was a subcontractor for Mr. Nelson, and later groped her at a party at the Chicken Coop where Mr. Nelson's son Matt witnessed it and almost got into a fight

DECLARATION AGAINST MOTION FOR TEMPORARY RESTRAINING ORDER/TEMPORARY INJUCTION - 6

with his father over the incident. Mrs. Cross Degrow also witnessed Mr. Nelson attempting to get young women drunk specifically to take advantage of them while they were too intoxicated to consent. Mrs. Cross Degrow can also testify that Mr. Nelson lied under oath about when he stopped using cocaine and witnessed Mr. Nelson use cocaine recently. Mr. Jerod Ouellette recounted to me how he showed up to the Chicken Coop one night to find his girlfriend passed out and Mr. Nelson's hand down her pants. I was also made aware of two women, who at this time wish to remain nameless, who agreed to go to the Chicken Coop with Mr. Nelson and have no memory of the evening and woke up in a strange place with no clothes and had to escape with only a stolen blanket to cover the both of them. I was contacted by Mrs. Katie Fisher who relayed to me that Mr. Nelson took advantage of her intoxication and inability to consent and raped her in the Fall of 2012. Three people have now informed me about how at his own wife's birthday party Mr. Nelson was caught sexually assaulting a woman. I was also informed by a former employee of his about inappropriate contact Mr. Nelson had with the minor child of the former general manager of his failed restaurant. Some of the photographs on the walls of the Chicken Coop were cropped to show the faceless naked bodies of underage teen girls who had performed at the sex parties; as if displaying underage girls from the neck down somehow made it ok. Mr. Landworth has a photo on his cellphone of these "decorations" at the Chicken Coop. These stories all show a pattern of behavior by Mr. Nelson and his friends and easily establish that he is a threat to women and girls in our community, and that I was being forthright and responsible by publishing my article about him.

20. I created the Bainbridge Island Bad List as a news page to inform the community of who the predators are among us, and Mr. Nelson fits that bill to a 'T'. I didn't stalk Mr. Nelson, and I didn't harass him. I wrote an article about his predatory actions which were confirmed by many, many sources. My goal is to warn people, especially young girls, to stay away from Mr. Nelson for their own safety. The purpose of journalism is to expose abuse, and that is exactly what I have done in this instance. The abuse of women and girls, and the abuse of the system designed to serve and protect them.

21. Mr. Nelson is not scared of me, he is not intimidated by me. What he does not like is my publicly revealing what so many women and girls on this island already know; that he is a sexual predator. I don't care what

DECLARATION AGAINST MOTION FOR TEMPORARY RESTRAINING ORDER/TEMPORARY INJUCTION - 7

the abusers think. I am done being silent about the behavior of these men, and the members of our community deserve to be warned about them and to know the truth.

22. It is impossible to defame a man who is infamous in our community for his drunken, abusive, and predatory behavior. He lost \$27 million of other people's money, he illegally dumped thousands of truckloads of soil, he has a history of violence and threats, he is a well-known drunk with multiple DUI arrests to his name, including a pending charge of DUI and hit and run at the Seattle ferry terminal from June 28th of this year. At the Du Wors hearing when the judge called for a recess at 3pm in the afternoon on a Tuesday, Mr. Nelson loudly exclaimed, "Damn, I need a beer!" to which both the Judge and the bailiff shot Mr. Nelson looks of bewilderment since he had just been questioned under oath about his alcoholism and drug use; and let's not forget that Mr. Nelson has raped or sexually assaulted many women and girls on Bainbridge Island. I wrote an article and have sources for my statements. That is not defamation.

23. I ask the court to dismiss this restraining order and lawsuit. Although, if this protective order is to go further, as Mr. Nelson wishes, I ask the court to require both he and myself to submit to psychological and chemical dependency evaluations prior to the court issuing any findings about this requested order. It is my belief that Mr. Nelson's history of drug and alcohol abuse means that his recollection of events are at best shoddy, and at worst outright lies in a vain attempt to protect himself from the consequences of his actions. Also, his inability to tell the truth under oath at the Du Wors hearing means that he is an unreliable witness. Alcoholics cannot be trusted, and alcoholism is no excuse to rape and assault women and girls.

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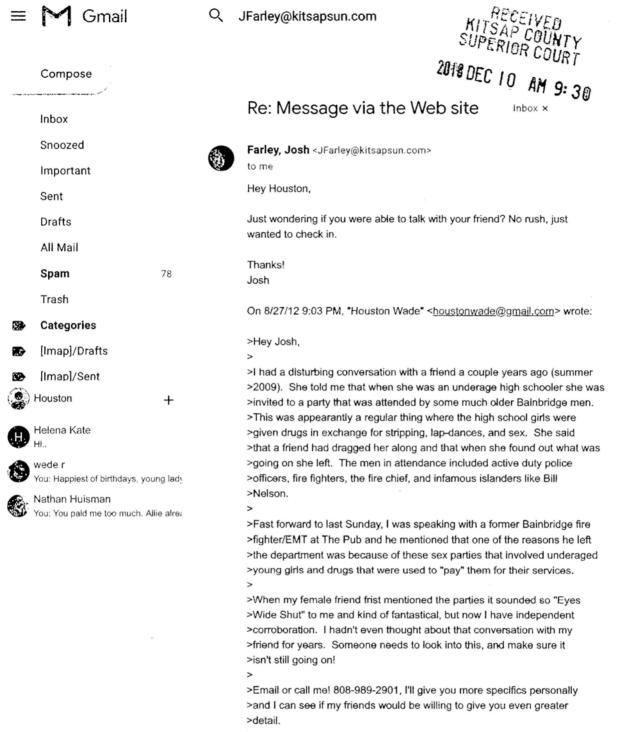
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28

Dated 6th of January 2019.

Wade

DECLARATION AGAINST MOTION FOR TEMPORARY RESTRAINING ORDER/TEMPORARY **INJUCTION - 8**



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BENCH COPY HEARING DATE <u>1/14/19</u> HEARING TIME <u>9:00 am</u> CALENDAR/JUDGE: Hemstruct

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Bill 1 message



Houston offwade@gmail.com> 2010 DEC 10 AM 9:30

Ashley Cross DeGrow <ashleyrcross206@gmail.com> To: Houston Wade <houstonwade@gmail.com> Thu, Nov 8, 2018 at 8:20 PM

Houston,

Here are a few stories I could think of. I hope they help.

Bill Nelson is a creep. I met him when I was probably around 13 on a job site with my dad. I was one of the few girls my age that had already developed a sizeable chest. I was regularly mistaken for 16 at the time, which old creepy men seemed to find an acceptable age to hit on me. I remember Bill clearly looking down my shirt and my dad saying something to him like, "hey that's my CHILD." My poor dad had no idea what to do with me other than to warn me. Afterwards in the truck on the way home my dad said to me very seriously, "stay away from Bill." I've heard my dad say this quite a few times. I'm sure my dad has seen many things happen with Bill. They went to high school together and I've never heard a good story about him from my dad.

I've had quite a few experiences with Bill and I really can't recall any of them being good. On multiple occasions I have encountered Bill at the coop and he shamelessly hit on me and touched me without consent. I can pretty clearly remember one specific time he touched me without asking. There was a resurgence of partying at the Chicken Coop at some point. This time he clearly grabbed my butt and his son almost got into a physical fight with him about it. He tried to play it off that we were in a small space and his hand grazed my butt, but at his height he would have to bend over a fair amount to even get close.

On another occasion he brought a date to my friends house, and we headed over to Bremerton on the boat for dinner. The whole night he was practically forcing drinks down her throat. It made me and obviously her very uncomfortable. She obviously was not having a good time and he was pushing and pushing her. She miraculously made it back to my friends without puking off of the boat, but did as soon as we got back. My friend insisted they stay the night and she just wanted to get away from him. I don't know what ended up happening to her that night but based on how he was touching her and giving her even more alcohol anyone could have guessed what happened after I left.

-Ashley Cross DeGrow

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HEARING DATE 1/14/19 HEARING TIME 9:00 am CALENDAR / JUDGE: Hem street



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5048 DEC 10 WW 3: 30 SUPERIOR COURTY KITSAP COUNTY KITSAP COUNTY



Bill Nelson

1 message

Katle Wiedenman <indiebanditas@hotmail.com> To: "houstonwade@gmail.com" <houstonwade@gmail.com> Sun, Dec 9, 2018 at 2:08 PM

My name is Katie Fisher and I met Bill Nelson at a bar in 2012, September, I believe.

I had been drinking with friends at isla Bonita, a bar on Bainbridge island. I don't remember talking to him much as he was older than my dad, a good 20 years older than me. After the bar, I remember very little. Being in the car and him telling me he was taking me to his home.

I remember being in his big master bath jaccuzi and then a brief memory of him on top of me. I came to enough to get a ride home immediately and shrugged the incident off as I was embarrassed.

Now that I've heard it's happened to women before, I'm questioning a lot more.

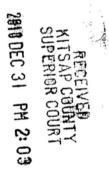
How and why would I agree to go home with a man my dad's age etc.

Anyhow, I hope he stops.

Katie Fisher

Indiebanditas@hotmail.com

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The Bainbridge Island Bad List

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A Level III sex offender, twice convicted of child molestation, has moved to Bainbridge Island, according to a statement released by Bainbridge Police Thursday.

According to police, Franklin D. Roe, 72,

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Here at the Bainbridge Island Bad List our goal is to let you know just who the worst of our neighbors are, We think you should know who the rapists, abusers, a... See More

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SUPERIOR COURT

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1/14/19 9 am Hemstreet ARING TIME

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These people manage the The Bainbridge Island Bad List Page and have chosen to have the Page appear on their profile and their name and profile picture shown on the Page.

Add yourself as a team member

Our Story

STORY

Edit

OCT 5TH, 8:49AM

Do you know the address of the chicken coup? I'm assuming it was the derelict house right across the street from treehouse bordering Blossoms parking lot?

RECEIVED KITSAP COUNTY SUPERIOR COURT

2010 DEC 31 PM 2:02

That's the one!

Laura has a friend who confided in her that she was with a girlfriend and Nelson at Treehouse after her divorce ten years ago. Bill convinced them to head to the chicken coup. The next thing she remembered was both her and her friend waking up naked. She couldn't find her cloths, wrapped a blanket around herself and got the fuck out. She had no recollection of where she was.





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some of the project to finish the four commercial/condo buildings along Lynwood Center Road that initiated construction.

"All I know is I put six long, hard years into this project — not planning on standing down," Nelson said quietly at the auction near the Kitsap County Courthouse. Dozens listened in a cold April drizzle as a trustee droned through the foreclosure readings, including Rich Pass investors angry at losing their money.

"I feel extremely let down," said one who asked not to be identified. "I think nobody in Rich Pass had the expertise to pull off a large project like this."

The investment group consisted of 15 people, most from Bainbridge Island and the rest from other parts of the nation.

Nelson's vision was to create a self-contained community at Lynwood Center where residents would have no reason to go to congested Winslow for groceries, to mail a letter or eat out.

The commercial part would be Tudor-style to mesh with nearby Lynwood Center, and would serve residents of the 88 homes Nelson was to build on the hillside above, all looking down on Pleasant Bay.

Nelson had his eye on Lynwood Center since he was a boy growing up on the island.

"I used to marvel at the architecture of Lynwood. It was so odd and different," he said.

He had his chance in 2005, when he started a first-class renovation of a historic mansion-turned-restaurant on the 16-acre Blossom Hill site. The restaurant now is closed.

In 2006, he introduced his dream of Blossom Hill to neighbors in nearby Blakely Heights and along Pleasant Beach Drive in a couple of community meetings. Some were concerned about traffic, erosion, water KITSAP COUNTY SUPERIOR COURT 2018 DEC 31 PH 2: 03



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pieces that would make the Lynwood Center neighborhood new and whole.

Construction began before the economy tanked, but stopped in 2009 in the midst of construction of the four commercial buildings. None of the hillside homes were ever built.

The project's original banker, City Bank of Lynnwood, had failed, and Nelson was unable to draw on a little less than \$500,000 remaining on his construction loan, according to Volney Howard, original investor with Nelson.

When City Bank's loans were picked up by Whidbey Island Bank, Nelson still could not make draws. The project was financially strangled. A host of subcontractors slapped liens on the property.

Since then, Lynwood Center visitors have edged by cyclone fencing and the buttoned-up construction site to get to a movie at the Lynwood Theatre or enjoy a bite at the Treehouse Café.

They long for the once charm-filled corner of Bainbridge Island to return to normal.

So do some of Nelson's loyal investors.

"We're hopeful that we can make a deal with the bank. We have some outside investment interest," said Howard, who now lives in California.

Another investor, Barbara Sinnott of Bainbridge Island, said, "Lynwood Center really has to have something over there like that, and a lot of people have told us that."

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Candidate profile — Bill Nelson

Environmental concerns are driving out other values in city decisionmaking, contractor Bill Nelson says. In what he calls an effort to "restore balance," Nelson is running for the central ward, position 4, city council seat being vacated by Merrill Robison. "For the sake of protecting Bainbridge Island's environment, we've forsaken other parts of the guality of life, such as human interaction," Nelson said. The 42-year-old island native says that excessive regulation is driving up costs and depriving the island of diversity. He is critical of council decisions such as the proposed landscape ordinance that have the effect of lowering housing densities, saying that lower densities require more land per home, which, in turn, raises prices. Conversely, he believes that to make housing more affordable, zoning needs to be changed to make higher densities possible in areas such as Lynwood Center. "We can promote affordable housing through zoning," he said. "We don't need higher density everywhere, but we need it in some areas for affordability - you can't have it both ways." Nelson believes the city could contract out much of the regulatory work it does, particularly on development matters, saving both money and staff time. "The developers have to pay for bureaucracies, and they pass those costs on to the end-users," he said. "And it takes time away from work that the city engineer, for BENCH COPY instance, needs to spend on public projects." HEARING DATE 1/14/19

Wednesday, October 10, 2001 8:00pm I NEWS

Environmental concerns are driving out other values in city decision Hen street making, contractor Bill Nelson says.

HEARING TIME 9 am

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central ward, position 4, city council seat being vacated by Merrill Robison "For the sake of protecting Bainbridge Island's environment, we've forsaken other parts of the quality of life, such as human interaction," Nelson said.

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"The developers have to pay for bureaucracies, and they pass those costs on to the end-users," he said.

"And it takes time away from work that the city engineer, for instance, needs to spend on public projects."

Nelson favors allowing four south-end neighborhoods that claim widespread septic failures to install sewer service.

"There is a known health and safety issue," he said, "and it is incumbent upon the city to act."

He does not share concerns expressed by some council members that any additional sewer service will lead to increased densities, saying that the existing zoning is adequate to address growth issues.

Nelson is also opposed to the Bainbridge Harbor Commission's draft plan for Eagle Harbor, which would permit liveaboards to continue using a portion of the harbor.

"The water is for everybody," he said. "I don't want to see the liveaboards leave – I like those people – but why should they have open space at everyone's expense?" He disputes that argument that living on board constitutes a long-standing, historic use of the inner harbor.

"The first time anybody anchored out there was in the late '70s or early '80s, when some kids towed a houseboat out there and used it for parties," he said.

Instead of an anchor-out liveaboard area in the inner harbor, Nelson would like to see an extension of the city dock at Waterfront Park to create a number of additional mooring slips.

Some of those should be subsidized, he said, to provide affordable-housing opportunities.

Island industry

After graduating from Bainbridge High School, Nelson worked at a variety of jobs – commercial fishing, construction, on a tug, and at the old Wyckoff plant.

He founded Nelson Wood and Glass in 1987, and the company now employs 17 people.

This is his second try for a city council seat. In 1993, he narrowly lost to incumbent Charles Averill.

Nelson criticizes opponent Bill Knobloch as a single-issue candidate, referring to Knobloch's opposition to the proposed driving range at Wing Point golf club, saying single-issue advocacy does not produce a wellrounded candidate.

But Nelson, a Wing Point member, is not adamantly in favor of the driving range itself. He would like to see the city consider building a public driving range, open to everybody, perhaps on the SR-305 corridor.

"Land right on the highway is too noisy to be developed, but the traffic wouldn't be a problem for a driving range," he said.

Nelson thinks the no-growth or slow-growth faction in the community – "the people who want Bainbridge Island to stay exactly the way it was when they moved here" – is over-represented on the present city council. He blames that on the lack of involvement from those with different viewpoints.

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"Very few people who work on the island are involved in government," he said.

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Bainbridge buzzing over Blossom Hill soil swap

ike the hole that marks their origin, the nountains of dirt – atop the triangle of land ordered by Fletcher Bay, Bucklin Hill and ynwood Center roads – are growing. The dirt vill eventually be loaded into dump trucks ind hauled a short distance south to a new esting place, beneath the Blossom Hill levelopment taking shape on the hillside ibove Lynwood Center. Simply put, the project is a soil swap: Blossom Hill is getting ibout 2,200 dump truck loads of workable and in exchange for a larger amount of less lesirable glacial till that will go back into the ground at the borrow site.

Vednesday, June 11, 2008 6:41pm I NEWS

Like the hole that marks their origin, the nountains of dirt – atop the triangle of land ordered by Fletcher Bay, Bucklin Hill and Lynwood Center roads – are growing.

The dirt will eventually be loaded into dump trucks and hauled a short listance south to a new resting place, beneath the Blossom Hill levelopment taking shape on the hillside above Lynwood Center.

Simply put, the project is a soil swap: Blossom Hill is getting about 2,200 lump truck loads of workable sand in exchange for a larger amount of less lesirable glacial till that will go back into the ground at the borrow site.

The project has piqued the curiosity of passing motorists, and raised questions about its possible impacts on underground water in the area, ince there is an aquifer beneath the dig site and several wells nearby.

Some neighbors simply can't get over the enormity of the hole and its issociated piles, which were enough to prompt long-time contractor and .ynwood Center resident Charlie Christenson to take his first trip to City

BENCH COPY HEARING DATE 1/14/19 HEARING TIME 9am CALENDAR/JUDGE: Henstreet Hall.

'I've never been in here before," Christenson said last week at the planning counter. "But when I saw this... I can't even imagine something like this going on. I guess there are no rules here anymore."

A grade-and-fill permit for the work was issued by the city last month to Velson, Wood and Glass, the firm behind the Blossom Hill project.

'roject managers Bill Nelson and Norm Landry said the dig site – owned by Ving Point resident Bill Moore – has long been used as a source of sand, as have other nearby sites that have since been capped without causing lamage to the aquifer.

As part of the permitting process, the firm was required to pay for an outside evaluation of the project's potential impacts.

Completed by Bainbridge-based Aspect Consulting, the study found the project would require mitigation to ensure proper recharge of the aquifer.

'Removal of the sand material and placement of low permeability fill naterials will diminish recharge," it said. "The flux of recharge through the ower permeability materials will be significantly less than under current conditions."

The study went on to say the total loss of recharge is "relatively small on a pasin-wide scale... but has the potential to be locally significant to any existing or future wells completed close to the project."

Bioswales and infiltration galleries – both modern stormwater nanagement techniques – will be part of the mitigation work. To ease stormwater flow, the perimeter of the site will have a slightly raised berm.

A layer of sand and hydroseed will be placed atop the glacial till. No organic naterials will be put into the site.

Nork began about three weeks ago, and could take another six weeks, lepending on the weather.

'We looked carefully at the risks and are confident in what we're doing to ake care of the aquifer," Nelson said. "We spent nine months studying this - It's not just a guessing game."

But not everyone is satisfied with the Aspect study or the process by which he city permit was issued, according to comments submitted to planners.

Some people were worried about potential impacts of the dig on their wells. Others said the project wasn't properly noticed, which left an inadequate imount of time for public comment.

South-end resident and hydrologist Douglas Dow said the Aspect study isn't sufficient.

'While Aspect's analysis of the possible water quality changes to water bassing through these soils may be true, I don't believe it has any relevance o the question of potential degradation of groundwater under the triangle bit," he wrote in his comments.

'Without background monitoring of the water quality of the underlying iquifer pre-and post-pit, how can the pit operators determine there has been no degradation?"

Dow, who said he has worked with the city on other projects and is familiar vith the area's hydrology, said he'd prefer to see the work stopped until a nore thorough analysis can be done.

City Planner Josh Machen said Aspect has been monitoring the work and will be required to sign off on the final product. He said he isn't aware of any negative impacts associated with past excavations of sand that had nappened nearby.

'Those projects were closer to the well sites," he said. "If there were roblems, we probably would have seen them show up by now."

Along with the city and Aspect, the Kitsap County Health District reviewed he plans.

The excavation falls just short of being a mining project, a designation that vould have required additional permits.

The excavation area is permitted to be just under three acres in area and 15 eet deep. Originally the plan was to haul the Blossom Hill dirt to Suquamish, but Nelson said their chosen option is better because it reduced uel costs and emissions from trucks having to take loads off the island.

Trucks traverse about a mile of roadway before dropping loads at the Blossom Hill site, which will soon transform the area around Lynwood Center.

The first four mixed-use buildings will begin to rise at the bottom of the hill his summer, and should be finished by 2010. Over the next five years, some 30 residential units are slated to fill out the hillside.

Aeanwhile, Moore said he hopes the triangle of land he's owned since 1989 vill be improved when the excavation is finished.

He doesn't have any plans to develop it, but said it's been prone to problems n the past, including off-roading, drinking parties and bonfires. The oppearance of junk on the lot has also been routine.

Noore said he hauled away \$3,500 worth of garbage a few years ago – three usted cars were among the load – and had done his own grading work to imit illegal uses of the land before deciding to partner with Nelson.

Ie said that when the work is finished the site will look much the same as it lid before, hopefully minus some of the old problems.

But even he's shocked by the way things look now.

'It's an interesting site," Moore said. "When you see the pit it looks like hey're getting ready to build the Seafirst Building (skyscraper) – but here's no Seafirst Building going in."



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Whole lot of hole

HEARING TIME 9 am

Since work began last month, a south-end soil swap has turned more than just dirt.

Friday, June 27, 2008 8:46pm I [NEWS]

Since work began last month, a south-end soil swap has turned more than Hems treet just dirt.

It's also turned the heads of neighbors and passersby, some of whom are wondering aloud whether the size of the excavation – at the triangle of land bordered by Fletcher Bay, Bucklin Hill and Lynwood Center roads – exceeds what was permitted by the city.

After receiving a number of queries about the project, City Administrator Mark Dombroski went to the site himself earlier this month.

"I thought it did look large," Dombroski said at Wednesday's City Council meeting, in response to a number of public comments on the project.

The excavation began last month, following the issuance of a grade-and-fill permit. Since then, truckloads of dirt have been unearthed and shuttled south to the Blossom Hill development taking shape on the hillside above Schwarz Lynwood Center.

The idea is to trade less workable glacial till from Blossom Hill for about 2,200 truckloads of sand at the excavation site, according to a permit application filed by project developers Nelson, Wood and Glass.

The dig can't legally exceed three acres in area or 15 feet in depth without the issuance of additional permits, according to city and state officials.

Dombroski sent a letter to Nelson, Wood and Glass on June 6, asking for verification of the size of the project.

A response came on June 13, but Dombroski said it didn't fully address whether the excavation was being carried out according to permits, and in particular didn't resolve questions about the dig's size. RECEIVED HITSAP COUNTY SUPERIOR COURT

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Assurveyor from the state Department of Natural Resources was scheduled to visit and measure the site Friday.

If for some reason that didn't happen, Dombroski said, the city will send out its own surveyor next week.

Project manager Bill Nelson said Thursday that the project is in compliance with city permits, and the firm is in the process of substantiating the size of the dig. According to him, the final amount of soil removed will be 25 percent less than what was originally planned.

"We're comfortable with where we're at on this," he said. "The city's been careful and so have we – we don't want the liability of contaminating an aquifer."

Owned by Wing Point resident Bill Moore, the property has long been used as a source of sand, as have other nearby sites that have since been capped without causing damage to the aquifer.

Mitigation work is required as part of the work, since a study paid for by developers and conducted by island firm Aspect Consulting found the project would impact aquifer recharge.

Bioswales and infiltration galleries – both modern stormwater management techniques – are part of the mitigation plan. To ease stormwater flow, the perimeter of the site will have a slightly raised berm.

A layer of sand and hydroseed will be placed atop the glacial till. No organic materials will be put into the site.

Still, many islanders have been critical of the Aspect study. They say they're concerned that not enough is being done to address the potential impacts of the project on groundwater in the area, which is home to numerous wells.

Several people at Wednesday's council meeting also questioned the size of the dig, among them geologist Malcolm Gander, who urged the city to halt the project until some of the concerns raised by neighbors are addressed.

"We're not going away on this one," Gander said. "It is a finite water supply." Others criticized the city for being slow to act, despite numerous warnings.

"I'm wondering why it's taking the city so long to shut down this site," said south-end resident Lisa Macchio.

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The big dig that was undone

An appeal against a stop-work order at a south-end sand pit was denied by the city hearing examiner last week. HEARING DATE 1/14/19

Tuesday, September 23, 2008 8:54pm I NEWS



The city hearing examiner denied an appeal on a stop-work order for the sand pit near Lynwood Center.

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An appeal against a stop-work order at a south-end sand pit was denied by the city hearing examiner last week.

The stop-work order at the sand pit borrow side – a triangle of land bordered

by Fletcher Bay, Bucklin Hill and Lynwood Center roads – was issued in June of this year. Sand at the site was being extracted by Nelson Wood and Glass, owned by Bill Nelson, for the ongoing Blossom Hill development at Lynwood Center.

Upholding the stop-work order meant that Nelson would have needed a $\underbrace{\omega}$ conditional-use permit issued by the city to continue with the filling of the site. However, now Nelson will have to seek additional permits from the \underbrace{N} Department of Natural Resources to continue reclamation since the agent is taking over jurisdiction in the matter.

DNR has argued that, since the site has historically been used as a sand mine, Nelson will be responsible for reclamation on the whole 4.2-acre site, not just the three acres he was originally permitted to use.

Under state law, a dig that exceeds three acres and a depth of 15 feet is classified as a surface mine subject to regulation under the Surface Mining Act of 1971. DNR in essence argued that access to a portion of the site constitutes access to the entire site and applicable laws.

Activity originally approved at the site allowed for the removal of 20,000 cubic yards of sand from a 3-acre area which was to be replaced by roughly 30,000 cubic yards of glacial till. The entire site was to then be covered with top soil.

The project was tagged by the city after citizen complaints. The stop-work order was issued because the size of the site being used in the project exceeded the three-acre maximum surface area due to the storage of stockpiled top soil for the final phase of reclamation. The storage of that soil on-site was also not allowed in the original permit.

When DNR officials were contacted, they said they had received a partially completed surface mining application that had not yet been paid for.

Nelson could not be contacted regarding the permit or the hearing examiner's decision at the time of printing.

Notes from last week's hearing show that Nelson admitted the project exceeded its required scope. The hearing examiner also noted that ongoing activities at the site were not threatening to the environment.

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scattle) https://www.seattlepi.com/local/sound/article/Development-is-ready-to-blossom-with-new-owner-2153046.php

Development is ready to blossom with new owner

By Dennis Anstine, BAINBRIDGE ISLAND REVIEW Published 12:30 pm PDT, Friday, September 2, 2011

John Jacobi now has a challenge to tackle during his "semi-retirement" years.

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The founder nearly 40 years ago of Windermere Real Estate in Seattle has purchased the stalled Blossom Hill development rhood into a community ge Island.

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	s of the puzzle, other than
rename the development Pleasant Beach Village and to	continue with the general $\overrightarrow{\mathbb{H}}$
vision of the original developer/owner, Bill Nelson and R	ich Pass LLC.

He is no longer vague, however, especially about his ultimate goal.

"It's a huge project, though I've actually done something like it before and had some success. But this is not about the money in this case," said Jacobi, who has spent his working life buying, selling and developing property. "This is about leaving a legacy for my family and being a steward for property that will be a good contribution to this community. I feel very strongly about it."

Jacobi still spends some days at his office in Lake Forest Park and has houses in both Seattle and Bainbridge. But much of his family lives on the island, where, at 70, he's spending more time these days. And that will increase as he assumes a "hands-on" approach to his new project.

A family affair

As is his nature, he said, he's surrounding himself with many people who share his x

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and **norm Landry**, who served as neison's project supervisor for the four unminished buildings fronting Pleasant Beach Drive.

After spending 60 days of due-diligence analysis before purchasing the property from Whidbey Island Bank for less than \$10 million, Jacobi said it's "now full speed ahead" with the first phase of the project's new life.

Some parts of the plan are still being formulated, but the general concept is to turn the area into a service center that supports the south end of the island. It goes something like this:

. The last phase of the project - construction of some living units on the upper part of the property - remains intact at this point and is still at least a few years from fruition.

However, the original concept called for some 75 living units of various types and Jacobi said the number of units may be reduced and the types of residences changed, too. He considers a hillside community viable in the future, but there's no rush because of the current real estate climate.

. The first move involves Edna's, the current name of the large restaurant sitting on the bluff above Pleasant Beach Drive. Nelson spent more than \$1 million renovating it inside and out, and then reopened it as an upscale eatery just about the time the economy slowed

It bombed, and was on the market at one time for about \$3 million.

Jacobi wants to turn it into an event center, which he thinks makes sense considering the size of the complex and the dramatic view it offers of Rich Passage.

Work is already under way to return the interior into the dark-wooded "manor house" environment that still exists in the small "fireplace lounge." Jacobi hopes to hire an event director soon with the goal of opening the complex before the holidays. . The pivotal change involves scuttling the condominium/apartment concept for th Our Company Advertise Adchoices Terms and Conditions Privacy Policy

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The fourth building, which is northerly and the furthest from being done, might become a microbrewery and provide an anchor tenant. The bottom floor of the other three buildings would remain retail space.

This part is tentative, of course, since Jacobi would need to get a rezone from the city in order for an overnight lodge to be included in the project. He sees the lodge as overnight accommodations for people attending weddings or other large events at the restaurant.

"We're still open to what the community wants and we feel this will complement what is already there - what Steve Romein has done at Lynwood Center, which is terrific," he said.

With that in mind, he wants the exterior facade of the four buildings to be similar to the historic Lynwood Center complex. Originally, the four buildings on Blossom Hill were going to have a wood and brick facade, but Jacobi wants it to be only wood so it mirrors the building across the road.

"My vision of this is as a service center that fits in with what exists," he said. "And I have no restrictions. I am open to suggestions and I will be in touch with Romein and others involved in commerce in the area."

A different time

Whidbey Island Bank took over the **City Bank of Lynnwood's** assets and loans after a FDIC-forced closure, including the Rich Pass LLC loan. The bank officially became the development's owner in early April when it paid \$10 million for the property at a foreclosure auction.

Nelson said this week that he has "pending negotiations" with the new owner for equipment, fixtures and furniture in the restaurant. He said there's also the matter of nearly \$1 million in liens - including nearly 400,000 by **Nelson Wood & Glass** as a

 subcontractor for the project - that were filed against Rich Pass LCC after the
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Nelson said he understood and has no hard feelings about what has happened.

"It's really a global problem, I'd like to take it personal, but it's hard to do that unless I'm abused on the way out the door," he said. "I started this thing six years ago and it was a hell of an opportunity, but not for this time. These days, only people with cash can play. But I've moved on and now Mr. Jacobi can go forward with it. For him, I think the value is three to five years out."

Jacobi said after work on the event center is done his team's attention will turn to getting the four building completed, and then focus on what will be placed inside them.

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This article was originally published in the Bainbridge Island Review on September 01, 2011.

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HEARST



By Dennis Anstine, BAINBRIDGE ISLAND REVIEW Published 1:35 pm PDT, Saturday, June 25, 2011

John Jacobi, the founder of Windermere Real Estate, has signed a 30-day due diligence contract with Whidbey Island Bank to explo the unfinished Blossom Hill development in Lynwood Center.

Jacobi and his island partners in the venture - Jim Laws, owner/broker of Windermere Bainbridge Island, and Tad Fairbank of Company - have decided to evaluate the prospects and determine the resources needed to complete the 16-acre project.



The development, which includes four commercial/residential structures interior and exterior work on them, was stalled about two years ago wher Lynnwood quit lending money to developer Bill Nelson and his Rich Pass

Whidbey Island Bank took over the Lynnwood bank's assets and loans af ne the development's owner in early April when it paid \$10 million for the p

BENCH COPY HEARING DATE 1/14/19 HEARING TIME 9am CALENDAR/JUDGE: Hemstreet

With Jacobi currently traveling overseas, Laws outlined how the deal came about this week. He said Jacobi, who maintains a reside visits Lynwood Center's businesses, decided completion of the project was in the best interest of islanders and the needs of the his

"John feels strongly that someone local should be the steward of this project," Laws said. "We are considering all possible uses for our goal is to do whatever is best for the island and the people who live here."

After the foreclosure, Laws said he was instructed by Jacobi to "find out what's going on with the property and let him know."

Laws met with a banker representing Whidbey Island Bank and did a walk-through of the property.

"That just got us more excited because I think what is sitting there is very well done," Laws said. "The collaboration between the X

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said and done. He said a purchase price is part of the signed agreement, but he declined to reveal the amount.

"Right now we're concentrating on what exists," he said. "It's an eyesore and it's been a waste of resources, but it is in good shape. . engineering firm keeping a protective eye on the buildings."

If Jacobi decides to tackle the project, Laws said, finishing the existing buildings as soon as possible would be the first goal. But the existing nearby restaurant would also be part of the deal.

"Nelson's vision was for a total of 73 modestly dense units on the hillside (with 15 condos above the street-level commercial buildir feasibility of that," Laws said. "John's and Bill's visions about believing in the area, the design and the location have a lot of similarit because of the money and a tough market out there. Of course, we're aware of that."

What excites Jacobi, Laws said, is the potential of turning Lynwood Center into a bustling hub on the south end of the island. Projec renovation of the Lynwood Center building and the success of the Blossom family's Lynwood Commons have already turned the set favorite.

"Lynwood Center is very vibrant right now," Laws said. "Romein and the Blossoms have good developments there and it's a great plaure."

Nelson had said in late April that he and his 15 Rich Pass investors were still interested in buying back the project. Laws said he wa though he knew others were looking into it.

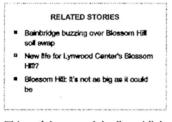
Nelson said Thursday that the 30-day deadline won't be easy to meet and he hasn't given up yet.

"I'm one of those guys that grinds it out to the end so we'll see what happens," he said. "It's kind of bittersweet from the standpoint something, taking all the risks, you get caught up a horrible economic tsunami, and then someone else steps in. But I won't be throw because you never know what'll happen."

Laws said there's no doubt the situation remains fluid.

"If we proceed, we would probably move with as much speed as possible," Laws said. "The bank renewed the permits, so unless we don't have a permit issue. As far as changing things, we don't know, but it's possible. Tad (Fairbank) would be the contractor and he development."

Study findings and recommendations will be reviewed by July 20, said Laws.



This article was originally published in the Bainbridge Island Review on June 24, 2011.

C 2018 Hearst Communications, Inc.

HEARST

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Name			Dat	e of Birth		
NELSON, WILL	JAM P				a ta sa a sa ta sa	mestel e a e fa
Cases (1)						
Case Num	ber File [Date Type		Location	Party Name	
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09-2-02641-8	10/15/2009	COM Commercial	Kitsap

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۲ 	NELSON, WILLIAM F)		a ta shekara a shekara ta s	tora e consta construir fonteseud
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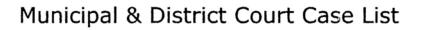


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There are 3 public non-sealed records that match your search criteria.

Case Number	Person Name	File Date	Participant Code	Status
Y11-05530	Egp Investments Lic	10-12-11	Plaintiff	Closed
Y11-05530	Nelson, Janine M	10-12-11	Defendant	Closed
Y11-05530	Nelson, William P	10-12-11	Defendant	Closed



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Directions

Kitsap District 614 Division St, MS 25 Rm 106 Port Orchard, WA 98366-4684 Map & Directions 360-337-7109[Phone] 360-337-4865[Fax] Visit Website

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What is this website? It is a search engine of cases filed in the municipal, district, superior, and appellate courts of the state of Washington. The search results can point you to the official or complete court record.

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which the case was filed to view the court record or to order copies of court records.

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To get directions or information about a Court in this list, view the Washington Court Directory.

There are 3 public non-sealed records that match your search criteria.

Case Number	Person Name	File Date	Participant Code	Status
31371	Nelson, William Peter	08-24- 9 4	Defendant	Closed
C00006919	Nelson, William Peter	11-27-06	Defendant	Closed
17841702	Nelson, William Peter	05-12-14	Defendant	

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Directions

Bainbridge Municipal Location: 10255 NE Valley Rd Bainbridge Island, WA 98110-4337 Map & Directions 206-842-5641[Phone]

206-842-0316[Fax] [Office Email]

Visit Website

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complete court record? You can contact the court in which the case was filed to view the court record or to order copies of court records.

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Lawsuits: NELSON CONST & PLANNING INC

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Lawsuit Against the Bond or Savings

NELSON CONST & PLANNING INC

Cause no. 17-2-01698-7 Complaint filed by OYSTER BAY INN & SUITES OUTON County KITSAP Complaint against bond(s) 100266084 Open Interplead? No

Complaint date 04/18/2018

Complaint amount \$101,342.82

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Help us improve

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	A for a most rate of the							
1	Houston Wade	· ·····						
	C/O Bruciato							
2	236 Winslow Way East Bainbridge Island, WA 98110							
3	houstonwade@gmail.com							
4	SUPERIOR COURT OF THE STATE OF WASHINGTON							
5	IN AND FOR THE COUNTY OF KITSAP							
6								
7	WILLIAM P. NELSON,	Case No.: 18-2-03205-18						
	Plaintiff,	LAND FILL						
8		JAN 15 2019						
9	vs.	ANSWER ALISON H. SOWNTAG						
10	HOUSTON WADE,	" SOWNTAG						
11	Defendant							
12	COMES NOW the defendant Houston Wade in answering the allegations of							
13	the Complaint on file herein, affirms, denies, and alleges as follows:							
14	Answering the allegations of Paragraph 1 of the Complaint herein, Mr.							
15	Wade denies that Mr. Nelson relies on the trust of his clients and customers							
16	and Mr. Wade alleges that Mr. Nelson instead relies upon their ignorance of							
17	his many crimes and violations.							
18	Answering the allegations of Para	Answering the allegations of Paragraph 2 of the Complaint herein, Mr.						
19	Wade denies that he is in his mid 30's	and alleges that he is in individual						
20	in his late 30's. Mr. Wade affirms that	he is a resident of Kitsap County,						
21	Washington. Mr. Wade affirms that he is	the publisher the Facebook news page						
22	"The Bainbridge Island Bad List" located at the URL							
23	https://www.facebook.com/The-Bainbridge-Island-Bad-List-2159138697707311. Mr.							
24	Wade affirms that he posted an article about Mr. Nelson. Mr. Wade denies that							
25	the page, or the article about Mr. Nelson, is defamatory since defamation							
26	requires lies to be present. Mr. Wade alleges that Mr. Nelson does not have							
27	enough positive regard in the community for his character to be defamed							
28	Answering the allegations of Paragraphs 3 of the Complain herein, Mr.							
	ANSWER - 1	18 – 2 – 03205 – 18 AN 18 Answer						

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Answer 4670097 Wade affirms all facts.

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Answering the allegations of Paragraph 4 of the Complaint herein, Mr. Wade affirms that he wrote an article alleging that Mr. Nelson committed rape and got away with it and alleges that the Bainbridge Island Police Department did not due their duty to help the victim of the assault. Mr. Wade affirms that several years later Mr. nelson's victim did commit suicide leaving her son without a mother. Mr. Wade denies that the rape occurred in "Fort Warden". Mr. Wade alleges that the rape occurred in a home in the Ft. Ward neighborhood on Bainbridge Island. Mr. Wade denies that anything he wrote in the article is fabricated, a lie, or false and that none of what he wrote constitutes defamation.

Answering the allegations of Paragraphs 5 of the Complain herein, Mr. Wade affirms that Mr. Nelson abused his wife and children and has previously assaulted his children. Mr. Wade affirms that he was between he ages of 4 and 5 years old when Mr. Nelson moved into the Olsen residence at 330 Grow Ave NW, Bainbridge Island which was upstairs from Mr. Wade. Mr. Nelson testified under oath at the Du Wors v. Wade hearing at the Bainbridge Island Municipal Court on November 6th, 2018 that this was a period of notable cocaine use by his person. Mr. Wade denies that any of these allegations are untrue, a lie, or defamatory.

Answering the allegations of Paragraph 6 of the Complaint herein, again, Mr. Wade affirms that there are other articles on "The Bainbridge Island Bad List" but denies that any of them are defamatory. Mr. Wade affirms that he has not discouraged the dissemination of any of this factual material. Mr. Wade alleges that the comments made under his post about Mr. Nelson confirms the already existing negative opinion of Mr. Nelson by the community, and many of the comments confirm Mr. Nelson's predilection for underage girls, drinking to excess, and repeated sexual assault.

underage g

Answering the allegations of Paragraph 7 of the Complaint herein, Mr. Wade denies that he has encouraged others to be vindictive towards Mr. Nelson. Mr. Wade alleges that he has in fact encouraged others, especially women and girls, to stay away from Mr. Nelson. Mr. Wade denies that he bankrupted Mr. Nelson. Mr. Wade alleges that he brags about how he HELPED bankrupt Mr. Nelson. Mr. Wade alleges that the actual bankrupting was due to Mr. Nelson stalking and harassing a commercial loan officer who managed to get Mr. Nelson blackballed from most lenders in the state of Washington as the result of Mr. Nelson's own actions.

Answering the allegations of Paragraph 8 of the Complaint herein, Mr. Wade denies that any of what he wrote constitutes defamation. Mr. Wade affirms that anyone who reads his posts on his personal page or on "The Bainbridge Island Bad List" would have been made aware of sex crimes Mr. Nelson has committed against women and girls. Mr. Wade alleges that people who read the comment concerning the "Chicken Coop" would also have read the underneath comment by Mrs. Meghan Angell, who was brought to perform sex acts there as a minor, confirming the allegation by writing the words "Disgusting. And true..." Mr. Wade affirms that the underage sex parties at the Chicken Coop were in conjunction with both members of the Bainbridge Island Police Department and the Bainbridge Island Fire Department. Mr. Wade confirmed this with a man who was a member of the fire department who was invited to, and attended, one of the underage sex parties organized by Mr. Nelson and his compatriots. Mr. Wade denies that the statements are untrue, lies, or defamation. Mr. Wade alleges that people confirmed Mr. Nelson's actions and character on the concerning posts made about Mr. Nelson to Facebook.

Answering the allegations in Paragraph 9 of the Complaint herein, Mr. Wade denies that any of the posts to Facebook or other websites are defamatory. Mr. Wade affirms that he alleges criminal behavior by Mr. Nelson ANSWER-3 1 including rape, child abuse, domestic violence against a spouse, illegal and 2 immoral acts involving minor females, and providing alcoholic beverages and 3 illicit drugs to minors. Mr. Wade denies that Mr. Nelson defrauded business 4 partners and investors. Mr. Wade alleges that Mr. Nelson is of such awful 5 character, an abuser of alcohol and drugs, and so bad at business that his 6 investors and partners lost their money.

Answering the allegations of Paragraph 10 of the Complaint herein, Mr. Wade has no knowledge of any letters sent to Mr. Nelson's clients. Mr. Wade asks if any police reports were ever made regarding the incident(s). Mr. Wade denies that Mr. Nelson is fearful. Mr. Wade alleges that Mr. Nelson has a history of stalking and threatening members of the community including Mr. Wade himself. Mr. Wade alleges that Mr. Nelson has come to Mr. Wade's place of work specifically to film him and has passed the footage on to Mr. Rick Rynearson to publish to Twitter, Facebook, and YouTube. Mr. Wade does not support using lime on Mr. Nelson. Mr. Wade repeatedly encourages everyone, especially women and girls, to stay away from Mr. Nelson.

Answering the allegations of Paragraph 11 of the Complaint herein, Mr. Wade again denies that the post and article concerning Mr. Nelson are defamatory. Mr. Wade alleges that the post and article do indeed constitute protection under the 1st Amendment to the Constitution of the United States.

Answering the allegations of Paragraph 12 of the Complaint herein, Mr. Wade denies he has injured Mr. Nelson's reputation, "good name", mental tranquility, ability to conduct his profession, and Mr. Wade denies that he has contributed to Mr. Nelson's loss of business, or ability to about Bainbridge Island. Mr. Wade alleges that a large portion of the population of Bainbridge Island already hold Mr. Nelson's reputation in an overwhelmingly negative light and that Mr. Nelson does not have a "good name" to tarnish. Mr. Wade alleges that the truthful post and article about Mr. Nelson does not ANSWER-4

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warrant the award of any damages.

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Answering the allegations of Paragraph 13 of the Complaint herein, Mr. 2 Wade denies that his community service of making the remaining population of 3 Bainbridge Island aware of Mr. Nelson's illegal and dangerous behavior 4 warrants the issuance of a temporary restraining order, Mr. Wade denies that 5 any damage to Mr. Nelson's reputation is the fault of Mr. Wade. Mr. Wade 6 alleges than any negative reputation of consequences Mr. Nelson encounters is 7 due to Mr. Nelson's predatory behavior and over use of drugs and alcohol. Mr. 8 Wade agrees that Mr. Nelson will continue to suffer irreparable harm to his 9 business, income, health, mental tranquility, and reputation, but Mr. Wade 10 alleges that this is because of Mr. Nelson's own actions and history of 11 admitted substance abuse. 12

Answering the allegations of Paragraph 14-17 of the Complaint herein, Mr. Wade denies any and all allegations.

Defense 1 - Failure to State a Claim

Defendant answering the Complaint herein, alleges that all allegations and counts brought forth therein fails to state a claim for which relief can be granted.

WHEREFORE, Defendant prays that the Plaintiff take nothing, and the Defendant have judgement against the Plaintiff and recover the costs of suit herein, and such other relief the court may deem proper.

Dated this 29th day of December 2018.

Houston Wade

C/O Bruciato 236 Winslow Way East Bainbridge Island, WA 98110

ANSWER - 5

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· *						
1	person you are entitled to notice before a default judgment may be					
2	entered.					
3	Any response or notice of appearance which you serve on any party to					
4	this lawsuit must also be filed by you with the court within 20 days					
5	after the service of summons, excluding the day of service.					
6	If you wish to seek the advice of an attorney in this matter, you					
7	should do so promptly so that your written response, if any, may be					
8	served on time.					
9	This summons is issued pursuant to rule 4 of the Civil Rules for the					
10	Superior Court.					
11						
12						
13	Dated: November 30,2018					
14	Attorney for Plaintiff					
15						
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28	SUMMONS Law Office of Kent R. Bratt 2901 Perry Avenue Ste. 4 Bremerton, WA 98310 (360)479-5809					

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	A	LISON H. S	ONNTAG			
	· ·					
KITSAP COUNTY SUPERIOR COURT FOR THE STATE OF WASHINGTON						
William P. Nelson Plai	intiff(s), No. 18-2-03205- Sanction of Attor					
vs.						
Houston Wade et. al. Defendant(s).						
Comes now Kent R. Bratt, Attorney for Plaintiff, submitting time records to establish the amount						
of Sanctions previou	usly awarded to Plaintiff against the Defendant and d	leclares under j	penalty of perjury			
as follows:						
12/10/2018	Travel and Attend hearing. No submissions By Defendant. Hearing continued. Attorney fee Sanctions imposed by Court. Attorney to file					
	Time request	1.0	\$300.00			
01/11/19	Re-prepare for hearing. Review matereials etc.	.5	\$150.00			
Total attorney's fees	S		\$450.00			
I, Kent R. Bratt, hereby declare under penalty of perjury that I have reviewed the foregoing, know of its contents and believe the same to be true and correct. Executed at Bremerton Washington on January 14, 2019						
		-				
	Kent R. Bratt Attorney	of for Plainitff				
	WSBA # 12590					
Attorneys fees	Law Office of 2901 Perry Av					
	Bremerton Wa 360-479-5809	shington 983				
			18 – 2 – 03205 – 18 ST 21 Statement			
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-	FILED KITSAP COUNTY					
1		2019 JAN 29 AM 10: 47				
2	of this document (1) in the mails of the United States of America, addressed to each counsel of record, postage prepaid, and/or (2)	ALISUN H. SUNNTAG				
3	counsel of record. I certify under penalty of perjury under the laws of the State of					
4	Washington that the foregoing is true and correct. Dated , 2010 at Bremerton, Washington.					
5						
6						
7	SUPERIOR COURT OF KITSAP COUNTY STATE OF WASHINGTON					
8 9						
9 10	William P. Nelson) NO. 18-2-03205-18					
10	Plaintiff,					
12	vs. JUDGEMENT ON SANCTION AWARD					
13	Houston Wade et.al.					
14						
15	Defendant)					
16						
17	JUDGEMENT SUMMARY					
18	A. Judgement Creditor <u>William P. Nelson</u> B. Judgement Debtor <u>Houston Wade</u>					
19	B. Judgement Debtor Houston Wade C. Principal Judgement amount \$ 450,000 1 st payment received \$ -0-					
20	Principal Judgement amount remaining \$					
21	E. Attorneys Fees\$ -0-F. Costs\$ -0-	—				
22	G. Other Recovery Amount \$					
23	I. Attorneys fees, costs, and other recovery amounts shall bear interest at $\frac{12}{9}$ per annum					
24	J.Attorney for Judgement Creditor:Kent R BrattK.Attorney for Judgement Debtor:Pro Se					
25 26						
26 27						
27 28		18-2-03205-18				
20		10 - 2 - 03205 - 18 JD 22 Judgment 4796131				

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JUDGEMENT

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2 3 The above-entitled matter comes on ex-parte for entry of judgement upon on arbitration award granted in favor of the Plaintiff herein. Now therefore, It is Ordered, Adjudged and 4 5 decreed that judgement is awarded Plaintiff, William P. Nelson, against Defendant, Houston Wade, of Hor hundred from dollars, (\$ 450) of which_ 6 20) has been paid, leaving a balance of _____ 450 7 (\$ dollars R (\$ 4,50 **) remaining outstanding on the Judgement with interest thereon from and after 8 December 10, 2019, at the annual rate of twelve percent (12%) per annum until paid in full. 9 10 11 Dated: January 12 udge JENNIFER A. FORBES 13 14 Presented by: Copy received, approved for entry, notice 15 of presentation whived. 11 16 Kent'R. Bratt WSBA # 12590 Houston Wade, Pro se 17 Attorney for Plaintiff 18 19 20 21 22 23 24 25 26 JUDGEMENT Law Office of Kent R. Bratt 27 2901 Perry Avernue Suite 4 Bremerton WA 98310 28 (360)479-5809

	FILED RITSAP COUNTY CLEAM 2019 JAN 31 PM 2:59 ALISON H. SONNTAG
IN THE SUPERIOR COURT OF THE IN AND FOR THE COUNTY OF KIT	
WILLIAM P. NELSON,	No. 18-2-03205-18
Plaintiff, vs.	Order RE: Motion for Preliminary Injunction
HOUSTON WADE, an individual and DOES I through XX,	
Defendants.	

This Matter came on for hearing on January 14, 2019, upon Plaintiff William P. Nelson's request for a Preliminary Injunction.¹ This Court has reviewed the pleadings and considered oral argument of the parties and hereby orders as follows.

PRELIMINARY INJUNCTION STANDARD

A party seeking relief through a preliminary injunction must show (1) a clear legal or equitable right, (2) a well-grounded fear of immediate invasion of that right, and (3) that the acts complained of have or will result in actual and substantial injury.² In deciding whether a



¹ Plaintiff's brief is titled "Brief in Support of Temporary Injunction." However, the issue now before the Court is whether to issue a preliminary injunction that would remain in place until after trial or upon further order of the Court. The rules for temporary injunctions and preliminary injunctions are different. *See* CR 65.

² Rabon v. City of Seattle, 135 Wn.2d 278, 284, 957 P.2d 621 (1998), citing Tyler Pipe Indus., Inc. v. Department of Revenue, 96 Wn.2d 785, 792, 638 P.2d 1213 (1982).

party has a clear legal or equitable right, the court examines the likelihood that the moving party will prevail on the merits.³

In determining whether to issue a preliminary injunction, these criteria must be examined "in light of equity, including the balancing of the relative interests of the parties and the interests of the public, if appropriate."⁴ The Court cannot issue an injunction in a doubtful case nor should the Court adjudicate the ultimate merits of the case.⁵ Further, injunctions should not be "lightly indulged in but should be used sparingly and only in a clear and plain case. Accordingly, injunctive relief will not be granted where there is a plain, complete, speedy and adequate remedy at law."⁶ Further, the Supreme Court of Washington has stated that "where important constitutional rights are involved we are reluctant to uphold a preliminary injunction."⁷⁷

ANALYSIS

Plaintiff argues that his request for a preliminary injunction should be granted under a theory of defamation. The four elements of a defamation claim are (1) falsity, (2) an unprivileged communication, (3) fault, and (4) damages.⁸ As to the falsity requirement, "the defamation plaintiff must prove the offensive statement is 'provably false.' A statement can be provably false if it falsely describes the act, condition, or event that comprises its subject matter."⁹ The standard of fault in defamation cases depends on the nature of the plaintiff—if the plaintiff is a public figure or public official, he must show actual malice; if plaintiff is a private figure he need show only negligence.¹⁰ Plaintiff bears the burden of establishing each

⁵ Id.

Order - 2

¹⁰ *LaMon*, 112 Wn.2d at 197.

HONORABLE JENNIFER A. FORBES KITSAP COUNTY SUPERIOR COURT 614 Division Street Port Orchard, WA 98366 (360) 337-7140

³ Id.

⁴ Id.

 ⁶ Kucera v. State, Dep't of Transp., 140 Wn.2d 200, 209, 995 P.2d 63 (2000) (internal citations omitted).
 ⁷ Fed. Way Family Physicians, Inc. v. Tacoma Stands Up for Life, 106 Wn.2d 261, 267, 721 P.2d 946 (1986).
 ⁸ LaMon v. Butler, 112 Wn.2d 193, 197, 770 P.2d 1027 (1989).

⁹ Life Designs Ranch, Inc. v. Sommer, 191 Wn. App. 320, 348, 364 P.3d 129 (2015) (internal citations omitted).

of the elements. Plaintiff alleges that Defendant has made defamatory Facebook posts stating that Plaintiff:

- (1) Raped a woman at Fort Warden.
- (2) Abused his then wife and committed child abuse.
- (3) Made other defamatory statements on a Facebook news page "The Bainbridge Island Bad List."
- (4) Encouraged others to spread the defamatory statements.
- (5) Has disseminated information that some people believed concern the "chicken coop," and alleged abuse and illegal activity conducted there by the Bainbridge Island police and fire departments.

Defendant argues that Plaintiff's defamation claims are without merit because his statements are not provably false and could not damage Plaintiff's reputation because Plaintiff already has a poor reputation in the community. However, given the criminal nature of the allegations leveled by Defendant against Plaintiff, regardless of Plaintiff's current standing in the community, if the allegations are provably false, they would be defamation *per se*.¹¹

Therefore, in determining whether a preliminary injunction should be issued in this case, the Court's primary inquiry is whether Plaintiff has shown "a clear legal or equitable right" as to his defamation claim, which turns on whether Plaintiff has shown that the statements in question are provably false and, at minimum, that the Defendant was negligent in his publication of those statements.¹²

Plaintiff bears the burden of establishing that he is likely to prevail on his claims, meaning he must show he is likely to be able to establish that the claims are "provably false" by a preponderance of the evidence. Plaintiff has denied that Defendant's statements are true and has offered declarations to rebut the allegations, but Defendant has provided his own evidence supporting why he believes that the statements are true. Defendant states that he knows facts from his own personal knowledge and experience and/or from statements of

¹¹ "The imputation of a criminal offense involving moral turpitude has been held to be clearly libelous per se." *Caruso v. Local Union No. 690 of Int'l Bhd. of Teamsters, Chauffeurs, Warehousemen & Helpers of Am.*, 100 Wn.2d 343, 353, 670 P.2d 240 (1983).

¹² The parties did not provide the Court any analysis as to whether Plaintiff should be considered a public figure as to this case. Because Plaintiff fails to meet either standard, for the purposes of this Motion only, the Court will presume Plaintiff would not be considered a public figure under the defamation analysis.

people in the community who allege to have firsthand knowledge supporting Defendant's allegations. Defendant has provided written statements from some of those members of the community supporting his allegations. Therefore, at this juncture, the Court cannot find that Defendant's statements are provably false.

Plaintiff must also establish that, at the very least, Defendant was negligent in his publication of the allegations. Plaintiff suggests that Defendant has a duty to investigate the claims further, however Plaintiff provided no legal authority for such an assertion.¹³ Based upon the evidence before the Court, it cannot be said that Plaintiff has met his burden of showing that Defendant was negligent in his belief and dissemination of the statements, particularly where a restriction on speech is sought.

CONCLUSION

Issuance of a preliminary injunction is to be done sparingly and only in a "clear and plain case." Based on the evidence presented to the Court at this time, Plaintiff has failed to meet his burden of establishing that he is likely to prevail on the merits of his claim. The Court notes that this decision should not be interpreted to mean that the Court has found Defendant's allegations true or that Plaintiff will not ultimately prevail on his claims at trial.¹⁴ Based on the foregoing, it is hereby

ORDERED that Plaintiff's Motion for a Preliminary Injunction is DENIED.

DONE this <u>31</u> day of January 2019.

forms R A. FORBES partment

¹³ Where no authorities are cited in support of a proposition, the court is not required to search out authorities, but may assume that counsel, after diligent search, has found none. *DeHeer v. Seattle Post-Intelligencer*, 60 Wn.2d 122, 126, 372 P.2d 193 (1962).

¹⁴ Defendant would be wise to consult with legal counsel about the future legal ramifications he may face by continuing to post allegations about the Plaintiff of this nature.

CERTIFICATE OF SERVICE

I, Marcus Hauer, certify under penalty of perjury under the laws of the State of Washington that I am now and at all times herein mentioned, a resident of the State of Washington, over the age of eighteen years, not a party to or interested in the above entitled action, and competent to be a witness herein.

Today, I caused a copy of the foregoing document to be served in the manner noted on the following:

Kent R. Bratt Law Office of Kent R. Bratt 2901 Perry Ave Ste 4	⊠ Via U.S. Mail ⊠ Via E-mail: kbratt@msn.com
Bremerton, WA 98310-4641 Houston Wade	Via U.S. Mail
370 Grow Ave. Apt B-10	Via E-mail:
Bainbridge Island, WA 98110	houstonwade@gmail.com

DATED this <u>31</u>st day of January 2019, at Port Orchard, Washington.

MARCUS HAUER, WSBA #46539 Staff Attorney

		. 1		
	1 2 3 KITSAP COUNTY FLERK 2019 MAR -4 RM 2:09 ALISON H. SONNTAG			
1	1 2019 MAR JUL BRA			
2	2 ALISON 4 CON			
3				
4				
5 6	William P. Nelson No. 18-2-03205-18			
7	Plaintiff(s), DECLARATION OF SERVICE			
8	8 Houston Wade et. al.			
9	9 Defendant(s). / STATE OF WASHINGTON			
10				
11		ned was a		
12	12 citizen of the United States, over the age of eighteen years, not a party to or interested in the above entitled			
13	and competent to be a witness therein.			
14	That on the 10TH day of December, 2018 @ 9:10Am, at the address of Kitsap Superior Court before the Honorable			
15	Melissa M. Hemstreet, Department 7 courtroom in open court, within KITSAP County, WA, the undersigned duly			
16	served the following document(s): <u>summons and complaint for defamation</u> in the above entitled action upon_			
17	Houston Wade, by then and there personally delivering ONE true and correct copy of the above documents to him.			
18	8 I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true			
19 20				
20 21	licon Marth			
21	Kent R. Bratt			
23	18-2-032	04		
24	Affidavit De	eclaration Certificate Confirmation of		
25	25			
26	26Proof of ServiceLaw Office of Kent R. Bratt			
27	27 2901 Perry Avenue, Suite 4 Bremerton, Washington 9831	0		
28				

FILED

MAR - 4 2019 KITSAP COUNTY CLERK **DECLARATION OF SERVICE** ALISON H. SONNTAG I hereby certify that on the date stated below I deposited a copy of this document (1) in the mails of the United States of America, addressed to each counsel of record, postage prepaid, and/or (2) with a recognized legal messenger service for delivery to each I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct. Dated 2-28, 2019 at Bremerton, Washington. In A Grand KITSAP SUPERIOR COURT STATE OF WASHINGTON NO. 18-2-03205-18 William P. Nelson NOTICE OF WITHDRAWAL AND CONSENT TO SUBSTITUTION Plaintiff, Houston Wade et. Defendant.

YOU AND EACH OF YOU please take notice that the undersigned attorney, Kent R. Bratt, 15 hereby withdraws as attorney of record for the above- named Plaintiff, and hereby consents to the 16 substitution of the Plaintiff or attorney of Plaintiff's chosing, in his place and stead for said Plaintiff. The 17 matter has not been set for trial. Service of all papers, documents and motions shall be upon the Plaintiff 18 at William Nelson, Nelson Construction and Planning Inc., 330 Madison Avenue, Suite 201, Bainbridge 19 Island Wa 98110. 20

21 22 Dated: February 28, 2019 23 24 25 26 27 NOTICE OF WITHDRAWAL 28

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vs.

counsel of record.

Kent R. Bratt WSBA # 12590

Law Office of Kent R. Bratt 2901 Perry Avenue, #4 Bremerton, Washington 98310 (360) 479-5809



FILED KITSAP COUNTY CLERK 2019 MAR 14 PM 2: 22 ALISON H. SONNTAG

والمحص والمستعلق والمحالي والمتعاد والمستعلم والمعالم والمعالية والمعالية والمعالية والمعالية والمعالية والمعا

Superior Court of Washington, County of Kitsap

In re:	
Petitioner/s (person/s who started this case):	No. 18-2-03205-18
William P. Nelson And Respondent/s (other party/parties): Hows ton Walk	Notice of Hearing (NTHG) ☑ Clerk's action required: 1

Notice of Hearing

To the Court Clerk and all parties:

1. A court hearing has been scheduled:

for: <u>Apr. 1 5th</u> at: 614 Division St, Port Orchard, WA 98366 in court's address room or department Judge Forbes departmental docket/calendar or judge/commissioner's name 2. The purpose of this hearing is (specify): Warning! If you do not go to the hearing, the court may sign orders without hearing your side. This healing was requested by: 🗌 Petitioner or his/her lawyer 🔀 Respondent or his/her lawyer stoh Print name (if lawyer, also list WSBA #) Person asking for this hearing signs here I agree to accept legal papers for this case at: This does not have to be your home address. If this address 236 Winslow Way E changes before the case ends, you must notify all parties and address the court clerk in writing. You may use the Notice of Address Bainbridge Island. 61/4 98110 city state zip Change form (FL All Family 120). A party must also update his/her Confidential Information form (FL All Family 001) if this case involves parentage or child support. (Optional) email: hous to wale poprail. co 18-2-03205-18 NTHG 27

Notice of Hearing p. 1 of 1



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		FILED KITSAP COUNTY CLERK	
1	Houston Wade C/O Bruciato	2019 MAR 14 PM 2: 22	
2	236 Winslow Way E Bainbridge Island, WA 98110	ALISON H. SONNTAG	
3	houstonwade@gmail.com		
4	SUPERIOR COURT OF THE	E STATE OF WASHINGTON	
5	IN AND FOR THE C	OUNTY OF KITSAP	
6	WILLIAM P. NELSON,	Case No.: 18-2-03205-18	
7	Plaintiff,		
8	vs.	MOTION FOR SUMMARY JUDGEMENT	
9	HOUSTON WADE,		
10	Defendant		
11	Pursuant to CR 56(b), Defendant moves for summary	judgement against Plaintiff, in support thereof, shows the	
12	following:		
13	I. INTRODUCTION		
14	Plaintiff filed his complaint against defendant November 30th, 2018. Plaintiff alleges that the Defendant wrote a		
15	defamatory post to his personal Facebook page and to a news page called the "Bainbridge Island Bad People". The		
16	Plaintiff claims that the Defendant should have known that these posts were "false, untrue and defamatory."		
17	Plaintiff alleges claims for an injury to "his reputation, good name, mental tranquility, ability to conduct his		
18	profession, loss of business, and ability to go about on Bainbridge Island." As set forth below, Plaintiff has not been		
19	able to provide evidence that the postings were false, untrue, or defamatory. Nor has the Plaintiff offered argument		
20	or evidence that the Defendant knew that what he wrote was false, untrue, or defamatory. Plaintiff has not proven		
21	1 that Defendant ever posted false statements about the Plaintiff. Truth is a defense. Plaintiffs complaint for damages		
22	are barred as there was no malice. As such, Defendant is e	entitled to summary judgement on each of the Plaintiff's	
23	claims asserted in the above-styled action.		
24	I. GROUNDS FOR SUMMARY JUDGEMENT		
25	Defendant believes that there is no genuine issue of material fact and that they are entitled to judgement against		
26	the Plaintiff as a matter of law based upon the following grounds:		
27	1. Plaintiff's claims of defamation are not valid as I	Plaintiff has failed to establish falsehoods or damage to his	
28	reputation. MOTION FOR SUMMARY JUDGEMENT - 1	18 – 2 – 03205 – 18 MTSMJG 26 Motion for Summary Judgment 5127321	

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- Plaintiff's request for damages due to injury are barred because Defendant did not commit defamation, defamation *per se*, and there was no malice involved.
- Plaintiff has submitted contradictory evidence and declarations with regards to his own testimony under oath.

II. SUMMARY JUDGEMENT EVIDENCE

In support of this Motion, Defendant relies upon the following evidentiary materials:

- 1. Plaintiff's Complaint for Defamation
- 2. Declaration of Matthew T. Nelson
- 3. Comments under alleged postings, Plaintiff's "Exhibit D"
- 4. Testimony of William P. Nelson from Du Wors v. Wade, Defendant's "Exhibit A"
- 5. Private communications with Defendant regarding alleged postings, Defendant's "Exhibit B"
- 6. Plaintiff's court history, Defendant's "Exhibit C"
- 7. Evidence demonstrating the unreliability of Matthew T. Nelson's declaration, Defendant's "Exhibit D
- 8. Evidence supporting Plaintiff's role as a Public Figure, Defendant's "Exhibit E"
- 9. Declaration of Ginger Larson for Domestic Violence Restraining Order, attached as "Exhibit F"

10. Court findings establishing William P. Nelson's "criminal history" and as "likely to commit a violent offense" attached as "Exhibit G"

III. UNDISPUTED FACTS

1. Defendant Houston Wade is a resident of Kitsap County. William P. Nelson is a resident of Kitsap County.

 Houston Wade posted to his personal page and the "The Bainbridge Island Bad List" about Mr. Nelson alleging rape, abuse, attending sex parties with minors, alcoholism, and cocaine use.

Nelson testified to his own alcoholism and cocaine use during the Du Wors v. Wade hearing (Defendant's "Exhibit A") and Mr. Nelson has multiple convictions for driving under the influence and multiple pending charges for the same (Defendant's "Exhibit C").

4. Mr. Nelson abused his family as per the Declaration for a Domestic Violence Restraining Order submitted by Ginger Larson (Defendant's "Exhibit F") as well as private communication with Mr. Nelson's former step-daughter Audrey Olson (Defendant's "Exhibit B") which establish a history of such abuse and erode

MOTION FOR SUMMARY JUDGEMENT - 2

the claims in the Declaration by Matthew T. Nelson. Courts have established Nelson as likely to commit violence (Defendant's "Exhibit G")

- 5. Mr. Nelson has a history of sexual assault and rape as noted by private communications with Jerod Ouellette, Benjamin Kardong, Katie Fisher, and Ashley Cross DeGrow (Defendant's "Exhibit B") which establish a history of sexual assault and rape.
- 6. Private communications with Ryan Landworth, a former Bainbridge Island fire fighter (Defendant's "Exhibit B"), and a comment of confirmation by a woman, Meghan Angell, who as a teen was brought with other young teens to strip and perform sex acts for Mr. Nelson and his friends at the Chicken Coop speakeasy (Plaintiff's "Exhibit G") confirm that Mr. Nelson and his friends paid teenage girls from local high schools to strip and perform sex acts with cash, alcohol, and drugs.

 Plaintiff filed their Complaint against Defendant November 30th, 2018 after initially dropping a petition for a restraining order filed October 22nd, 2018.

IV. ARGUMENTS AND AUTHORITIES

Summary Judgement Standard.

A movant should be granted summary judgement if they have demonstrated that there is no genuine issue of material of fact and that it is entitled to judgement as a matter of law with respect to the issues set for the in the motion. *DeBaliviere Place Ass'n v. Veal*, 337 S.W.3d 670, 674 (Mo. banc 2011). According to CR 56(b), as set forth in more detail below there are no genuine issues of material fact with respect to Plaintiff's claims, and Defendant is entitled to a summary judgement as a matter of law. Facts set forth in support of a party's motion are taken as true unless contradicted by the nonmoving party's response, and a genuine issue exists only when the record shows a "real and substantial" dispute—"one consisting not merely of conjecture, theory and possibilities." *ITT Commercial Fin. Corp. v. Mid-America Marine Supply Corp.*, 854 S.W.2d 371, 376, 378 (Mo. banc 1993); see also *Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 250–52 (1986). "When opposing parties tell two different stories, one of which is blatantly contradicted by the record, so that no reasonable jury could believe it, a court should not adopt that version of the facts for purposes of ruling on a motion for summary judgment." *Scott v. Harris*, 550 U.S. 372, 380 (2007); see also *Martin v. City of Washington*, 848 S.W.2d 487, 492 (Mo. banc 1993) ("[T]o overcome a properly made motion for summary judgment, the opposing party must demonstrate the existence of a factual question that would permit a reasonable jury to return a verdict for the opposing party."). Rule 56 "mandates the entry of summary MOTION FOR SUMMARY JUDGEMENT - 3 judgment, after adequate time for discovery and upon motion, against a party who fails ... to establish the existence of an element essential to that party's case, and on which that party will bear the burden of proof at trial." *Curtis v. Anthony*, 710 F.3d 587, 594 (5th Cir. 2013) (quoting Celotex Corp. v. Catrett, 477 U.S. 317, 322 (1986).

Unnecessarily protracted litigation would have a chilling effect upon the exercise of First Amendment rights, speedy resolution of cases involving free speech is desirable. (*Dombrowski v. Pfister* (1965) 380 U.S. 479, 486-487 [14 L.Ed. 22, 28-29, 85 S.Ct. 1116]; see also *Good Government Group of Seal Beach, Inc. v. Superior Court* (1978) 22 Cal.3d 672 [150 Cal.Rptr. 258, 586 P.2d 572] Therefore, summary judgment is a favored remedy, and upon such a motion the trial court must determine whether there is a sufficient showing of malice to warrant submission of that issue to the jury. Courts impose more stringent burdens on one who opposes the motion and require a showing of high probability that the plaintiff will ultimately prevail in the case. In the absence of such showing the courts are inclined to grant the motion and do not permit the case to proceed beyond the summary judgment stage (i.e., *United Medical Laboratories v. Columbia Broadcasting Sys.* (9th Cir. 1968) 404 F.2d 706, 712-713; *Time, Inc. v. McLaney* (5th Cir. 1969) 406 F.2d 565, 572-573; *Time, Inc. v. Johnston* (4th Cir. 1971) 448 F.2d 378, 383-384; Belli v. Curtis Pub. Co. (1972) 25 Cal. App. 3d 384, 388 [118 Cal.Rptr. 370]).

A. Pursuant to Washington State law, defamation and defamation *per se* claims are barred because truth is an absolute defense, Plaintiff has not proven that the statements were false, nor even provided any evidence to this fact in over four months of legal action, Plaintiff has not proven that his reputation was injured or that what was published was not already the reputation the community at large had of the Plaintiff.

To establish a defamation cause of action, a plaintiff must prove that the defendant (1) published a statement; (2) that was defamatory concerning the plaintiff; (3) while acting with either actual malice, if the plaintiff was a public official or public figure, or with negligence, if the plaintiff was a private individual, regarding the truth of the statement. *WFAA-TV*, *Inc. v. McLemore*, 978 S.W.2d 568, 571 (Tex. 1998). Plaintiff has failed to provide any evidence concerning defamation, actual malice, or negligence.

MOTION FOR SUMMARY JUDGEMENT - 4

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1	V. CONCLUSION
2	Plaintiffs' claims for defamation, and defamation per se are barred because truth is a defense, Plaintiff has not
3	proven that Defendant made untrue accusations, has not proven actual malice, has not proven that the Plaintiff did
4	not already have such a reputation in the community, and has not proven that the Plaintiff was damaged.
5	For these reasons, all of Plaintiffs' claims fail as a matter of law. Based upon the foregoing, Defendant is
6	entitled to summary judgment on each of Plaintiffs' claims.
7	VI. PRAYER
8	For these reasons, Defendant respectfully requests that the Court
9	1. Grant this Motions for Summary Judgement in its entirety;
10	2. Dismiss each of the Plaintiff's claims with prejudice; and
11	3. Grant Defendant such other and further relied to which Defendant may be justly entitled at
12	law or in equity.
13	
14	Dated this day of Month, year. 3/14/14
15	>/14/14
16	Houston Wade
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	MOTION FOR SUMMARY JUDGEMENT - 5

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Exhibit F



IN THE SUPERIOR/DISTRICT COURT OF THE STATE OF WASHINGTON SAP COUPTY CLERK IN AND FOR THE COUNTY OF KITSAP

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Ginger	5	Nelson	
	V5.		
William	P.	Nelson	, Responden

01102 AT4 FREHOENSTERN 94 2 SALS DEPUTY No. DECLARATION (DCLR)

The following declaration may be incorporated by reference to a Petition for an Order of Protection pursuant to a RCW 26.50 or RCW 10.14:

Respondent.

RCW 26.50.010(1) DOMEBTIC VIOLENCE means: (a) physical harm, bodily injury, assault, or the infliction of fear of imminent physical harm, bodily injury or assault, between family or household members; or (b) sexual assault of one family or household member by another.

RCW 10.14.020(1) UNLAWFUL HARASSMENT means: a knowing and willful course of conduct directed at a specific person which seriously alarms, annoys, or harasses such person, and which serves no legisimate or lawful purpose. The course of conduct shall be such as would cause a reasonable person to suffer substantial emotional distress, and shall actually cause substantial emotional distress to the petitioner.

Describe specific acts and approximate dates of domestic violence/unlawful harassment.

I am the victim of domestic violence and/or unlawful harassment committed against me as follows: My husband William P. Nelson has violated the Restraining Order by corning into our house Last week while my 13 yr. old daughter was present on and ocreamed obsonities at me and chased me through the house, Leaving then returning and behaving violently. My daughter locked herself in the bathroom. In March of 1992 he tried to strangle me in the kitchen of our home. The children were africial to call 911. He has behaved so violently taxand me in front of my children that they are terrifized of him and request that he not have any contact at all with, or approach them in Aublic places to try to force shows of affection from them, We request that he be kept anywhere near the house. He has been seen and admitted to being in the Woods behind our house at night. We have had to hang blankets 14 the windows. My 8 yr old Matthew is affected to get up to go to the bathroom now at night so has started watting the bed. He has been calling and dropping in on my daughter april at

work. She requests no contact from him

He has threatened that he will drive me cragy by his actions. We request this restraining order for our safety. In March I called 911 for fear that he would have me.

I understand if a Temporary Order for Protection is granted, I must appear at the scheduled hearing or I will no longer be protected under the law.

I declare under penalty of perjury under the Laws of the State of Washington that the foregoing statements in this declaration are true and correct.

5-02-94 Dated 10/93 0193

ma S. nelso

	CXN.S.F G	
BAINBRIDGE ISLAND MUNICIPAL COURT Kitsap County, Washington	Mailing Address:PO Box 151, Rollingbay, WA 98061Location Address:10255 NE Valley Rd, Bainbridge Is., WAPhone # 206-842-5641Fax # 206-842-0316www.bainbridgewa.gov/courtemail:court@bainbridgewa.gov	
CITY OF BAINBRIDGE ISLAND, Plaintiff, vs	Case No(s): 17841702	
NELSON, WILLIAM PETER, Defendant.	SCRAM ALCOHOL MONITORING ORDER	
The Court has ordered you to abstain from using alcohol and to submit to SCRAM alcohol monitoring		

r. 1.).

as a condition of your pre-trial release or while on probation. Based on the allegations of the offense and your prior criminal history, the Court finds that you are likely to commit a violent offense while out on release if the Court does not monitor these conditions of release or probation terms by SCRAM FILE alcohol monitoring.

Your conditions of release require:

Abstain from alcohol, marijuana, and non-prescribed drugs.

Submit to alcohol monitoring by wearing a SCRAM bracelet on your ankle

Commit no criminal law violations

BAINBRIDGE ISL MUNICIPAL COL Abide by all other previously imposed conditions of release including no-contact orders

Warning to Defendant: If you violate any conditions of this SCRAM Alcohol Monitoring Order, a warrant for your arrest may issue, and you may be held with higher bail requirements and/or serve confinement for the violation. Issuance of a warrant will also result in forfeiting any bail you have posted.

You must contact Officer Guy Roche at 206-396-7966 to make an appointment to schedule installation of your SCRAM bracelet immediately upon release and appear at the court no later than 716118 (date) for installation.

SCRAM costs of \$20 for installation and \$10 per day are due weekly in advance or on a time pay agreement as arranged with the clerk. You are responsible for keeping the unit plugged in and operational as instructed by Officer Roche. You may be required to appear at court for occasional maintenance of the unit. Failure to comply with these requirements could result in a change of your conditions of release and/or a warrant being issued for your arrest.

If you successfully comply with SCRAM monitoring for a period of 30 days with no violations, you may be eligible to switch to the Smart Start alcohol monitoring device at a cost of approximately \$99/ month. You may request a hearing before the Judge if you would like to switch to this option in 30 days.

7/4/18 Date

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7	IN THE SUPERIOR COURT OF THE S		
8	IN THE SUPERIOR COURT OF THE S IN AND FOR THE COUNTY		
9			
10	WILLIAM P. NELSON Plaintiff,	No. 18-2-03205-18	
11	vs.	PLAINTIFF'S RESPONSE TO MOTION FOR SUMMARY	
12	HOUSTON WADE, an individual, and DOES I through XX	JUDGMENT	
13	DOES I through XX Defendants.		
14	· · · · · · · · · · · · · · · · · · ·	L	
15 16	I. INTRODUCTION AND	RELIEF REQUESTED	
17			
18	Plaintiff William Nelson ("Nelson") hereby mo	ves for a denial of the Defendant's	
19	summary judgment to dismiss, pursuant to CR 56, as there remains a genuine issue regarding the		
20	material facts. Furthermore, and in the alternative, a co	ontinuance is appropriate under CR 56(f)	
21	as discovery has only just commenced and the Plaintiff	's propounded interrogatories and	
22	requests for production have not been answered yet by the Defendant.		
23	II. FACTS RELEVANT TO THIS MOTION		
24	On November 30, 2018, the Plaintiff filed a complaint for defamation against the		
25	Defendant, along with a request for injunctive relief. PLAINTIFF'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT Page 1 of 13	RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852	
		Fax 18-2-03205-18 RSP 31 Response	

online posts made by the Defendant in which he claims the Plaintiff "rapes women," "cheats investors," was involved in underage sex parties, and is "abusive" to his partners, wives, and children. The Defendant also insinuated a woman committed suicide due to the actions of the Plaintiff. Attorney Kent Bratt represented the Plaintiff.

On November 30, 2018, a temporary restraining order/temporary injunction was granted against the Defendant and a hearing was scheduled for December 10, 2018 to fully address the issue. However, that hearing was continued until January 14th at the request of the Defendant. The Defendant was also sanctioned attorney fees. On January 14, 2019, an oral argument on the Plaintiff's preliminary injunction was heard regarding the online posts which remained online for public view. On January 31, 2019, in a written ruling, Judge Forbes denied the Plaintiff's request for a preliminary injunction.

On March 4, 2019 Attorney Kent Bratt withdrew from representing the Plaintiff. Following a brief time without representation, Attorney Alexander Savojni was then retained by the Plaintiff and a notice of appearance was submitted on March 20, 2019. On the same day, the notice of appearance and a series of interrogatories and requests for production were sent to the Respondent at the same address which was on file with the court and where the Judge Forbes denial was sent on January 31, 2019. A second copy was sent on March 27, 2019 to the Defendant's place of work due to the Defendant claiming he did not receive anything.

On March 26, 2019, the Defendant noted to be heard a summary judgment motion on April 26, 2019.

III. STATEMENT OF THE ISSUES

Whether the Court should deny the Defendant's summary judgment motion due to there being a genuine issue regarding the material facts of the case.

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	IV. EVIDENCE RELIED UPON	· · ·
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2	The response is made on the authority cited herein, such oral argu	ments as the Court will
3	entertain, and the following exhibits;	
4	Exhibit 1 - Declaration of William Nelson	:
5	Exhibit 2 – Declaration of Janine Courtemanche	· · ·
6	Exhibit 3 – Declaration of Matthew Nelson	
7	Exhibit 4 – Declaration of Paul Cullen	
8	Exhibit 5 – Declaration of Richard Ulloa	
9 10	Exhibit 6 – Declaration of Kerri Ulloa	
11	Exhibit 7 – Declaration of Christina Ulloa Purrelli	
12	Exhibit 8 – Declaration of Deborah Prouty	
13	Exhibit 9 – Declaration of Tara Kenneway	
14	Exhibit 10 – Declaration of Jared Hendler	
15		
16	Exhibit 11 – Declaration of Gail Hendler	
17	Exhibit 12 – Declaration of Temre Jenkins	
18	Exhibit 13 – Declaration of Alice Heath	
19	Exhibit 14 – Declaration of CW Jorgenson	
20	Exhibit 15 – Declaration of John Steiner	· · · · · ·
21	Exhibit 16 - Declaration of John Du Wors	
22	Exhibit 17 – Declaration of Attorney Alexander Savojni	
23	Exhibit 18 – Copy of the Plaintiff's Complaint	
24	Exhibit 19 – Copy of the Defendant's Answer	
25		·
	PLAINTIFF'S RESPONSE TO MOTION	RHODES LEGAL GROUP

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ARGUMENT

Summary Judgment should be denied because Defendant cannot meet his burden as there are genuine issues of material fact.

"Summary judgment procedure ... is a liberal measure, liberally designed for arriving at the truth. Its purpose is not to cut litigants off from their right of trial by jury if they really have evidence which they will offer on a trial, it is to carefully test this out, in advance of trial by inquiring and determining whether such evidence exists." *Keck v. Collins*, 181 Wn. App. 67, 86-87, 325 P.3d 306 (2014) (quoting *Whitaker v. Coleman*, 115 F.2d 305, 307 (5th Cir.1940)); see also *Barber v. Bankers Life & Cas. Co.*, 81 Wn.2d 140, 144, 500 P.2d 88 (1972) ("The object and function of summary judgment procedure is to avoid a useless trial. A trial is not useless, but is absolutely necessary where there is a genuine issue as to any material fact."); *Babcock v. State*, 116 Wash.2d 596, 599, 809 P.2d 143 (1991) ("Summary judgment exists to examine the sufficiency of legal claims and narrow issues, not as an unfair substitute for trial.").

Summary Judgement is appropriate "if the pleadings, depositions, answers to interrogatories, and admissions on file, together with the affidavits, if any, show that there is no genuine issue as to any material fact and that the moving party is entitled to a judgement as a matter of law." *CR 56(c); White v. State,* 131 Wn.2d 1, 9, 929 P.2d 396 (1997). A genuine issue is one upon which reasonable people may disagree; a material fact is one controlling the litigation's outcome. *Morris v. McNicol,* 83 Wn.2d 491, 494, 519 P.2d 7 (1974); *Ranger Ins., Co. v. Pierce County,* 164 Wn.2d 545, 552, 192 P.3d 886 (2008). The moving party bears the burden of proving no genuine issue of material fact exists. *LaPlante v. State,* 85 Wn.2d 154, 158, 531 P.2d 299 (1975) (emphasis added). A defendant may meet this burden by showing the plaintiff lacks evidence supporting his or her case. *Young v. Key Pharms., Inc.,* 112 Wn.2d 216, 225 n, 1, 770 P.2d 182

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(1989) (citing Celotex Corp. v. Catrett, 477 U.S. 317, 325, 106 S.Ct. 2548, 91 L.Ed.2d 265 (1986)). When making this determination, the court is to consider all facts and make all reasonable factual inferences in the light most favorable to the nonmoving party, which in this case would be the Plaintiff. *Young v. Key Phams., Inc.,* 112 Wn2d 216, 226, 770 P.2d 182 (1989). As the Defendant in the present case is the moving party, he has the initial burden under CR 56 of demonstrating the absence of evidence supporting the nonmoving party's case. *Id. at* 225; see also *McNamara v. Koehler,* 5 Wn.App.2d 708, 714, 429 P.3d 6 (1918). The Defendant has not submitted any admissible evidence or declarations which would lead to admissible evidence showing the absence of evidence supporting the Plaintiff's case. As such, the Plaintiff has no burden to even respond to this meritless motion.

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Nevertheless, *if* the moving party met their burden, then the burden shifts to the nonmoving party to set forth specific facts demonstrating a genuine issue for trial. *Kendall v. Douglas, Grand & Okanogan Counties Public Hosp. Dist. No. 6.*, 118 Wn.2d 1, 8-9, 820 P.2d 497 (1991).

DEFAMATION VS. DEFAMATION PER SE

Once the burden has shifted to the non-moving party, they must show disputed material facts concerning the defamation elements: "falsity, an unprivileged communication, fault, and damages." *Mohr v. Grant*, 153 Wn.2d 812, 822, 108 P.3d 768 (2005); *See also Mark v. Seattle Times*, 96 Wn.2d 473, 486, 635 P.2d 1081 (1981).

However, in the present matter, Defamation Per Se is alleged. "Whether a given communication constitutes defamation per se may be either a question of law or a question of fact." *Maison de France, Ltd. v. Mais Oui!, Inc.*, 126 Wn.App. 34, 43, 108 P.3d 787 (2005). A PLAINTIFF'S RESPONSE TO MOTION

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þ publication is defamatory per se (actionable without proof of special damages) if it "(1) exposes a living person to hatred, contempt, ridicule or obloguy, to deprive him of the benefit of public confidence or social intercourse, or (2) injures him in his business, trade, profession or office." Caruso v. Local Union No. 690, 100 Wn.2d 343, 353, 670 P.2d 240 (1983). A jury normally decides what is defamatory per se: Where the definition of what is libelous per se goes far beyond the specifics of a charge of crime, or of unchastity in a woman, into the more nebulous area of what exposes a person to hatred, contempt, ridicule or obloquy, or deprives him of public confidence or social intercourse, the matter of what constitutes libel per se becomes, in many instances, a question of fact for the jury. Id. at 354, 670 P.2d 240 (quotation marks omitted). "The imputation of a criminal offence involving moral turpitude has been held to be clearly libelous per se." Caruso v. Local Union No. 690 of Int'l Bhd. Of Teamsters, Chauffeurs, Warehousemen & Helpers of Am., 100 Wn.2d 343, 353, 670 P.2d 240 (1983). A number of the allegations being made by the Defendant clearly fall under the definition of per se defamation. In addition to calling the Plaintiff a "coke head," the Defendant claims the Plaintiff "cheats" investors, is abusive to his partners, wives, and children, that he was involved in underage sex parties, and most inflammatory of all, that he "rapes women." Unquestionably, such speech has exposed the Plaintiff to hatred, contempt, and has deprived him of the benefit of public confidence and social intercourse, along with injuring him in his business. Furthermore, several of those are clearly criminal offenses involving moral turpitude. Such vile accusations are quintessential per se defamation. FALSITY As previously described, the Defendant has made as series of egregiously false claims

about the Plaintiff, the least of which is that he is a "coke head." In addition to that, the Defendant

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PLAINTIFF'S RESPONSE TO MOTION

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RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852 Fax (206)906-9230 claims the Plaintiff "cheats" investors, is abusive to his partners, wives, and children, that he was involved in underage sex parties, and most inflammatory of all, that he "rapes women." Each of these allegations by themselves are a basis for defamation per se and independently would be damaging to the Plaintiff.

These allegations are not inconsequential nor are they written as if they are merely an opinion of the author. In particular with the allegation the Plaintiff "rapes women," the Defendant provides a series of details describing an event (which never occurred), giving his readers the false impression the author is privy to the truth and is describing actual facts. In focusing on the alleged rape, the Defendant goes into great detail reciting a completely fabricated story where he claims the Plaintiff raped a woman who the Defendant later identifies as Elizabeth Kaltreider and insinuates the Plaintiff was the ultimate cause of her suicide years later. The Plaintiff, obviously, has first hand knowledge of his own behavior, can and will testify denying any and all claims pertaining to sexually assaulting Ms. Kaltreider or anyone else for that matter. *Id.* On the other hand, the Defendant has provided no admissible evidence supporting his claims.

The moving party (the Defendant in this case) bears the initial burden of proving there is no issue of material fact and has not done so. Contrary to his claims, Defendant has not and cannot demonstrate that each of these allegations are true. The Plaintiff has never been charged or convicted of fraud, assault, or sexually assault. Beyond that point, via his declaration and of others (*Exhibits 1-16*), the Plaintiff has shown there remains a genuine issue of material fact as to the truth of all of the allegations being made by the Defendant in his online posts.

The Plaintiff, via his affidavit, explicitly and categorically denies ever raping any woman, cheating investors, partaking in underage sex parties, and abusing either partners, wives, or his children. *See Exhibit 1*. Similarly, the Plaintiff has provided declarations from an ex-wife, a son, PLAINTIFF'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT Page 7 of 13

(206) 708-7852 Fax (206)906-9230 step-children, and acquaintances all refuting the claims being made by the Defendant. See *Exhibits 2-16*. Each of these individuals have <u>firsthand</u> knowledge and are able and willing to testify.

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The Defendant is the author and publisher of both the "Houston Wade" facebook page as well as "The Bainbridge Island Bad List" facebook page which is where the defamatory statements were posted. He was the author of the defamatory statements and he was the individual who publicly posted them and chooses to continue to have them remain visible to the public. The Defendant confirms he is the publisher of "The Bainbridge Island Bad List" in his Answer. *See Exhibit 19*.

UNPRIVILEGED COMMUNICATION

The Defendant's publication was not a privileged communication and the Defendant makes no claims that it was. However, in anticipation of a possible fair reporting privilege argument - it is conditional upon (1) the report being attributable to an official proceeding and (2) the report is an accurate or fair abridgement. *Clapp v. Olympic View Publ'g Co.*, 137 Wn.App. 470, 477, 154 P.3d 230 (2007). The Defendant did not attribute his claims to an official court proceeding when publishing them. Instead, he stated them as fact. This by itself is fatal to a fair reporting communication claim. The Defendant cannot go back in time and create a reporting privilege by trying to point to legal documents months later when at the time of publication, there never was any reference to said legal document.

DAMAGES

A libelous per se publication is actionable without proof of special damages. *Caruso*, 100
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Wn.2d at 353. As the Defendant's statements are defamatory per se, the Plaintiff does not have to prove damages. However, the Plaintiff also describes the damages he has sustained due to the unfounded claims of the Defendant. *See Exhibit 1; Also, See Exhibit 9.*

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PRIVATE FIGURE

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The Plaintiff should be considered a private figure for the purposes of this matter and should be afforded the protection of a private person. A private individual need merely show by a preponderance of the evidence the defendant negligently published defamatory matter. *Bender v. City of Seattle*, 99 Wn.2d 582, 599, 664 P.2d 492 (1983); *Taskett v. KING Broadcasting Co.*, 86 Wn.2d 439, 445, 546 P.2d 81 (1976); *Moe v. Wise*, 97 Wn.App. 950, 957, 989 P.2d 1148 (1999), *review denied*, 140 Wn.2d 1025, 10 P.3d 406 (2000); *Haueter v. Cowles Publ'g Co.*, 61 Wn.App. 572, 582–84, 811 P.2d 231 (1991).

Whether the plaintiff is a public official or a public figure is a question of law. *Clawson v. Longview Pub. Co.*, 91 Wn.2d 408, 413, 589 P.2d 1223 (1979) *see also* RESTATEMENT (SECOND), *supra*, § 580A cmt. c at 217. 1223. The *Clawson* court reasoned the most important factor distinguishing public and private plaintiffs is the assumption of the risk of greater public scrutiny of public life. *Id*.at 416, 589 P.2d 1223. Of secondary importance is the public plaintiffs ease of access to the press. *Id*. at 414–15, 589 P.2d 1223.

The scope of the public official restriction on **defamation** actions varies in accordance with the power and importance of the concerned official. *See Id.* at 417, 589 P.2d 1223. When the official wields general power and exercises broad discretion, the scope of the public official restriction is broad. *Id.* The restriction narrows when the official is less powerful; "exposure is limited to matters more closely connected to actual job performance." *Id.* Accordingly, two variables are considered when assessing the scope of the restriction: "(1) the importance of the PLAINTIFF'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT Page 9 of 13 RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

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position held, and (2) the nexus between that position and the allegedly defamatory informationspecifically, how closely the defamatory material bears upon fitness for office." *Id.*

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While the Defendant may attempt to categorize the Plaintiff as a public figure, the Plaintiff's actions and choices do not demonstrate an assumption of public scrutiny of public life. The Plaintiff is a business man. He has been one his entire life. He does not work for local government in any capacity. He is not a "public" employee as he is employed in the private sector. While he may have run for a local public office unsuccessfully, that was approximately twenty years ago. The Plaintiff has not affirmatively attempted to step into the public eye since that time. The Defendant also attempts to point to a failed private business venture from a little over 10 years ago as a basis to consider the Plaintiff a public figure because there was some local articles on the topic. Again, this was over a decade ago and was not a government project. It was a private development project that collapsed after City Bank of Lynnwood, the bank backing the project, was foreclosed on by the FDIC during the recession. The very limited media exposure was not initiated by the Plaintiff nor was he the focus of the pieces. Instead, the focus was on the problems and ultimate collapse of the project. Obviously, this was not public exposure sought out by the Plaintiff. If the economy had not collapsed and the project had gone smoothly, no articles would have been written on the project with any additional interest in the Plaintiff. Ten years have gone by since the failed business venture and twenty have gone by since the failed run for local office. There is no reasonably current assumption of public scrutiny of public life by the Plaintiff. The Plaintiff has no more ease of access to the press than anyone else in the community.

Another way to answer the question of public versus private is to note there is no nexus between the defamatory allegations being made about the Plaintiff and any sort of current or past public endeavor. In *Valdez-Zontek v. Eastmont School Dist.*, the Plaintiff was a school district PLAINTIFF'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT Page 10 of 13 employee who brought a series of claims; including defamation, against the district. *Valdez-Zontek v. Eastmont School Dist.*, 154 Wn.App. 147, 225 P.3d 339 (2010). First, the Court concluded to be considered a public figure for defamation purposes, it would require the plaintiff to voluntarily seek to influence the resolution of public issues. *Id.* at 159. In that case, the school employee held a public position so there was some, albeit limited, expectation of public oversight of her government work. Unlike in that case, the Plaintiff does not even hold a public position in any capacity. Additionally, the *Valdez* Court conducted a *Clawson* test where it looked to see whether there was a nexus between the school district employees' work and the alleged defamatory accusation she was having an affair. The Court concluded there was no nexus so she was considered a private figure for the purposes of the defamation action. *Id.* at 161. Just like with the Plaintiff in *Valdez*, the Plaintiff should be deemed a private figure and be granted the protections that accompany such a designation. There is no nexus between the allegations and any claimed public persona – which the Plaintiff denies he even has considering the lack of influence on public discourse and the age of any past public interaction (10 to 20 year prior.)

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ALTERNATIVELY – A CONTINUANCE PER CR 56(f)

The trial court must make justice its primary consideration in ruling on a motion for continuance, even an informal one. *Coggle v. Snow*, 56 Wn.App. 499, 508, 784 P.2d 554 (1990); *Butler v. Joy*, 116 Wn.App. 291, 299, 65 P.3d 671 (2003). And "it is hard to see 'how justice is served by a draconian application of time limitations' when [the nonmoving] party is hobbled by legal representation that has had no time to prepare a [sufficient] response to a motion that cuts off any decision on the true merits of a case." *Butler*, 116 Wn.App. at 300, 65 P.3d 671 (quoting *Coggle*, 56 Wn.App. at 508, 784 P.2d 554). In the present case, Counsel was PLAINTIFF'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT Page 11 of 13

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retained in late March after the Plaintiff's original attorney withdrew at the beginning of March. At that time, no discovery from either side had commenced. On the same day that counsel filed his notice of appearance with the court, the Defendant was sent via US certified mail the notice of appearance, interrogatories, and requests for production at the address on file with the Court. Shortly thereafter, the Plaintiff (not Counsel) was served with the Defendant's summary judgment motion. In a follow up conversation with counsel, Defendant claimed he did not receive anything as he wanted documents send to a different address – apparently, his place of work. Subsequently, a second copy of everything was sent to that new address. These discovery demands remain outstanding at this time.

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Under CR 56(f), a trial court may continue a motion for summary judgment if affidavits of the nonmoving party show a need for additional time to obtain affidavits, take depositions, or conduct other discovery. The trial court may deny a motion for a continuance when (1) the requesting party does not have a good reason for the delay in obtaining the evidence; (2) the requesting party does not indicate what evidence would be established by further discovery; or (3) the new evidence would not raise a genuine issue of fact. Tellevik v. 31641 W. Rutherford St., 120 Wn.2d 68, 90, 838 P.2d 111, 845 P.2d 1325 (1992). In the present matter, there is not even a trial date scheduled and discovery has only just begun. Plaintiff's counsel commenced the discovery as soon as possible after being retained. There hasn't been any unreasonable delay in the discovery process and a continuance does not prejudice the Defendant at such an early juncture of the case. The Plaintiff has sought in his requests central information such as the claimed evidence the Defendant relied upon in making the statements in question. Such information is essential in any defamation case when a Defendant is claiming "truth" as a defense. Accordingly, should the Court not be able to determine whether there is a genuine issue as to the material facts at this time, a continuance RHODES LEGAL GROUP PLAINTIFF'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT Page 12 of 13

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1	under CR 56(f) is warranted at a minimum	作 虎 n.	· · ·	· · · · · · · · · · · · · · · · · · ·
2		•		· · ·
3	vi.	CONCLUSION		
4	The Defendant has not met his init	ial burden under a C	R 56 motion.	Additionally, despite
5	not having the burden shift to him, the Pl	aintiff has shown at a	a minimum th	ere remains a genuine
6	issue regarding the material facts despite			
7	the Defendant's summary judgment motion			
8 .				· ·
9	DATED this 15 th day of April, 20	10 Soottle Weshine	to n	· · · · · · · · · · · ·
10	DATED inis 15 day of April, 20	19, Seattle, wasning	ion.	
11		RIDE	>	
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13		ander Savojni, WSBA	#37010	· ·
14	Allo	rney for the Plaintiff		
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EXHIBIT 1

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8	IN THE SUPERIOR COURT OF T IN AND FOR THE CC	HE STATE OF WASHINGTON JUNTY OF KITSAP	
9	WILLIAM NELSON,		
10	Plaintiff,	NO. 18-2-03205-18	
11	V.	DECLARATION OF WILLIAM P. NELSON IN RESPONSE TO	
12	HOUSTON WADE, an individual, and DOES I	SUMMARY JUDGMENT MOTION	
13	through XX		
14	Defendants.		
15			
16	I William P. Nelson, dealars the full	And the second	
17		ing matters to be true and correct under the	
18	penalty of perjury under the laws of the State of V	Washington:	
19	William D' Nelson I am artes the		
20	William P. Nelson. I am over the age of 18 and am competent to be a witness to the		
21	matters stated herein. I am making this declaration based upon facts within my personal		
22	knowledge which would be admissible in court.		
23	On or about October. 15, 2018 I was made aware of a Facebook post by my then		
24	girlfriend Melissa Bryan. It came in the form of a text message warning me to stay away from		
25	her, her children and to leave them alone. I was standing in my living room getting ready for		
26	work and just remember the shock and debilitating emotion that came over me at that moment!		
u	That feeling of total confusion and what just happ	ened.	

DECLARATION Page 1

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After being told about what was being said about me online from Ms. Bryan, I went to look for myself. The posts were publicly accessible so anyone could see them online. There were posts in two different places – in the Defendant's own personal Facebook page (open to the public) and the Bainbridge Island Bad List (open to the public) which was being run by the Defendant as well.

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6 I was horrified to see the vile lies he was spreading about me. He was calling me a 7 rapist, a wife and child abuser, a cheater of my investors, a cokehead, and that I was involved 8 in underage sex parties. I could see people responding to all of his posts too. They were actually 9 believing the lies he was spreading about me. Everything he was saying was being said as if 10 they were facts. He was not claiming these were rumors but rather these were all facts that he actually knew. He also has stated in his postings that he is a "Journalist" just reporting and 11 warning the public of "Bad People" in the community that the population should stay away 12 13 from.

14 The Defendant claims he has knowledge of me raping Elisabeth Kaltrieder but he doesn't because I never did anything to her. In fact, I was so good to her; she was completely 15 16 fixated with me. I couldn't get her to leave me alone. I spent nearly 2 years and over \$10,000 17 on legal bills to get her out of my life. I had to file for a protection order against her because 18 she wouldn't stop calling me, begging me to see her. She was quite normal and nice by day, 19 but at night after drinking and drug use, she was completely out of control. I have 120 pages of transcripts off of my phone of her wild rantings, where one minute she is begging me to be with 20 21 her and then the next second being mad at me but saying she still trusted me and wanted me to watch over her son. Nowhere in the transcripts from the countless messages she left for me or 22 23 during any of the numerous court hearings during which she had to answer for her behavior towards me, did she ever once claim that I raped/sexually assaulted her. It's because it never 24 25 happened. I do not victimize women and children like the Defendant claims. I hadn't seen or 26

DECLARATION Page 2

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RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206) 906-9230 spoken to Ms. Kaltrieder in the years leading up to her passing. To insinuate I was the cause of her death is absolutely preposterous and obscene.

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3 The Defendant also tries to claim that he has knowledge of me abusing my first wife 4 Ginger Olson and some step children because of some supposed memory from when he was 4 5 years old when he claims to have lived downstairs from us in the same complex. Either this is 6 a complete intentional fabrication on his part, just like all of his other claims, or his memory is 7 playing tricks on him. He was not in our apartment. He was not a witness of anything because 8 there was nothing to see. See the Declaration of my son Matthew Nelson who grew up in that 9 same family household. My wife and I purchased a home across town months after my son was 10 born so the Defendant's contention, he witnessed abuse when he was 4 years old is his fantasy 11 of storytelling. I loved my ex-wife's children as if they were my own. Her children have a father 12 who was involved in their lives, and as a step-father I have learned through raising 2 families 13 of other people's children, you are a friend of the children, the parenting authority really only 14 belongs to the biological parents, not the step parent. I will freely admit that the marriage to Ms. Olson did not end well. She grew up in a very abusive home where she said her father-15 16 sexually assaulted one of her siblings and he ultimately committed suicide. Understandably, 17 this all had a profound impact on her. As a married couple we tried a variety of different things to help her deal with her past, such as therapy, but each time I thought we were making some 18 19 headway, she left the program. She then started to work out at a gym which I thought would 20 be beneficial. Unfortunately, I discovered that she had started an affair with her trainer who was 21 15 years younger than her. When I found out, I ended the marriage after nine years, and within 22 days of me moving out of our house, her convicted felon trainer boyfriend moved in. I was 23 extremely concerned when I discovered his criminal past and the fact that he was on probation 24 at the time and regularly calling on the house's land line his incarcerated friends at McNeil 25 Island. In addition, he was involved with extreme steroid use to alter his body and build muscle 26 all of which greatly concerned me for the children's safety while in the home. The claims that

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RHODES LEGAL OROUP 918 South Horion St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230 Ms. Olson made about me were during the time we were dealing with a divorce/custody dispute and she had to respond somehow to me complaining about her moving into the house with our children a convicted felon out on parole. It was her tit-for-tat move. All of her claims were completely false. There was no police involvement regarding her claim of me choking her because it never happened. There never was any abuse by me but she did hit me hard in the side of my jaw in the kitchen 1 time.

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7 As the days have turned into weeks and months, I have carried a great amount of 8 confusion, stress, and depression that such undeserved cruelty could be waged against me. I 9 have lived my life with love and compassion for those around me, weather I know them or not. 10 I am a visual and creative person that loves new discovery and opportunity to create and live 11 my life full of giving. The work I do is very rewarding, the people I engage and who engage 12 me are served with a high level of integrity and respect. My mother was my hero! She was an 13 amazing woman full of gentleness, kindness and an ability to draw people to her simply by how 14 she looked at them. As a young kid starting at 10 years old I found plenty of work in the 15 neighborhood weeding, mowing and tending to the needs of others and with that money I 16 quietly supported the extra needs of my mother who was responsible for the care of 7 children 17 my siblings and myself. My father worked hard and long but there was nothing extra. My 18 mother's caring and love for all things made me who I am then and now. I have never been 19 anything else but compassionate and looking out for others. The Defendant also brings up this 20 absurd notion that there were underage sex parties at the "Chicken coop", and that I was 21 somehow involved along with law enforcement and firemen on the island. How all these 22 individuals were somehow taking liberties with underage women is absurd. That is completely 23 false. I never once saw anything like that when I was at the "chicken coop" and I most certainly 24 never participated in anything like that. The absurdity with all of his accusations is he 25 conveniently claims that the reason why there are no police reports on any of his terrible 26 accusations is because, according to his posts, law enforcement and the fire department were

DECLARATION Page 4

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RHODES LEGAL GROUP 918 South Honon St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fix (206) 906-9230 somehow in on it as well. It is this type of "deep state" propaganda and paranola which is causing a lot of damage and divide within the country. He knows that and is feeding that same damaging absurd accusations with these false claims about me now.

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These last 7 months has been devastating to me. Contrary to the Defendant's false 5 claims, I do have very good reputation on Bainbridge Island and elsewhere. I have had my issues with driving offences which bring much shame and disappointment in myself. I have before risen to the responsibility to do much better and will continue to do so until the day I die. However, I sure as hell don't go around attempting to destroy others, and it is only that effort that the Defendant wishes to accomplish. He does not care about the truth. His goal is to tarnish my name and reputation in the community and he does not care that it is unwarranted. If anyone should be put on the "bad list", it is him. Because of him, I have kept out of the public as much as I can; I shop for my groceries at odd hours. I have suffered the embarrassment of the branded a rapist, abuser, and a cheat. People that use to talk to me no longer acknowledge me. I have lost work and jobs, I am suffering from a deep depression, I find little joy in the things I use to. It feels like waking up with the Flu every day. I pray for relief; I wish for this horrific nightmare to be removed from my life and I will fight to the end to achieve restoration of my good name and standing in the community.

18 I ran for City Council 2001 out of my concern for the changes occurring within my 19 community. My challenger Bill Knoblock had made a negative impression on me of someone 20 who did not have the community's interest at heart. Houston Wade entrance into the race was 21 of no consequence for me. He was a 20-year-old kid I knew nothing about and never gave him 22 any consideration of concern about the race. It was Knoblock I was running against.

After losing the race I have not been involved with politics, and I have not been since. I am not political, nor do I try to weigh in on public debate. I have been an independent business man since 1987 and outside of my failed attempt at city council 20 years ago, my business has been my focus. That focus is what lead me to business project which the Defendant also brings up.

DECLARATION Page 5

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RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230

1 I had a passion for the Lynwood Center community since I was very young kid growing up on 2 Bainbridge. The English Tudor architecture fascinated me from a early age. In my youth Ż Lynwood Theater was the main attraction and hub of activity for all Bainbridge youth and 4 adults. It is part of my heritage; the history of my family goes back 4 generations on Bainbridge 5 to 1907. When the opportunity came up to purchase a failing Restaurant at Lynwood Center, I 6 was excited because it happened to be the original home of Edna Olson who built the historic 7 community in the 1920's. The project grew and approvals for land use occurred in 2007, Bank 8 Loans were executed in 2007 and January 2008. We were under construction on 4 new buildings 9 through 2008 but then in 2009 without warning, our Bank was shut down and seized by the 10 Federal Government. My partners and myself included were shocked and sent scrambling to 11 find new funding to remove our project from the asset pool of the acquiring Bank and preserve 12 it for the investors. At the time of the financial collapse, wall street tanked and attracting new 13 investment dollars was like trying to sell Ice to an Eskimo. The project failure was through no 14 fault of myself or any investment fraud other than the fraud committed by the Banking system. 15 Drawing attention to myself was never of interest, it is for those around me that may seek that. 16 The industry did not recover for years, subsequently the project sat, the acquiring Bank resold 17 the project. There were no legal actions taken against me by any investors. No one came out of 18 it with anything or happy about the result. I forged on until 2013 attempting any and all method 19 of salvaging the project and my own financial future and sanity. I gave up the fight and filed 20 for Chapter 7 in 2013. Wades assertions that he Bankrupted me are as much fantasy as the rest 21 of his defamatory statements about me. He played absolutely no part in any of those business 22 dealings but he posts online about how he was the cause of the collapse. That just further 23 illustrates his false narrative about me.

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DECLARATION Page 6

RHODES LEGAL GROUP 918 South Horton. St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230

Signed this April 12, 2019 in Bainbridge Island, Washington. William P. Nelson DECLARATION Page 7 RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134

(206) 419-6483 Fax (206)906-9230 scanced

EXHIBIT 2

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8	IN THE SUPERIOR COUR IN AND FOR	RT OF TI	HE STATE OF WA UNTY OF KITSAI	SHINGT	ĴŇ	
9	WILLIAM NELSON,			1.4	•	
10	Plaintiff,		NO. 18-2-03205-	o 	m to the	•
11	* V .,		DECLARATI Courtemanch SUMMARY	e IN RESP	ONSE TO	
12	HOUSTON WADE, an individual, and I through XX	DOES I	JUNIMART			ų
13	Defendant	s,				
14	· · · · · · · · · · · · · · · · · · ·	<u> </u>	<i></i>			
15 16		•	· · · · ·			·
17	I, Janine Courtemanche, declare	the follo	wing matters to be	true and co	orrect under th	e
18	penalty of perjury under the laws of the	State of V	Washingtón:		·. ·	Í
19						
20	1. I am Janine Courtemanch					
21	of 18 and am competent to be a with			-		T I
22	declaration based upon facts within my	persona	l knowledge, whic	h would b	e admissible i	n
23	court. 2. I was married to Willian		(D:11) from 1000 i	- 2000 1	During the time	
24	Bill and I were together, we provided		_		· · · · · · · · · · · · · · · · · · ·	
25	9/1982), Kerri Ulloa (DOB 3/1985), Ri				•	
26	Nelson (DOB 12/1985). All four childre					
	DECLARATION		··· · ·		S LEGAL GROUP	-

Page 1

loving home by both Bill and I. Bill's behavior and parenting towards the children was consistent with any parent who has the best intention for their children. He was not abusive, mentally or physically neither to the children, nor to me. Bill worked very hard at his construction business to provide a nice home for us with all the creature comforts we could ask for. It always seemed to me that it was a priority for Bill to ensure the children and I had everything we needed to be safe and secure. He also made sure there was enough opportunity for us to experience fun and exploration, through family vacations, as well as enough opportunity for the kids to grow and develop their practical skills through extra-curricular activities (sports) or work opportunities through his company. I have always known Bill to be a man who puts a high value on friends and family. I have witnessed him time-and-time-again go out of his way to ensure those he cares for (whether they be family, friends, or employees), have the means to navigate good times or bad with enough resources to meet their needs. Bill Nelson is a very generous man in that he is always quick to offer his mental/emotional support, financial support, his business acumen support, or physical support by getting in and "doing the work." As his former partner for many years, and despite our marriage not working out for longer than it did, I cannot stress enough that I believe Bill Nelson to be a good, respectable, hard-working man who was, and still is, a wonderful stepfather to my three children. For this reason we are still good friends today. I have nothing but good things to say about William P. Nelson.

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Signed this April 9, 2019 in Bainbridge Island, Washington.

Janine M. Courtemanche

DECLARATION Page 2

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EXHIBIT 3

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7 8	IN THE SUPERIOR IN AND	COURT OF T FOR THE CO	HE STATE OF WAS UNTY OF KITSAP	HINGTON
9	WILLIAM NELSON,		· · · ·	
10	Plai	atiff,	NO. 18-2-03205-11	B
11	V.		DECLARATIC IN RESPONSE	DN OF Matthew T. Nelson TO SUMMARY
12	HOUSTON WADE, an individual	, and DOES I	JUDGMENT N	
13	through XX	- -	1 	
14	Def	endants.		
15		-		
16			.÷.	
17	I, Matthew T. Nelson, dec			ie and correct under the
18	penalty of perjury under the laws	of the State of Y	Washington:	· · · · · · ·
19				
20			•	of 18 and am competent
21	to be a witness to the matters sta	•		uration based upon facts
22	within my personal knowledge wh			
23			· · ·	at any time in my life.
24	Specifically, I was not assaulted			
25	reference by Mr. Wade in the yea	r of 2001. In	fact, I was not even	with my father that day,
26	evening or night.		· · · · · · · · · · · · · · · · · · ·	
H		-	ч. <mark>1</mark>]
	DECLARATION Page 1		į	RHODES LEGAL GROUP 918 South Horton St. Suite 901 EATTLE, WASHINGTON 98134 (206) 419-6482

(206) 419-6483 Fax (206)906-9230

The allegation by Ashley Cross Degrow in a letter dated November 8, 2018, to Mr.
 Wade is not accurate and is false in several aspects:

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A.) I was at the Chicken Coop referenced in her letter on the occasion when she alleges that Bill Nelson allegedly touched her butt and further alleges that I almost got into a fight with Mr. Nelson because of the incident. This allegation simply is not true nor accurate.
I did not almost get into a fight with my dad for any reason.

B.) I rented a house of on the property known in her letter as the "Chicken Coop" for 8 months in a house at the front of the property wherein any person entering the property would have to pass. I would on occasion attend the parties which the owner of the property would have. At no time were there any under age girls present at these events. The owner would have several occasions, have a professional pole dancer at the Chicken Coop.

12 C.) Ms. Degrow fails to mention in her letter that her father was a regular patron of
13 the Chicken Coop and a close friend of the Owner, Bill Blakely.

D.) I have had a limited amount of time I spent with Ms. Degrow in the past. We
went to a move one time. I really cannot remember other situation other than observing her at
the Chicken Coop as stated in Sub-Paragraph A above, generally in the company of her
boyfriend Chris DeAngel.

Signed this April 12, 2019 in Bainbridge Island, Washington.

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DECLARATION Page 2

Matthew T. Nelson

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EXHIBIT 4

IN THE SUP	PERIOR COU	RT OF THE S	TATE OF WAS	SHINGTON
	IN ANU FUR		T UF NIISAM	

Plaintiff.

Defendants.

WILLIAM NELSON.

DOES I through XX,

HOUSTON WADE, an individual, and

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DECLARATION OF PAUL CULLEN IN RESPONSE TO SUMMARY JUDGMENT MOTION

NO. 18-2-03205-18

I, Paul Cullen, declare the following to be true under penalty of perjury and the laws of the State of Washington:

17 1. I am an adult resident of Bainbridge Island where I have lived since 1979. By way of introduction, I am an attorney in private practice, the father of two young men, and I graduated from Seattle Preparatory School in 1967 and from the University of Washington in 1973 cum laude, honors program. I attended the University of Washington School of Law and obtained my Juris Doctor degree in 1976. Shortly thereafter, I went to work as a Deputy Prosecuting Attorney for the Snohomish County Prosecuting Attorney's office. In 1980, I moved to the Seattle City Attorney's office as an Assistant City Attorney. On leaving prosecution work, I moved to the civil arena as house counsel and Executive Vice President of American

DECLARATION OF PAUL CULLEN - Page 1

1 Passage Marketing, a rapidly growing Seattle firm which went public in the early 80's 2 as Photoworks, Inc. In 1986, I entered private practice as a partner in the Seattle 3 firm of Wolfe Lobsenz and Cullen. The firm handled federal and state criminal 4 defense and civil litigation matters. While there, I handled all civil work from personal 5 injury to contract litigation and business formation and maintenance as well as 6 criminal defense work of every nature. In 1994, I joined a former colleague in forming 7 8 Cullen and Bernstein. The firm handled federal and state civil and criminal matters. 9 In 2011, Mr Bernstein retired and I returned to solo criminal defense in Seattle as 10 Cullen Law Offices. I am AV rated and a member of the Washington State Bar, the 11 Federal Bar for the Western and Eastern Districts of Washington, the Ninth Circuit 12 Bar, the Court of Claims and the Suguamish and S'Klallam Tribal Bars. 13

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2. I first met Bill Nelson in my non-professional capacity over 20 years ago 14 as a member of Wing Point Country Club. At the time, we played golf on occasion 15 16 and I learned that Bill was engaged in various building projects for a couple of my 17 friends who spoke highly of his work. I got to know Bill better when I was President 18 of the golf club and we worked together on several volunteer projects. I have met 19 three of Bill's brothers and my wife and I have socialized with his family in their home 20 as well as in ours. I became acquainted with Bill's ex-wife, Jeanine Courtmanche as 21 well as with his step-children and his son. I observed Bill interact with his extended 22 and nuclear family on many occasions and one of my sons was employed by Bill's 23 24 construction company on two separate occasions. I have also hired Bill's company on 25 several occasions to do remodel work on my house. 26

DECLARATION OF PAUL CULLEN - Page 2

3 Over the years, I have represented Bill and/or his company and various family members and employees in a number of contexts, including, commercial construction litigation, personal estate planning, employment and contract matters, on both sides of collection matters and in misdemeanor and family law matters. I have represented Mr Nelson in regard to several of the matters referenced by Mr. Wade.

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8 Regarding Elizabeth Kaltreider: I represented Mr. Nelson in а. 9 regard to several interactions with Ms. Kaltreider who was the respondent in an anti-10 harassment matter we filed and ultimately was the defendant in criminal matters in which she violated no-contact orders restricting her from direct or indirect contact with Mr. Nelson. At one point, my office transcribed a rambling, profane and intoxicated, 100-page transcript of a phone call Ms. Kaltreider made to Mr. Nelson in violation of the contact restrictions. As I recall the telephone contact was directed to Mr Nelson while he was in Alaska . I met Ms. Kaltreider on a number of occasions and, based 17 upon my two-year familiarity with the situation, it is my belief that she was obsessively pursuing Mr. Nelson. At no time did I so much as hear an allegation that he raped her and, throughout the several court proceedings in which she was involved, she always had competent representation with whom I interacted on a number of occasions. Again, there was never an allegation-credible or not - of rape or inappropriate conduct of any kind on Mr Nelson's part . Quite the contrary .

Ь. Regarding Mr. Nelson's Business Practices: I have consulted on numerous occasions with Mr. Nelson regarding individual construction projects and I have represented him or his company several times in this regard. I am familiar

DECLARATION OF PAUL CULLEN - Page 3

with the failed large development project at Lynwood Center and I represented Mr. Nelson in regard to several spin-off matters that eventuated. There were a variety of reasons the ambittious project failed, many of which related to the mortgage crisis which shut down half of Wall Street and hamstrung lenders in the middle of the project. I personally know many of the individual investors in the project and despite the unfortunate denouement of the project I have never heard an allegation that Bill cheated any of them. It speaks for itself that there were no adversary proceedings out of Mr. Nelson's personal bankruptcy to the best of my knowledge. I observed the earnest manner in which Mr. Nelson attempted to meet his financial obligations honorably and I saw at close-hand the personal toll the project's failure took on his marriage and for him personally.

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С. Regarding DUI Charges: I currently represent Mr. Nelson on 14 In the Bainbridge case, he entered a deferred prosecution and 15 two DUI cases. 16 complied admirably for approximately four plus years of the five-year term of 17 jurisdiction. I observed him in social circumstances on dozens of occasions and 18 observed him to be abstinent and vocal in his dedication to sobriety. As the Court probably knows, a deferred prosecution is granted only if the petitioner has an alcohol dependency. Mr. Nelson admitted he was an alcoholic; however, he worked hard to address the problem. I was surprised when he was charged in King County District Court with a DUI which allegedly violated the terms and conditions of his 23 deferred prosecution. I found this particularly tragic because he was so close to dismissal and his court reviews gave no clue that he was a prospect for relapse. Sadly, I have probably prosecuted and represented thousands of individuals

DECLARATION OF PAUL CULLEN - Page 4

charged with DUI. We all know that alcoholism or addiction is not a choice. Mr. Nelson has responded to the new charge with admirable discipline and, in fact, did not have one positive alcohol reading in the eight months he was monitored on a 24/7 basis. Typically, he also threw himself back into treatment as well immediately after the new incident. The cases have not been resolved.

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4. Mr. Nelson contacted me regarding this matter on or about October 24. 7 8 2018. At that time, I appeared as temporary counsel in the matter in the Bainbridge 9 Island Municipal Court on an emergency basis. In doing so, I became familiar with 10 the ridiculous allegations Mr Wade had published The Bainbridge court issued a 11 temporary order restraining Mr. Wade based upon the personal animus Mr. Wade 12 betrayed as to Mr. Nelson and Mr. DuWors. I recommended Mr. Nelson retain 13 counsel with experience in internet defamation issues and I withdrew from the case 14 prior to its transfer to Kitsap County Superior Court. Having reviewed the evidence 15 16 presented and having known of Mr. Wade personally since he played baseball with 17 one of my sons as a child. I have no doubt that his crusade to ruin Mr. Nelson's 18 reputation was based on falsehoods and unreliable rumor rather than fact. 19

5. William Nelson grew up on Bainbridge Island. His father and grandfather lived on Bainbridge Island and also worked in the building trades. I understand his grandfather built the water system in the Wing Point neighborhood where I reside many decades ago. As a custom builder, Bill Nelson always had a reputation for doing superior work. As an individual, he is community-oriented, generous with his time and personally is more than kind to others who are less fortunate. For that matter, over the years he has hired me on a number of occasions

DECLARATION OF PAUL CULLEN - Page 5

to provide legal services for third parties who can't afford them. He has done so without an expectation of reward or recognition and, to my knowledge, has not even mentioned these circumstances to third parties. I have observed Bill in company with his family on hundreds of occasions and I have never seen a hint of domestic violence or anger. As a stepparent he formed strong bonds with his wife's children from a prior marriage and supported them in their education and career endeavors. Bill always had a reputation as a contractor who did high end superior design and build work. Since his dream project at Lynwood Center crashed economically he has worked relentlessly to rebuild his reputation and that of his company. To my eyes, he has been very successful in doing that and indeed the effect on his reputation as a person and a tradesman was negligible because those who knew the circumstances -including his individual investors – understood the economic problems the project faced were not based in any dishonesty on Mr Nelson's behalf. It speaks volumes as to his reputation that his business is thriving and his services are in demand now as much as ever.

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I know Mr Nelson well. I have observed and interacted with him in personal circumstances as well as business ones many many times. He is not a perfect manfew of us are. In my opinion however, he is an honest and generous person who is professionally accomplished and personally well liked within the tight knit Bainbridge community. He in no way shape or form resembles the person Mr Wade fictitiously describes. Mr. Wade's baseless attacks appear designed to provide notoriety to Mr. Wade who has a proclivity for self- promotion and to defame the reputation Mr. Nelson has earned over some six decades on Bainbridge Island. It speaks well of Mr

DECLARATION OF PAUL CULLEN - Page 6

1	Nelson that he cares deeply about his reputation and has determined to stop the
2	unfettered and mean-spirited gossip Mr. Wade would seek to publish to uninformed
3	and credulous members of our community.
4	DATED AND SIGNED this April 12, 2019 at Seattle, Washington.
5	Parl Caller
6 7	Paul Cullen
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DECLARATION OF PAUL CULLEN - Page 7

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EXHIBIT 5

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

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WILLIAM NELSON,

v.

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NO. 18-2-03205-18

DECLARATION OF Richard Ulioa IN RESPONSE TO SUMMARY JUDGMENT MOTION

HOUSTON WADE, an individual, and DOES I through XX

Defendants,

Plaintiff.

L Richard Ulloa, declare the following matters to be true and correct under the penalty of perjury under the laws of the State of Washington:

1. I am Richard Ullos. I am over the age of 18 and am competent to be a witness to the matters stated herein. I am making this declaration based upon facts within my personal knowledge which would be admissible in court.

2. Bill Nelson played a huge role in my life growing up on Bainbridge Island. Of the three Ulloa children I was the one who spent the most time with Bill. I was the youngest of three. If it wasn't for Bill's influence helping me prepare for high school golf I may have not had the proper resources to land myself a golf scholarship to Saint Martin's University.

Bill was nothing but a great stepfather to me. Bill by no means was or is a child abuser. It was a real privilege for Bill to play a big role in my life.

DECLARATION Page 1

scanned Signed this April 9___, 2019 in [Vancouver], Washington. Richard Weloa Richard Ulloa 1: DECLARATION Page 2

EXHIBIT 6

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8	IN THE SUPERIOR COURT OF T IN AND FOR THE CO	HE STATE OF WASHINGTON UNTY OF KITSAP
9	WILLIAM NELSON,	
10	Plaintiff,	NO. 18-2-03205-18
11	Ψ Ϋ ;	DECLARATION OF _Kerri Ulloa IN RESPONSE TO SUMMARY
12	HOUSTON WADE, an individual, and DOES I through XX	JUDGMENT MOTION
13		
14	Defendants.	
15		
16	T Kerri IIIna declare the following met	and a first state of the state
17	perjury under the laws of the State of Washington	ers to be true and correct under the penalty of
18	Failed more the read of the brace of washingto	
19	1. I am Kerri Ulloa. I am over the a	an of 19 and an instruction to the
20	the matters stated herein. I am making this dec	ge of 18 and am competent to be a witness to
21	knowledge which would be admissible in court.	laration based apon racts within my personal
22	2. My mom, Janine Courtemanche,	married Bill Nelson when I was II years old.
23	i nyed with min and my mom until I was 18.	
24	Saying that Bill was a generous and loving stepfa my mom, he took in three children with her. I	ther is an understatement. When Bill married
25	been, he created us with lots and unconditional l	Cinduess: he celebrated our accomplichments
26	comforted us in our disappointments and was alw	/ays there when we needed a friend to talk to.
	DECLARATION Page 1	RHODES LEGAL GROUP

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1	Bill was an important and positive influence in making me the person I am today. He taught me to work hard, to dream big, and to always show up for my family. I will forever be grateful for having him in my life.
3	
4	1 still love Bill very much and (to be abundantly clear) was never abused or mistreated by him in anyway.
5	Kerri Ulloa
6	AT
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9	Signed this April 9, 2019 in Seattle. Washington.
10	Kerri Ulloa
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	DECLARATION Page 2 918 South Horton St. Suite 901

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SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230 s, il a kara ri

EXHIBIT 7

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8	IN THE SUPERIOR COURT OF IN AND FOR THE C	THE STATE OF WASHINGTON OUNTY OF KITSAP
9	WILLIAM NELSON,	
10	Plaintiff,	NO. 18-2-03205-18
-11	Ÿ.	DECLARATION OF Christina Ulloa Purrelli IN RESPONSE TO
12	HOUSTON WADE, an individual, and DOES	STRARADY TITLES TEST SCOTLOST
13	through XX	
14	Defendants.	
15		
16	IChristina Ulloa Purrelli	declars the following method to the second
17	correct under the penalty of perjury under the la	_, declare the following matters to be true and
18	and the second sec	A PRACTICAL AL COUNTRY AND A PRACTICAL AND A P
19	1. I am 36 I am c	over the age of 18 and am competent to be a
20	witness to the matters stated herein. I am maki	
21	personal knowledge which would be admissible	
22 23		Nelson was kind, generous, and patient. He
24	provided a safe and loving home for my brothe	
24	he are no longer married, I maintain a warm an	
26	and will continue to be, welcome in all aspects	

DECLARATION Page 1

RHODES LEGAL GROUP 918 South Harton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)905-9230 I

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1	To me, Bill is and always will be, a good and decent man. Any claim or insinuation of	
2	abuse, or anything else to the contrary, is 100% false.	
3	I write this first and foremost for and in defense of Bill, but also for myself-I refuse,	
4	and do not consent, to be a part of an invented, false narrative to further the Defendant's	
5	(Huston Wade) twisted agenda.	
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13	Signed this April 09, 2019 in Newport Beach, California.	
14	Oh, the	
15	Christina Ulloa Purrelli Chur H/9P19 [NAME]	
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DECLARATION Page 2

EXHIBIT 8

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7 8	IN THE SUPERIOR COURT OF T IN AND FOR THE CO	HE STATE OF WASHINGTON UNTY OF KITSAP
9	WILLIAM NELSON,	
10	Plaintiff,	NO. 18-2-03205-18
11	Vi	DECLARATION OF Deborah M. Prouty IN RESPONSE TO SUMMARY
12	HOUSTON WADE, an individual, and DOES I through XX	JUDGMENT MOTION
13	Défendants.	
14		
15		
16	I, Deborah M. Prouty, declare the follow	ving matters to be true and correct under the
17 18	penalty of perjury under the laws of the State of	Washington:
19		
20	1. I am an Employee of Mr. Nelson'	s. I am over the age of 18 and am competent
21	to be a witness to the matters stated herein. I a	1
22	within my personal knowledge which would be a	dmissible in court.
23	î c	otal of 10+ years as a bookkeeper/accountant,
24	7 years prior to today's date, and again employe	
25	False that Mr. Nelson cheated any investors, w	
26	different CPA's, and (1) Investor who had an	1
11	privy to all the financial information and approve	ed all transactions. I consider myself a well-
	DECLARATION Page 1	RHODES LEGAL GROUP

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> 918 South Hortón St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230

respected bookkeeper and have worked in several capacities of auditing financial records. My last audit at another company proved that a prior bookkeeper had misappropriated funds to her benefit. I take my job seriously, and these allegations Mr. Houston claims are False, and he should Cease and Desist.

The second s

3. Claims of abuse to his Spouse, Janine Courtemanche, or his Son, Matthew Nelson during my employment, or any period of knowing Mr. Nelson are False. I saw or heard nothing to the Contrary. Matter of Fact, Mr. Nelson has more than accommodated my family and I. Stepping in to care for my Infant Granddaughter, while I brought her to work, from infancy to 8 months old, until daycare became available. And many more instances where he has stepped in to go above and beyond to help my family, with not wanting anything in return. This is Mr. Nelson, a generous (to a fault) individual who asks for nothing in return.

13 4. As for Ms. Kaltrieder, she did leave a voice message on the Company phone, it was incoherent and rambling. I never met her, nor do I have any knowledge of this woman until the voice message on the Company phone. I knew Mr. Nelson to be in Alaska during or on about this time. I do know he phoned the Bainbridge Island Police for a wellness check on her during his time in Alaska. Any other information would be in the Police Reports.

18 Punitive (Exemplary Damages) should we awarded to the plaintiff based on the 5. fact that lost income did occur in defending one's name and or/business. Not only has Mr. Nelson been personally affected, so has his business suffered. As I previously stated I have worked with Mr. Nelson for over 10+ years, and because of Mr. Wade's egregious conduct, in accusing Mr. Nelson of crimes he did not commit, I felt we were all put on notice, whether it be by the vigilantes or those who have some sort of personal vendetta. Not only was he threatened, I felt we were all threatened in some sort of way, especially after the "cut up" cryptic messages that were mailed to a client and a friend of Mr. Nelson's. Were we next as

DECLARATION Page 2

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employees? Mr. Nelson could not concentrate, and much of his time was defending his name by something that was publicly posted that was false.

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Anyone knows that when a person falsely accuses someone of a crime it is malicious persecution, and in my opinion moral turpitude.

The loss of Business Income? The jobs that were out for bid, were not awarded, because of the posting of "the Bainbridge Bad List" or write up in the paper of court proceeding, or word of mouth? I do not know this question unless we ask the potential client. But that brings the attention back to the false accusations. Do we really want to ask our potential clients? All I know is that our incoming jobs have slowed to a halt. Other jobs were suffering, the attention to detail and timelines to complete a job were detailed, slowing income.

Mr. Nelson is detail oriented and the loss of concentration and the loss of
thoroughness to me is a loss of time and the loss of money. This has affected his business and
him very personally, anyone charged of such crimes would have been incarcerated.

15 Freedom of speech only goes so far. When you publicly accuse someone in a small
16 community of a heinous crime that is untrue, that person, Mr. Wade should be held
17 accountable by the courts. Mr. Wade should not be able to take it upon himself to be judge,
18 juror and executioner, otherwise there is no recourse.

19Please find Mr. Wade culpable in Exemplary Damages as seen fit, and that other can20learn by example.

Respectfully,

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Signed this April 12, 2019 in Poulsbo, Washington.

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DECLARATION Page 3

EXHIBIT 9

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7 8	IN THE SUPERIOR COURT OF IN AND FOR THE C	THE STATE OF WASHINGTON OUNTY OF KITSAP
9	WILLIAM NELSON,	
10	Plaintiff	NO. 18-2-03205-18
11	ŠV.	DECLARATION OF Tara Kenneway IN RESPONSE TO SUMMARY
12	HOUSTON WADE, an individual, and DOES I	JUDGMENT MOTION
13	through XX	
14	Defendants.	
15		
16		
17	I, Tara Kenneway, declare the followi	ng matters to be true and correct under the
18	penalty of perjury under the laws of the State of	Washington:
19	· · · · · ·	
	1. I am forty eight years old. I am	over the age of 18 and am competent to be a
20	witness to the matters stated her	ein. I am making this declaration based upon
21		lge which would be admissible in court.
22		I received a letter in my mailbox. It had come.
23		
24	through the U.S. mail but had no return address	
25	out of magazines. It said "Keep Bill Nelson awa	4
26	sure if the letter was meant as a warning or thre	
ļ	whomever had sent it knew where I lived and it	gave me the sense that I was being watched.
	DECLARATION Page 1	RHODES LEGAL GROUP 918 South Horton St. Suite 901

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It took me a day to tell Bill about the letter. I was nervous about upsetting him as I know how protective he is. But I was honestly frightened and ultimately called the police who took a statement from me and picked up the letter.

I met Bill through a mutual friend in August of 2017 and I can say with complete certainty that he is the kind of person I WANT my kids to be around. He is a kind, gentle compassionate person who goes out of his way to help others including me. The list of things he has done for me and my family is endless. He has towed my oldest son's car, fixed my generator, picked up my dog when he ran away, repaired the kids' trampoline- he has helped with my kids' logistical needs when I've been off island and even took one of my boys to the doctor when he was sick. I also see how often he reaches out to help friends, neighbors and even people he barely knows. Bill is the kind of person who gets things done and has been a great influence in the lives of my two sons and daughter- all of whom have grown to love him and count on his support. They know if they need something that they can always call Bill.

Bill and I share our faith and his devotion to church and God shows up in his day to
day life. We usually attend church together on Sundays. He isn't the type of person to preach
about his religion, but rather just lives it by example. He has plowed snow out of the church
parking lot but keeps it quiet. He gives generously to people and organizations because he has
such a big heart- but he does so privately. He is always the first to offer help whether it's just
a ride somewhere, fixing something, or being there for a friend in need.

It has been hard to see the personal attack against Bill and I believe that the letter I received is connected to that. I pray every day that Bill can put this ugly chapter behind him and live a peaceful life like he deserves.

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DECLARATION Page 2

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1	I care very deeply for Bill and have no reason to fear Him but I do fear the kind of	ŀ
2	person who would put a letter like that together and send it to me. It seems like this person is	
3	mentally unstable and it makes me question what else they might be capable of.	
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13	Signed this April 10 th , 2019 in Bainbridge Island, Washington.	
14	for young	
15	Tara-Kenneway	ĺ
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	DECLARATION Page 3 RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206) 905-9230	

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EXHIBIT 10

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9	WILLIAM NELS)N,			-	
10		Plaintif	<u> </u>	NO. 18-2-03205		
11	٧.		;	HENDLER	TION OF JAR IN RESPONS JUDGMENT	E TO
12	HOUSTON WAD	E, an individual, an	d DOES I	SUMMARY	JUDGMENI	MOTION
13 14		Defenda	ints.		· ·A	
15		· · ·	· · · · ·	!		
16	I Jared He	ndler declare the f		infformi da La Anna an	A	
17		ndler, declare the fo			a correct unde	r the penalty
18 19	•	· ·	•	ر ب		
20	1. I an	Jared Hendler. I	am over th	e age of 18 and am	competent to	be a witness
21	to the matters stat	ed herein. I am	making th	nis declaration bas	ed upon fact	s within my
22	personal knowledg	e which would be a	dmissible	in court.		
23		ve been acquainted				a
24	heard from many o					· · · ·
25	appreciated for his					· · · · ·
26	personal physician					
利	During this time I h	ave come to know	him very v	vell and we have b	come good fr	iends.
	DECLARATION Page 1				RHODES LEG 918 South Hort	

RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230 ٠.

Bill is a passionate person, very dedicated to his family whom he loves dearly, loyal to his friends, proud of the quality of his work as a builder, and concerned about social issues and wanting to do more to contribute to society. He is also a kind person, very willing to go out of his way to help others. In business matters he tries to be honest and fair. I believe he would never intentionally hurt anyone.

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I know first-hand that this current issue has taken a significant toll on his emotional health and I want to support him as best I can.

Signed this April 11, 2019 in Bainbridge Island, Washington.

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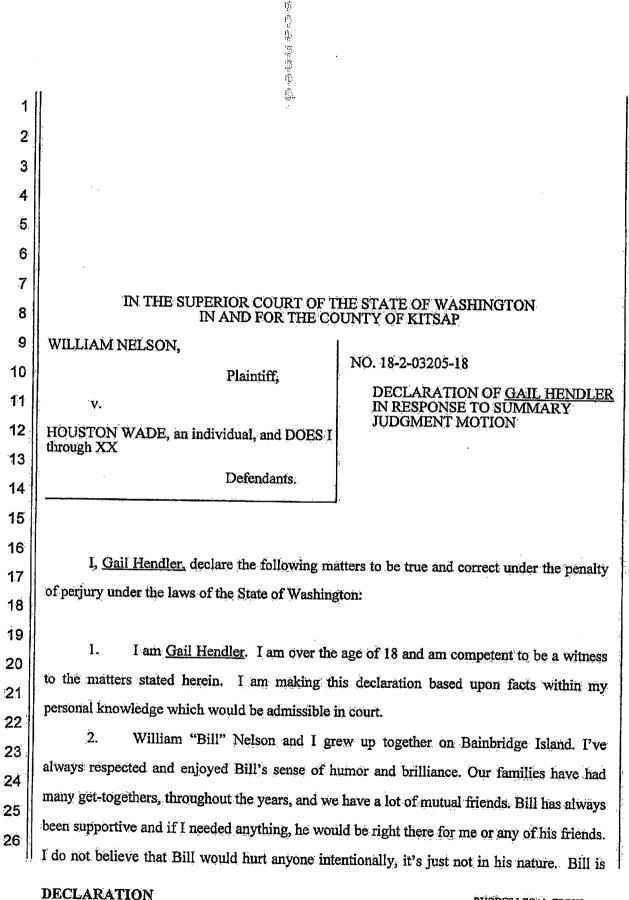
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DECLARATION Page 2

EXHIBIT 11



Page 1

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1	responsible in his personal and professional life. He's dedicated	to his family and the
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	DECLARATION Page 2	RHODES LEGAL GROUP 918 South Hotton St. Suite 901 SATTLE, WASHINGTON 98134

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EXHIBIT 12

3 IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KITSAP WILLIAM NELSON, NO. 18-2-03205-18 Plaintiff. DECLARATION OF TEMRE JENKINS IN RESPONSE TO SUMMARY V JUDGMENT MOTION HOUSTON WADE, an individual, and DOES I through XX Defendants. I, Temre Jenkins, declare the following matters to be true and correct under the penalty of perjury under the laws of the State of Washington:

Ü 2

I am Temre Jenkins, I am over the age of 18 and am competent to be a witness to the matters stated herein. I am making this declaration based upon facts within my personal knowledge, which would be admissible in court.

21 On or about November 9, 2018, a letter was mailed to my home address. The letter 22 was mailed through the United States Postal Service. The letter was a collection of cut out 23 magazine letters and phrases and in essence "a warning" about William Nelson and to keep 24 Mr. Nelson away from us. This declaration to confirm that a letter of this nature, 25 previously submitted in court documents by Mr. Nelson, was in fact received. This 26 letter was mailed after the posts on social media about the Bainbridge Bad List, "a news and

DECLARATION Page 1

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media Facebook site", that states is posted mission as "you should know who the rapists, abusers, and stalkers among our community are." This site also states that all posts were researched and there were court records substantiating the content.

西京市

In response to receiving this letter, I called the Bainbridge Island Police Department and spoke with Detective Scott Weiss. Mr. Weiss stated he was aware of letters such as the one I received. Mr. Weiss advised me of options available to a citizen after receiving such a letter. Mr. Weiss was aware of the Bainbridge Bad List. He said the police department had received numerous calls regarding the existence of such a website (a news website using Bainbridge in its title), the posts / content of the site made claims about citizens, and claims about the police and fire department being corrupt (covering up rapes and participating in solicitation of underage girls). Mr. Weiss shared a "file" was on the city attorney's desk awaiting response.

13 My spouse and I met Mr. Nelson approximately 13 years ago, when he was launching 14 Pleasant Beach Village and opened Edna's restaurant. My spouse and I were new to the 15 island, were patrons of the restaurant, and had interest in the Residences of Pleasant Beach 16 Village project. Mr. Nelson also provided his construction consultation services, referrals to 17 other pre-vetted subcontractors and vendors, and contractor services from his own company, 18 on an intermittent basis over the last 10 years. Mr. Nelson has always been welcoming, kind, 19 and generous to us. He included us in business events as well as his family and neighborhood gatherings. He and this staff at the restaurant extended their support while we were in the 20 hospital after the high-risk birth of our child. He also extended his home when our former 21 house needed repair. In the spring of 2018, we needed some assistance with our new home. 22 Mr. Nelson initiated contact and offered his consultative services. He refused to accept. 23 payment for his time as he wanted to "pay it forward" and was happy to provide his 24 25 assistance.

DECLARATION Page 2

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1 Receiving a letter of this nature coupled with the claims contained within the 2 Bainbridge Bad List that someone I have any association with is a documented rapist, child 3 abuser, and someone who causes others to commit suicide is unsettling and upsetting. I was 4 unaware of claims of this nature until the Bainbridge Bad List (which was "shared" to other 5 Bainbridge community Facebook sites and on other social media outlets). I also have not 6 witnessed or heard of any claims of rape, child abuse or neglect, suicide, and corrupt police 7 officers with respect to Mr. Nelson. If I had, I would have reported this or advised anyone 8 affected to use the appropriate channels to address such claims directly using the appropriate 9 channels. I have not, would not, and do not encourage anyone to address such claims of this 10 nature and in this matter via a social media.

I shared that I had received a letter with Mr. Nelson. I also shared my concerns about
the letter and the social media posts. Mr. Nelson said he understood and shared my concerns.
He shared the adverse impact this had on him both personally and professionally.

24 Signed this April 10____, 2019 in Bainbridge Island, Washington.

25 26 emre Jenkins

DECLARATION Page 3

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RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206) 906-9230 的变形等的变化

EXHIBIT 13

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8	IN THE SUPERIOR COURT OF THE STATE OF WASHINGT IN AND FOR THE COUNTY OF KITSAP	ION
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10		to date the second second
11	v. DECLARATION OF RESPONSE TO SUM	MARY
12		Ň
13	through XX	
14	Defendants.	
15		
16	I, Alicia Heath, declare the following matters to be true and correct u	
17	of perjury under the laws of the State of Washington:	inder me penalty
18	er perjury water the hunger are blace or washington.	
19	1. I am Alicia Heath. I am over the age of 18 and am competent t	n ha awata awata
20	the matters stated herein. I am making this declaration based to	
21	my personal knowledge which would be admissible in court.	ibon racis minuu
22	2. I have known Bill Nelson for 17 years now. He was a customer	of mine of a walls
23	up coffee shop that was located next to his office. I served Mr. 1	
24	many years. More recently last year I started working at win	
25	country club, I worked as a server and Mr. Nelson is a member.	-
26	been a joy to be around. Always asking about my life and taking	
		18 mm care

DECLARATION Page 1

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RHODES LEGAL GROUP 918 South Honor St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230 to understand my responses. I see Bill as a friend who has been invested in my well being. Outside of work we have had coffee on occasion and great conversations. He is a wise hard working and dedicated man whom I have gotten a lot of guidance and encouragement from. When I first became aware of the accusations of Mr. Nelson's actions and character I was heartbroken and disgusted for him. In all of the years I have known him not once has he acted out of line on any account. Bill has only looked out for my family, myself, and the community around him. I look forward to many more years of coffee dates, conversation, and advice.

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16 || Signed this April 14, 2019 in [Poulsbo], Washington.

DECLARATION Page 2

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[Alicia Heath]

RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230

EXHIBIT 16

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- 1. My name is John Du Wors. I am eighteen years of age, competent to testify herein, and make this declaration from personal knowledge.
- Lam submitting this declaration in relation to William ("Bill") Nelson's defamation litigation with Houston Wade (the "Lawsuit").
- 3. Lunderstand that in the Lawsuit, there is an allegation that Bill Nelson engaged in tortious activity—whether it be fraud, breach of fiduciary duty, financial negligence, or the like—in relation to his company's project management over the so called Blossom. Hill project, which was the construction project to build a mixed commercial-residential development on the hill of Bainbridge Island overlooking Rich Passage.
- 4. I served as attorney for the Blossom Hill project, and I can speak with person knowledge as to the reason for its demise. Specifically, real estate values plummeted during the midpoint of construction of the Blossom Hill project. This caused the loan-to-value ratio of the Blossom Hill project to change, causing the project to no longer comply with standard underwriting principles.
- Simultaneously, the lender on the Blossom Hill project—City Bank of Lynwood—was seized by the FDIC for lending practices, specifically on construction projects, that jeopardized the integrity of its deposits.
- 6. As a result, the loan on the Blossom Hill project was declared in default and sold to Whidbey Island Bank, which exercised its foreclosure rights. The foreclosure could not be cured by the investor group that owned the Blossom Hill project because new capital could not be sufficiently gathered to cure the default.
- 7. At no time did any alleged mis-management of funds or project oversight by Bill Nelson contribute to the demise of the Blossom Hill project. Rather, the failure of the project was caused by the decline in market conditions that negatively impacted construction projects and construction lenders all across the country during that time period.
- 8. I am also informed that allegations have been raised that Bill Nelson attended inappropriate functions at a private clubhouse on Bainbridge Island, informally known as the "Chicken Coop."
- 9. The Chicken Coop was a 200 square food shack on the edge of an auto-repair yard on Bainbridge Island. I visited the Chicken Coop approximately three times after I was retained by the property's owner to assist with the refinancing of the property on which the Chicken Coop sat.

- 10. Based on my observation, the notion that the Chicken Coop was the site for exploitation of under-aged females is patently absurd.
- 11. The Chicken Coop was a private club-house where elderly men on Bainbridge Island gathered to drink beer and converse with each other. I never witnessed illegal or inappropriate activity there, and it strikes me as laughable that there would have been any.
- 12. It also strikes me as laughable to suggest that Bill Nelson participated in any sexually untoward activity there. I know Bill Nelson to be a well-reputed Bainbridge Island resident, whose family has been known and well-liked on Bainbridge Island for at least three generations.
- 13. The notion that the criticisms of Bill Nelson that I understand have been raised in this case should be somehow exempted from ordinary defamation standards because Bill Nelson is a public or semi-public figure strikes me as an extremely attenuated legal theory.
- 14. Bill Nelson is not a public figure. He is simply a local resident and private business man. I have never known him to be regarded by anyone on Bainbridge Island as a political or otherwise public figure, despite my having lived on Bainbridge Island for 12 years.

Declared under penalty of perjury this 15th day of April, 2019 at Bainbridge Island, Washington.

John Du Wors

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EXHIBIT 14

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

WILLIAM NELSON,

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Plaintiff.

NO. 18-2-03205-18

HOUSTON WADE, an individual, and DOES I

Defendants.

DECLARATION OF CW Jorgenson IN **RESPONSE TO SUMMARY** JUDGMENT MOTION

I, CW Jorgenson, declare the following matters to be true and correct under the penalty of perjury under the laws of the State of Washington:

I am CW Jorgenson. I am over the age of 18 and am competent to be a witness 1. to the matters stated herein. I am making this declaration based upon facts within my personal knowledge which would be admissible in court.

I have known William Nelson for approximately thirty years. During this 2. time, we have enjoyed a working relationship, and many social and recreational opportunities. William "Bill" Nelson has been an incredible asset to my business, completing many difficult and complex projects in a highly professional manner. As well, he oversaw a strategic remodel project on our home, enabling us to achieve a timely sale of the property. Over the

DECLARATION Page 1

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years of completing these desperate jobs, Bill and I have become close personal friends. And a man could not ask for a better friend then Bill Nelson. If you are in need of a friend or a favor, please give Bill Nelson a call. As long as I have known him, Bill has been nothing but honest, supportive, generous, and resourceful. I have recommended his professional services to friends on numerous occasions, and their responses to me have always been extremely positive concerning their interactions with Bill.

When I learned of unscrupulous attack on Mr. Nelson by Mr. Wade, I went to Mr. Wade's website to see for myself what was being said. Needless to say, I was beyond shocked at the virulent nature of the unfounded, spurious claims being propagated against Bill, and his good name. A name and reputation that Bill has built for over fifty years as a native Bainbridge Island resident. To see anyone impugned like this on social media, a function in which anyone make unfounded claims with little or no consequences, is the real crime in my opinion here.

To maliciously attack a man's reputation and character, should not be allowed or tolerated in our lawful, civilized society. And these were not comments made in passing about a person or a specific event in time. Mr. Wade conducted a modern-day witch hunt filled with vicious, false personal attacks, completely erroneous information, and half-baked assertions. Not just spiteful, full blow, malicious character assassination.

I can categorically assure Your Honor, that the allegations against Mr. Bill Nelson are false spite and injurious, and I would implore you to prohibit them from continuing. Thank you.

DECLARATION Page 2

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RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230

지고대교교 Signed this April 15, 2019 in Bainbridge Island, Washington. Mass CW Jorgenson DECLARATION Page 3 RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134

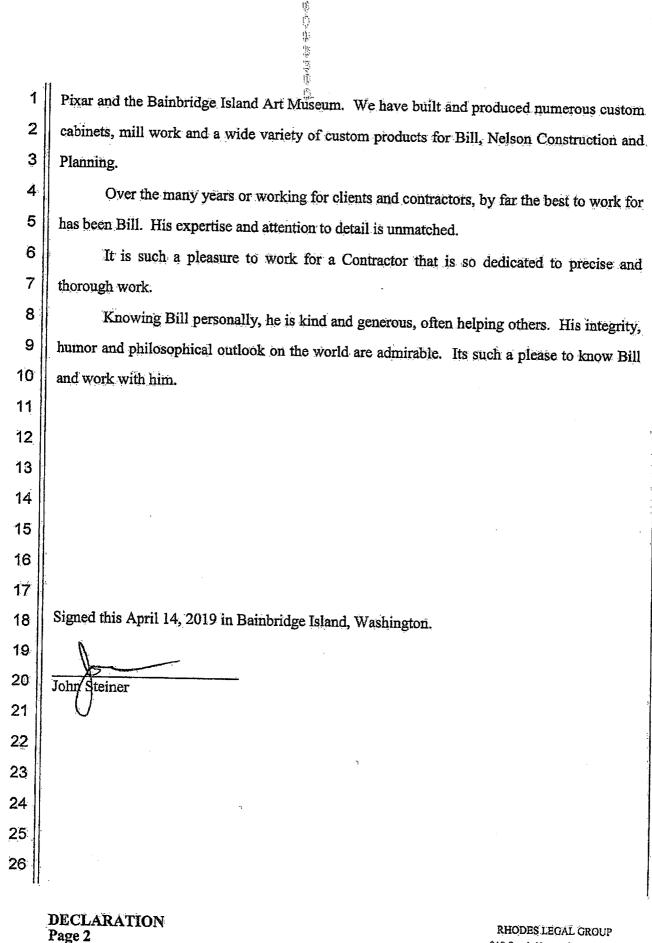
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(206) 419-6483 Fax (206)906-9230

EXHIBIT 15

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8	IN THE SUPERIOR COURT OF T IN AND FOR THE CO	HE STATE OF WASHINGTON UNTY OF KITSAP	
9	WILLIAM NELSON,		
10	Plaintiff,	NO. 18-2-03205-18	
11	V	DECLARATION OF John Steiner IN RESPONSE TO SUMMARY	
12	HOUSTON WADE, an individual, and DOES I through XX	JUDGMENT MOTION	
13	Defendants.		
14			
15			
16	I, John Steiner, declare the following ma	tters to be true and correct under the penalty	
17	of perjury under the laws of the State of Washing		
18 19			
20	1. I am John Steiner. I am over the	age of 18 and am competent to be a witness	
20	to the matters stated herein. I am making th	is declaration based upon facts within my	
22	personal knowledge which would be admissible in court.		
23	2. I have known Bill Nelson for many years. I have had the pleasure of knowing		
24	him both personally and professionally. We ha	ve worked together on many custom homes	
25	and share a great friendship.		
26		r Services – Custom Woodworking has built	
	hundreds of pieces of custom furniture and cal	pinetry for clients, including the founder of	
	DECLARATION Page 1	RHODES: LEGAL GROUP 918 South Horton, St. Suite 901	

918 South Horton St. Suite 901. SEATTLE, WASHINGTON 98134 (206) 419-6483 Fax (206)906-9230 •



918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 419-6483. Fax (206)906-9230 s. e. a. a. a.e. d

EXHIBIT 17

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9	WILLIAM P. NELSON,			in a case of the second			:~
10	Plaintiff,		NO. 18-2-0				
11	V.		SAVOJ	ARATION NI IN RES	PONSE C	DF MOT	
12	HOUSTON WADE, an individual, and I	DOES I	FOR S	UMMARY	JUDGME	ENT	
13	through XX,	•	i din				•
14	Defendant	S.		. .		•	
15	· · · · ·				· ·		
16	r Alexander Severini Hesters Th	a fallar		. hadaa a		t	ši na
17	I. Alexander Savojni, declare th penalty of perjury under the laws of the			o de true s	und confec		ule.
18	penalty of perjury under menaws of men	State OF	washington.				
19	1. I am the attorney of reco	rd for Pl	aintiff Willia	m P. Nelso	n Tamio	ver the	909
20	1. I am the attorney of record for Plaintiff William P. Nelson. I am over the age of 18 and am competent to be a witness to the matters stated herein. I am making this						
21	declaration based upon facts within my					,	
22	court.	. P100IA		,			
23	2. Such facts appear by wa	v of rec	ords in my r	ossession	and such	records	ате
24	kept in the regular course of business.	-	+2				
25	made since the date of origination. As						
26	records.		ರ್ಷವ ್ರ ಮತ್ತು ಗೇರೆಡೆಗೆ		<u>ಜಾನ ಇನ್ ನಾಗಿ</u> ನನ್ನು	 *	र गण्डला । ।
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DECLARATION OF ALEXANDER SAVOJNI- Page 1

RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852 Fax (206)906-9230

1.	3. I make this D	eclaration in response of Defendants' Motion for Summary
.2	Judgment.	
3	4. Attached as Ex	chibit 18 is a true and correct copy of the Plaintiff's complaint
4	which was served on the Defer	ndant and filed with the Court.
5	5. Attached as <u>Ex</u>	hibit 19 is a true and correct copy of Defendant's answer which
6	was served on the Plaintiff and	l filed with the Court.
7	б.	
8		
9	Signed this April 12, 2019 in S	Seattle, Washington.
10	Cliff	
11	Alowandan Causini WCD A #25	7010
12	Alexander Savojni WSBA #37 Attorney for the Plaintiff	/010
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DECLARATION OF ALEXANDER SAVOJNI- Page 2

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RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852 Fax (206)906-9230 ÷

EXHIBIT 18

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Į	NOV 3 0 2018 KUTSAP COUNTY CLERA			
2	KITSAP COUNTY CLERK 2018 NOV 30 AN 18: 12 ALISON H. SONNTAG			
3	ALISON H. SONNTAG ALISUN H. SONNTAG			
4	ALLOUG IL SOUTHING			
	SUPERIOR COURT OF THE STATE OF WASHINGTON			
5	IN AND FOR KITSAP COUNTY			
6				
7	WILLIAM P. NELSON) NO. 18-2-03205-18			
8	Plaintiff) Complaint for Defamation, Damages vs. and injunctive relief and for temporary			
9	restraining order/temporary and permanent.			
	Houston Wade, an individual, and			
10	Does I through XX) Defendant(s)			
11	CMP			
12				
' 13	Comes now the defendant, William P. Nelson, by and through his attorney Kent R. Bratt alleging			
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16	Washington. He is a contractor in real property construction and remodeling. He has lived on			
17	Bainbridge Island for 60 years. He relies on the trust of his clients and customers in his business			
18	which may include work while children are present on the property.			
19	2. Houston Wade is an individual in his mid 30's, residing on Bainbridge Island in Kitsap			
20	County, Washington. He has a Facebook page on which he has posted defamatory statements			
21	and has posted photos of me and comments about me to a website named Bainbridge Island bad			
22	people all which posts the Defendant knew, or should have reasonably known, were false,			
23	untrue and defamatory.			
24	3. All acts or omissions by Houston Wade occurred in Kitsap County, Washington. Venue and			
25				
26	Complaint for Defamation Law office of Kent R. Bratt			
27	2901 Perry Avenue, Suite 4			
28	Bremerton Washington 98310			
.28	Tele: 360-479-5809 Fax: 360-479-5850			
	kbratt@msn.com 18-2-02205-18			
	BT 2-UZAUS-18 CMP 2 Christian			
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jurisdiction is properly in the Superior Court for Kitsap County, State of Washington.
 On or about the 4th day of October, 2018, and on other dates presently unknown to the
 Plaintiff, Defendant Houston Wade wrote in his Facebook page that I had raped a woman at Fort
 Warden and was involved in a coverup thereof with the Bainbridge Police Department. He
 insinuates that many years later that person committed suicide as a result of the rape leaving a 13
 year old without mother. These statements are false, a lie, a complete fabrication and are
 defamatory without legal justification.

8 5. On another posting, Houston Wade alleges that Plaintiff abused and assaulted his then wife,
9 and committed child abuse, and assault on a child. Defendant knows this because he was 4 years.
10 old living beneath the apartment of the Defendant. These allegations are untrue, a lie and are
11 defamatory.

12 6. There are other defamatory postings on the Defendant's facebook page and on the website
13 known as "Bainbridge Island bad people". Defendant has encouraged ,or at least has not stopped
14 or discouraged people from further dissemination of the false, defamatory posts of the Defendant
15 about the Plaintiff.

16 7. The Defendant has encouraged other persons to be vindictive towards the Plaintiff and brags
17 how he bankrupted the Plaintiff.

18 8. The defamatory statements made by the Defendant have been disseminated to all people who
19 join him on his Facebook page or read defendant's posts to "Bainbridge Island Bad People".
20 Some of those person reading the posts have believed the posts to be true. In addition to the
21 information in paragraphs 4 and 5 above, persons believed the Defanant's Facebook posts
22 concern the "chicken coop" in Lynwood ,Wa. Defendant alleges that the Plaintiff at some time,
23 in conjunction with the Bainbridge Island Police Department and Fire Department, paid money
24 and provided liquor and drugs to underage females in exchange for immoral and illegal conduct

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26

Complaint for Defamation

27 28 Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com

and acts with a minor. These allegations or statements are nor true but are a lie and defamatory. 1 2 Persons on Defendant's Facebook have stated belief in the posts by the Defendant concerning the 3 Plaintiff. 9. The posts to defendant's Facebook and other websites are defamatory per se in that these 4 5 posts allege criminality by Plaintiff including, but not limited to, rape, child abuse, domestic 6 violence against a spouse, illegal and immoral acts involving minor females, providing alcoholic 7 beverages and illicit drugs to minors, and defrauding partners and investors. 10. Clients of the Plaintiff have received mail (letters) concerning the allegations and postings on 8 the Defendant's Facebook. These "letters" are in "cut out and paste" words and letters. This is 9 10 quite disconcerting to the Plaintiff and have made him fearful. One reader's post to the 11 Defendant's Facebook suggests the use of lime in relation to the Plaintiff which has been taken. 12 by Plaintiff as a death threat. 13 11. Defendant's posts to his Facebook concerning Plaintiff are defamatory and not entitled to the 14 protection of the 1st amendment to the United States Constitution. 15 12. Plaintiff has been injured in his reputation, good name, mental tranquility, ability to 16 conduct his profession, loss of business, and ability to go about on Bainbridge Island, 17 Washington all to his damage in the sum of Five Million Dollars (\$5,000,000,00). 13. Plaintiff seeks a temporary restraining order or temporary injunction and a permanent 18 19 injunction against the Defendant, Houston Wade to prevent further and future damage to the 20 Plaintiff as stated above. The Plaintiff will continue to suffer irreparable harm to his business, 21 income, health, mental tranquility and reputation unless a temporary injunction or restraining 22 order issue during the prosecution of this cause of action and a permanent injunction issue at the 23° conclusion of these proceedings. 24 25 26 Complaint for Defamation Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 27 Bremerton Washington 98310 28 Tele: 360-479-5809 Fax: 360-479-5850 3 kbratt@msn.com

1 WHEREFORE < Plaintiff prays for Judgement as follows:

14. Issuance of a temporary restraining order or injunction during these proceeding requiring
Defendant to remove the defamatory material concerning Plaintiff from his Facebook page and
not to post defamatory information or statements to the Defendant's Facebook account or any
website or social media site. Upon conclusion of these proceeds said injunction should be
permanent. And

7 15. For damages in the sum of \$5,000,000.00 to defendant's reputation, mental health, loss of
8 business and other matters proven at trial. And

9 16. For reasonable attorney's fees and costs in prosecuting this matter. And

10 17. For such other and further relief as shown by the evidence under the premises at trial

12 Dated: November 29, 1028

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Kent R. Bratt WSBA # 12590 Attorney for Plaintiff

Complaint for Defamation

Law office of Kent R. Bratt 2901 Perry Avenue, Suite 4 Bremerton Washington 98310 Tele: 360-479-5809 Fax: 360-479-5850 kbratt@msn.com

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EXHIBIT 19

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Houston Wade C/O Bruciato	• • • · ·		
236 Winslow Way East			
Bainbridge Island, WA 98110 houstonwade@gmail.com		Í	
SUPERIOR COURT OF THE STATE OF WASHINGTON			
ÎN ÎN	AND FOR THE COUNTY OF KITSAP		
WILLIAM P. NELSON,	Case No.; 18-2-03205-1	8 RECEIVED AND FILE	
Plaintiff,		JAIN 1	
VS.	ANSWER	KITSAP COUNTY CLEP	
HOUSTON WADE,		H. SONNTARK	
Defendant			
COMES NOW the defenda	ant Houston Wade in answering t	the allegations of	
the Complaint on file herein, affirms, denies, and alleges as follows:			
Answering the allegat	tions of Paragraph 1 of the Cor	mplaint herein, Mr.	
Wade denies that Mr. Nelson relies on the trust of his clients and customers			
and Mr. Wade alleges that Mr. Nelson instead relies upon their ignorance of			
his many crimes and violati	his many crimes and violations.		
Answering the allegat	tions of Paragraph 2 of the Com	mplaint herein, Mr.	
	nis mid 30's and alleges that h		
in his late 30's. Mr. Wade	in his late 30's. Mr. Wade affirms that he is a resident of Kitsap County,		
	as that he is the publisher the	1	
"The Bainbridge Island Bad			
https://www.facebook.com/Th	https://www.facebook.com/The-Bainbridge-Island-Bad-List-2159138697707311. Mr.		
Wade affirms that he posted	Wade affirms that he posted an article about Mr. Nelson. Mr. Wade denies that		
	the page, or the article about Mr. Nelson, is defamatory since defamation		
requires lies to be present. Mr. Wade alleges that Mr. Nelson does not have			
enough positive regard in the community for his character to be defamed			
	ions of Paragraphs 3 of the Co		
ANSWER - I			
		18-2-03205-18	
		AN 18 Answer	

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| Wade affirms all facts.

Answering the allegations of Paragraph 4 of the Complaint herein, Mr. 2 Wade affirms that he wrote an article alleging that Mr. Nelson committed rape 3 and got away with it and alleges that the Bainbridge Island Police Department 4 did not due their duty to help the victim of the assault. Mr. Wade affirms 5 that several years later Mr. nelson's victim did commit suicide leaving her 6 son without a mother. Mr. Wade denies that the rape occurred in "Fort 7 Warden". Mr. Wade alleges that the rape occurred in a home in the Ft. Ward 8 neighborhood on Bainbridge Island. Mr. Wade denies that anything he wrote in ĝ, the article is fabricated, a lie, or false and that none of what he wrote 10 constitutes defamation. 11

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Answering the allegations of Paragraphs 5 of the Complain herein, Mr. 12 Wade affirms that Mr. Nelson abused his wife and children and has previously 13 assaulted his children. Mr. Wade affirms that he was between he ages of 4 and 14 5 years old when Mr. Nelson moved into the Olsen residence at 330 Grow Ave 15 NW, Bainbridge Island which was upstairs from Mr. Wade. Mr. Nelson testified 16 under oath at the Du Wors v. Wade hearing at the Bainbridge Island Municipal 17 Court on November 6th, 2018 that this was a period of notable cocaine use by 18 his person. Mr. Wade denies that any of these allegations are untrue, a lie, 19 or defamatory. 20

Answering the allegations of Paragraph 6 of the Complaint herein, 21 again, Mr. Wade affirms that there are other articles on "The Bainbridge 22 Island Bad List" but denies that any of them are defamatory. Mr. Wade affirms 23 that he has not discouraged the dissemination of any of this factual 24 material. Mr. Wade alleges that the comments made under his post about Mr. 25 Nelson confirms the already existing negative opinion of Mr. Nelson by the 26 community, and many of the comments confirm Mr. Nelson's predilection for 27 underage girls, drinking to excess, and repeated sexual assault. 28 ANSWER-2

1 Answering the allegations of Paragraph 7 of the Complaint herein. Mr. 2 Wade denies that he has encouraged others to be vindictive towards Mr. Nelson. Mr. Wade alleges that he has in fact encouraged others, especially 3 4 women and girls, to stay away from Mr. Nelson. Mr. Wade denies that he bankrupted Mr. Nelson. Mr. Wade alleges that he brags about how he HELPED 5 bankrupt Mr. Nelson. Mr. Wade alleges that the actual bankrupting was due to 6 Mr. Nelson stalking and harassing a commercial loan officer who managed to 7 get Mr. Nelson blackballed from most lenders in the state of Washington as 8 the result of Mr. Nelson's own actions. 9

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Answering the allegations of Paragraph 8 of the Complaint herein, Mr. 10 Wade denies that any of what he wrote constitutes defamation. Mr. Wade 11 affirms that anyone who reads his posts on his personal page or on "The 12 Bainbridge Island Bad List" would have been made aware of sex crimes Mr. 13 Nelson has committed against women and girls. Mr. Wade alleges that people 14 who read the comment concerning the "Chicken Coop" would also have read the 15 underneath comment by Mrs. Meghan Angell, who was brought to perform sex acts 16 there as a minor, confirming the allegation by writing the words "Disgusting. 17 And true." Mr. Wade affirms that the underage sex parties at the Chicken Coop 18 were in conjunction with both members of the Bainbridge Island Police 19 Department and the Bainbridge Island Fire Department. Mr. Wade confirmed this 20 with a man who was a member of the fire department who was invited to, and 21 attended, one of the underage sex parties organized by Mr. Nelson and his 22 compatriots. Mr. Wade denies that the statements are untrue, lies, or 23 defamation. Mr. Wade alleges that people confirmed Mr. Nelson's actions and 24 character on the concerning posts made about Mr. Nelson to Facebook. 25

Answering the allegations in Paragraph 9 of the Complaint Herein, Mr. Wade denies that any of the posts to Facebook or other websites are defamatory. Mr. Wade affirms that he alleges criminal behavior by Mr. Nelson ANSWER-3 including rape, child abuse, domestic violence against a spouse, illegal and
 immoral acts involving minor females, and providing alcoholic beverages and
 illicit drugs to minors. Mr. Wade denies that Mr. Nelson defrauded business
 partners and investors. Mr. Wade alleges that Mr. Nelson is of such awful
 character, an abuser of alcohol and drugs, and so bad at business that his
 investors and partners lost their money.

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Answering the allegations of Paragraph 10 of the Complaint herein, Mr. 7 Wade has no knowledge of any letters sent to Mr. Nelson's clients. Mr. Wade Ŕ asks if any police reports were ever made regarding the incident(s). Mr. Wade 9 denies that Mr. Nelson is fearful. Mr. Wade alleges that Mr. Nelson has a 10 history of stalking and threatening members of the community including Mr. 11 Wade himself. Mr. Wade alleges that Mr. Nelson has come to Mr. Wade's place 12 of work specifically to film him and has passed the footage on to Mr. Rick 13 Rynearson to publish to Twitter, Facebook, and YouTube. Mr. Wade does not 14 support using lime on Mr. Nelson. Mr. Wade repeatedly encourages everyone, 15 especially women and girls, to stay away from Mr. Nelson. 16

Answering the allegations of Paragraph 11 of the Complaint herein, Mr.
Wade again denies that the post and article concerning Mr. Nelson are
defamatory. Mr. Wade alleges that the post and article do indeed constitute
protection under the 1st Amendment to the Constitution of the United States.

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Answering the allegations of Paragraph 12 of the Complaint herein, Mr. Wade denies he has injured Mr. Nelson's reputation, "good name", mental tranquility, ability to conduct his profession, and Mr. Wade denies that he has contributed to Mr. Nelson's loss of business, or ability to about Bainbridge Island. Mr. Wade alleges that a large portion of the population of Bainbridge Island already hold Mr. Nelson's reputation in an overwhelmingly negative light and that Mr. Nelson does not have a "good name" to tarnish. Mr. Wade alleges that the truthful post and article about Mr. Nelson does not ANSWER-4 1 warrant the award of any damages.

2 Answering the allegations of Paragraph 13 of the Complaint herein, Mr. Wade denies that his community service of making the remaining population of 3 Bainbridge Island aware of Mr. Nelson's illegal and dangerous behavior .4 warrants the issuance of a temporary restraining order. Mr. Wade denies that 5 any damage to Mr. Nelson's reputation is the fault of Mr. Wade. Mr. Wade 6 alleges than any negative reputation of consequences Mr. Nelson encounters is 7 due to Mr. Nelson's predatory behavior and over use of drugs and alcohol. Mr. 8 Wade agrees that Mr. Nelson will continue to suffer irreparable harm to his ø business, income, health, mental tranquility, and reputation, but Mr. Wade 10 alleges that this is because of Mr. Nelson's own actions and history of 11 admitted substance abuse. 12

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Answering the allegations of Paragraph 14-17 of the Complaint herein,
Mr. Wade denies any and all allegations.

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Defense 1 - Failure to State a Claim

16 Defendant answering the Complaint herein, alleges that all allegations 17 and counts brought forth therein fails to state a claim for which relief can 18 be granted.

WHEREFORE, Defendant prays that the Plaintiff take nothing, and the
 Defendant have judgement against the Plaintiff and recover the costs of suit
 herein, and such other relief the court may deem proper.

Dated this 29th day of December

2019

C/O Bruciato 236 Winslow Way East Bainbridge Island, WA 98110

Houston Wade

ANSWER - 5

FILED COAP COUNTY GLERK

2019 APR 22 PM 4:01 ALISON H. SONNTAG

SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF KITSAP

6 WILLIAM P. NELSON,

Houston Wade

236 Winslow Way E

Bainbridge Island, WA 98110

houstonwade@gmail.com

C/O Bruciato

Plaintiff.

vs. 8

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HOUSTON WADE, 9

Defendant

Case No.: 18-2-03205-18

ADDITIONAL FILING TO MOTION FOR SUMMARY JUDGEMENT

Having received the Plaintiff's Response to the Motion for Summary Judgement from William P. Nelson's new counsel, it is imperative that several things be addressed; including the veracity of witness statements, 12 and lack of the Plaintiff ability to address the merits of their case. 13

For one, the assumption by the Plaintiff that the Defendant cannot meet his burden due to material 14 fact is false. In six months of legal action against the Defendant, and four attorneys later, the Plaintiff's various 15 counsels have yet to even address or contact any of the sources for the Defendant's claims made in his articles and 16 posts save for one witness statement by the Plaintiff's son Matthew Nelson. Independent journalists have since 17 spoken to several of the sources for Mr. Wade's post and article, these people are not in hiding. 18

In this declaration, Matthew Nelson confirms that the Chicken Coop held near monthly stripper 19 parties in direct opposition to William P. Nelson's own testimony under oath during the November 6th, 2018 Du 20 Wors v. Wade hearing in the Bainbridge Island Municipal Court where the plaintiff denied there ever being such 21 parties held at the Chicken Coop. Matthew Nelson also lied about his long-term friendship with Ashley Cross 22 Degrow (the sister in-law of his best friend), and Matthew Nelson failed to note in his declaration a conversation he 23 recently had with his sister Audrey Olson were she detailed and confirmed to him the frequent and relentless 24 physical abuse that she, her siblings, and their mother experienced at the hands of the Plaintiff. Abuse detailed by 25 Mathew Nelson's mother Ginger Larson in a domestic violence protection order 25 years earlier; even describing 26 the effects such abuse had upon an 8-year old Matthew Nelson. Matthew Nelson is on his father's payroll and has 27 demonstrated that he is an unreliable witness for this matter. 28

ADDITIONAL FILING TO MOTION FOR SUMMARY JUDGEMENT - 1

18 - 2 - 03205 - 18CRRSP 33 Correspondence 5426311

Another declaration for the Plaintiff by John Du Wors is also curious. Mr. Du Wors failed in a 1 similar case as the Plaintiff's against the Defendant where he threatened to sue Mr. Wade for defamation, obtained a 2 temporary restraining order, and at the hearing held on November 6th Mr. Du Wors perjured himself dozens of times 3 while under oath. At that hearing Judge McCollough thanked the Defendant for his article on Mr. Du Wors and 4 5 stated that Mr. Wade was being a responsible citizen by contacting Mr. Du Wors's law partner about his behavior, and for filing a complaint with the Washington State Bar Association against Mr. Du Wors. The complaint made to 6 the WSBA came after Mr. Du Wors lied about representing clients he has never represented, threatened numerous 7 frivolous lawsuits against countless individuals who attempted to address Mr. Du Wors's physical abuse of his 8 family and numerous illegal and unethical activities, and after Mr. Dur Wors sent messages to Mr. Wade which included the address of Mr. Wade's mother's home, a detailed descriptions of said home, and then informed Mr. Wade that he was on his way to the home of Mr. Wade's mother to sodomize her. This resulted in the Bainbridge police being involved. Mr. Du Wors is now looking at the termination of his license to practice law in the state of Washington within the month for multiple domestic violence convictions for the beating of his wife and children, convictions for hit and run, pending investigations into felony insurance fraud, securities fraud, legal malpractice, blackmail, perjury, and bad faith contracts. Mr. Du Wors also failed to note in his declaration that he once held a meeting at the Chicken Coop with legal clients where he was heavily intoxicated and his clients were so horrified by his behavior, the pornography on the walls of the Chicken Coop (which included naked underage girls), and the present stripper pole, that they fired Mr. Du Wors and his firm, as well as contacted the Bainbridge Island Police Department about the Chicken Coop. Mr. Du Wors is not fit to practice law in Washington let alone be a witness in this matter. He is most certainly an unreliable witness.

In Ms. Alicia Heath's declaration, she failed to mention that she has been receiving hundreds of dollars in cash payments from Mr. Nelson for what her ex-boyfriend concluded was likely sexual favors (see attached Exhibit H). Why else would a 60-year old may pay thousands of dollars a year in cash to an attractive woman half his age? Ms. Heath is also an unreliable witness in this matter.

In Janine Courtemanche's declaration she failed to mention that her employer is the Bainbridge Island Fire Department. Several senior members of the BIFD attended the underage stripper parties at the Chicken Coop. Ms. Courtmache also never addressed the fact that at her own birthday party, while still married to the

ADDITIONAL FILING TO MOTION FOR SUMMARY JUDGEMENT - 2

Plaintiff, the Plaintiff was caught sexually assaulting a young woman. Janine Courtmanche is certainly an unreliable witness in this matter.

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It is important to note that the Defendant never wrote about the Plaintiff abusing Ms. 3 Courtemanche or her children. The Defendant wrote about the Plaintiff abusing Ginger Larson and her children. The 4 Plaintiff testified under oath that he has an excellent relationship with Ginger Larson and no history of abuse. This is 5 another instance of the Plaintiff lying under oath in a court of law. Ms. Larson most definitely despises the Plaintiff. 6 The Plaintiff nearly strangled her to death in front of her children, and their son Matthew Nelson was so terrified that 7 he wet his bed nightly in terror. The Plaintiff is also ignoring the accusations of rape by Mrs. Katie Fisher that fits 8 the pattern of behavior of rape and sexual assault by the Plaintiff. The Plaintiff himself should also be considered an 9 unreliable witness in this matter. 10

The declaration made by Paul Cullen failed to note that during the financial implosion of the 11 Blossom Hill project in Lynwood on Bainbridge Island that the Plaintiff attempted to perpetrate fraud by filling liens 12 against himself with the hope that when the property was sold he could recoup some of his investment before any of 13 his subcontractors or other investors could. Mr. Cullen is disingenuous when he claims to have observed the Plaintiff 14 to "abstain" from alcohol. Most every bartender on Bainbridge Island is familiar with the Plaintiff's heavy 15 consumption of alcohol. In the recording at the Du Wors v. Wade hearing the Plaintiff can be heard announcing 16 loudly "Damn I need a beer!" when the judge, who also is the judge for one of his ongoing DUIs, called for a recess. 17 Upon his loud announcement to need a beer, the Plaintiff then got into a vehicle which did not contain a court 18 mandated interlock device, and more than likely, went and got that beer as he did not return to hear the court's 19 findings in the matter. 20

It appears that Lee Jorgenson has been involved with witness tampering in this case. Months after 21 the Defendant mentioned in a filing that Dean Gellert had confirmed that Bill Blakely had a stripper pole in his 22 living room and would throw parties where he would pay female Bainbridge High School students to strip at these 23 parties, the Defendant received an email from Mr. Gellert indicating that he was contacted by Lee Jorgenson and 24 likely persuaded to not be willing to confirm his statements to the Defendant. The Defendant made no mention of 25 the Plaintiff being present at the parties hosted by Mr. Blakely that Mr. Gellert said he attended. Mr. Gellert only 26 confirmed the modus operandi of these parties to which other witnesses can place the Plaintiff as attending at later 27 dates. Lee Jorgenson owns the building which Mr. Gellert leases for his business, a business Mr. Gellert purchased 28 ADDITIONAL FILING TO MOTION FOR SUMMARY JUDGEMENT - 3

from Mr. Jorgenson and for which he is still paying off. See attached "Exhibit I", email from Dean Gellert. Mr. Jorgenson has proven that he is not a reliable witness in this matter.

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The Court has determined the Plaintiff to be violent. After each hearing in the current matter, the Plaintiff waits in the hallway outside the courtroom for the Defendant to leave, despite the Defendant giving the Plaintiff ample time to exit the building by his remaining in the courtroom. The Plaintiff waits in the hallway specifically to harass and intimidate the Defendant. The Plaintiff is an alcoholic, he is a cocaine user, he did abuse his wife and children, and he is a serial sexual predator. The Plaintiff's inability to address these facts means that his case for defamation has no merit.

The Plaintiff is not a private figure. He has twice run for public office and is the proprietor of a 9 company with is name on it. He is active in the community and if, as the counsel for the Plaintiff successfully argued 10 in his case Moriwaki v. Rynearson (17-2-01463-1) in Kitsap Superior Court, that a board member of a non-profit 11 who does interviews with local media could be considered a limited-purpose public figure, then the Plaintiff, who 12 has been interviewed by local media numerous times during his political campaigns and when advertising his 13 projects, most certainly falls under this definition as well. The defendant has been busted committing crimes and 14 very publicly lost millions of investor dollars all while attempting fraud to recoup his portion of the investment. As 15 such, in more than six months of legal action the Plaintiff has failed to even address the truth behind the post and 16 article written by the Defendant, but also the Plaintiff cannot establish legal malice, a requirement for a public or 17 limited public figure in a defamation case. The Plaintiff failed in this regard so poorly that the Court had to define 18 what legal malice was to the Plaintiff's counsel during the January 14th injunction hearing on this matter in Kitsap 19 20 Superior Court.

The Plaintiff is wasting the Court's and the Defendant's time with this frivolous matter.

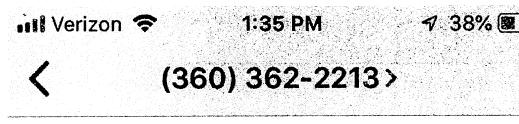
Dated this 22nd of April 2019.

Houston Wade

ADDITIONAL FILING TO MOTION FOR SUMMARY JUDGEMENT - 4

IMG_8559.PNG

Ex4:5+ H



Thu, Oct 4, 7:49 PM



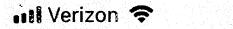
Fri, Oct 5, 9:34 AM

Alright I see now. This makes me insanely sad. Thank you for the information. Looks like I will be cutting off contact with bill. Crazy to think you know someone pretty well after 20 years. Again, thank you

Fri, Oct 5, 1:21 PM



38% 📾



(360) 362-2213>

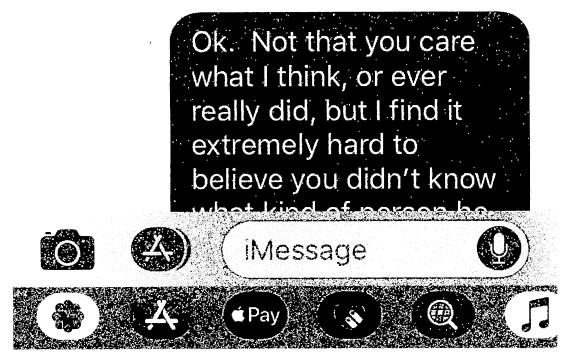
1:36 PM

Why do you say that? I was telling you thank you for the information. How is that a bad thing

l am actually really confused.

You're not confused

Yeah ok. Forget it. I should have not said shit



7 38% 🕅



(360) 362-2213>

1:36 PM

what kind of person he is Especially after serving him drinks for 20 years. I now find it incredibly disgusting. that you've been accepting hundreds of dollars a month from this piece of garbage, knowing exactly who he was and what he was after. There's no way this guy would give someone like you that much money every month and not expect "something" in return. And it's almost impossible to believe that a guy like this would CONTINUE to



🕈 37% 📾

🖬 Verizon 🗢

(360) 362-2213>

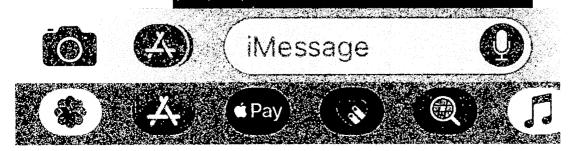
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give you that much money every month if he WASN'T getting "something" in return.

The whole thing makes me sick.

YOU make me sick.

After several weeks of talking through our relationship with a therapist, and doing some research on certain personality and behavioral disorders, I've come to a very clear and heartbreaking reality:



IMG_8563.PNG

7 36% 🏾

Verizon 🗢

(360) 362-2213>

1:37 PM

Trusting you, falling in love with you, and believing that you loved me and cared about me, is the biggest mistake I've ever made.

I am sorry this is the view of me you seem to have taken on to get you through this.

I am also in therapy. We all should be. I had no idea of this. I am grossed out and especially because for the first time in my life of accepting help from anyone financially it had



35% 🔳

No Service 🗢 1:37 PM

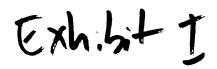
(360) 362-2213>

you through this.

I am also in therapy. We all should be. I had no idea of this. I am grossed out and especially because for the first time in my life of accepting help from anyone financially it had to be someone like that. I wish I had known but I didn't. I also got the financial help 1 needed from my mom thank god to help me out of this place I'm in financially so I am no longer accepting help from bill. If you want







For future consideration

2 messages

san.carlos.98110@gmail.com <san.carlos.98110@gmail.com> To: houstonwade@gmail.com Mon, Feb 4, 2019 at 5:34 PM

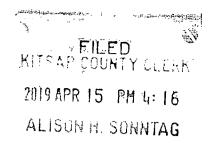
Hey Houston,

I just got off the phone with Lee who said that our name was used in your case with Bill Nelson. I wrote of our experience with DuWors because I had personal interactions with him that warranted him being 86'd from our restaurant. I never spoke up against Bill Nelson as I have no personal knowledge of any wrongdoings, or even knowledge of what you're accusing him of. We have personal and business ties to Bill and his family and this news of our name being used in a case against him came as a bit of a blow. We still stand by our statement on DuWors and his activities at our restaurant, but please refrain from using our name in any other cases. We try to keep our integrity in tact by only speaking about what we know to be true from personal experiences, and we are very thoughtful in what we say that can be tied to our business. We appreciate it if our name can be kept out of anything in the future that we have not made a written statement specifically for.

Thank you for your understanding.

Sincerely, Dean and Kristin

Sent from my iPhone



SUPERIOR COURT OF WASHINGTON COUNTY OF KITSAP	
WILLIAM P. NELSON, Plaintiff, v. HOUSTON WADE, an individual, and DOES I through XX, Defendants.	NO: 18-2-03205-18 DECLARATION OF SERVICE
I, TMMLS E. Nalson, hereby declar	re as follows:

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091322

1. I am over the age of 18 years and not a party to this action.

- 2. On 4/15/19, the undersigned delivered the Plaintiff's Reply to Summary Judgement motion and its referenced exhibits in the above entitled action to the Defendant's listed address.
- 3. Address(es) of service:

Houston Wade 236 Winslow Way E Bainbridge Island, WA 98110

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

Signed at	Bainbridge Island	, Washington on, Washing
	(Pace)	(Date)
		Signature
		Inomas E. Nelson
		Type or Print Name

DECLARATION OF SERVICE - Page 1 of 1



)

ŀ		FILED	
		APR 2 2 2019	
1	Houston Wade C/O Bruciato	KITSAP COUNTY CLERK ALISON H. SONNTAG	
2	236 Winslow Way E. Bainbridge Island, WA 98110	ALISON H. SONNTAG	
3	houstonwade@gmail.com		
4	IN THE SUPERIOR COURTO	OF THE STATE OF WASHINGTON	
5	IN AND FOR THE COUNTY OF KITSAP		
6	WILLIAM P. NELSON,	Case No.: 18-2-03205-18	
7	Plaintiff,		
8	vs.	DECLARATION OF HOUSTON WADE, DEFENDANT.	
9	HOUSTON WADE,	DEFENDANT.	
10	Defendant		
11	Comes now the defendant herein, Houston Wa	ade, declaring under penalty of perjury as follows:	
12	1. I, Houston Wade, am the defendant in the abo	ve entitled action and I am over the age of 18 and make these	
13	statements under the penalty of perjury in the under the laws of the State of Washington. I make this		
14	declaration of my personal knowledge.		
15	2. I have known Bill Nelson since I was four years old. He married my best friend Audrey Olson's mother,		
16	Ginger Larson. From the moment Mr. Nelson	was around, my mother told me that I was no longer allowed	
17	to go to Audrey's home (she lived two floors	above me), but that Audrey was allowed to come to our	
18	home. My young mind didn't know the reason	n why this was the case, but what I didn't know at the time	
19	and was later revealed to me, was that Mr. Ne	lson was a violent alcoholic and cocaine addict and this was	
20	why I was not allowed to go to Audrey's hom	e. Mr. Nelson even confirmed under oath at the Du Wors v.	
21	Wade hearing in the Bainbridge Island Munic	ipal Court on November 6th that this was a period of intense	
22	cocaine use for him.		
23	3. After Audrey and her family moved to a new	home on the island, I did not have any memorable	
24	interactions with Mr. Nelson until I was a teer	n, although, during that time he still managed to get in trouble	
25	with others, be arraigned for numerous DUIs,	and had a domestic violence restraining order against him	
26	protecting his wife Ginger Larson. I did not h	ave much contact with Mr. Nelson aside from a meeting	
27	where the high school's Earth Service Corps I	held their Christmas party hosted by his then step daughter at	
28		March of 1999, after the Tolo dance my senior year, a	
	DECLARATION OF HOUSTON WADE, DEFENDA	IN I I 18 - 2 - 03205 - 18 DCLR 34 Documention Affidavit	



contingent of us students went to an after party. Yes, there was some underage drinking, but the party was mostly tame, until a drunk, 40-year old Bill Nelson appeared with a baggy of cocaine and almost immediately tried to force himself on an incapacitated 15-year old girl. The other boys and I managed to get the drunk Mr. Nelson out of the home and then stood guard in case he made another appearance. One of my greatest regrets in life was not calling the police that night, but many of my friends were in possession of alcohol and in my juvenile brain I justified it by telling myself that I didn't want them to get in trouble for that.

- 4. In 2001 Mr. Nelson announced his candidacy for the Bainbridge city council and towards the end of the filing period he was still running unopposed. After what I witnessed at that high school party a little more than two years earlier, I decided that I could not in good conscience allow a man like Bill Nelson to have any political power on the Island and I paid the filing fee and threw my hat into the ring. Unbeknownst to me, Bill Knobloch had also had disturbing run-ins with Mr. Nelson and filed to run the last minute just as I had done.
- 5. As the summer wore on, it became apparent that Mr. Knobloch had the better chance to win than my inexperienced, youthful 20 years, so I dropped out of the race and endorsed him. I did some research into Mr. Nelson's fundraising and wrote a letter to the editor of the Bainbridge Review published the Wednesday before the election on October 31st, 2001. In my letter I highlighted just how much money Nelson had raised at the time, some \$13,000, and made note of the television commercials Nelson managed to run during the Nielson ratings record-breaking 2001 Mariners games, as well as Mr. Nelson's ulterior motive which was to skirt and drastically change building code and zoning laws and start developing the island. Mr. Nelson has a history of violating code. Trees determined to remain as greenspace would somehow all be cut down on a weekend. Homes that were to be set aside to low-income residents would be sold to Mr. Nelson's family members...
- 6. Mr. Nelson never responded to my letter with one of his own. Instead, The Bainbridge Review published a front-page article on Saturday November 3rd (The Review was twice a week back then) about how much money was being raised to fund campaigns on the Island, and where much of this money was coming from. Mr. Nelson's response to my letter and The Review article was to get drunk all Saturday morning at the Wing Point Country Club, Where Ms. Janelle Jefferson was his server, and then come to my place of work, DECLARATION OF HOUSTON WADE, DEFENDANT. 2

the Town & Country coffee bar at about 3pm, and threaten me in front of dozens of customers. Mr. Nelson also loudly said he was going to get me fired from my job.

The following Tuesday Mr. Nelson lost the city council race in a big way and the next night came into 7. T&C as I was closing the coffee bar and threatened my life, this time while I was alone. I called the police and got a manager and Nelson left. Mr. Nelson continued sneaking into the coffee bar several nights in a row to threaten me, sometimes saying things, sometimes passing by the window of my work area to stare me down and draw a finger across his throat. The store eventually had to hire a security guard whose entire job was to sit with me at night in case Mr. Nelson showed up. It was also during this time that Mr. Knobloch's next door neighbor and campaign manager, Mike Smith, had to obtain a restraining order against, and police protection from, Mr. Nelson for the exact same manner of physical threat and stalking. Flash forward a few years to around 2004/2005, and Katie Wainio was the commercial loan officer for 8. Sterling Savings Bank on Bainbridge Island. The bank rejected Mr. Nelson's commercial loan application for his desire to construct a large development in the Lynwood neighborhood of Bainbridge Island, a development he named "Blossom Hill". A few weeks later Ms. Wainio began her new job as the commercial loan officer at Kitsap Bank. Mr. Nelson applied for a similar commercial loan there as well and was rejected by Ms. Wainio a second time. Mr. Nelson then began stalking and threatening Ms. Wainio and she apparently sought a protective order against him.

9. Ms. Wainio then phoned other banks in an effort to blackball Mr. Nelson from every commercial lender she could think of and this delayed Mr. Nelson's development plans by many, many months. Mr. Nelson finally secured a loan from City Bank of Lynnwood and when construction began, a more than \$1 million renovation of the Manor House had to be completed before other construction could commence on the rest of the development. The initial development plan was scaled back to about 80 residential units. During construction Mr. Nelson ran afoul of the law by illegally dumping more than 2200 dump truck loads of soil into the sand pit between Bucklin Hill Road and Lynwood Center Road. The geologists who alerted the State about the illegal and possibly toxic dumping then also experienced physical threats and harassment from Mr. Nelson. Financial delays, construction delays due to the Manor House renovation, and legal troubles like the soil swap ate into Mr. Nelson's capital and as the economy collapsed into the Great

DECLARATION OF HOUSTON WADE, DEFENDANT. - 3

Recession, so did Mr. Nelson's project and it fell into foreclosure. This foreclosure cost many investors millions of dollars..

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- 10. Never one to miss an opportunity Mr. Nelson attempted to file liens against himself for work completed in an effort to retain control of the development. It didn't work, for unknown to Mr. Nelson, one of the principal investors in Whidbey Island Bank was Jerry Dennon, and Mr. Dennon hated Mr. Nelson with every fiber of his being which is why Whidbey Island Bank was willing to bid \$10 million in April of 2011 for the deeds to the development that had been held by City Bank of Lynnwood prior to its collapse. Mr. Dennon's daughter was Elizabeth Kaltreider whom Mr. Nelson had raped a few years earlier and never faced the consequences of his actions for that atrocity. Ms. Kaltreider had committed suicide only two months before, and Mr. Dennon blamed Mr. Nelson for her death.
- Mr. Dennon made sure that the Blossom Hill development was foreclosed upon and later sold to John Jacobi to complete in early Summer of 2011 and renamed to "Pleasant Beach Village".
- 12. I had only learned of Mr. Nelson's rape of Ms. Kaltreider about that time in 2011 when during a conversation about the foreclosure of the development Troy Dettman told me about how he and his wife Gretchen were awoken in the middle of the night at their Ft. Ward home by a woman screaming for help. When they opened their front door, they found a naked Elizabeth Kaltreider shaking and exclaiming that she had just been raped and needed help. They witnessed several men quickly get into a car and drive away from the scene. The couple covered and comforted her and called the police. When the cops arrived, they found Mr. Nelson standing in the Dettman's driveway staring the couple down and smirking. The police briefly spoke with the Dettman's and Ms. Kaltreider and then returned to Mr. Nelson where they visibly shook his hand and then talked and joked with Mr. Nelson for a period of time. After which, the police informed the Dettman's that nothing nefarious had happened. The Dettmens witnessed the police physically assault Ms. Kaltreider and throw her onto the hood of the police car and threaten her with arrest. The police then left the scene, no official statements taken, no police report filed, no trip to the hospital for the victim, no rape kit administered. The police just got into their patrol cars and drove away, leaving a naked and traumatized Elizabeth Kaltreider in the care of two complete strangers. Sadly, Ms. Kaltreider jumped to her death off the Agate Pass Bridge in February of 2011 after telephoning her son to say goodbye, but according to an ex-girlfriend of Mr. Nelson's, Mr. Nelson had informed her that Ms. DECLARATION OF HOUSTON WADE, DEFENDANT. - 4

Kaltreider had indeed accused him of rape and had also telephoned him in the moments leading up to her death.

13. Including my own witnessing of Mr. Nelson attempting to force himself on a teenager at a party over a decade earlier, this made for the third instance of sexual assault by Mr. Nelson of which I was personally aware. In 2009, my coworker Meghan Kent, now Meghan Angell, a graduate of Bainbridge High School in 2004, told me about how when she was an underage teen one of her female friends invited her to a party at the "Chicken Coop" speakeasy in the Lynwood neighborhood of Bainbridge Island and she went along. When Mrs. Angell arrived, she was horrified to discover that Mr. Nelson and several prominent members of the Island's community, including Bainbridge police officers and members of the fire department, were engaged in plying these underage girls with drugs, alcohol, and cash to strip and perform sex acts on the men. She said the room was out of control and deeply disturbing. This information I found so completely astounding that I didn't know what to make of it or how to process it at the time. You will note that Mrs. Angell confirms the story in a comment under my initial Facebook post about Mr. Nelson in the documents submitted as evidence in Exhibit D by Mr. Nelson where she writes "Disgusting. And True..." Apparently just like in the Jeffrey Epstein case that has recently been in the news, the men would have the girls who performed bring in their friends to also perform at later parties.

14. A few years later I was discussing the Blossom Hill development and John Jacobi's takeover with a Mr. Ryan Landworth in 2012, when Mr. Landworth said that Bill Nelson and the Chicken Coop was the entire reason he had quit the fire department and went back to school to become a blacksmith. He then told me about how one of his superiors at the department invited him to a party at the Chicken Coop speakeasy in 2006 where he discovered Mr. Nelson and other powerful men including Bainbridge police officers and fellow firefighters engaged in plying underage girls with drugs, alcohol, and cash to strip and perform sexual acts on them. Horrified that his son's classmates from the high school were being exploited like this by men who should be pillars of the community, Mr. Landworth left. The accounts of these two sources, Mr. Landworth and Mrs. Angell, means that Mr. Nelson perjured himself during the Du Wors hearing when he claimed that no such parties ever happened at the Chicken Coop.

15. I suddenly had independent corroboration of the same event from individuals who did not know each other and sent an email to Josh Farley of the Kitsap Sun relaying what I knew and got Mr. Farley in contact with DECLARATION OF HOUSTON WADE, DEFENDANT. - 5 both Mr. Landworth and Ms. Angell. Eventually, after a 7-month investigation, the Kitsap Sun did not run the story citing that since the initial incident occurred almost decade earlier and the police involved were no longer with the department thanks to the hiring of Chief Hamner, it was no longer "news-worthy". I was completely disappointed.

- 16. Since that time Mr. Dean Gellert confirmed that these parties had been going on for years at the home of Mr. Nelson's friend Bill Blakely even prior to the Chicken Coop existing, where Mr. Blakely had a stripper pole installed and regularly hired girls from Bainbridge High School to do strip shows and more for large groups of his friends. These illegal events continued when Mr. Blakeley built the Chicken Coop and installed a stripper pole in there as well. Apparently, these parties are where noted porn star Tori Black got her start doing sex work while she was still a student at Bainbridge High School. Mr. Blakely even convinced one of the teenagers who performed at these parties, Mrs. Molly Aquino Roth, to drop out of school and move in with him.
- 17. My initial Facebook post concerning Mr. Nelson was inspired by the treatment of Dr. Blasey-Ford during the Kavanaugh hearing in early October. Many people had complained that Blasey-Ford had waited 35 years to come forward and my post was a demonstration of how a victim can come forward immediately and still nothing will be done. I have little doubt that the officers who responded to the Dettman's 911 call were among the officers present at the Chicken Coop speakeasy sex parties.
- 18. After being fed up with years of whispers about rape, assault, and abuse on the Island, I created the news page The Bainbridge Island Bad List, and Mr. Nelson was one of the first men I decided to profile on the page. A large portion of the women on the island are well-aware of Mr. Nelson's bad intentions. If the comments under my initial Facebook post are any indication, Mr. Nelson will willingly go after underage girls. There is a reason they referred to him as "Bad Bill".
- 19. Mrs. Ashley Cross Degrow wrote to me about how Mr. Nelson was very inappropriate towards her when she, as a child, was visiting a job site where her father was a subcontractor for Mr. Nelson, and later groped her at a party at the Chicken Coop where Mr. Nelson's son Matt witnessed it and almost got into a fight with his father over the incident. Mrs. Cross Degrow also witnessed Mr. Nelson attempting to get young women drunk specifically to take advantage of them while they were too intoxicated to consent. Mrs. Cross Degrow can also testify that Mr. Nelson lied under oath about when he stopped using cocaine and DECLARATION OF HOUSTON WADE, DEFENDANT. - 6

witnessed Mr. Nelson use cocaine recently. Mr. Jerod Ouellette recounted to me how he showed up to the Chicken Coop one night to find his girlfriend passed out and Mr. Nelson's hand down her pants. I was also made aware of two women, who at this time wish to remain nameless, who agreed to go to the Chicken Coop with Mr. Nelson and have no memory of the evening and woke up in a strange place with no clothes and had to escape with only a stolen blanket to cover the both of them. I was contacted by Mrs. Katie Fisher who relayed to me that Mr. Nelson took advantage of her intoxication and inability to consent and raped her in the Fall of 2012. Three people have now informed me about how at his own wife's birthday party Mr. Nelson was caught sexually assaulting a woman. I was also informed by a former employee of his about inappropriate contact Mr. Nelson had with the minor child of the former general manager of his failed restaurant. Some of the photographs on the walls of the Chicken Coop were cropped to show the faceless naked bodies of underage teen girls who had performed at the sex parties; as if displaying underage girls from the neck down somehow made it ok. Mr. Landworth has a photo on his cellphone of these "decorations" at the Chicken Coop. These stories all show a pattern of behavior by Mr. Nelson and his friends and easily establish that he is a threat to women and girls in our community, and that I was being forthright and responsible by publishing my article about him.

20. I created the Bainbridge Island Bad List as a news page to inform the community of who the predators are among us, and Mr. Nelson fits that bill to a 'T'. I didn't stalk Mr. Nelson, and I didn't harass him. I wrote an article about his predatory actions which were confirmed by many, many sources. My goal is to warn people, especially young girls, to stay away from Mr. Nelson for their own safety. The purpose of journalism is to expose abuse, and that is exactly what I have done in this instance. The abuse of women and girls, and the abuse of the system designed to serve and protect them.

21. Mr. Nelson is not scared of me, he is not intimidated by me. What he does not like is my publicly revealing what so many women and girls on this island already know; that he is a sexual predator. I don't care what the abusers think. I am done being silent about the behavior of these men, and the members of our community deserve to be warned about them and to know the truth.

22. It is impossible to defame a man who is infamous in our community for his drunken, abusive, and predatory behavior. He lost \$27 million of other people's money, he illegally dumped thousands of truckloads of soil, he has a history of violence and threats, he is a well-known drunk with multiple DUI DECLARATION OF HOUSTON WADE, DEFENDANT. - 7

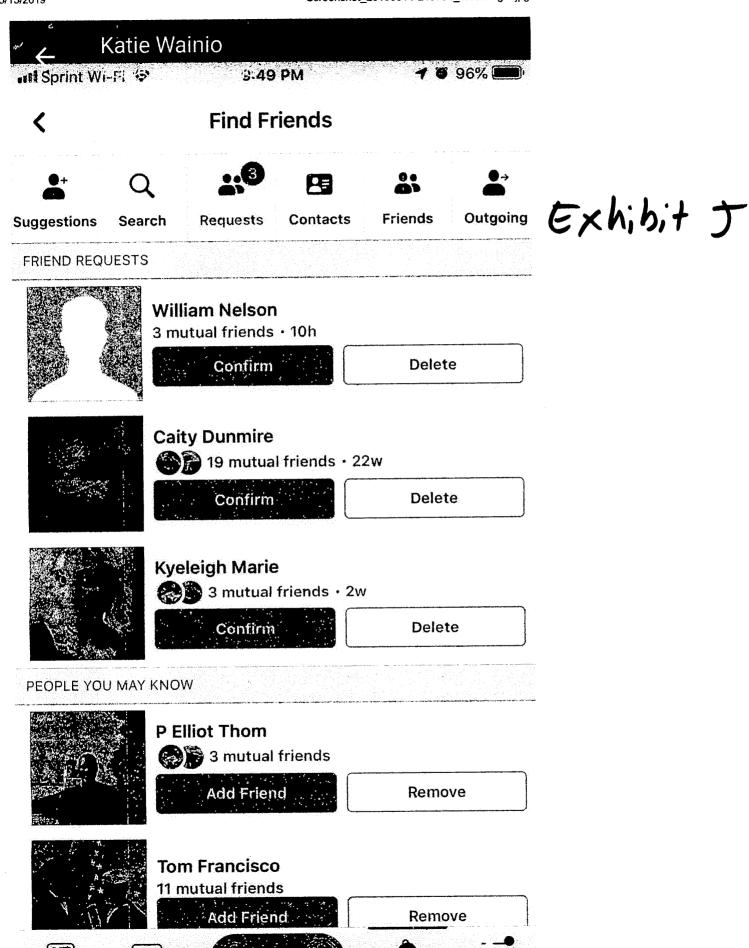
arrests to his name, including a pending charge of DUI and hit and run at the Seattle ferry terminal from June 28th of this year. At the Du Wors hearing when the judge called for a recess at 3pm in the afternoon on a Tuesday, Mr. Nelson loudly exclaimed, "Damn, I need a beer!" to which both the Judge and the bailiff shot Mr. Nelson looks of bewilderment since he had just been questioned under oath about his alcoholism and drug use; and let's not forget that Mr. Nelson has raped or sexually assaulted many women and girls on Bainbridge Island. I wrote an article and have sources for my statements. That is not defamation.

Dated 22nd of April 2019.

Houston'Wade

		and the second
		KITSAP COUNTY CLEPK
1	Houston Wade C/O Bruciato	2019 MAY 15 PM 2: 20
2	236 Winslow Way E Bainbridge Island, WA 98110	ALISON H. SONNTAG
3	houstonwade@gmail.com	
4		OF WASHINGTON
5		OUNTY OF KITSAP
6	WILLIAM P. NELSON,	Case No.: 18-2-03205-18
7	Plaintiff,	
8	vs.	NOTICE OF WITNESS TAMPERING
9	HOUSTON WADE,	
10	Defendant	
11	The Court has already been notified of I	ee Jorgenson tampering with a potential witness for the
12	defense, I feel that The Court should also be made aware t	hat John Du Wors has been attempting to contact another
13	witness, the ex-boyfriend of Alicia Heath, in an effort to h	arass and threaten him. Additionally, the Plaintiff,
14	William P. Nelson, has now attempted to contact another	potential witness for the defense, Katie Wainio, via a
15	Facebook "friend request" (see attached Exhibit J). Mr. No	elson has previously stalked and threatened Ms. Wainio.
16	Mr. Nelson has retained an attorney and there is not reason	n for him to be establishing personal contact with a woman
17	he has previously traumatized when his attorney should be	e the one who reaches out.
18	Dated this 15 of May 2019.	
19		
20		Houston Wade
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	NOTICE OF WITNESS TAMPERING - 1	18 – 2 – 03205 – 18 NT 39
		Notice 5610584
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SELVE DEPART

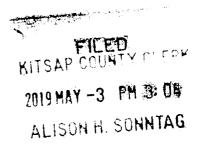
Reply

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SUPERIOR COURT OF WASHINGTON COUNTY OF KITSAP

	Honorable	WILLIAM HOUSER
WILLIAM NELSON Petitioner/Plaintiff	Court Reporter	JAMI HETZEL
	Court Clerk	
HOUSTON WADE, ET AL	Date	MAY 17, 2019
Respondent/Defendant	No.	18-2-03205-18
Pet/Pla appeared	h Counsel h Counsel <u>pro</u> h Counsel	SP,
Guardian Ad Litem appeared State	e / Other appeared	
THE MATTER BEFORE THE COURT [] Show Caus	e re:	
[] Motion for default / to compel /		
[]Unlawful Detainer [] Minor Settlement [] S []Entry of Order [] Status/Review [] S		
Mr. Wade only relying upon hearsay from anything that is admissible. Allegations of a public figure. Moving party has not met i of material fact. *Mr. Wade: has provided witnesses to Plaintiff. Many people in the Mr. Nelson will do anything he can to silence material issues of fact in this case. Sun will issue findings + order.	ctiminal acts i ts burden to sh many docume community ag accusers. *con nmary judgm	is libelous. Mr. Nelson not now that there is no issue nts and information from ree willer. Wades allegations. Lirt: there are still
[] Order signed as presented.] The Court takes] Order to be pres] Court Scheduler earing at	the matter under advisement. sented. advised am/pm on
Pageo	f	MTHRG 40 Motion Hearing 5627227
CIVIL MOTIONS 08/2004		



Superior Court of Washington, County of Kitsap

In re:	· _
Petitioner/s (person/s who started this case):	No. 18-2-03205-18
Milliam P. Velson And Respondent/s (other party/parties): Howston Wade	Notice of Hearing (NTHG) ☑ Clerk's action required: 1

Notice of Hearing

To the Court Clerk and all parties:

1. A court hearing has been scheduled:

	for:	May 17th date		_ at: <u>1:3.0</u> <i>time</i>	_ 🗌 a.m. 🔀 p.m.
	at:	614 Division St, Port Orchard, W	/A 98366	in	
		court's address			room or department
		Tudge Houser	· · · · · · · · · · · · · · · · · · ·		
		docket / calendar or judge / comm			
2.	The	purpose of this hearing is (speci	ry): Motion to.	r summe	ary Judgement
War		<i>!</i> , If you do not go to the hearing,			,
This	hear	ng)was requested by: 🔲 Petition	ner or his/her lawyer	🔀 Responde	ent or his/her lawyer
			Houston Wa	v	5/3/19
Pers	b/ as	Ring for this hearing signs here	Print name (if lawyer,	also list WSBA	#) Date
l agre	ee ^r to	accept legal papers for this case at:	This does not have to h	a vour homo odd	Irooo If this address
23 addre	ss	Window Way E	This does not have to the changes before the case the court clerk in writing	se ends, you mus t	t notify all parties and
city		state zip	Change form (FL All Fa	ormation form (FL	All Family 001) if this
(Optic	o nal) e	mail: hous lun wade ogna: lion	case involves parentag		•
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	KITSAP COUNTY CLEPK
	2019 JUN -3 AM 14: 33
	ALISON H. SONNTAG
SUPERIOR COURT OF TI	HE STATE OF WASHINGTON
	KITSAP COUNTY
WILLIAM P. NELSON,	
Plaintiff,	No. 18-2-03205-18
v.	DECISION ON DEFENDANT'S
HOUSTON WADE,	MOTION FOR SUMMARY
Defendant.	JUDGMENT
THIS MATTER comes before the Cou	urt on the Defendant's Motion for Summa
Judgment. The Court reviewed the following	
- •	Judgment, including attached exhibits; an
2. Plaintiff's Response to Motion for	Summary Judgment including attached
exhibits; and	
3. Additional Filing to Motion for Su	mmary Judgment including attached exhi
and	
4. Declaration of Houston Wade, Defendant; and	
	ponse to Summary Judgment Motion; and
6. Notice of Witness Tampering, incl The Court further having considered th	-
The Court further having considered the above listed material and argument of counsel, the record and files herein; and having been fully advised in the premises,	
counter, are record and mos horom, and havin	5 coon rang davisou in the profilisos,
DECISION ON DEFENDANT'S MOTION FOR SUMMARY JUDGMENT 18-2-03205-18	1JUDGE WILLIAM C. HOUSEKitsap County Superior Court614 Division Street, MS-24
CTD 41 Courts Decision 5756787	Port Orchard, WA 98366 (360) 337-7140

1	THEREFORE, IT IS HEREBY ORDERED	:
2	1. In the light most favorable to the nor	n-moving party, there does exist an issue of
3	material fact, therefore the Defendan	nt's Motion for Summary Judgment is
4	DENIED.	
5	Dated: June 3, 2019.	
6		Moum
7		William C. Houser
8		Superior Court Judge
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30	DECISION ON DEFENDANT'S MOTION FOR	2 JUDGE WILLIAM C. HOUSE

SUMMARY JUDGMENT

JUDGE WILLIAM C. HOUSER Kitsap County Superior Court 614 Division Street March 197 614 Division Street, MS-24 Port Orchard, WA 98366 (360) 337-7140

1	
2	
3	CERTIFICATE OF SERVICE
4	I, Kyle Gallagher, certify under penalty of perjury under the laws of the State of
5	Washington that I am now and at all times herein mentioned, a resident of the State of
6	Washington, over the age of eighteen years, not a party to or interested in the above entitled
7	action, and competent to be a witness herein.
8	Today I caused a copy of the foregoing document to be served in the manner noted
9	on the following:
10	Houston Wade c/o Bruciato
11	236 Winslow Way E
12	Bainbridge Island, WA 98110 Alexander Savojni
13	Rhodes Legal Group
14	918 S Horton St Ste 901Seattle, WA 98134-1953
15	
16	DATED June 3 , 2019, at Port Orchard, Washington.
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19	The Aller
20	
21	Kyle Gallagher #47769 Staff Attorney
22	
23	
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28	· · · · · · · · · · · · · · · · · · ·
29	
30	DECISION ON DEFENDANT'S MOTION FOR 3 SUMMARY JUDGMENT 3 JUDGE WILLIAM C. HOUSER Kitsap County Superior Court 614 Division Street, MS-24 Port Orchard, WA 98366 (360) 337-7140

FILED KITSAP COUNTY

2019 JUN -7 AM 9:55

ALISON H. SUNNTAG



Superior Court of Washington County of Kitsap

WILLIAM NELSON,

Plaintiff

vs.

HOUSTON WADE,

Defendant

No. 18-2-03205-18

NOTE FOR MOTION DOCKET

(NTMTDK)

TO THE CLERK OF THE COURT AND

TO: HOUSTON WADE, PRO SE

Please take notice that the undersigned will bring on for hearing:

NATURE OF MOTION: Motion to Compel Discovery and Award Attorney Fees and Costs

The hearing is to be held:

DATE: 6/14/19

TIME: 1:30PM

AT: JUDGE WILLIAM C. HOUSER Superior Court of Kitsap County 614 Division Street Port Orchard, WA 98366

DATED: 6/6/19

井北

Signed:

Alexander Savojni, WSBA #37010

Lawyer for: William Nelson

Address: 918 S. Horton St. Suite 901,

Seattle, WA 98134

Telephone: 206-708-7852



NOTE FOR MOTION DOCKET ... 1

1		FILED KITSAP COUNTY OF THE	
2		2019 JUN -7 AM 9: 55	
		ALISON H. SONNTAG	
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7		. ,	
8	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KITSAP		
9	WILLIAM NELSON,		
10	Plaintiff,	NO. 18-2-03205-18	
11	V.	PLAINTIFF'S MOTION TO:	
12	HOUSTON WADE,	COMPEL DISCOVERY AND AWARD ATTORNEY FEES AND COSTS	
13	Defendants.	UNDER CR 37;	
14		. · ·	
15	קוקון וקופי ד	DEATER	
16		REQUESTED	
17		aintiff Nelson's ("Nelson") interrogatories and	
18	requests for production. The Court should issue		
19	and fully respond to Nelson's discovery requ	· · · · · · · · · · · · · · · · · · ·	
20	Nelson's attorney's fees and costs under CR 37.		
21	· · ·		
22	II. STATEMI	ENT OF FACTS	
23	A. Defendant has failed to respond to Pla	intiff's discovery requests.	
24	On March 20, 2019, Plaintiff Nelson	propounded interrogatories and requests for	
25	production on Defendant Wade by way of Feder	ral Express to the address listed with the court.	
26			
_	Decl. Savojni Ex. A & B. On March 27, 2019	, the Fiamuni was served an identical copy of	
	18-2-03205-18 MTCM 43 PLAINTIFF'S MOTION TO CO Motion to Compel	Rhodes Legal Group, PLLC	

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Motion to Compel 5787659

Page 1

the previously sent interrogatories and request for production at a second address (the restaurant where he works) which the Defendant had begun listing in his material and which he referenced in an email to Plaintiff's counsel. *See Decl. Savojni* <u>Ex. B</u>. A duplicate sending of documents was done due to concerns of whether or not the first set was actually received.

On May 7, 2019, Plaintiff received the Defendant's response. Virtually every single interrogatory and request for production response was non-responsive, combative, and an attempt to insult the Plaintiff and Plaintiff's Counsel. *See Decl. Savojni* <u>Ex. C.</u>

Plaintiff attempted to schedule a CR 26(i) conference between May 13 and 16, 2019. Decl. Savojni <u>Ex. D.</u> Defendant continued to obstruct the process and intentionally attempted to create unnecessary costs for the Plaintiff with his conditions of participation. Plaintiff requested two more times to have a CR 26(i) conference and tried to answer the Defendant's complaints/questions even though it appeared he was being intentionally obtuse and combative. *Decl. Savojni* <u>Ex. E.</u> The Defendant finally agreed to a telephone conference on May 16, 2019, using a spoofed phone number. During the conference call, the Defendant agreed to provide the requested documents and stated he would need a week to comply with the request – by May 23, 2019. A follow up letter was sent to the Defendant confirming the conversation. *Decl. Savojni* <u>Ex. E.</u>

To date, Defendant has failed to provide any further responses or documents despite agreeing to during the CR 26(i) conference to provide appropriate answers and documents nor has he provided any indication he is attempting to comply but needs more time. Plaintiff has even waited an additional week beyond the Defendant's self-imposed deadline to file this motion in the hope the Defendant would comply with the discovery demand and CR 26(i)

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 2

conference discussion. Under the circumstances, Plaintiff has no alternative but to compel discovery by way of motion which has caused the Plaintiff to incur attorney's fees and costs and has delayed critical discovery in this matter. *Decl. Savojni*. Defendants have incurred attorney fees and costs of \$2100.00 in bringing this motion.

III. STATEEMENT OF ISSUES

1. Whether this Court, pursuant to CR 37, should compel the Defendant to fully respond to Plaintiff's interrogatories and requests for production when: (1) Defendant was served with discovery on or about March 21th, 2019 (and a second time on the 28rd); (2) the parties conducted a CR 26(i); and (3) Defendant has still failed to properly respond to Plaintiff's discovery. [YES].

2. Whether this Court, pursuant to CR 37, should enter an order awarding, as sanctions, Plaintiff his reasonable attorney's fees and costs incurred in compelling discovery when Defendant has failed and refused to fully respond or produce documents responsive to Defendants' interrogatories and requests for production. [YES].

IV. EVIDENCE RELIED UPON

Plaintiff's Motion is based on the authorities cited herein, the Declaration of Alexander Savojni and attached exhibits, and the pleadings and files on record.

V. AUTHORITY

A.

Defendants have willfully failed to comply with the discovery rules.

Civil rules 33 and 34 allow a party to serve interrogatories and requests for production upon another party after the commencement of a lawsuit. These court rules provide the answering party with thirty (30) days following service to submit its responses. *See CR 33 and 34*.

Here, the Plaintiff served the Defendant with Interrogatories and Requests for Production on or about March 21, 2019 and again on March 28th, 2019. The deadline for

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 3

Defendants to serve their responses was on or about April 21, 2019 from the first mailing and April 28, 2019 from the second mailing.

Under CR 26(i), parties to a discovery dispute must confer prior to bringing a motion to compel before the Court. The Plaintiff attempted to conduct a CR 26(i) conference as required. The Plaintiff requested on three separate occasions a phone number and times when the Defendant would be able to conduct the conference call. The Defendant refused to comply until finally agreeing to a call on May 16, 2019. The Defendant was explained his obligations under discovery and he stated he understood and would send the requested answers and material within a week. *See Decl. Savojni,* Exhibits D & E. No additional material was ever received from the Defendant.

To date, Defendant has failed to respond to virtually all of the Plaintiff's interrogatories and requests for production. The Plaintiff asks the Court to enter an order compelling the Defendant to immediately respond to the Plaintiff's First Set of Interrogatories and Requests for Production. The Plaintiff believes at a *minimum* 16 out of 19 interrogatories have been improperly answered - specifically, #1-3, #5-10, #12-14, and #16-19 – with the remaining three also only being partially answered. Similar issues can be found with all of the requests to produce.

The Plaintiff must know the specific facts/ statements that the Defendant is relying on as proof his defamatory statements are true, along with supporting documentation and witnesses to prepare for trial. The Defendant responding with insults, coy remarks, and conclusory, self-serving statement without any actual evidentiary source or support, does not comply with the Plaintiff's discovery demands. The Plaintiff must be provided with the requested information and material in order to properly and fully prepare.

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 4

B. Plaintiff should pay, as sanctions pursuant to CR 37, Defendants' reasonable attorney's fees and costs for their deliberate violation of discovery rules.

CR 37(a)(4) requires the Court to award reasonable expenses, including attorney's fees, for violations of discovery rules unless the Court finds that the violation was substantially justified or that other circumstances make an award of expenses unjust. CR 37(d) specifically provides the Court with authority to award attorney's fees incurred as a result of a party's failure to answer interrogatories or respond to requests for production.

Here, Defendant has failed to submit discovery responses in accordance with the civil rules. Due to Defendant's failure to comply with the civil rules, the Plaintiff is forced to bring the present motion seeking an order compelling discovery. Plaintiff should be awarded its reasonable attorney's fees and costs under CR 37(d) in the total amount of \$2100.

VI. CONCLUSION

For all the reasons cited above, Defendants respectfully requests the Court to grant its Motion to Compel Discovery and award reasonable attorney fees under CR 37.

DATED this 3rd day of June, 2019.

Alexander Savojni WSBA #37010 Attorney for the Plaintiff

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 5

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

WILLIAM NELSON,

Plaintiff,

HOUSTON WADE,

v.

Defendants.

NO. 18-2-03205-18

DECLARATION OF ALEXANDER SAVOJNI IN SUPPORT OF MOTION TO COMPEL

I, Alexander Savojni, declare the following matters to be true and correct under the penalty of perjury under the laws of the State of Washington:

1. I am the attorney of record for Plaintiff William Nelson. I am over the age of 18 and am competent to be a witness to the matters stated herein. I am making this declaration based upon facts within my personal knowledge which would be admissible in court.

2. Such facts appear by way of records in my possession and such records are kept in the regular course of business. No changes or alterations in these records have been made since the date of origination. As the attorney for the Plaintiff, I am the custodian of said records.

3. I make this Declaration in support of Plaintiff's Motion to Compel Discovery, award attorney fees and costs.

4. Attached as <u>Exhibit A</u> is a true and correct copy of Plaintiff's discovery request to Plaintiff.

5. Attached as <u>Exhibit B</u> are true and correct copies of proof of service to the Plaintiff.

6. Attached as <u>Exhibit C</u> is a true and correct copy of the Defendant's first and only response.

7. Attached as <u>Exhibit D</u> is a true and correct copy of the Plaintiff's letter demanding a CR 26(i) conference along with a detailed explanation for why it was necessary.

8. Attached as <u>Exhibit E</u> is a true and correct copy of an email string between Plaintiff's counsel and the Defendant with attached follow up letter showing that the parties conducted a CR 26(i) conference and that Plaintiff granted Defendants an extension until May 23, 2019 to respond to Plaintiff's discovery. I hereby certify that a discovery conference was conducted on May 16, 2019, as required by CR 26(i) and CR 37.

9. To date, Plaintiff has failed to respond to Defendants' discovery requests and Defendants have incurred attorney fees in being forced to file this motion to compel.

10. I have been practicing law since 2005. My hourly rate is \$350.00 an hour, which is more than reasonable for an attorney with my level of experience. I estimate that I will have billed a total of 6 hours in bringing this motion, which includes the preparation of this motion to compel, including a declaration and proposed order, reviewing Plaintiff's response, conversing with the Defendant to schedule a CR 26(i) conference, having the conference call, and having to appear to court. Thus, the total attorney's fees and costs estimated to be incurred in preparing Plaintiff's motion to compel are \$2100, which is reasonable under the circumstances.

PLAINTIFF'S MOTION TO COMPEL DISCOVERY-Page 2 Rhodes Legal Group, PLLC 918 South Horton Street, Suite 901 Seattle, Washington 98134 206-708-7852 | Fax 206-906-9230

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	Signed this June 3, 2019 in Seattle, Washington.
2	AVIC
3	Chiles
4	Alexander Saucini WSPA #27010
5	Alexander Savojni WSBA #37010 Attorney for the Plaintiff
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PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 3

EXHIBIT A

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8	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KITSAP		
9.			
10	WILLIAM P. NELSON,	NO. 18-2-03205-18	
11	Plaintiff,	PLAINTIFF'S FIRST SET OF	
12	V.	INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS	
13	HOUSTON WADE, an individual, and DOES I through XX	· · · · ·	
14	Defendants.		
15			
16	I. <u>INSTRUCTIONS AND DEFINITIONS</u>		
17	COMES NOW Plaintiff William Nelson and submits the following written		
18	interrogatories and requests for production to the Defendants Houston Wade, an individual, and Does I through XX.		
19			
20			
21	In accordance with Rule 33 and 34, Civil Rules for Superior Court, please answer the		
22	attached interrogatories and requests for production. As required by applicable Rules, please		
23	answer each interrogatory and request within the blank space provided, inserting additional		
24	pages where necessary; verify your answers under oath on the form provided after the last		
25	interrogatory; and serve the original set of the interrogatories and requests for production, and		
	interrogatory; and serve the original set of the int	errogatories and requests for production, and	
26	interrogatory; and serve the original set of the int	errogatories and requests for production, and	

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 1

RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852 answers thereto, to this office. You are required to serve your written response within thirty (30) days after service of these interrogatories and requests for production.

THESE INTERROGATORIES AND REQUESTS FOR PRODUCTION ARE TO BE TREATED AS CONTINUING. IF ADDITIONAL INFORMATION IS DISCOVERED BETWEEN THE TIME OF MAKING THESE ANSWERS AND THE TIME OF TRIAL, THESE INTERROGATORIES AND REQUESTS FOR PRODUCTION ARE ALSO DIRECTED TO THAT INFORMATION. IF SUCH INFORMATION IS NOT FURNISHED, THE UNDERSIGNED WILL MOVE, AT THE TIME OF TRIAL, TO EXCLUDE FROM EVIDENCE ANY INFORMATION REQUESTED AND NOT FURNISHED.

1. The term "person" means any individual, firm, association, partnership, proprietorship, corporation, joint venture, business trust, government or public entity or other business or legal entity.

2. As used in these interrogatories, the term "document" means and includes, the original and any copy, regardless of origin or location, of any book, pamphlet, periodical, letter, report, email, calendar, schedule notebook, memorandum, notation, message, telegram, cable, record, study, working paper, chart, graph, index, tape, correspondence, computer record, purchase order, change order, inspection report, log and/or diary of construction, contracts, agreements, leases, invoices, payment requests, payment certifications, electronic or other transcriptions or taping of telephone or personal conversations or conferences, or any and all other written, printed, typed, punched, taped, filmed, or graphic matter, or tangible thing, however produced or reproduced.

3. The term "you" and "your" refers to the person or entity to which these interrogatories and requests are directed, including but not limited to all other persons acting or purporting to act on its behalf.

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 2 RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

4. The term "communication" means any transfer of information, ideas, opinions or thoughts by any means, at any time or place, under any circumstances, and is not limited to transfers between persons, but includes other transfers, such as records and memoranda to file.

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The term "statement" means any oral, written, stenographic, or recorded 5. declaration of any kind or description as defined in CR 26(b)(4).

6. When asked to "identify" and locate documents, you are required to state the nature of each document (e.g., item of correspondence, file, contract, etc.) in detail sufficient to enable it to be produced on motion or request, the specific location of the document (e.g., building name, address, and room number), the name and address of the individual having physical possession and control thereof, and where the same may be made available for inspection and copying upon motion or request.

7. The term "identify" when used in reference to an individual person means to state his full name, present address, and telephone number, if known; his present position, and business affiliation. The term "identify" when used in reference to an entity other than an individual person means to state the entity's full name, last address and telephone number; and the name, last known address and telephone number of any representative(s) of said entity of whom you are aware.

It is not intended that these interrogatories and requests for production require 8. the disclosure of any document that you claim is protected against disclosure as "work product" or "privileged", although the Plaintiffs reserves the right to move for disclosure thereof for good cause shown. Accordingly, whenever a document called for herein is claimed to be protected against disclosure as "work product" or "privileged" and is withheld on that ground, please provide a written response with the following information:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO **DEFENDANTS – Page 3**

RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

(a) A description of the document sufficiently particular to identify it and to enable your company to identify, disclose, or produce it in response to an order of the aboveentitled court;

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The nature of the protection claimed;

(c) A list of all persons who participated in the preparation of the document; and

(d) A list of all persons to whom the document was circulated, or its content communicated.

9. The term or name "Houston Wade" shall hereinafter be referred to as "Wade" or "Defendant."

10. It is expected that your production, pursuant to these requests, will include records in the possession of your accountants, bankers, lawyers, investigators or other persons who possess records deemed to be in you or your company's custody and control.

11. IF YOU CANNOT ANSWER OR PRODUCE AFTER CONDUCTING A REASONABLE INVESTIGATION, YOU SHOULD SO STATE AND ANSWER TO THE EXTENT YOU CAN, STATING WHAT INFORMATION YOU CANNOT PROVIDE AND STATING WHAT EFFORTS YOU MADE TO OBTAIN THE UNKNOWN INFORMATION.

12. The Plaintiffs requests that you produce all items requested below by attaching legible copies hereto. Plaintiffs will pay a reasonable charge for the copying of said documents upon presentation of an itemized statement or, in the alternative, to produce digital copies of the originals, or, in the alternative, the original of said documents for inspection and copying at the office of Rhodes Legal Group, within thirty (30) days of service of this Request or at some other date that is mutually agreed upon by the attorneys of record.

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> PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 4

1	II. <u>INTERROGATORIES</u>
2	INTERROGATORY NO. 1: Identify all Persons with knowledge concerning the
3	subject matter of this Action and describe the facts of which each Person identified has
4	knowledge.
5	ANSWER:
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10	INTERROGATORY NO. 2: Identify any Person whom you believe you may call as a
11	witness in this case and describe the nature of their testimony and/or any evidence they might
12	present at trial.
13	ANSWER:
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23	INTERROGATORY NO. 3: List any blogs, forums, or other websites on which you
24	commented regarding the Plaintiff, including the username/handle under which the comments
25	were made, the date of the posts, and the number of readers.
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1	ANSWER:
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9	INTERROGATORY NO. 4: Identify any/all legal charges, convictions, lawsuits or
10	other court proceedings you have been involved with, either as a party or a witness, and state
11	the substance of the charges, parties' respective claims, defenses and the outcome of the
12	action(s).
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14	ANSWER:
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24	INTERROGATORY NO.5: Identify all written documents that you authored in full
25	or part, regarding the Plaintiff, and the number of readers for each.
26	ANSWER:
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INTERROGATORY NO. 6: Who authored and who posted on the "Houston Wade" Facebook page a post on or about October 4, 2018, which stated "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing" and how many people read this post?

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 7

INTERROGATORY NO. 7: Did Defendant identify the "alcoholic Republican politician/real estate developer" referenced in a post on or about October 4, 2018 (the post referenced in the Interrogatory No. 6) as the Plaintiff and if so, how?

ANSWER:

INTERROGATORY NO. 8: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018 "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing."

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 8

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5	INTERROGATORY NO. 9: Who authored on the "Houston Wade" Facebook page a
6	post on or about October 4, 2018 stating "About 10-15 years ago the Chicken Coop
7	Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and
8	underage girls (it wasn't just cops, there were other prominent members of the community
9	like the above Bill Nelson who were regulars" and how many people read this post?
10	ANSWER:
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20	INTERROGATORY NO. 10: Please state the facts Defendant relied upon and identify
21	the source of said facts, when Defendant published on or about October 4, 2018, "About 10-
22	15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties
23	between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent
24	members of the community like the above Bill Nelson who were regulars"
25	ANSWER:
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INTERROGATORY NO. 11: Who authored and published on or about October 21, 2018 a Facebook post which stated "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice." and how many people read this post?

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 10

RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

INTERROGATORY NO. 12: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 21, 2018, "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice."

ANSWER:

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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 11

INTERROGATORY NO. 13: Identify all Persons who were consulted, relied upon, or otherwise constituted a source of information in connection with the preparation of the answers to these Interrogatories, and document requests, listing with respect to each Person the number(s) of the Interrogatories he or she helped to prepare or for which he or she was consulted, relied upon, or otherwise constituted a source of information.

ANSWER:

INTERROGATORY NO. 14: Identify the women Defendant claims the Plaintiff raped, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 12

INTERROGATORY NO. 15: Identify the individuals Defendant claims the Plaintiff was abusive of, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER:

INTERROGATORY NO. 16: Identify and explain in detail all methods you have used to investigate the truth or falsity of your claims regarding the Plaintiff, made directly or by denying in your Answer to the Complaint having made any false statements, including, but not limited to claims that the Plaintiff is a rapist, an abuser, cheats investors, a psychopath, a cokehead, participated in underage sex parties. Include, but do not limit your response to the identity of any individuals with which you have had contact regarding those claims and any communications you have issued or received with regard to those claims.

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 13 RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

1	INTERROGATORY NO. 17: Identify the substance and factual basis for each and
2	every defense(s) to allegations in Plaintiff's complaint.
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4	ANSWER:
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. 12	INTERROGATORY NO. 18: Identify each exhibit you intend or reasonably expect to
13	introduce into evidence at any hearing, trial, deposition, or by affidavit in this case.
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15	ANSWER:
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23	INTERROGATORY NO. 19: Please state all names by which you have been known, your
24	date and place of birth, your social security number, your residential address for the past ten
25	(10) years, your driver's license number, the full name of each spouse that you have had, and
26	the dates of marriage and divorce for each of your spouses.

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2	ANSWER:
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9	III. <u>REQUESTS FOR PRODUCTION</u>
10	<u>REQUEST FOR PRODUCTION NO. 1:</u> Produce any and all documents,
11	correspondence, or posts you have authored which reference the Plaintiff from January 1,
12	2014 until present.
13	RESPONSE:
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18	<u>REQUEST FOR PRODUCTION NO. 2:</u> Produce true and correct copies of all
19	documents and any other forms of evidence that prove, support, or otherwise relate to your
20	answer to Interrogatory No. 2.
21	RESPONSE:
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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 15

1	<u>REQUEST FOR PRODUCTION NO. 3:</u> Produce true and correct copies of all
2	documents, correspondence, posts, and any other forms of evidence that prove, support, or
3	otherwise relate to your answer to Interrogatory No.3.
4	RESPONSE:
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11	<u>REQUEST FOR PRODUCTION NO. 4:</u> Produce true and correct copies of all
12	documents and any other forms of evidence that prove, support, or otherwise relate to your
13	answer to Interrogatory No. 4.
14	<u>RESPONSE:</u>
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20	<u>REQUEST FOR PRODUCTION NO. 5</u> : Produce true and correct copies of all
21	documents and any other forms of evidence that prove, support, or otherwise relate to your
22	answer to Interrogatory No. 5.
23	RESPONSE:
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO 918 South Horton St. Suite 901

AND REQUESTS FOR PR DEFENDANTS – Page 16 RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

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2	<u>REQUEST FOR PRODUCTION NO. 6:</u> Produce all documents, correspondence,
3	or posts from January 1, 2014 until present which have been sent to you or are in your
4	possession concerning the Plaintiff.
5	RESPONSE:
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10	<u>REQUEST FOR PRODUCTION NO. 7:</u> Produce true and correct copies of all
11	documents and any other forms of evidence that prove, support, or otherwise relate to your
12	answer to Interrogatory No. 7.
13	RESPONSE:
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19	REQUEST FOR PRODUCTION NO. 8: Produce true and correct copies of all
20	documents and any other forms of evidence that prove, support, or otherwise relate to your
21	answer to Interrogatory No. 8.
22	RESPONSE:
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 17RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

E, WASHINGTON 98134 (206) 708-7852

1	<u>REQUEST FOR PRODUCTION NO. 9:</u> Produce true and correct copies of all
2	documents and any other forms of evidence that prove, support, or otherwise relate to your
3	answer to Interrogatory No. 9.
4	<u>RESPONSE:</u>
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11	<u>REQUEST FOR PRODUCTION NO. 10:</u> Produce true and correct copies of all
12	documents and any other forms of evidence that prove, support, or otherwise relate to your
13	answer to Interrogatory No. 10.
14	RESPONSE:
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19	<u>REQUEST FOR PRODUCTION NO. 11:</u> Produce true and correct copies of all
20	documents and any other forms of evidence that prove, support, or otherwise relate to your
21	answer to Interrogatory No. 11.
22	RESPONSE:
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2	<u>REQUEST FOR PRODUCTION NO. 12:</u> Produce true and correct copies of all
3	documents and any other forms of evidence that prove, support, or otherwise relate to your
4	answer to Interrogatory No. 12.
5	RESPONSE:
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11	<u>REQUEST FOR PRODUCTION NO. 13:</u> Produce true and correct copies of all
12	documents and any other forms of evidence that prove, support, or otherwise relate to your
13	answer to Interrogatory No. 13.
14	<u>RESPONSE:</u>
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20	<u>REQUEST FOR PRODUCTION NO. 14</u> : Produce true and correct copies of all
21	documents and any other forms of evidence that prove, support, or otherwise relate to your
22	answer to Interrogatory No. 14.
23	RESPONSE:
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS - Page 19RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

1	
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4	REQUEST FOR PRODUCTION NO. 15: Produce true and correct copies of all
-5	documents and any other forms of evidence that prove, support, or otherwise relate to your
6	answer to Interrogatory No. 15.
7	RESPONSE:
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17	REQUEST FOR PRODUCTION NO. 16: Produce true and correct copies of all
18	documents and any other forms of evidence that prove, support, or otherwise relate to your
19	answer to Interrogatory No. 16.
20	<u>RESPONSE:</u>
21	
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1	REQUEST FOR PRODUCTION NO. 17: Produce true and correct copies of all
2	documents and any other forms of evidence that prove, support, or otherwise relate to your
3	answer to Interrogatory No. 17.
4	RESPONSE:
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11	<u>REQUEST FOR PRODUCTION NO. 18:</u> Produce true and correct copies of all
12	documents and any other forms of evidence that prove, support, or otherwise relate to your
13 [,]	answer to Interrogatory No. 18.
14	RESPONSE:
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20	<u>REQUEST FOR PRODUCTION NO. 19:</u> Produce true and correct copies of all
21	documents and any other forms of evidence that prove, support, or otherwise relate to your
22	answer to Interrogatory No. 19.
23	RESPONSE:
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO 918 South Horton St. Suite 901 918 South Horton St. Suite 901

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AND REQUESTS FOR PR DEFENDANTS – Page 21

SEATTLE, WASHINGTON 98134 (206) 708-7852

1	
2	INTERDOCATORIES and REQUESTS FOR PRODUCTION monounded this 10th day of
3	INTERROGATORIES and REQUESTS FOR PRODUCTION propounded this 19th day of March, 2019, and signed pursuant to Washington Court Rules, CR 26(g).
4	
5	
6	Alexander Savojni WSBA # 37010 Attorney for Plaintiff
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2		VERIFICATI	ION	
3	T .	declare under the pen	alty of perjury under the laws of the	
4	I,			
5	State of Washington tha	t I have read the foregoing answ	vers to interrogatories and requests for	
6	production, know the co	ontents thereof, and believe the sa	ame to be true.	
7	Signad at	Washington this	day of, 201	
8	Signed at	, washington, this	uay 01, 201	
9	Ву:			
10	Defendant	- -		
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EXHIBIT B

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1	PROOF OF SERVICE
2	
3	I certify that I served a copy of this document on all parties or their counsel of record
4	on the date below as follows:
5	On 3/27/19
6	FedEx to: Houston Wade
7	C/O Bruciato
8	236 Winslow Way East Bainbridge Island, WA 98110
9	Also, previously sent to the address on file with the court.
10	On 3/20/19
11	US Priority Mail to: Houston Wade
12	370 Grow Ave, Apt. B-10 Bainbridge Island, WA 98110
13	Daniolage Island, WA 90110
14	I certify under the penalty of perjury under the laws of the state of Washington that the
15	foregoing is true and correct.
16	
17	DATED this 27th day of March, 2019, at Seattle, Washington
18	
19	DAC
20	Alexander Savojni
21	WSBA #37010
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EXHIBIT C

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8	IN THE SUPERIOR COURT OF T	UE STATE OF WARLENGTON	
9	IN AND FOR THE CO	UNTY OF KITSAP	
10	WILLIAM P. NELSON,	NO 18 0 02005 10	
11	Plaintiff,	NO. 18-2-03205-18	
12	v .	PLAINTIFF'S FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS	
13	HOUSTON WADE, an individual, and DOES I through XX	FOR PRODUCTION TO DEFENDANTS	
14	Defendants.		
15			
16	I. INSTRUCTIONS	AND DEFINITIONS	
17			
18	COMES NOW Plaintiff William Nelson a	and submits the following written	
19	interrogatories and requests for production to the Defendants Houston Wade, an individual,		
20	and Does I through XX.		
21	In accordance with Rule 33 and 34, Civil Rules for Superior Court, please answer the		
22	attached interrogatories and requests for production. As required by applicable Rules, please		
23	answer each interrogatory and request within the blank space provided, inserting additional		
24			
25	pages where necessary; verify your answers under		
25	interrogatory; and serve the original set of the inter-	errogatories and requests for production, and	
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answers thereto, to this office. You are required to serve your written response within thirty (30) days after service of these interrogatories and requests for production.

THESE INTERROGATORIES AND REQUESTS FOR PRODUCTION ARE TO BE TREATED AS CONTINUING. IF ADDITIONAL INFORMATION IS DISCOVERED BETWEEN THE TIME OF MAKING THESE ANSWERS AND THE TIME OF TRIAL, THESE INTERROGATORIES AND REQUESTS FOR PRODUCTION ARE ALSO DIRECTED TO THAT INFORMATION. IF SUCH INFORMATION IS NOT FURNISHED, THE UNDERSIGNED WILL MOVE, AT THE TIME OF TRIAL, TO EXCLUDE FROM EVIDENCE ANY INFORMATION REQUESTED AND NOT FURNISHED.

1. The term "person" means any individual, firm, association, partnership, proprietorship, corporation, joint venture, business trust, government or public entity or other business or legal entity.

2. As used in these interrogatories, the term "document" means and includes, the original and any copy, regardless of origin or location, of any book, pamphlet, periodical, letter, report, email, calendar, schedule notebook, memorandum, notation, message, telegram, cable, record, study, working paper, chart, graph, index, tape, correspondence, computer record, purchase order, change order, inspection report, log and/or diary of construction, contracts, agreements, leases, invoices, payment requests, payment certifications, electronic or other transcriptions or taping of telephone or personal conversations or conferences, or any and all other written, printed, typed, punched, taped, filmed, or graphic matter, or tangible thing, however produced or reproduced.

3. The term "you" and "your" refers to the person or entity to which these interrogatories and requests are directed, including but not limited to all other persons acting or purporting to act on its behalf.

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 2

RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

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4. The term "communication" means any transfer of information, ideas, opinions or thoughts by any means, at any time or place, under any circumstances, and is not limited to transfers between persons, but includes other transfers, such as records and memoranda to file.

5. The term "statement" means any oral, written, stenographic, or recorded declaration of any kind or description as defined in CR 26(b)(4).

6. When asked to "identify" and locate documents, you are required to state the nature of each document (e.g., item of correspondence, file, contract, etc.) in detail sufficient to enable it to be produced on motion or request, the specific location of the document (e.g., building name, address, and room number), the name and address of the individual having physical possession and control thereof, and where the same may be made available for inspection and copying upon motion or request.

7. The term "identify" when used in reference to an individual person means to state his full name, present address, and telephone number, if known; his present position, and business affiliation. The term "identify" when used in reference to an entity other than an individual person means to state the entity's full name, last address and telephone number; and the name, last known address and telephone number of any representative(s) of said entity of whom you are aware.

8. It is not intended that these interrogatories and requests for production require the disclosure of any document that you claim is protected against disclosure as "work product" or "privileged", although the Plaintiffs reserves the right to move for disclosure thereof for good cause shown. Accordingly, whenever a document called for herein is claimed to be protected against disclosure as "work product" or "privileged" and is withheld on that ground, please provide a written response with the following information:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 3

(a) A description of the document sufficiently particular to identify it and to enable your company to identify, disclose, or produce it in response to an order of the aboveentitled court:

(b) The nature of the protection claimed;

A list of all persons who participated in the preparation of the document; and (c)

A list of all persons to whom the document was circulated, or its content (d) communicated,

9. The term or name "Houston Wade" shall hereinafter be referred to as "Wade" or "Defendant."

It is expected that your production, pursuant to these requests, will include 10. records in the possession of your accountants, bankers, lawyers, investigators or other persons who possess records deemed to be in you or your company's custody and control.

11. IF YOU CANNOT ANSWER OR PRODUCE AFTER CONDUCTING A REASONABLE INVESTIGATION, YOU SHOULD SO STATE AND ANSWER TO THE EXTENT YOU CAN, STATING WHAT INFORMATION YOU CANNOT PROVIDE AND STATING WHAT EFFORTS YOU MADE TO OBTAIN THE UNKNOWN INFORMATION.

The Plaintiffs requests that you produce all items requested below by attaching 12. legible copies hereto. Plaintiffs will pay a reasonable charge for the copying of said documents upon presentation of an itemized statement or, in the alternative, to produce digital copies of the originals, or, in the alternative, the original of said documents for inspection and copying at the office of Rhodes Legal Group, within thirty (30) days of service of this Request or at some other date that is mutually agreed upon by the attorneys of record.

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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO **DEFENDANTS – Page 4**

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1	II. <u>INTERROGATORIES</u>		
2	INTERROGATORY NO. 1: Identify all Persons with knowledge concerning the		
3	subject matter of this Action and describe the facts of which each Person identified has		
4	knowledge.		
5	ANSWER: Did you even read my declaration or any of the submitted documentation? It is all in there.		
6	any of the submitted documentation? It is all in there.		
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10	INTERROGATORY NO. 2: Identify any Person whom you believe you may call as a		
11	witness in this case and describe the nature of their testimony and/or any evidence they might		
12	present at trial.		
13	ANSWER: See above.		
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23	INTERROGATORY NO. 3: List any blogs, forums, or other websites on which you		
24	commented regarding the Plaintiff, including the username/handle under which the comments		
25	were made, the date of the posts, and the number of readers. Houston Wade (FD Pople)		
26	"The Bainbridge Island Bad List"		

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1	ANSWER:
2	on previous page
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9	INTERROGATORY NO. 4: Identify any/all legal charges, convictions, lawsuits or
10	other court proceedings you have been involved with, either as a party or a witness, and state
11	the substance of the charges, parties' respective claims, defenses and the outcome of the
12	action(s).
13	
14	ANSWER:
15	Brind Dr Wors V. Wide in Bainbridge
16	Municipal Court
17	
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24	INTERROGATORY NO. 5: Identify all written documents that you authored in full
25	or part, regarding the Plaintiff, and the number of readers for each.
26	ANSWER: Your client submitted allof them to che asto
	Image: Cacher Normbar /RequestsPLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS - Page 6RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

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INTERROGATORY NO. 6: Who authored and who posted on the "Houston Wade" Facebook page a post on or about October 4, 2018, which stated "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing" and how many people read this post?

ANSWER: I did. Are your creductions for real? Did you bother to read any of the submitted documents befor you wrote these guestions?

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 7

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1 **INTERROGATORY NO. 7:** Did Defendant identify the "alcoholic Republican politician/real estate developer" referenced in a post on or about October 4, 2018 (the post referenced in the Interrogatory No. 6) as the Plaintiff and if so, how? **ANSWER:** Sure did. Bill Nelson is a rapist. **INTERROGATORY NO. 8:** Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018 "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing." ANSWER: Again, it is obvious that you have not read any of the submitted documents in this cause.

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 8

1 2 3 4 **INTERROGATORY NO. 9:** Who authored on the "Houston Wade" Facebook page a post on or about October 4, 2018 stating "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars" and how many people read this post? My name is litterally on that post. Are ANSWER: You honestly this bad at your job? **INTERROGATORY NO. 10:** Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018, "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars" Again, the sources for said . 4 Formation ANSWER: available in all submitted documentation 15

INTERROGATORY NO. 11: Who authored and published on or about October 21, 2018 a Facebook post which stated "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice." and how many people read this post?

ANSWER: I wrote it. I have no clue how many people read it. Your client forced muto take the post down due to Filing for a TRO

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 10

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INTERROGATORY NO. 12: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 21, 2018, "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice."

ANSWER: Aquin retur to the submitted docuturts.

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 11

INTERROGATORY NO. 13: Identify all Persons who were consulted, relied upon, or otherwise constituted a source of information in connection with the preparation of the answers to these Interrogatories, and document requests, listing with respect to each Person the number(s) of the Interrogatories he or she helped to prepare or for which he or she was consulted, relied upon, or otherwise constituted a source of information.

ANSWER: Also, sources are all listed in the submitted documents Zero "Iterrogatories" have been prepared. **INTERROGATORY NO. 14:** Identify the women Defendant claims the Plaintiff raped, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims. Your client Identified the victim his petition for a restraining order in

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 12

INTERROGATORY NO. 15: Identify the individuals Defendant claims the Plaintiff was abusive of, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER: He abused the olson children. His Former wife tringer Larson, and likely others

INTERROGATORY NO. 16: Identify and explain in detail all methods you have used to investigate the truth or falsity of your claims regarding the Plaintiff, made directly or by denying in your Answer to the Complaint having made any false statements, including, but not limited to claims that the Plaintiff is a rapist, an abuser, cheats investors, a psychopath, a cokehead, participated in underage sex parties. Include, but do not limit your response to the identity of any individuals with which you have had contact regarding those claims and any

ANSWER: Had conversations with people. How else on "investigate"? does

communications you have issued or received with regard to those claims.

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 13

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1 **INTERROGATORY NO. 17:** Identify the substance and factual basis for each and 2 every defense(s) to allegations in Plaintiff's complaint. 3 4 ANSWER: They said he d.d. it 5 6 7 8 9 10 11 12 INTERROGATORY NO. 18: Identify each exhibit you intend or reasonably expect to 13 introduce into evidence at any hearing, trial, deposition, or by affidavit in this case. 14 ANSWER: Seriously, Have you not real any of the Submitted documents? 15 16 17 18 19 20 21 22 23 INTERROGATORY NO. 19: Please state all names by which you have been known, your 24 date and place of birth, your social security number, your residential address for the past ten 25 (10) years, your driver's license number, the full name of each spouse that you have had, and 26 the dates of marriage and divorce for each of your spouses.

AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 15

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1	<u>REQUEST FOR PRODUCTION NO. 3:</u> Produce true and correct copies of all		
2	documents, correspondence, posts, and any other forms of evidence that prove, support, or		
3	otherwise relate to your answer to Interrogatory No.3.		
4	RESPONSE: Alrendy Submitted		
5	A11 2001 5 30 12 1123		
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10	DECIDET FOR DECENTION NO 4. Declare true of a constant of the		
11	<u>REQUEST FOR PRODUCTION NO. 4</u> : Produce true and correct copies of all		
12	documents and any other forms of evidence that prove, support, or otherwise relate to your		
13	answer to Interrogatory No. 4. RESPONSE:		
14	RESPONSE: Already 5.4m. tel		
15			
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18			
19	REQUEST FOR PRODUCTION NO. 5: Produce true and correct copies of all		
20	documents and any other forms of evidence that prove, support, or otherwise relate to your		
21	answer to Interrogatory No. 5.		
22	RESPONSE		
23	Alrealy submitted		
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO 918 South Horton St. Suite 901		

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DEFENDANTS - Page 16

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SEATTLE, WASHINGTON 98134 (206) 708-7852

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2	REQUEST FOR PRODUCTION NO. 6: Produce all documents, correspondence,
3	or posts from January 1, 2014 until present which have been sent to you or are in your
4	possession concerning the Plaintiff.
5	RESPONSE:
6	Alrendy subnitted
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10	REQUEST FOR PRODUCTION NO. 7: Produce true and correct copies of all
11	documents and any other forms of evidence that prove, support, or otherwise relate to your
12	answer to Interrogatory No. 7.
13	RESPONSE:
14	see ahore
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19	REQUEST FOR PRODUCTION NO.8: Produce true and correct copies of all
20	REQUEST FOR PRODUCTION NO. 8: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your
21	answer to Interrogatory No. 8.
22	DECRONICE.
23	KESPOINSE: Gu abore
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES RHODES LEGAL GROUP

AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 17

1	REQUEST FOR PRODUCTION NO.9: Produce true and correct copies of all		
2	documents and any other forms of evidence that prove, support, or otherwise relate to your		
3	answer to Interrogatory No. 9.		
4	RESPONSE:		
5	See above		
6	The Above		
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11	REQUEST FOR PRODUCTION NO. 10: Produce true and correct copies of all		
12	documents and any other forms of evidence that prove, support, or otherwise relate to your		
13	answer to Interrogatory No. 10.		
14	RESPONSE:		
15	See abore		
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18			
19	REQUEST FOR PRODUCTION NO. 11: Produce true and correct copies of all		
20	documents and any other forms of evidence that prove, support, or otherwise relate to your		
21	answer to Interrogatory No. 11.		
22	RESPONSE:		
23	See abre		
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES RHODES LEGAL GROUP		

AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 18

1		
2	REQUEST FOR PRODUCTION NO. 12: Produce true and correct copies of all	
3	documents and any other forms of evidence that prove, support, or otherwise relate to your	
4	answer to Interrogatory No. 12.	
5	RESPONSE:	
6	Fre above	
7		
8		
9		
10		
11	<u>REQUEST FOR PRODUCTION NO. 13:</u> Produce true and correct copies of all	
12	documents and any other forms of evidence that prove, support, or otherwise relate to your	
13	answer to Interrogatory No. 13.	
14	RESPONSE:	
15	See above	
16		
17		
18		
19		
20	REQUEST FOR PRODUCTION NO. 14: Produce true and correct copies of all	
21	documents and any other forms of evidence that prove, support, or otherwise relate to your	
22	answer to Interrogatory No. 14.	
23	<u>RESPONSE:</u>	
24	SEC above	
25		
26		
	PLAINTIFFS' FIRST SET OF INTERROGATORIES RHODES LEGAL GROUP AND REQUESTS FOR PRODUCTION TO 918 South Horton St. Suite 901 SEATULE WASHINGTON 98124	

DEFENDANTS – Page 19

SEATTLE, WASHINGTON 98134 (206) 708-7852

1	· · ·
2	
3	
4	<u>REQUEST FOR PRODUCTION NO. 15:</u> Produce true and correct copies of all
5	documents and any other forms of evidence that prove, support, or otherwise relate to your
6	answer to Interrogatory No. 15.
7	<u>RESPONSE:</u>
8	See above
9	Der Fridere
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11	
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13	
14	
15	
16	
17	<u>REQUEST FOR PRODUCTION NO. 16:</u> Produce true and correct copies of all
18	documents and any other forms of evidence that prove, support, or otherwise relate to your
19	answer to Interrogatory No. 16.
20	<u>RESPONSE:</u>
21	See above
22	
23	
24	
25	
26	
11	
	PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS - Page 20RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

1	REQUEST FOR PRODUCTION NO. 17: Produce true and correct copies of all		
2	documents and any other forms of evidence that prove, support, or otherwise relate to your		
3	answer to Interrogatory No. 17.		
4	RESPONSE:		
5	See above		
3			
7			
3			
9			
5			
	REQUEST FOR PRODUCTION NO. 18: Produce true and correct copies of all		
2	documents and any other forms of evidence that prove, support, or otherwise relate to your		
;	answer to Interrogatory No. 18.		
•	<u>RESPONSE:</u>		
;	See above		
;			
		•	
	<u>REQUEST FOR PRODUCTION NO. 19:</u> Produce true and correct copies of all		
	documents and any other forms of evidence that prove, support, or otherwise relate to your		
	answer to Interrogatory No. 19.		
	RESPONSE: I don't want that psycho to know where I live. Nor will be ever have access to my SSN!		
	Where I live , Nor will be over have access to my SSN!		
	PLAINTIFFS' FIRST SET OF INTERROGATORIES RHODES LEGAL GROUP		
	AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 21		

INTERROGATORIES and REQUESTS FOR PRODUCTION propounded this 19th day of March, 2019, and signed pursuant to Washington Court Rules, CR 26(g). Alexander Savojni WSBA # 37010 Attorney for Plaintiff

1			
2	VERIFICATION		
3			
4	I, Housthy Wade, declare under the penalty of perjury under the laws of the		
5	State of Washington that I have read the foregoing answers to interrogatories and requests for		
6	production, know the contents thereof, and believe the same to be true.		
7			
8	Signed at Edmands, Washington, this <u>28</u> day of <u>Apr.</u> (, 2019.		
9	By:		
10	Defendant		
11			
12			
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× .,

1	PROOF OF SERVICE
2	
3	I certify that I served a copy of this document on all parties or their counsel of record
4	on the date below as follows:
.5	FedEx to:
6	Houston Wade
7	C/O Bruciato 236 Winslow Way East
8	Bainbridge Island, WA 98110
9	Also, previously sent to the address on file with the court.
10	Houston Wade
11	370 Grow Ave, Apt. B-10 Bainbridge Island, WA 98110
12	
13	I certify under the penalty of perjury under the laws of the state of Washington that the
14	foregoing is true and correct.
15	
16	DATED this 27th day of March, 2019, at Seattle, Washington
17	
18	alling
19	Alexander Savojni
20	WSBA #37010
21	
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25	
26	
. 11	

EXHIBIT D

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CR 26(i) Conference

Alexander Savojni <alexander@rhodeslegalgroup.com> To: houstonwade@gmail.com Tue, May 7, 2019 at 4:37 PM

Mr. Wade,

Please see the attached letter.

Alexander Savojni

Attorney at Law

(206) 708-7852

Rhodes Legal Group, PLLC

If this email is in any way related to negotiations and/or is for settlement purposes, then it is explicitly protected under ER 408 and is inadmissible for any purpose.

The information contained in this e-mail communication is privileged and/or confidential information intended only for the use of the individual or entity named above. If the reader of this communication is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication or the information contained herein is strictly prohibited. If you have received this communication in error, please immediately notify me by return e-mail and then delete this e-mail from your system. Thank you.

马 5.7.19 CR 26 Letter.pdf 193K

RHODES LEGAL GROUP PLLC



918 South Horton St, Suite 901 Seattle, WA 98134 Phone: 206-708-7852 Fax: 206-906-9230 www.rhodeslegalgroup.com

Robert Rhodes, Manager Alexander Savojni, Of Counsel com Patrick Kwan, Of Counsel

May 7, 2019

Houston Wade C/O Bruciato 236 Winslow Way E. Bainbridge Island, WA 98110

Sent via First Class Mail & Email

RE: Nelson v. Wade #18-2-03205-18

Dear Mr. Wade,

The purpose of this letter is to request a CR 26(i) telephonic conference next week. We received your responses to the Plaintiff's First Interrogatories and Requests for Production of Documents in this matter on May 7, 2019. Based on my review of your responses, you have failed to answer virtually all interrogatories and requests for production. As set forth below, your responses are evasive and incomplete. Under CR 37(a)(3), "an evasive or misleading answer is to be treated as a failure to answer." *Magana v. Hyundai Motor Am.*, 167 Wash. 2d 570, 584, 220 P.3d 191 (2009). The Plaintiff requests a CR 26(i) conference with you to try and resolve the issues raised in this letter without a motion to compel. You have failed to answer the Plaintiff's Interrogatories No. 1-3, 5-10, 12-14, 16-19 as well as all Request to Produce.

Mr. Nelson's Interrogatory No. 1 states as follows:

<u>INTERROGATORY NO. 1</u>: Identify all Persons with knowledge concerning the subject matter of this Action and describe the facts of which each Person identified has knowledge.

Your answer "Did you even read my declaration or any of the submitted documents" It is all in there." is evasive and does not answer the question. You have not listed any individuals in this answer nor have you provided a description of the facts they know.

Mr. Nelson's Interrogatory No. 2 states as follows:

INTERROGATORY NO. 2: Identify any Person whom you believe you may call as a witness in this case and describe the nature of their testimony and/or any evidence they might present at trial.

Your answer "see above" does not answer the question of who you believe your witnesses will be and the nature of their testimony and/or evidence they might present at trial. Your answer is evasive. The Plaintiff is entitled to a complete, non-evasive answer. Mr. Nelson's Interrogatory No. 3 states as follows:

INTERROGATORY NO. 3: List any blogs, forums, or other websites on which you commented regarding the Plaintiff, including the username/handle under which the comments were made, the date of the posts, and the number of readers.

Your answer is incomplete. You list "Houston Wade" and "The Bainbridge Island Bad List" but do not list when comments were made about the Plaintiff. You also do not answer whether the posts are made under a different handle than the facebook pages listed nor do you state whether you know how many readers each site has. The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 7 states as follows:

INTERROGATORY NO. 7: Did Defendant identify the "alcoholic Republican politician/real estate developer" referenced in a post on or about October 4, 2018 (the post referenced in the Interrogatory No. 6) as the Plaintiff and if so, how?

Your answer is incomplete. You state "Sure did. Bill Nelson is a rapist" does not explain how you identified the Plaintiff in the post referenced above.

Mr. Nelson's Interrogatory No. 8 states as follows:

INTERROGATORY NO. 8: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018 "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing."

Your answer "Again, it is obvious that you have not read any of the submitted documents in this case" is evasive. You have not stated the facts upon which you relied upon nor the source of said facts regarding your post from October 4, 2018. The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 9 states as follows:

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INTERROGATORY NO. 9: Who authored on the "Houston Wade" Facebook page a post on or about October 4, 2018 stating "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and

underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars" and how many people read this post?

Your answer is evasive. Your answer "My name is literally on that post. Are you honestly this bad at your job?" does not answer the question of who authored it. If you were the author and publisher, your answer must state that. The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 10 states as follows:

INTERROGATORY NO. 10: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018, "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars"

Your answer is evasive. Your answer "again, the sources for said information is available in all submitted documentation" does not answer the interrogatory nor does it identify the specific documents you are referring to. The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 12 states as follows:

INTERROGATORY NO. 12: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 21, 2018, "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice."

Your answer is evasive. Your answer "Again refer to the submitted documents" does not answer the question nor does it identify which documents you are referring to. The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 13 states as follows:

INTERROGATORY NO. 13: Identify all Persons who were consulted, relied upon, or otherwise constituted a source of information in connection with the preparation of the answers to these Interrogatories, and document requests, listing with respect to each Person the number(s) of the Interrogatories he or she helped to prepare or for which he or she was consulted, relied upon, or otherwise constituted a source of information.

Your answer is evasive. Your answer "also, [surces] are all listed in the submitted documents. Zero "interrogatories" have been prepared" does not answer the question. You have not identified anyone. The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 14 states as follows:

INTERROGATORY NO. 14: Identify the women Defendant claims the Plaintiff raped, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

Your answer is evasive. Your answer "your client identified the victim in his petition for a restraining order" does not name the individual you are referring to. You are to write out the individual's name. The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 16 states as follows:

INTERROGATORY NO. 16: Identify and explain in detail all methods you have used to investigate the truth or falsity of your claims regarding the Plaintiff, made directly or by denying in your Answer to the Complaint having made any false statements, including, but not limited to claims that the Plaintiff is a rapist, an abuser, cheats investors, a psychopath, a cokehead, participated in underage sex parties. Include, but do not limit your response to the identity of any individuals with which you have had contact regarding those claims and any communications you have issued or received with regard to those claims.

Your answer is evasive. Your answer "had conversations with people. How else does one 'investigate'?" does not explain how you investigated. If you only had conversations with people, you have not provided any explanation such as *who* you had a conversation with and what was said by each individual. The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 17 states as follows:

<u>INTERROGATORY NO. 17</u>: Identify the substance and factual basis for each and every defense(s) to allegations in Plaintiff's complaint.

Your answer is evasive and incomplete. Your answer "they said he did it" does not explain the substance and factual basis for each of your defenses. If you are waiving all other

defenses and are only proceeding with a claim of veracity, you must still identify who "they" are and what they say he "did." The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 18 states as follows:

INTERROGATORY NO. 18: Identify each exhibit you intend or reasonably expect to introduce into evidence at any hearing, trial, deposition, or by affidavit in this case.

Your answer is evasive. Your answer "Seriously, have you not read any of the submitted documents?" does not identify each exhibit you intend or reasonably expect introduce into evidence at any hearing, trial, deposition, or by affidavit in this case. Simply because you may have submitted some documents in the past does not mean those documents are all the exhibits you intend to submit in the future. The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Mr. Nelson's Interrogatory No. 19 states as follows:

INTERROGATORY NO. 19: Please state all names by which you have been known, your date and place of birth, your social security number, your residential address for the past ten (10) years, your driver's license number, the full name of each spouse that you have had, and the dates of marriage and divorce for each of your spouses.

Your answer is incomplete. For your addresses, you have only provided street names. You have not provided house numbers, apartment numbers, or even the city of each residence.

In addition, much like your evasive and incomplete answers to almost every single one of Mr. Nelson's Interrogatories, you have failed to properly answer or fully produce documents relative to any Requests for Production (#1 through #19.) Your repeated answer of "already submitted" does not identify which documents you are referring to nor is it an actual production of a document. You must produce responsive materials immediately or clearly state that such documents do not exist.

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The issues raised in this letter form a sufficient basis for granting both a CR 37 motion and a CR 37(a)(4) award of expenses against the Plaintiff. However, the Plaintiff is hopeful that that all of these issues can be resolved through a conference without resorting to a motion.

As soon as possible, please confirm your availability for a CR 26(i) phone conference which can be scheduled between May 13th through 16, 2019 during normal business hours and provide a phone number you would like to be reached at. I anticipate the conference call can be accomplished in less than 20 minutes. If you do not respond to this attempt to schedule a CR 26(i), I will be forced to proceed with a CR 37 motion.

Respectfully,

Alexander Savojni WSBA No. 37010 Attorney for William Nelson .

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EXHIBIT E

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CR 26(i) Conference

Houston Wade <houstonwade@gmail.com>

To: Alexander Savojni <alexander@rhodeslegalgroup.com>

Mon, May 13, 2019 at 3:51 AM

I don't like phone calls. I am willing to meet in person, Thursday, 10am, at the Bainbridge Island branch of the Kitsap Regional Library.

-Houston Wade [Quoted text hidden]



CR 26(i) Conference

Alexander Savojni <alexander@rhodeslegalgroup.com> To: Houston Wade <houstonwade@gmail.com>

Mon, May 13, 2019 at 11:17 AM

Please see attached. [Quoted text hidden]

[Quoted text hidden]

5.13.19 CR 26 Letter.pdf

163K

RHODES LEGAL GROUP PLLC



918 South Horton St, Suite 901 Seattle, WA 98134 Phone: 206-708-7852 Fax: 206-906-9230 www.rhodeslegalgroup.com Robert Rhodes, Manager Alexander Savojni, Of Counsel Patrick Kwan, Of Counsel

May 13, 2019

Houston Wade C/O Bruciato 236 Winslow Way E. Bainbridge Island, WA 98110

Sent via Email

RE: Nelson v. Wade #18-2-03205-18

Dear Mr. Wade,

I have received your email in response to my May 7th request for CR 26(i) telephone conference.

Unfortunately, your claim that you "don't like phone calls" is not an acceptable excuse to avoid a conference call. You know perfectly well my office is located in Seattle. Your demand that a 15-minute meeting be done in person on Bainbridge Island is an intentional attempt to create unnecessary costs for my client. CR 26 contemplates a mutually convenient conference in person, otherwise a telephone call.

Again, I am requesting we schedule a CR 26(i) phone conference during normal business hours between today May 13th and May 16th, 2019. Please provide me with a phone number and times which are most convenient for you. If you still refuse to schedule a telephone conference, I will proceed with a CR 26(i) and CR 37(b) motion.

Respectfully,

Alexander Savojni WSBA No. 37010 Attorney for William Nelson



CR 26(i) Conference

Houston Wade <houstonwade@gmail.com>

Tue, May 14, 2019 at 2:31 AM

To: Alexander Savojni <alexander@rhodeslegalgroup.com>

I am confused. Your interrogatories demand documents. How does one hand documents through the phone? Also, I do not expect this meeting to last less than a couple of hours, so the optimistic estimate of yours that it will be 15 minutes is grossly oversimplified.

My contention is that the answers to your questions are already provided in the documents submitted to you and the court, thus your questions are pedantic and redundant. You claim these answers are evasive, but you also demanded documentation to support the answers to your interrogatories... if you now feel that this can be done over the phone, then you are agreeing that you are already in possession of the documents and thus the answers to your questions. So, either you do not have the documents, which means you need to meet me in person, or you do have the documents which means you are admitting that you actually have the answers to your interrogatories and a conference call call is unnecessary. I have taught logic at the collegiate level and am happy to give you a lesson on syllogism if needed.

I am sorry if your client suing me is inconvenient for you, but this is a case being handled in Kitsap Superior Court and your client used to have a lawyer in Kitsap County. It is not my problem that he decided to hire a new attorney and that you are based in Seattle and not in the county in which I am being sued. That is your client's problem.

Also, you will not be getting my home address or any other personal information than what I have already given you. It is not relevant to making your case and my personal safety is at stake. There are exactly three people who have ever stalked me and you represent two of them. The third stalker has offered to be a character witness for your client. Bill Nelson has on multiple occasions threatened to kill me. Rick Rynearson has a history of stochastic terrorism where he produces videos revealing the home addresses of his victims, and then showing via Google street view, detailed instructions on how to get to their homes from the ferry terminal. Videos which he then paid Facebook thousands of dollars to advertise to over 1 million people where he refused to moderate comments where complete strangers made threats of death and violence to his victims. Your clients are scum, and they mean me harm.

Also, either you or your client have been sharing documents in this case with people like John Du Wors (the third stalker) who has now attempted contact with one of my potential witnesses to harass and threaten them. This has to stop.

You are welcome to question me, but it will be in a public place and in person since you require documents, as per your interrogatories. My suggestion of 10am at the Bainbridge Public Library stands. If you prefer, we could also meet at the Kitsap County Courthouse at that time as well.

-Houston Wade [Quoted text hidden]



CR 26(i) Conference

Alexander Savojni <alexander@rhodeslegalgroup.com> To: Houston Wade <houstonwade@gmail.com>

Tue, May 14, 2019 at 10:10 AM

A CR 26(I) conference is a discussion as to why you are not providing the requested information and to see whether the parties can resolve the issue without court intervention. It is not the time when there is a physical transfer of documents. Hence, it can be a telephone call and should not take a great deal of time.

This is my last attempt to schedule a time when we can have the conference call. Please provide me with a number and times during normal business hours when you are available between now and May 16th. [Quoted text hidden]



CR 26(i) Conference

Houston Wade <houstonwade@gmail.com>

Wed, May 15, 2019 at 9:06 PM

To: Alexander Savojni <alexander@rhodeslegalgroup.com>

I will call you at the number in your email at 1pm. I have to find a phone to borrow or set up a temporary VOIP phone number. I do not want Nelson, Du Wors, or Rynearson to know what my number is.

P.S. Nelson is attempting to establish contact with one of my potential witnesses who he previously stalked and threatened. You need to put your dogs on a leash. She is terrified. The court has been notified.

-Houston Wade [Quoted text hidden]

RHODES LEGAL GROUP PLLC



918 South Horton St, Suite 901 Seattle, WA 98134

Phone: 206-708-7852 Fax: 206-906-9230 www.rhodeslegalgroup.com

2 Robert Rhodes, Manager Alexander Savojni, Of Counsel pup.com Patrick Kwan, Of Counsel

May 16, 2019

Houston Wade C/O Bruciato 236 Winslow Way E. Bainbridge Island, WA 98110

Sent via Email

RE: Nelson v. Wade #18-2-03205-18

Dear Mr. Wade,

This letter is in regard to the CR 26(i) telephonic conference we had earlier today. Based off our conversation, it seems we have reached an agreement and understanding of what is to be expected as an appropriate and acceptable response to our interrogatories and request to produce.

As previously discussed, write out the actual answer and produce the requested documents for *each* interrogatory/request to produce – even if you think I have the answer already. When providing documents, you are to indicate which documents are being provided for which specific request. If you believe a document is responsive to several different requests, you can indicate in your answer which ones otherwise it will look like and be interpreted as you not responding to a specific request. Supplying a stack of documents without any indication of which specific request each document is responsive for is also not acceptable.

For your convenience, attached is another copy of the discovery requests if you returned your only copy to me previously. If you cannot produce an answer, please explain why not, such as the fact that there is no proof, only a suspicion.

If you have questions or concerns throughout the process, please contact me to seek clarification. I have agreed to your request for an additional week to prepare your answers. If further time is required for specific items, please explain why and what is being done to address the issue. However, additional time requirements for specific items is not cause for waiting to respond to the rest of the items. It is also important to note additional time for specific items is not infinite and not automatically acceptable.

Respectfully,

Alexander Savojni WSBA No. 37010 Attorney for William Nelson

	FILED KITSAP COUNTY
	2019 JUN -6 AM 10: 48 ALISUN H. SUNNTAG
gton	



Superior Court of Washington County of Kitsap

WILLIAM NELSON,

Plaintiff

No. 18-2-03205-18

NOTE FOR MOTION DOCKET

(NTMTDK)

HOUSTON WADE,

VS,

Defendant

TO THE CLERK OF THE COURT AND TO: HOUSTON WADE, PRO SE

Please take notice that the undersigned will bring on for hearing:

NATURE OF MOTION: Motion to Compel Discovery and Award Attorney Fees and Costs

The hearing is to be held:

DATE: 6/14/19

TIME: 1:30PM

AT: JUDGE WILLIAM C. HOUSER Superior Court of Kitsap County 614 Division Street Port Orchard, WA 98366

DATED: 6/6/19

Signed:

Alexander Savoini. ₩SBA#37010

Lawyer for: William Nelson Address: 918 S. Horton St. Suite 901, Seattle, WA 98134

Telephone: 206-708-7852



	18–2–03 MTHRG Motion He	45	
SUPERIOR COURT OF WASHINGTON COUNTY OF KITSAP			
WILLIAM NELSON	Honorable	WILLIAM C. HOUSER	
Petitioner/Plaintiff	Court Reporter	GLORIA BELL	
	Court Clerk	KEN SCHONAUER	
HOUSTON WADE ET AL	Date	JUNE 14, 2019	
Respondent/Defendant	No.	18-2-03205-18	
Pet/Pla appeared <u>Ves</u> through/wit	h CounselA	. Savoini	
		,	
	h Counsel <u> </u>	ro De	
Resp/Def appeared through/wit Guardian Ad Litem appeared State	h Counsel e / Other appeared		
THE MATTER BEFORE THE COURT [] Show Caus			
[] Unlawful Detainer [] Minor Settlement [] S	Summary Judgme	ent [] Supplemental Exam	
[]Entry of Order [] Status/Review [] S	Settlement on the	Record	
Testimony taken: Mr. Savoyni - Received	insults from	Def. regarding	
requests. Kesponses did not address i	nterrogatories	i no complete	
response. Askstor Order to compel.	<u>1 219 7</u>	· <u> </u>	
Mr. Wade - States he is responding	$\frac{1}{2}$	ime + hands	
responses to Mr. Savojni today.	Slates Th	ey are complete	
<u>responses</u>		•	
Court - Matter Contid ; Mr. Savô,	i can app	sear by phone. X.	
·			
] No response] Writ Granted	[] Judgment Approved	
[] The Court grants/denies motion. [[] Order signed as presented. [] The Court takes] Order to be pres	s the matter under advisement.	
[] This matter stricken/continued.] Court Schedule	r advised	
N Court sets Motion to Compel h	earing at <u>1/30</u>	am/pmjon6(28/19	
[] Pleadings/File taken from this hearing by			
Page _	f		

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		 Representation of a state of a		
1		FILED KITSAP COUNTY OF FRM		
2				
3	ALISON H. SOMNTAG			
4				
5				
6 7				
7 8 9	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KITSAP			
10	WILLIAM NELSON,	NO. 18-2-03205-18		
11	Plaintiff,			
12	V.	PLAINTIFF'S RESPONSE TO DEFENDANT'S PROVIDED DISCOVERY:		
13	HOUSTON WADE,	COMPEL DISCOVERY AND AWARD		
14	Defendants.	ATTORNEY FEES AND COSTS UNDER CR 37;		
15				
16	I. RELIEF	REQUESTED		
17	Defendant has failed to fully answer Pla	intiff Nelson's ("Nelson") interrogatories and		
18	requests for production. The Court should issue	an order compelling Plaintiff to immediately		
19	and fully respond to Nelson's discovery requ	uests. In addition, the Court should award		
20	Nelson's attorney's fees and costs under CR 37.			
21				
22	II. SUPPLEMENTAL S	TATEMENT OF FACTS		
23				
24	On June 7, 2019, Plaintiff filed a motion	n to compel discovery and served it upon the		
25	Defendant. The hearing was noted for June 14,	2019. On June 14, 2019, the Plaintiff and the		
26	Defendant were present for the Motion to Compel Discovery and Award Attorney Fees.			
	PLAINTIFE'S MOTION TO COMPEL DISC	DVFDV Phodos Lot		

PLAINTIFF'S MOTION TO COMPEL DISCOVERY-Page 1 Rhodes Lef 18-2-03205-18 918 South Hor Seattle, Wi 206-708-7852 During the hearing, the Defendant provided the Plaintiff with documents which he claimed were fully responsive to the discovery demand and that he had complied with his obligations and no further documents or answers would be forthcoming. *Supplemental Decl. Savojni* <u>Ex.</u> F. G.

The hearing was continued to June 28, 2019 in order to allow the Plaintiff to review the documents.

Since the June 14, 2019 hearing, no additional documents or supplemental interrogatory answers have been provided by the Defendant. *Supl. Decl. Savojni*. Defendants have incurred attorney fees and costs of \$3150.00 in bringing this motion. *Id.*

V. ARGUMENT

A. Defendants have willfully failed to comply with the discovery rules.

On June 14, 2019, the Defendant provided in court his claimed responsive material to the Plaintiff's interrogatories and request for production (RFP). Beyond the fact that this material was close to two months past when they were initially due, the question before the Court is whether the Defendant's responsive material complied with his discovery obligations. The Plaintiff strongly believes it does not as there are countless answers which are non-responsive. Under CR 37(d), an evasive or misleading answer is to be treated as a failure to answer.

When reviewing the material provided by the Defendant, it is abundantly clear little to no time was spent preparing a response despite the fact he had close to three months to do so. Each interrogatory was haphazardly written, and the Defendant provided a "stack" of 11 different documents without any explanation of which request for production each document

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 2

was responsive to and then proceeded to write "attached" as his response for 18 out of the 19 RFPs and cited the "attached" documents as an answer for several interrogatories as well. Any casual observer can see the Defendant merely threw together a pile of documents and wrote "attached" as an answer for each RFP and many interrogatories without any thought whatsoever even though virtually all if not all of the "attached" documents have no connection or relevancy to each individual RFP and do not actually answer the referenced interrogatory properly. For example, the Defendant wrote "attached" for RFP #19 but none of the provided documents have anything to do with his prior names, addresses, driver's licenses, or spouses. To further emphasize the point, the Defendant objected to answering interrogatory #19 which RFP #19 is regarding.

It is also important to note Counsel explicitly warned the Defendant not to do what he did – providing a blanket "stack" of documents without any explanation. The Defendant was told not to do this during the CR 26(i) conference and also by the post-CR 26(i) May 16, 2019 letter which specifically warned:

As previously discussed, write out the actual answer and produce the requested document for *each* interrogatory/request to produce – even if you think I have the answer already. When providing documents, you are to indicate which documents are being provided for which specific request. If you believe a document is responsive to several different requests, you can indicate in your answer which ones otherwise it will look like and be interpreted as you not responding to a specific request. Supplying a stack of documents without any indication of which specific request each document is responsive for is also not acceptable.

See Decl. Savojni, Exhibits E.

Additionally, there are several "responses" where the Defendant essentially creates a circular vacuum of non-response with some RFP and Interrogatories. For example, the Defendant's answer to Interrogatory #17 is "clearly outlined in the attached documents"

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 3

(without identifying which documents) as his answer rather than writing out an answer. RFP #17 asks for the documents he references in Interrogatory #17 and the Defendant simply answers "attached" – again, without identifying which documents he is referring to. This was his answer to the request to identify the substance and factual basis for each and every defense(s) to the allegations in the Plaintiff's complaint. The Defendant's "answer" was completely non-responsive. The Defendant responds in a similar manner with interrogatories/RFP #8, 12, and 13 as well.

This trend of obfuscation and obstruction is consistent throughout all of the Defendant's answers. At no time does the Defendant properly *identify* an individual as required. The instructions of the discovery demand on page 3 explicitly describe what is required for a proper identification and the Defendant fails to do so. See Decl. Savojni. Exhibit A, p. 3. For example, Interrogatory #1 asks to identify persons with knowledge concerning the subject matter of this action and describe the facts of which each person identified has knowledge. The Defendant's response is "listed in attached declaration." See Exhibit F. Of the two declarations provided, the Defendant does not identify which one he is referring to and neither one *identifies* the individuals as demanded and instructed. Similarly, Interrogatory #2 asks the Defendant to identify any person whom he believes he may call as a witness and to describe the nature of their testimony and or evidence they may present. The Defendant's response is "If a name is mentioned in the attached documents, then it is likely they will be called as a witness." See Exhibit F. Again, this does not identify individuals as instructed. This blanket pronouncement also means the Defendant is claiming he is including at least one deceased individual. The Defendant's response also does not fully answer the second portion of the interrogatory.

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 4 Rhodes Legal Group, PLLC 918 South Horton Street, Suite 901 Seattle, Washington 98134 206-708-7852 | Fax 206-906-9230

For the sake of clarity and brevity, the following is an abbreviated breakdown of each response by the Defendant:

Interrogatory No. 1 – Non-responsive. The Defendant does not *identify* anyone. Instead, refers the Petitioner to the attached documents (and does not even identify which attached document). The attached documents also do not properly and fully *identify* the requested individuals.

Interrogatory No. 2 - Non-responsive. The Defendant does not *identify* anyone. Instead, refers the Petitioner to a declaration which also does not properly and fully *identify* the requested individuals.

Interrogatory No. 3 – Partial Answer.

Interrogatory No. 4 – Partial Answer

Interrogatory No. 5 – Non-Responsive. The Defendant does not identify any documents. He states the Defendant has submitted as evidence such items without identifying which documents he is referring to or whether these are the only documents.

Interrogatory No. 6 – Answered.

Interrogatory No. 7 – Non-Responsive. It is a 'yes' or 'no' question and the Defendant replied with "Bill Nelson."

Interrogatory No. 8 – Non-Responsive. The Defendant does not state any facts which he relied upon or *identifies* the source of said facts connected to the specific statement outlined in the question. Instead, he cites without identifying the "attached documents."

Interrogatory No. 9 – Answered.

Interrogatory No. 10 – No Answer. The Defendant did not attempt to answer the interrogatory at all.

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 5

Interrogatory No. 11 – Answered.

Interrogatory No. 12 - Non-Responsive. The Defendant does not state any facts which he relied upon or *identifies* the source of said facts connected to the specific statement outlined in the question. Instead, he cites without identifying the "attached documents."

Interrogatory No. 13 – Non-Responsive. The Defendant does not *identify* anyone. Instead, refers the Petitioner to the attached documents (and does not even identify which attached document). The attached documents also do not properly and fully *identify* the requested individuals.

Interrogatory No. 14 – Non-Responsive. The Defendant does not identify the woman as demanded. Instead he refers to a specific document in another case. It is important to also note that RFP No. 14 asks for all documents connected to the answer of Interrogatory No. 14. The Defendant's answer to RFP No. 14 is "Attached" but the referenced document is not in the documents provided.

Interrogatory No. 15 – Partial Answer. Provides names of individuals but none of the other requires information to fully identify them. Also, provides no response to the demand of a description of the supposed abuse.

Interrogatory No. 16 – Non- Responsive. The Defendant has not identified anyone he communicated with despite claiming to have done so. He also claims he had multiple independent corroborations from several sources without identifying them.

Interrogatory No. 17 – Non-Responsive. As previously mentioned above, the Defendant's "answer" is only to refer to attached documents without explanation. He does not identify the substance and factual basis for his defenses or what his defenses even are.

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 6

Interrogatory No. 18 – Answered. This is assuming everything he attached is actually everything he is intending to submit as evidence and he has left nothing out.

Interrogatory No. 19 – Non-Responsive. The Defendant's objection has no basis during discovery and is being used to evade answering a valid question. Broad discovery is permitted under CR 26. It is not ground for objection that the information sought will be inadmissible at the trial if the information sought appears reasonably calculated to lead to the discovery of admissible evidence. CR 26(b)(1). The Defendant has not applied for a protective order as provided by CR 26(c).

RFP No. 1 – Non-Responsive. The Defendant does not provide any responsive documents. He claims he had to delete them but then also says the Plaintiff already submitted them. The Defendant has copies of everything the Plaintiff has submitted so he should have whatever he is referring to and can provide it as a response.

RFP No. 2 - 19 – Non-Responsive. The Defendant responds with "attached" for each of the remaining RFP but does not identify which document he is referring to or whether he is referring to all of them. Furthermore, it would be completely disingenuous for the Defendant to argue all of the provided documents are applicable to each RFP. As previously stated, almost all are non-responsive for each individual RFP and in some instances, all are non-responsive despite being references as the Defendant's answer. Several of the "attached" documents also appear to be incomplete. The Plaintiff wants complete copies of documents not just portions of a longer narrative/conversation.

PLAINTIFF'S MOTION TO COMPEL DISCOVERY-Page 7

1	VI. CONCLUSION	
2	For all the reasons cited above, the Plaintiff respectfully requests the Court to grant its	
3	Motion to Compel Discovery and award reasonable attorney fees under CR 37.	
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6	DATED this 24th day of June, 2019.	
7 8	Cliff	
9	Alexander Savojni WSBA #37010	
10	Attorney for the Plaintiff	
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PLAINTIFF'S MOTION TO COMPEL DISCOVERY-Page 8

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8	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
9	IN AND FOR THE COUNTY OF KITSAP
10	WILLIAM NELSON,
	Plaintiff, NO. 18-2-03205-18
11	SUPPLEMENTAL DECLARATION OF
12	OF MOTION TO COMPEL
13	HOUSTON WADE,
14	Defendants.
15	
16	

I, Alexander Savojni, declare the following matters to be true and correct under the penalty of perjury under the laws of the State of Washington:

1. I am the attorney of record for Plaintiff William Nelson. I am over the age of 18 and am competent to be a witness to the matters stated herein. I am making this declaration based upon facts within my personal knowledge which would be admissible in court.

2. Such facts appear by way of records in my possession and such records are kept in the regular course of business. No changes or alterations in these records have been made since the date of origination. As the attorney for the Plaintiff, I am the custodian of said records.

SUPPLEMENTAL DECLARATION OF **ATTORNEY ALEXANDER SAVOJNI– Page 1**

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Rhodes Le: 18-2-03205-18 918 South Ho: DCLR 47 Seattle, W Declaration Affidavit 5936548 206-708-7852

3. I make this Declaration in support of Plaintiff's Motion to Compel Discovery, award attorney fees and costs.

4. Attached as <u>Exhibit F</u> is a true and correct copy of Defendant's answers, served on me during the June 14, 2019 hearing, in response to the Plaintiff's interrogatories.

5. Attached as <u>Exhibit G</u> is a true and correct copy of Defendant's documents, served on me during the June 14, 2019 hearing, in response to the Plaintiff's request for production. Eight of the eleven documents provided were labeled by the Defendant as "Exhibits A" through "J" but there was no "Exhibit H" or "Exhibit I." Please be aware, the Plaintiff's Exhibits A through G are different than those of the Defendant.

6. During the June 14, 2019 hearing, the Defendant did not indicate he needed any more time to complete his response. Instead, he stated his response was complete.

7. Since June 14, 2019, no further documents or supplemental answers to interrogatories have been received by the Plaintiff.

8. To date, the Defendant has still failed to properly and fully respond to the Plaintiff's discovery requests and the Plaintiff has incurred additional attorney fees in being forced to continue with this motion to compel.

9. My previous June 3, 2019 Declaration contained a typo. The two parties were mistakenly switched in paragraph 9. It was the *Defendant* who had failed to respond to the *Plaintiff's* discovery request and it was the *Plaintiff* who had incurred attorney fees and was forced to bring forth a motion to compel.

10. I have spent an additional 3 hours reviewing the material submitted by the Defendant and preparing the Plaintiff's supplemental responsive material. This amount of time is reasonable under the circumstances and has resulted in an additional \$1,050 of attorney fees plus service costs.

SUPPLEMENTAL DECLARATION OF ATTORNEY ALEXANDER SAVOJNI– Page 2

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· 1	Signed this June 24, 2019 in Seattle, Washington.	
2	RIDE	·
3	Clife	
4	Alexander Sevicini WSDA #27010	
5	Alexander Savojni WSBA #37010 Attorney for the Plaintiff	
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SUPPLEMENTAL DECLARATION OF ATTORNEY ALEXANDER SAVOJNI- Page 3

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EXHIBIT F

 INTERROGATORY NO. 1: Identify all Persons with knowledge cond subject matter of this Action and describe the facts of which each Person ide knowledge. <u>ANSWER:</u> Lipted in a Hached declar 	-	
 4 knowledge. 5 <u>ANSWER:</u> Listed in attached declar 6 	entified has	
5 ANSWER: Listed in attached declar 6		
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10 INTERROGATORY NO. 2: Identify any Person whom you believe you m	nay call as a	
11 witness in this case and describe the nature of their testimony and/or any evidence	witness in this case and describe the nature of their testimony and/or any evidence they might	
12 present at trial.		
13 ANSWER: If a name is mentioned in f	he	
13 ANSWER: If a name is mentioned in f 14 attached documents, then it is likely they		
Will be called as a witness		
Will be called as a witness		
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23 INTERROGATORY NO. 3: List any blogs, forums, or other websites on	which you	
24 commented regarding the Plaintiff, including the username/handle under which the	e comments	
were made, the date of the posts, and the number of readers.		
26		

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 5

FBI as Housdon Wach & Bainbrige **ANSWER:** 1 Island Bad List 2 3 4 5 6 7 8 9 **INTERROGATORY NO. 4:** Identify any/all legal charges, convictions, lawsuits or 10 other court proceedings you have been involved with, either as a party or a witness, and state 11 the substance of the charges, parties' respective claims, defenses and the outcome of the 12 action(s). Do Wirx V. Wade 13 14 **ANSWER:** 15 16 17 18 19 20 21 22 23 24 **INTERROGATORY NO. 5:** Identify all written documents that you authored in full 25 or part, regarding the Plaintiff, and the number of readers for each. 26 **ANSWER:**

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 6

You have state already submitted as evidence such items no clue on realershy because you much me delete with a \$\$ Tho Who authored and who posted on the "Houston Wade" **INTERROGATORY NO. 6:** Facebook page a post on or about October 4, 2018, which stated "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing" and how many people read this post? I did. That's why my name ANSWER: on it as the author. (J as

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS - Page 7

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INTERROGATORY NO. 7: Did Defendant identify the "alcoholic Republican politician/real estate developer" referenced in a post on or about October 4, 2018 (the post referenced in the Interrogatory No. 6) as the Plaintiff and if so, how?

ANSWER: Bill Velson.

INTERROGATORY NO. 8: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018 "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing."

all listed in Attached documents

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 8

ANSWER:

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INTERROGATORY NO. 9: Who authored on the "Houston Wade" Facebook page a post on or about October 4, 2018 stating "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars" and how many people read this post?

ANSWER: Again, that was me as my name is attached to it. No clue how many people very that commut. You made me delite it

INTERROGATORY NO. 10: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018, "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars"

ANSWER:

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO **DEFENDANTS – Page 9**

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INTERROGATORY NO. 11: Who authored and published on or about October 21, 2018 a Facebook post which stated "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice." and how many people read this post?

ANSWER:

E did.

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 10 RHODES LEGAL GROUP 918 South Horton St, Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

INTERROGATORY NO. 12: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 21, 2018, "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice."

ANSWER:

Attache document, detail this

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 11

2 **INTERROGATORY NO. 13:** Identify all Persons who were consulted, relied upon, or 3 otherwise constituted a source of information in connection with the preparation of the 4 answers to these Interrogatories, and document requests, listing with respect to each Person 5 the number(s) of the Interrogatories he or she helped to prepare or for which he or she was 6 consulted, relied upon, or otherwise constituted a source of information. Listed & mentioned in attached documents 7 **ANSWER:** 8 9 10 11 12 13 14 15 Identify the women Defendant claims the Plaintiff **INTERROGATORY NO. 14:** 16 raped, where it took place, how it took place, when it took place, and the evidentiary 17 basis/source for such claims. INSWER: Nelson Identified her in his The petition. You might want to ask 18 **ANSWER:** 19 20 21 h:m 22 23 24 25 26 PLAINTIFFS' FIRST SET OF INTERROGATORIES RHODES LEGAL GROUP

AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 12

1

INTERROGATORY NO. 15: Identify the individuals Defendant claims the Plaintiff was abusive of, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

Identify and explain in detail all methods you have used

tribger Larson

Audre, Olson

Andy Olsin

Agril Olson

Matthew Welson

8 9 It took/takes place whenever Be Bill Nelson was/is 10 in a room with them 11 12 **INTERROGATORY NO. 16:** 13 to investigate the truth or falsity of your claims regarding the Plaintiff, made directly or by 14 denying in your Answer to the Complaint having made any false statements, including, but 15 not limited to claims that the Plaintiff is a rapist, an abuser, cheats investors, a psychopath, a 16 cokehead, participated in underage sex parties. Include, but do not limit your response to the 17 identity of any individuals with which you have had contact regarding those claims and any 18 communications you have issued or received with regard to those claims. 19 20 21

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ANSWER:

ANSWER: I had conversations with people, and had multiple independent coobservations from Several source. Including when when assaulted responded to such actions

AINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO **DEFENDANTS – Page 13**

1 **INTERROGATORY NO. 17:** Identify the substance and factual basis for each and WER: clearly outlined in the affached documents 2 every defense(s) to allegations in Plaintiff's complaint. 3 4 **ANSWER:** 5 6 7 8 9 10 11 12 **INTERROGATORY NO. 18:** Identify each exhibit you intend or reasonably expect to 13 introduce into evidence at any hearing, trial, deposition, or by affidavit in this case. 14 Attachet 15 **ANSWER:** 16 17 18 19 20 21 22 23 **INTERROGATORY NO. 19:** Please state all names by which you have been known, your 24 date and place of birth, your social security number, your residential address for the past ten 25 (10) years, your driver's license number, the full name of each spouse that you have had, and 26 the dates of marriage and divorce for each of your spouses.

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 14

1 2 **ANSWER:** objection. Not relavant. 3 4 5 6 7 8 9 III. **REOUESTS FOR PRODUCTION** 10 **REQUEST FOR PRODUCTION NO. 1:** Produce any and all documents, 11 correspondence, or posts you have authored which reference the Plaintiff from January 1, 12 2014 until present. SE: Alredy submitted by plaintiff. to the delete due to the TRO no longer have access. 13 **RESPONSE:** 14 hal 15 16 5. I C 17 18 **REQUEST FOR PRODUCTION NO. 2:** Produce true and correct copies of all 19 documents and any other forms of evidence that prove, support, or otherwise relate to your 20 answer to Interrogatory No. 2. 21 Attenched **RESPONSE:** 22 23 24 25 26

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 15

1	REQUEST FOR PRODUCTION NO. 3: Produce true and correct copies of all
2	documents, correspondence, posts, and any other forms of evidence that prove, support, or
3	otherwise relate to your answer to Interrogatory No.3.
4	RESPONSE:
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11	<u>REQUEST FOR PRODUCTION NO. 4</u> : Produce true and correct copies of all
12	documents and any other forms of evidence that prove, support, or otherwise relate to your
13	answer to Interrogatory No. 4.
14	$\frac{\text{RESPONSE:}}{(1 + 1)}$
15	Attachel
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19	REQUEST FOR PRODUCTION NO. 5: Produce true and correct copies of all
20	REQUEST FOR PRODUCTION NO. 5: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your
21	answer to Interrogatory No. 5.
22	RESPONSE:
23	RESIGNSE.
24	Attach
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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS - Page 16

REQUEST FOR PRODUCTION NO. 6: Produce all documents, correspondence, or posts from January 1, 2014 until present which have been sent to you or are in your possession concerning the Plaintiff. **RESPONSE:** Attendard **REQUEST FOR PRODUCTION NO. 7:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 7. Attached **RESPONSE: REQUEST FOR PRODUCTION NO. 8:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 8. **RESPONSE:** A.Hached

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 17

1 **REOUEST FOR PRODUCTION NO. 9:** Produce true and correct copies of all 2 documents and any other forms of evidence that prove, support, or otherwise relate to your 3 answer to Interrogatory No. 9. 4 **RESPONSE:** 5 Attached 6 7 8 9 10 11 **REQUEST FOR PRODUCTION NO. 10:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your 12 13 answer to Interrogatory No. 10. 14 **RESPONSE:** Attached 15 16 17 18 19 **REQUEST FOR PRODUCTION NO. 11:** Produce true and correct copies of all 20 documents and any other forms of evidence that prove, support, or otherwise relate to your 21 answer to Interrogatory No. 11. 22 **RESPONSE:** Attached 23 24 25 26 PLAINTIFFS' FIRST SET OF INTERROGATORIES **RHODES LEGAL GROUP** AND REQUESTS FOR PRODUCTION TO

DEFENDANTS – Page 18

REOUEST FOR PRODUCTION NO. 12: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 12. **RESPONSE:** Hachil **REQUEST FOR PRODUCTION NO. 13:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 13. 1 Hached **RESPONSE: REQUEST FOR PRODUCTION NO. 14:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 14. **RESPONSE:** Attached PLAINTIFFS' FIRST SET OF INTERROGATORIES **RHODES LEGAL GROUP**

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 19

1 2 3 **REQUEST FOR PRODUCTION NO. 15:** 4 Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your 5 answer to Interrogatory No. 15. 6 7 **RESPONSE:** 8 9 Attached 10 11 12 13 14 15 16 17 **REQUEST FOR PRODUCTION NO. 16:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your 18 19 answer to Interrogatory No. 16. **RESPONSE:** 20 Attached 21 22 23 24 25 26 PLAINTIFFS' FIRST SET OF INTERROGATORIES **RHODES LEGAL GROUP** AND REQUESTS FOR PRODUCTION TO

DEFENDANTS – Page 20

1	<u>REQUEST FOR PRODUCTION NO. 17:</u> Produce true and correct copies of all
2	documents and any other forms of evidence that prove, support, or otherwise relate to your
3	answer to Interrogatory No. 17.
4	<u>RESPONSE:</u>
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11	<u>REQUEST FOR PRODUCTION NO. 18:</u> Produce true and correct copies of all
12	documents and any other forms of evidence that prove, support, or otherwise relate to your
13	answer to Interrogatory No. 18.
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20	REQUEST FOR PRODUCTION NO. 19: Produce true and correct copies of all
21	documents and any other forms of evidence that prove, support, or otherwise relate to your
22	answer to Interrogatory No. 19.
23	RESPONSE: Atrached
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES RHODES LEGAL GROUP

AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 21

2	INTERROGATORIES and REQUESTS FOR PRODUCTION propounded this 19th day of
	March, 2019, and signed pursuant to Washington Court Rules, CR 26(g).
	Alexander Savojni WSBA # 37010 Attorney for Plaintiff
	PLAINTIFFS' FIRST SET OF INTERROGATORIES RHODES LEGAL GROUP

PLAINTIFFS' FIRST SET OF INTERROGATORIE AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 22

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Housky While, declare under the penalty of perjury under the laws of the I. State of Washington that I have read the foregoing answers to interrogatories and requests for production, know the contents thereof, and believe the same to be true. 5/1/ Washington, this 14 day of Juli Signed at 201 % Defendant

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 23

EXHIBIT G

		· ·	
* <i>5</i> *		· · · · · · · · · · · · · · · · · · ·	
. 1	Houston Wade C/O Bruciato		
2	236 Winslow Way E. Bainbridge Island, WA 98110		
3	houstonwade@gmail.com		
4	IN THE SUPERIOR COURTOF	THE STATE OF WASHINGTON	
5	IN AND FOR THE C	COUNTY OF KITSAP	
6	WILLIAM P. NELSON,	Case No.: 18-2-03205-18	,
7	Plaintiff,		
. 8	vs.	DECLARATION OF HOUSTON WADE,	
9	HOUSTON WADE,	DEFENDANT.	
. 10	Defendant		
11	Comes now the defendant herein, Houston Wade	e, declaring under penalty of perjury as follows:	1
12	1. I, Houston Wade, am the defendant in the above	entitled action and I am over the age of 18 and make these	
13	statements under the penalty of perjury in the under the laws of the State of Washington. I make this		
14	declaration of my personal knowledge.		
15	2. I have known Bill Nelson since I was four years old. He married my best friend Audrey Olson's mother,		
16	Ginger Larson. From the moment Mr. Nelson was around, my mother told me that I was no longer allowed		
17	to go to Audrey's home (she lived two floors above me), but that Audrey was allowed to come to our		
18	home. My young mind didn't know the reason why this was the case, but what I didn't know at the time		
19			
20			
21			
22	cocaine use for him.		
23	3. After Audrey and her family moved to a new home on the island, I did not have any memorable		
24	interactions with Mr. Nelson until I was a teen, although, during that time he still managed to get in trouble		
25	with others, be arraigned for numerous DUIs, and had a domestic violence restraining order against him		
26 protecting his wife Ginger Larson. I did not have much contact w		much contact with Mr. Nelson aside from a meeting	
27	where the high school's Earth Service Corps held	I their Christmas party hosted by his then step daughter at	
28	their home in Eagledale in 1998; but then in Mar	ch of 1999, after the Tolo dance my senior year, a	· .
	DECLARATION OF HOUSTON WADE, DEFENDANT	F 1	
	11	1	

contingent of us students went to an after party. Yes, there was some underage drinking, but the party was mostly tame, until a drunk, 40-year old Bill Nelson appeared with a baggy of cocaine and almost immediately tried to force himself on an incapacitated 15-year old girl. The other boys and I managed to get the drunk Mr. Nelson out of the home and then stood guard in case he made another appearance. One of my greatest regrets in life was not calling the police that night, but many of my friends were in possession of alcohol and in my juvenile brain I justified it by telling myself that I didn't want them to get in trouble for that.

In 2001 Mr. Nelson announced his candidacy for the Bainbridge city council and towards the end of the filing period he was still running unopposed. After what I witnessed at that high school party a little more than two years earlier, I decided that I could not in good conscience allow a man like Bill Nelson to have any political power on the Island and I paid the filing fee and threw my hat into the ring. Unbeknownst to me, Bill Knobloch had also had disturbing run-ins with Mr. Nelson and filed to run the last minute just as I had done.

5. As the summer wore on, it became apparent that Mr. Knobloch had the better chance to win than my inexperienced, youthful 20 years, so I dropped out of the race and endorsed him. I did some research into Mr. Nelson's fundraising and wrote a letter to the editor of the Bainbridge Review published the Wednesday before the election on October 31st, 2001. In my letter I highlighted just how much money Nelson had raised at the time, some \$13,000, and made note of the television commercials Nelson managed to run during the Nielson ratings record-breaking 2001 Mariners games, as well as Mr. Nelson's ulterior motive which was to skirt and drastically change building code and zoning laws and start developing the island. Mr. Nelson has a history of violating code. Trees determined to remain as greenspace would somehow all be cut down on a weekend. Homes that were to be set aside to low-income residents would be sold to Mr. Nelson's family members...

6. Mr. Nelson never responded to my letter with one of his own. Instead, The Bainbridge Review published a front-page article on Saturday November 3rd (The Review was twice a week back then) about how much money was being raised to fund campaigns on the Island, and where much of this money was coming from. Mr. Nelson's response to my letter and The Review article was to get drunk all Saturday morning at the Wing Point Country Club, Where Ms. Janelle Jefferson was his server, and then come to my place of work, DECLARATION OF HOUSTON WADE, DEFENDANT. - 2

the Town & Country coffee bar at about 3pm, and threaten me in front of dozens of customers. Mr. Nelson also loudly said he was going to get me fired from my job.

The following Tuesday Mr. Nelson lost the city council race in a big way and the next night came into 7. T&C as I was closing the coffee bar and threatened my life, this time while I was alone. I called the police and got a manager and Nelson left. Mr. Nelson continued sneaking into the coffee bar several nights in a row to threaten me, sometimes saying things, sometimes passing by the window of my work area to stare me down and draw a finger across his throat. The store eventually had to hire a security guard whose entire job was to sit with me at night in case Mr. Nelson showed up. It was also during this time that Mr. Knobloch's next door neighbor and campaign manager, Mike Smith, had to obtain a restraining order against, and police protection from, Mr. Nelson for the exact same manner of physical threat and stalking. Flash forward a few years to around 2004/2005, and Katie Wainio was the commercial loan officer for 8. Sterling Savings Bank on Bainbridge Island. The bank rejected Mr. Nelson's commercial loan application for his desire to construct a large development in the Lynwood neighborhood of Bainbridge Island, a development he named "Blossom Hill". A few weeks later Ms. Wainio began her new job as the commercial loan officer at Kitsap Bank. Mr. Nelson applied for a similar commercial loan there as well and was rejected by Ms. Wainio a second time. Mr. Nelson then began stalking and threatening Ms. Wainio and she apparently sought a protective order against him.

9. Ms. Wainio then phoned other banks in an effort to blackball Mr. Nelson from every commercial lender she could think of and this delayed Mr. Nelson's development plans by many, many months. Mr. Nelson finally secured a loan from City Bank of Lynnwood and when construction began, a more than \$1 million renovation of the Manor House had to be completed before other construction could commence on the rest of the development. The initial development plan was scaled back to about 80 residential units. During construction Mr. Nelson ran afoul of the law by illegally dumping more than 2200 dump truck loads of soil into the sand pit between Bucklin Hill Road and Lynwood Center Road. The geologists who alerted the State about the illegal and possibly toxic dumping then also experienced physical threats and harassment from Mr. Nelson. Financial delays, construction delays due to the Manor House renovation, and legal troubles like the soil swap ate into Mr. Nelson's capital and as the economy collapsed into the Great

DECLARATION OF HOUSTON WADE, DEFENDANT. - 3

Recession, so did Mr. Nelson's project and it fell into foreclosure. This foreclosure cost many investors millions of dollars..

10. Never one to miss an opportunity Mr. Nelson attempted to file liens against himself for work completed in an effort to retain control of the development. It didn't work, for unknown to Mr. Nelson, one of the principal investors in Whidbey Island Bank was Jerry Dennon, and Mr. Dennon hated Mr. Nelson with every fiber of his being which is why Whidbey Island Bank was willing to bid \$10 million in April of 2011 for the deeds to the development that had been held by City Bank of Lynnwood prior to its collapse. Mr. Dennon's daughter was Elizabeth Kaltreider whom Mr. Nelson had raped a few years earlier and never faced the consequences of his actions for that atrocity. Ms. Kaltreider had committed suicide only two months before, and Mr. Dennon blamed Mr. Nelson for her death.

 Mr. Dennon made sure that the Blossom Hill development was foreclosed upon and later sold to John Jacobi to complete in early Summer of 2011 and renamed to "Pleasant Beach Village".

12. I had only learned of Mr. Nelson's rape of Ms. Kaltreider about that time in 2011 when during a conversation about the foreclosure of the development Troy Dettman told me about how he and his wife Gretchen were awoken in the middle of the night at their Ft. Ward home by a woman screaming for help. When they opened their front door, they found a naked Elizabeth Kaltreider shaking and exclaiming that she had just been raped and needed help. They witnessed several men quickly get into a car and drive away from the scene. The couple covered and comforted her and called the police. When the cops arrived, they found Mr. Nelson standing in the Dettman's driveway staring the couple down and smirking. The police briefly spoke with the Dettman's and Ms. Kaltreider and then returned to Mr. Nelson where they visibly shook his hand and then talked and joked with Mr. Nelson for a period of time. After which, the police informed the Dettman's that nothing nefarious had happened. The Dettmens witnessed the police physically assault Ms. Kaltreider and throw her onto the hood of the police car and threaten her with arrest. The police then left the scene, no official statements taken, no police report filed, no trip to the hospital for the victim, no rape kit administered. The police just got into their patrol cars and drove away, leaving a naked and traumatized Elizabeth Kaltreider in the care of two complete strangers. Sadly, Ms. Kaltreider jumped to her death off the Agate Pass Bridge in February of 2011 after telephoning her son to say goodbye, but according to an ex-girlfriend of Mr. Nelson's, Mr. Nelson had informed her that Ms. DECLARATION OF HOUSTON WADE, DEFENDANT. - 4

Kaltreider had indeed accused him of rape and had also telephoned him in the moments leading up to her death.

13. Including my own witnessing of Mr. Nelson attempting to force himself on a teenager at a party over a decade earlier, this made for the third instance of sexual assault by Mr. Nelson of which I was personally aware. In 2009, my coworker Meghan Kent, now Meghan Angell, a graduate of Bainbridge High School in 2004, told me about how when she was an underage teen one of her female friends invited her to a party at the "Chicken Coop" speakeasy in the Lynwood neighborhood of Bainbridge Island and she went along. When Mrs. Angell arrived, she was horrified to discover that Mr. Nelson and several prominent members of the Island's community, including Bainbridge police officers and members of the fire department, were engaged in plying these underage girls with drugs, alcohol, and cash to strip and perform sex acts on the men. She said the room was out of control and deeply disturbing. This information I found so completely astounding that I didn't know what to make of it or how to process it at the time. You will note that Mrs. Angell confirms the story in a comment under my initial Facebook post about Mr. Nelson in the documents submitted as evidence in Exhibit D by Mr. Nelson where she writes "Disgusting. And True..." Apparently just like in the Jeffrey Epstein case that has recently been in the news, the men would have the girls who performed bring in their friends to also perform at later parties.

14. A few years later I was discussing the Blossom Hill development and John Jacobi's takeover with a Mr. Ryan Landworth in 2012, when Mr. Landworth said that Bill Nelson and the Chicken Coop was the entire reason he had quit the fire department and went back to school to become a blacksmith. He then told me about how one of his superiors at the department invited him to a party at the Chicken Coop speakeasy in 2006 where he discovered Mr. Nelson and other powerful men including Bainbridge police officers and fellow firefighters engaged in plying underage girls with drugs, alcohol, and cash to strip and perform sexual acts on them. Horrified that his son's classmates from the high school were being exploited like this by men who should be pillars of the community, Mr. Landworth left. The accounts of these two sources, Mr. Landworth and Mrs. Angell, means that Mr. Nelson perjured himself during the Du Wors hearing when he claimed that no such parties ever happened at the Chicken Coop.

15. I suddenly had independent corroboration of the same event from individuals who did not know each other and sent an email to Josh Farley of the Kitsap Sun relaying what I knew and got Mr. Farley in contact with DECLARATION OF HOUSTON WADE, DEFENDANT. - 5 witnessed Mr. Nelson use cocaine recently. Mr. Jerod Ouellette recounted to me how he showed up to the Chicken Coop one night to find his girlfriend passed out and Mr. Nelson's hand down her pants. I was also made aware of two women, who at this time wish to remain nameless, who agreed to go to the Chicken Coop with Mr. Nelson and have no memory of the evening and woke up in a strange place with no clothes and had to escape with only a stolen blanket to cover the both of them. I was contacted by Mrs. Katie Fisher who relayed to me that Mr. Nelson took advantage of her intoxication and inability to consent and raped her in the Fall of 2012. Three people have now informed me about how at his own wife's birthday party Mr. Nelson was caught sexually assaulting a woman. I was also informed by a former employee of his about inappropriate contact Mr. Nelson had with the minor child of the former general manager of his failed restaurant. Some of the photographs on the walls of the Chicken Coop were cropped to show the faceless naked bodies of underage teen girls who had performed at the sex parties; as if displaying underage girls from the neck down somehow made it ok. Mr. Landworth has a photo on his cellphone of these "decorations" at the Chicken Coop. These stories all show a pattern of behavior by Mr. Nelson and his friends and easily establish that he is a threat to women and girls in our community, and that I was being forthright and responsible by publishing my article about him.

- 20. I created the Bainbridge Island Bad List as a news page to inform the community of who the predators are among us, and Mr. Nelson fits that bill to a 'T'. I didn't stalk Mr. Nelson, and I didn't harass him. I wrote an article about his predatory actions which were confirmed by many, many sources. My goal is to warn people, especially young girls, to stay away from Mr. Nelson for their own safety. The purpose of journalism is to expose abuse, and that is exactly what I have done in this instance. The abuse of women and girls, and the abuse of the system designed to serve and protect them.
- 21. Mr. Nelson is not scared of me, he is not intimidated by me. What he does not like is my publicly revealing what so many women and girls on this island already know; that he is a sexual predator. I don't care what the abusers think. I am done being silent about the behavior of these men, and the members of our community deserve to be warned about them and to know the truth.

22. It is impossible to defame a man who is infamous in our community for his drunken, abusive, and predatory behavior. He lost \$27 million of other people's money, he illegally dumped thousands of truckloads of soil, he has a history of violence and threats, he is a well-known drunk with multiple DUI DECLARATION OF HOUSTON WADE, DEFENDANT. - 7

arrests to his name, including a pending charge of DUI and hit and run at the Seattle ferry terminal from June 28th of this year. At the Du Wors hearing when the judge called for a recess at 3pm in the afternoon on a Tuesday, Mr. Nelson loudly exclaimed, "Damn, I need a beer!" to which both the Judge and the bailiff shot Mr. Nelson looks of bewilderment since he had just been questioned under oath about his alcoholism and drug use; and let's not forget that Mr. Nelson has raped or sexually assaulted many women and girls on Bainbridge Island. I wrote an article and have sources for my statements. That is not defamation.

Dated 22nd of April 2019.

Houston Wade

DECLARATION OF HOUSTON WADE, DEFENDANT. - 8

	· · · · · ·		
	·		
Houston Wade C/O Bruciato			
236 Winslow Way E.	10		
Bainbridge Island, WA 981 houstonwade@gmail.com	10		
	SUPERIOR COURT OF WASHINGTO	N	
	IN AND FOR THE COUNTY OF KITS.	AP	
WILLIAM P. NELSON,	Case No.: 18-2-03	205-18	
Plaintiff,			
vs.		OF KATIE FISHER IN RESPONSE	
HOUSTON WADE,	TO SUMMARY	UDGEMENT MOTION	
Defendar	t		
I. Katie I	isher, declare that the following matters to be true	and correct under the penalty of	
perjury under the laws of the			
11	am Katie Fisher. I am over the age of 18 and am	competent to be a witness to the	
	this declaration based upon facts within my perso	-	
admissible in court.	and domination output upon facto while my porte		
	met Bill Nelson at a bar in 2012, September, I be	liona I had been drinking with friends	
11		-	
	bridge Island. I don't remember talking to him mu		
	e. After the bar, I remember very little. Being in the	e car and him telling me he was taking	
me to his home.			
	remember being in his big master bath Jacuzzi an		
	a ride home immediately and hid the incident as l		
4.	Now that I've heard Nelson has done this exact san	ne thing to other women before, I am	
questioning a lot more about	questioning a lot more about that night. I would not agree to go home with a man my dad's age if I had been able to		
consent.			
Date	Dated this 22nd of April 2019.		
	Katie Fisher		
DECLARATION OF KAT	E FISHER IN RESPONSE TO SUMMARY JUD	GEMENT MOTION - 1	

e - i i >			
۹.			
 Houston Wade C/O Bruciato 236 Winslow Way E Bainbridge Island, WA 98110 			
			3
4	4 SUPERIOR COURT OF THE STATE OF WASHINGTON 5 IN AND FOR THE COUNTY OF KITSAP		
, 5			
6	WILLIAM P NELSON,	Case No.: 18-2-03205-18	
7	Plaintiff,		
8		FACTS AND FINDINGS, LEGAL ANALYSIS, AND CONCLUSIONS OF LAW	
9	HOUSTON WADE,	CONCLUSIONS OF LAW	
10	Defendant		
11	I. PROCEDURAL HISTORY		
12	1. On October 23 rd , 2018, Plaintiff, William P. Nelson	(herein referred to as Plaintiff or "Nelson"), filed a	
13	temporary restraining order in Bainbridge Island M	unicipal Court, alleging stalking and harassment by the	
14	Defendant, Houston Wade (herein referred to as De	efendant or "Wade").	
15	2. Nelson's lawyer, Paul Cullen, asked for a continuan	nce to the hearing scheduled for November 5^{th} , 2018 and	
. 16	 rescheduled for November 13th. 3. In the court room on November 13th Nelson appeared with a new attorney, Kent R. Bratt, who claimed to 		
17			
18	have just been hired after Cullen had to recuse hims	self claiming that he may be called as a witness. Bratt,	
19	then explained that Nelson had retained Anne Brem	mer to represent him, but that a short while later	
20	Bremner returned his retainer citing that she would	not be willing to represent him and that he should not	
21	contact anyone in her firm. Bratt said that he had on	ly just been hired and did not know the facts of the case	
22	and asked for a continuance. The court granted Nels	son a second continuance for December 3 rd , 2018.	
23	4. At the hearing on December 3 rd , Nelson, via his atto	orney, asked to vacate the TRO and chose instead to	
24	serve Wade with a lawsuit for \$5 million claiming of	defamation.	
25	5. On December 10 th at the hearing in Superior Court for the injunction filed against Mr. Wade, Wade asked		
26	for a continuance so that he might prepare for the case with more time. A continuance was granted.		
27	6. January 14 th , 2019 a full hearing was held regarding	g the injunction against Wade.	
28			
,	FACTS AND FINDINGS, LEGAL ANALYSIS, AND CON	ICLUSIONS OF LAW - 1	
1		. 1	

II. FINDINGS OF FACT

 Plaintiff, William P. Nelson resides on Bainbridge Island, WA. Defendant, Houston Wade also lives on Bainbridge Island. Nelson's attorney successfully argued that his client was a public figure, or at minimum a limited public figure, due to the public exposure and presence of his two failed campaigns for public office, his standing in the greater Bainbridge Island community, his sole control and ownership of a Bainbridge Island-based business bearing his name, and for the notable public media exposure he has received for his promotion and coverage of large-scale real estate developments (defendant's exhibit E).
 Nelson failed to prove malice during argument, something that is a necessary requirement for establishing defamation of a public figure. Nelson's council had to be told by the Court what the definition of "malice" was.

3. Nelson failed to establish how his character has been defamed. Indeed, the evidence that Nelson himself submitted only validated that the community of Bainbridge Island does not hold his character in high regard, corroborating his established reputation in our community as a letch, philanderer, con man, and sexual predator who prefers underage girls (Plaintiff's exhibit D). There were two types of responses to an article concerning Nelson on the Bainbridge Island Bad List Facebook news page and to a post to Wade's personal Facebook page: those who did not know Nelson personally, and those who affirmed that Nelson behaves exactly in the manner as described in the article and post. Not one person who responded to the article or post defended Nelson's character, but indeed quite the opposite. All respondents affirmed that Nelson is also no stranger to law enforcement nor is he to civil court for failure to make good on debts. During the Du Wors vs. Wade hearing, Nelson admitted to being a cocaine abuser and that he is a serial drunk driver, currently facing charges for drunk driving and hit and run from separate events in both King County and Bainbridge Island. (Defendant's exhibit C).

4. Nelson's son Matt Nelson's written testimony counters his father's oral witness testimony during the Du Wors vs. Wade hearing in Bainbridge Island Municipal Court (Defendant's exhibit A) of which Nelson denied ever groping Mrs. Ashley Cross Degrow. Matt Nelson's only contention with the groping allegation was that he admitted to not defending Ashley against his father's alleged assault on Mrs. Cross Degrow. (Defendant's exhibit A). Matt Nelson's written testimony also counters his father's own witness testimony FACTS AND FINDINGS, LEGAL ANALYSIS, AND CONCLUSIONS OF LAW - 2

when Matt Nelson established that over a period of a few short months the "Chicken Coop" speakeasy was home to several parties where strippers were present. Matt Nelson also perjured himself by claiming that he was not friends with Mrs. Cross Degrow, since evidence clearly shows that Matt Nelson was often invited to, and frequented, events hosted by Cross Degrow (Defendant's exhibit D). It should also be noted that Matt Nelson is best friends with Mrs. Cross Degrow's brother in-law Layne Degrow.

5. Nelson's own evidence also affirms that he was part and party to underage strip shows and other lewd acts at the "Chicken Coop" where Meghan Angell, a woman who, as an underage teenager at the time, was invited to perform at one of these parties and confirmed the "Chicken Coop" story with the comment, "Disgusting. And true..." (Plaintiff's exhibit D)

6. Private communication with Wade after the postings about Nelson on both the personal page of Wade and the Bainbridge Island Bad list also affirmed the negative character of Nelson by revealing child abuse, sexual assault, lewd acts with minors, and rape of several other women outside the scope of the article written by Wade. From these communications it is clear that Nelson's preferred modus operandi is to ensure that his victims are too intoxicated to consent to his sexual advances. (Defendant's exhibit B).

III.

CONCLUSIONS OF LAW

1. New York Times Co. v. Sullivan established that with regards to speech, and the protection thereof, that there is no exception "for a test of truth." The Court finds that Nelson is a public figure who is open to criticism after twice seeking public office, publicly going bankrupt and losing many investors millions of dollars, and that he is currently running his own company with is name in the title in a capacity where he is to be trusted being around women and children in his work.

2. The Gertz v. Robert Welch ruling establishes that "actual malice" must be proven for any damages from defamation take place. Since Nelson has not been able to even establish malice, with the court having to address and explain the meaning and definition of malice to Nelson's counsel, the Court finds the Wade did not commit malice.

3. Nelson cannot even establish that what was written by Wade defamed his character, and under *Times* or *Gertz* the burden of proving "clear and convincing" evidence, not just the preponderance of evidence standard ordinarily borne in civil cases, means that Nelson must prove that Wade acted with reckless disregard. Under *Gertz* Nelson also must prove actual falsity of the defamatory publication, but multiple FACTS AND FINDINGS, LEGAL ANALYSIS, AND CONCLUSIONS OF LAW - 3

Exhibit B: Private communication from Bainbridge Island Resident and Wade confirming Nelson's poor reputation.

Exhibit C: Bill Nelson's court records

Exhibit D: A sample of event invites from Ashley Cross Degrow to Matt Nelson.

Exhibit E: Press about Bill Nelson

Dated this 22nd of January 2019.

Houston Wade

FACTS AND FINDINGS, LEGAL ANALYSIS, AND CONCLUSIONS OF LAW - 5

9	Exhibit A			
. 1	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON			
2	IN AND FOR THE COUNTY OF KITSAP			
3				
4	WILLIAM P. NELSON,)			
5	Plaintiff,) No. 18-2-03205-18			
6	and			
7	HOUSTON WADE,			
8	Defendant.)			
9	TRANSCRIPT OF PROCEEDINGS			
10	BAINBRIDGE ISLAND MUNICIPAL COURT			
11				
12	Testimony of William P. Nelson			
13 ·	[Stenographically Transcribed via Digital Recording]			
14	November 6, 2018			
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22				
23	Transcribed By: CRYSTAL R. McAULIFFE, RPR, CCR			
24	Washington License No. 2121 (360) 710-4864			
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3			Page	
4	WILLIAM P. NELSON	· · · · · · · · · · · · · · · · · · ·		
5	Direct by Mr. DuWors Cross by Mr. Wade		3 13	
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8	· · · ·	EXHIBIT INDEX		
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1	[Excerpt from the proceedings held on November 6, 2018, in the
2	case of DuWors v. Wade.]
3	THE COURT: All right. Mr. Nelson, you can
4	come on up here. Before you sit down, I'll have you
5	raise your right hand. Do you swear or affirm the
6	testimony you are about to provide is the truth, the
7	whole truth, and nothing but the truth?
8	MR. NELSON: I do.
9	THE COURT: Okay. You can have a seat, please.
10	And state your full name for the record.
11	MR. NELSON: William Peter Nelson.
12	THE COURT: All right. And, Mr. DuWors, would
13	you like to ask him some questions?
14	MR. DuWORS: Yes, please, Your Honor. Does
15	Your Honor prefer that I stand?
16	THE COURT: No. You can remain seated.
17	DIRECT EXAMINATION
18	BY MR. DuWORS:
19	Q. Mr. Nelson, what do you do for work here on the
20	Island?
21	A. Construction. I'm a building contractor. I have my
22	own business. Have had for 30 years.
23	Q. How long have you lived here on the Island?
24	A. All my life; 59 years.
25	Q. Okay. When did you first meet Houston Wade?

William Nelson - Direct by Mr. DuWors

		· · · · · · · · · · · · · · · ·
1	Α.	2001 was my first recollection of ever laying eyes
2		on or knowing who Houston Wade is.
3	Q.	And how did you come to meet him?
4	A.	City Council race. I was running for city council
5		against Bill Knobloch and Houston Wade. Houston, at
6		the time, was 20 years old and a barista at Town &
7		Country Market.
8	Q.	Okay. Did you come to become acquainted with him in
9		the course of that City Council race?
10	A.	Very little. Just at the coffee stand getting
11		coffee.
12	Q.	What was the nature of your interactions with him?
13	Α.	Getting coffee. I don't recall having any
14		conversations with Houston Wade.
15	Q.	Now, are you aware of blog posts made by Houston
16		Wade in late September or early October of this
17		year
18	Α.	Painfully.
19	Q.	on his Facebook page? Okay.
20		Between the time that you met him in that City
21		Council race and the time that you read those blog
22		posts, have you had any other interactions with him?
23	Α.	No.
24	Q.	Have you ever
25	Α.	I should take that back. He was served at his place

William Nelson - Direct by Mr. DuWors

. 4

1		of work by our professional service company. I
2		accompanied I came with the professional service
3		company to identify Mr. Wade.
4	Q.	But that was after the blog posts?
5	Α.	That's correct.
6	Q.	Okay. My question is have you had dealings with
7		Mr. Wade that would give rise to a personal dispute
8		between the two of you?
9	A.	No.
10	Q.	Have you spent any time with him between that City
11		Council race and the time the blog posts arose?
12	Α.	None.
13	Q.	Do you have any idea why Mr. Wade would have any ill
14		will toward you?
15	Α.	It's to be investigated. I have no idea.
16	Q.	What blog posts were the first blog posts that you
17		saw or were made aware of in late September or early
18		October 2018?
19	A.	It was about I was made aware of the fact these
20		posts went up on October 4th. But they had been up
21		for several weeks. I was made aware of them on I
22		don't have the exact date. It was Monday or
23		Tuesday, approximately three weeks ago. So
24		mid-October is when I was made aware of
25		Mr. Houston's writings.

William Nelson - Direct by Mr. DuWors

	· · · · · · · · · · · · · · · · · · ·	
1	Q.	And how were you made aware?
2	A.	Through a mutual friend.
3	Q.	Did you get a chance to see them?
4	Α.	I'm not a Facebooker, so it was brought to my
5		attention through a mutual friend.
6	Q.	Were there did Mr. Wade make grave allegations
7		against you in those posts?
8	Α.	He made extensive allegations against me that were
9		all untrue.
10	Q.,	What allegations did he make that were untrue?
11	Α.	Rape of a woman. Abusing my stepchildren that
12		evidently he felt he had knowledge of which, beyond
13		me, how he would ever have attained that, because
14		I've never abused anyone. My children. He accused
15	-	me of abusing my ex-wives. He accused me of being
16		married five to seven times. He accused me of
17	• •	abusing and taking advantage of my partners. He
18		accused me of bringing outside money in from out of
19		state for my campaign.
20		I mean, it goes on and on and on. All untrue.
21		Unfactual and unsubstantiated. He has no facts to
22	•	the matter. He just brought these out openly to
23		disparage and destroy my character.
24		I've been in this community all my life. I've
25		never done anything to anybody including my two

William Nelson - Direct by Mr. DuWors

1

1		ex-wives. I treat them with kindness and love. My
Ż		stepchildren, kindless and love.
3		My generosity in the community and the people I
4		know and don't know, kindness and love.
5		So this is completely contrary to who I am.
6	Q.	Did Mr did Mr. Wade's posts include any mention
7		of the Bainbridge Island Police or the Bainbridge
8		Island Fire Department?
9	Α.	Yes, it did.
10	Q.	What were those or were the substances of those
11		posts?
12	A.	He was associating my activities and those of the
13		police department and the fire department with a
14		backyard private bar that's in what's called "The
15		Chicken Coop" or was. There was an auto mechanic
16		that lived there and who owned The Chicken Coop and
17		the auto business.
18		He afforded me a corner of his property after
19		my 2009 financial collapse at Lynnwood Center which
20		I was developing, and I stored equipment and lumber
21		and supplies on one corner of his property.
22		So Mr. Wade associated my attendance on the
23		property as someone that was involved with The
24		Chicken Coop, involved with deplorable examples of
25		taking advantage of either underage or young women.
•		

William Nelson - Direct by Mr. DuWors

1		He also accused the police department of this.
2		He also accused the fire department of this. So
3		everybody is included in Mr. Wade's fantasy world.
4	Q.	Is The Chicken Coop essentially like a clubhouse on
5		this auto yard where the old guys get together to
6		drink beer?
7	Α.	Typically, it was just business and attorney friends
8		of his unrelated to you or me. His friends, older
9		gentlemen that had a boat repair business. Other
10		people that would come and have a cocktail at four
11		or five in the afternoon and leave by six or so.
12		Place sat empty, as far as I recall, quite a
13		bit of the time. It was just his little backyard
14		place for guys to hang out, have a cocktail, and
15		enjoy their company of each other in that
16		environment.
17		Whatever he alludes to never went on, I never
18		saw it, I never experienced it and neither did the
19		other people that could testify to the fact that
20		that's the case.
21	Q.	In the comment in the online post on Facebook
22		that started Mr. Wade's comments about you, did it
23		include allegations by Mr. Wade that the Bainbridge
24		Police Department used The Chicken Coop to drug and
25		rape underage girls?

William Nelson - Direct by Mr. DuWors

1	Α.	Yes.
2	Q.	Did he say the same thing about the fire department?
3	A.	He alluded to the fact that the fire department was
4		also taking advantage of girls at The Chicken Coop.
5	Q.	Did he say that you were participating in similar
6		activities?
7	Α.	Yes, he did.
8	Q.	Was it true?
9	Α.	No.
10	Q.	Did he say that you raped a young adolescent friend
11		of his?
12	Α.	Did I rape an adolescent friend?
13	Q.	A woman who committed suicide
14	Α.	I've never raped anybody in my life.
15	Q.	Did he accuse you of raping a woman who later
16		committed suicide?
17	Α.	He did.
18	Q.	Who's that woman?
19	Α.	Elizabeth Kaltreider.
20	Q.	Was she a girlfriend?
21	Α.	Brief relationship with Elizabeth for a period of a
22		few months, and it was not to be discussed about
23		what Elizabeth's condition was. But I ended up
24		getting restraining orders enforced against
25	, 	Elizabeth because at night she would call me and

William Nelson - Direct by Mr. DuWors

1	leave messages endlessly. I have 250 pages of
2	transcriptions in the file in this court where the
3	restraining orders were violated not once, but
4	twice, to get her to stop calling my phone and to
5	leave me alone. And she finally did. That was my
6	interaction and that was years prior to her death.
7	Q. Were you ever charged with rape?
8	A. No.
9	Q. You ever committed rape?
10	A. No.
11	Q. Officer Weiss said Houston reported in the police
12	report that his sole source of information about
13	this rape was some stepfather of the young girl.
14	Do you know who that might have been?
15	A. Jerry Dennon.
16	Q. Do you know anything about that?
17	A. What I knew of Jerry is he liked to sit at the
18	Harbor Pub from about two to four every day, was his
19	routine, and then at the Treehouse Cafe from four to
20	six. I'm just approximating. But that was his
21	normal routine to drink and then drive home to Point
22	White where he resided with his wife.
23	THE COURT: Mr. DuWors, do you have questions
24	of this witness related to the harassment of you?
25	BY MR. DuWORS:

William Nelson - Direct by Mr. DuWors

	Nov	ember 6, 2018	11
1	Q.	Did you see posts about me online?	
2	Α.	I did.	
3	Q.	Have you heard people talking about them?	
4	A.	I have.	:
5	Q.	Who have you heard talking about them?	
6	A.	Do I have to mention specific names?	
7	Q.	Not if you feel uncomfortable.	
8	Α.	I don't care to bring anyone else into it right no	w.
9		But it's known in the public. It's known he's	
10		got 1100 followers. Word spreads on the 25,000	
11		population base. Everybody knows everybody and	
12		knows what's going on and bad news travels faster	
13		than good news.	
14		The advocate of bad news has spread the word	
15		out in the community to the point where I don't kn	ow
16		how you feel, Mr. DuWors, but I don't feel	
17		comfortable going into a grocery store right now.	
18	Q.	No, I don't.	
19		How has Mr. Wade's various statements about yo	bu
20		that you that you characterize as harassing you	r
21		person, how have they affected you emotionally and	
22		professionally?	
23	Α.	Devastating.	
24	Q.	Why?	
25	Α.	It's counterintuitive to my character. It is	
		· · · · · · · · · · · · · · · · · · ·	

William Nelson - Direct by Mr. DuWors

November 6	, 2018
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• '	
1	counterintuitive to what the majority of Bainbridge
2	Island that knows me would say about me.
3	It's counterintuitive to my reputation as a
4	businessman, as a father, as a stepfather.
5	My ex-wife would easily come in and testify
6	right now to the fact that my credibility and my
7	character.
8	So this misinformation campaign has been lodged
9	against you, Mr. DuWors, and to me, is beyond my
10	understanding, fact or fiction. Which one hundred
11	percent of what he spoke about me is fiction created
12	in his own mind.
13	I can't imagine what you are going through.
14	What you and I are sharing in this public
15	humiliation and foggy, and I've called it stoney.
16	My internal mechanisms, my sense of fear, my sense
17	of being outcast, my sense of looking from the
18	outside in going my heart is beating right now
19	how bad I feel about myself and you. That any of
20	this insane civil society should occur.
21	I don't care what the internet means to you or
22	anybody else, but if this exceeds the power of the
23	newspaper and print and is that people can do
24	whatever they want and this is the wild, wild west
25	to destroy people, count me out.

William Nelson - Direct by Mr. DuWors

3	Nov	ember 6, 2018 13
1		MR. DuWORS: I have no further question for
2 ·		this witness.
3		THE COURT: All right. Mr. Wade, would you
4		like to ask any questions?
5		MR. WADE: I would. Thank you.
6		CROSS-EXAMINATION
7	BY	MR. WADE:
8	Q.	We've known each other since I was four years old
9		when you married my best friend's mother. So to say
10		that you only met me in 2001
11		THE COURT: Is there a question? Ask him a
12		question. You are going to get a chance to provide
13		testimony.
14 ·	BY	MR. WADE:
15	Q.	So, yes, in 2001 when we ran for City Council, and
16		later I was out in the primary, you went on to
17		general election, did you ever come into Town &
18		Country and threaten my life?
19	Α.	No.
20	Q.	Did you ever do so in front of 30 witnesses?
21	Α.	No.
22	Q.	Did you ever come in repeatedly over a course of
23		five nights and threaten my life?
24	Α.	No.
25	Q.	Did Town & Country have to obtain a security guard

William Nelson - Cross by Mr. Wade

(
1	to guard me at night because you would come in and
2	try to kill me?
3	A. You are fantasizing. No.
4	Q. Excellent.
5	Did you ever grope Ashley Cross?
6	A. No.
7	Q. Did you do so in front of her father?
8	A. No.
9	Q. Did you ever get charged with drunk driving?
10	A. I have.
11	Q. Recently?
12	A. I have.
13	Q. Are you an alcoholic?
14	A. That's to be decided by the treatment program that
15	I'm in.
16	Q. Okay.
17	MR. DuWORS: Your Honor, I'm going to object on
18	relevance grounds to the DUI. None of those are part
19	of the posts.
20	MR. WADE: The posts I refer to him as an
21	alcoholic.
22	THE COURT: If so, then I think it is
23	reasonable.
24	BY MR. WADE:
25	Q. Have you ever used cocaine?
-	

William Nelson - Cross by Mr. Wade

	November 6, 2018 15
1	A. Years ago.
2	Q. Have you ever used it recently?
3	A. No.
4	Q. When was the last time you used cocaine?
5	A. In my 20s.
6	Q. Really? So you were 20 years old in 1999?
7	A. I'm sorry.
8	Q. Were you 20 years old in 1999?
9	A. Do you have something you are trying to drive to
10	here?
11	Q. Yes. Because I witnessed you using cocaine when you
12	showed up to a high school party March of 1999 and
13	forced yourself on a 15-year-old girl?
14	THE COURT: Okay. Mr you are going to
15	get
16	THE WITNESS: You are going to have to
17	substantiate that through background information.
18	BY MR. WADE:
19	Q. I will
20	MR. WADE: Sorry, Your Honor.
21	THE COURT: Any other questions, Mr. Wade?
22	MR. WADE: No. We'll probably discuss the rest
23	of this next week at his hearing.
24	THE COURT: All right. Any further questions,
25	Mr. DuWors?

William Nelson - Cross by Mr. Wade

7	November 6, 2018
1	MR. DuWORS: No, Your Honor.
2	THE COURT: All right. Mr. Nelson, you can be
3	excused. Does this witness any objection to him
4	remaining in the courtroom or are you still asking him
5	to be removed?
6	MR. DuWORS: No objection, Your Honor.
7	MR. WADE: I would like him to be removed, Your
8	Honor.
9	MR. DuWORS: Now that he's testified, I think
10	the only basis for excluding him from the
11	THE COURT: Subject to being recalled.
12	MR. DuWORS: I have no intention to recall this
13	witness. So I don't think I assume Mr. Wade's case
14	would be closed at this time.
15	THE COURT: Did you intend to recall him as a
16	witness here today?
17	MR. WADE: That is yet to be determined.
18	THE COURT: I'm going to allow him to remain in
19	the courtroom. He's done testifying here. I think his
20	testimony is very limited helpfulness to the court in
21	Mr. DWAUZ's case. I appreciate and understand why he
22	was called.
23	So, Mr. Nelson, you can have a seat on the bench
24	and remain in the courtroom, if you wish.
25	·

	1/
1	CERTIFICATE
2	
3	STATE OF WASHINGTON)
4	COUNTY OF KITSAP) SS
5	
6	I, Crystal R. McAuliffe, a Certified Court Reporter
7	in and for the State of Washington, do hereby certify:
8 .	That the foregoing transcript was transcribed by
9	me;
10	That the foregoing transcript is a verbatim report
11	of the court proceedings from digital recording, except
12	for the inaudible or indecipherable sections thereto
13	noted in the transcript by "[inaudible]" or
14	"[indecipherable]" to the best of my ability.
15	I further certify that I am in no way related to
16	any party to this matter nor to any of Counsel, nor do I
17	have any interest in the matter.
18	DATED this 7th day of January, 2019.
19	
20	augstal R-MCAule Ste
21	
22	CRYSTAL R. MCAULIFFE, RPR, CCR
23	Washington License No. 2121
24	
25	
-	

Exhibit B

Aud

Audrey Olson

You're friends on Facebook Pastry Cook at Protector Of Middle Earth, Pastry Cook at Ritz Canton Hotel and Bread and Pastry Bakariat Blackbird Bakery Studied Mathematics at Seattle Central Community Collège Lives in Suquamish, Washington

TÜE 3:15 PM

Hey there. My "baby" brother, Matt, recently reached out to me and told me the hot gossip about you and Bill Nelson. I don't really want to get involved but I'm very curious about what info you have. He was my stepfather and I hate home more than Hitler, so...

> I'm glad you reached out. I was hoping to see you, but I assume you're off at the shipyard now being a badass! Well, I wrote an article about how he raped my friend's daughter

> and got away with it. He's suing me for defamation (\$5 million). Since my article came out six other women with similar stories have come forward. He is evil.

He's a piece of garbage. I reached out to my mom and want to ask her if he ever sexually abused her or anyone she knows of. After all these years, she is still repulsed by the mention of his name.

> I found a DV restraining order you mom got to protect herself from him

Sometimes around 2006 while I was a member of the Bambridge Blave fire Dept. I was invited to Attend a party of the Chicken (way speak easy. When I went it was hosted by Bill Blakely and Bill Welson. there were other Members of the fire Dept. and Bainbordge Police Dept. off duty, that were attending. Shortly after arriving It was revealed to me that they would be having a strippe that was a still a Basiloning Ubjuschool Student. I was not OK with any aspect of what was Happening (I Had a child that are a student at BIHS) I where whole situation was Very wrong and would not participate in any way Good So I immediately left.

Mov 30, 2018

191 of 12,257 ζ. Bill Nelson Inbox x Katie Wiedenman <indiebanditas@hotmail.com>. Dec 9, 2018, 2:08 PM to me 🖛 My name is Katie Fisher and I met Bill Nelson at a bar in 2012, September, I believe. I had been drinking with friends at isla Bonita, a bar on Bainbridge island. I don't remember talking to him much as he was older than my dad, a good 20 years older than me. After the bar, I remember very little. Being in the car and him telling me he was taking me to his home. I remember being in his big master bath jaccuzi and then a brief memory of him on top of me. I came to enough to get a ride home immediately and shrugged the incident off as I was embarrassed. Now that I've heard it's happened to women before, I'm questioning a lot more. How and why would I agree to go home with a man my dad's age etc. Anyhow, I hope he stops. Katie Fisher Indiebanditas@hotmali.com

OCT 5TH, 8:49AM

Do you know the address of the chicken coup? I'm assuming it was the derelict house right across the street from treehouse bordering Blossoms parking lot?

Laura has a friend who confided in her that she was with a girlfriend and Nelson at Treehouse after her divorce ten years ago. Bill convinced them to head to the chicken coup. The next thing she remembered was both her and her friend waking up naked. She couldn't find her cloths, wrapped a blanket around herself and got the fuck out. She had no recollection of where she was.

That's the one!



Jerod Ouellette

I fn hate rapist bastards

Same here! Bill Nelson can go get hit by a bust

Glad the coop is gone, f those guys! I was dating a girl showed up there she was wasted and nelson had his hand down her pants.

> I always told women to stay away from there. Some of them did, and some of them had to find otmut the hard way. I feel so sorry for those ladies,

Walter John AM



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This is a detailed view of your court appearance.

Case Number: Case Type: Appearance Date: Time: Courtroom:	17841702 Criminal Traffic Tuesday, January 29, 2019 09:00 AM 1
Participant Name: Participant Type:	CULLEN, PAUL A. Attorney
Participant Name: Participant Type:	NELSON, WILLIAM PETER Defendant

Go back to the list of cases.

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Use the standard **Case Search** feature for best speed (this database is updated once a day at 3:00am) for non-calendar related searches, or general research.

Contact Information

Bainbridge Municipal Location: 10255 NE Valley Rd Bainbridge Island, WA 98110-4337 Map & Directions 206-842-5641[Phone]

206-842-5641[Phone] 206-842-0316[Fax] [Second Second Secon

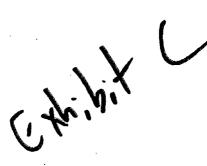
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This is a detailed view of your court appearance.

Case Number: Case Type:	17841702 Criminal Traffic
Appearance Date: Time:	Tuesday, August 06, 2019 09:30 AM
Courtroom:	1
Participant Name:	CULLEN, PAUL A.
Participant Type:	Attorney
Participant Name:	NELSON, WILLIAM PETER
Participant Type:	Defendant

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- Click on a highlighted name to get docket information for this case.
- The court of record must be contacted for verification and any further information.

7 names match your search criteria.

					1
Name	Court	Case Number	Judgment Record	Court Information	s İı
1 Nelson, William Peter Defendant	Bainbridge Municipal	31371		08-24-1994	Dis
2 Nelson, William Peter Defendant	Bainbridge Municipal	C00006919		11-27-2006	v s t a
3 Nelson, William Peter Defendant	Bainbridge Municipal	17841702		05-12-2014	c r c
4 Nelson, William Peter Defendant	King County District	8Z0679612		07-02-2018	ł
5 Nelson, William Peter Defendant	King County District	8Z0683358		07-05-2018	۲ v
6 Nelson, William Peter Defendant	King County District	718017238		06-30-2018	
7 Nelson, William Peter Petitioner	Bainbridge Municipal	47-000018		10-23-2018	C V C

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1/21/2010

Name

Saarch Docuite

Date of Birth

Cases (1)

Case Number	File Date	Туре	Location	Party Name	:
94-2-01102-4		DVP Domestic Violence	Kitsap		

1 - 1 of 1 items

.

1 - 12 of 12 items

Party Search Results

Name

Date of Birth

NELSON, WILLIAM P

Cases (1)

: Case Numb	File Date	Туре	Location	Party Na	
14-2-03185-	03/27/2014	TRJ Transcript of	Snohomish	;	
6		Judgment			

NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name	
18-2-03205-18	11/30/2018	INJ Injunction	Kitsap	1810 a Bra a Marina Marina (Marina) a Marina (Marina (Marina (Marina (Marina (Marina (Marina (Marina (Marina (M	

1 - 1 of 1 items

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1 - 1 of 1 items

NELSON, WILLIAM P

Name

Saamh Daeulte

Date of Birth

Cases (1)

Case Number	File Date	Туре	Location	Party Name	
08-2-02652-5	10/24/2008	COM Commercial	Kitsap		
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1 - 1 of 1 items

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NELSON, WILLIAM P

Cases (1)

:	Case Number	File Date	Туре	Location	Party Name
÷.,	09-2-07399-4	08/04/2009	COM Commercial	Snohomish	
we	٥ مار به ۲۰۰۰ مورد از ۲۰۰۵ ماریند (۲۰۰۰ ۲۰۰۵ ۲۰۰۵ ۲۰۰۵ ۲۰۰۰ ۲۰۰۵ ماریک ۲۰۰۹ ماریک ۲۰۰۹ ماریک ۲۰۰۹ ماریک ۲۰	alaah anato saga a agalang arawa na akisan ying da sakananang sarihasa	กระสมพัฒนาพระทำใหญ่ การสารที่ได้สรรมรายสร้างใหญ่สระได้รูปสามาระ 1 การสารที่ไปสามาระสุดภาพสุดภาพสุด การสะดา	an a	ليكافحها البلا مادر يعلي هارة مكافرون المدري بالأمامين والمنع مركز بالمالهم بالمريبة والكامر لأحديده

NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name	:
08-2-00388-6	02/13/2008	COM Commercial	Kitsap	e alizente d'handred tres ended an de sud gaspersio gradeted	, , , , , , ,

1 - 1 of 1 items

NELSON, WILLIAM P

1/01/2010

Name

Saarah Daeulte

Date of Birth

Cases (1)

Case Numb	File Date	Туре	Locati	Party Na
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NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name
12-2-00580-1	03/13/2012	COM Commercial	Kitsap	

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NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name	
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NELSON, WILLIAM P

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NELSON, WILLIAM P

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Case Number	Person Name	File Date	Participant Code	Status
155-00923	Nelson, William	01-27-15	Defendant	
124-00334	Nelson, William Arnold Jr	04-17-12	Old Name	
75-006031	Nelson, William J	05-30-07	Defendant	Closed
85-008905	Nelson, William J	07-18-08	Defendant	Closed
115-01477	Nelson, William P	11-30-11	Petitioner	Closed

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Judgment Record Number 10-9-15368-9 10-9-15368-9 10-9-15368-9 10-9-15368-9

Name FUNCHESS, AMY J NELSON, WILLIAM P DEBTOR OLSON LLC EDNA TRIPLE B CORP

File Date 05/14/2010 05/14/2010 05/14/2010 05/14/2010

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Case Number	Person Name	File Date	Participant Code	Status
Y12-07647	Nelson, William Michael	07-12-12	Defendant	
	Nelson, William P		Defendant	
98-002664	Nelson, William R	06-23-98	Defendant	Closed
Y1-000993	Nelson, William V	03-08-01	Defendant	Closed
Y7-000055	Nelson, William V Jr	01-17-07	Defendant	Closed

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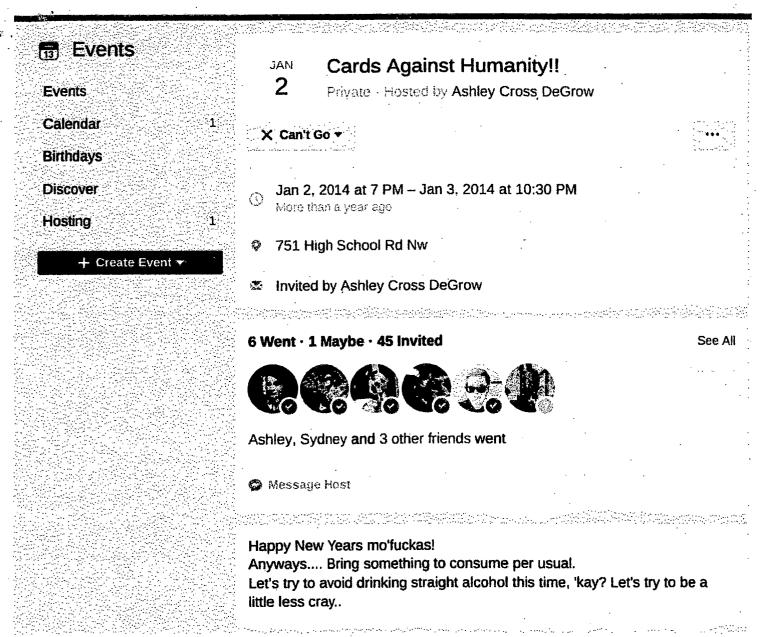
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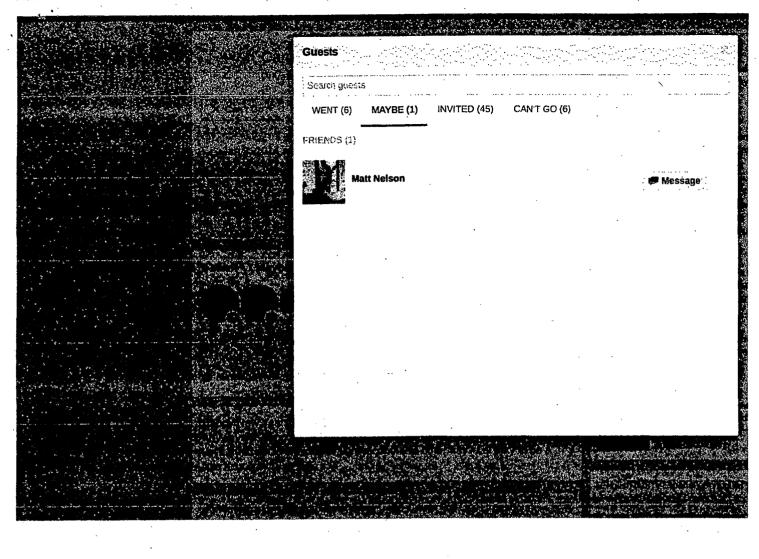




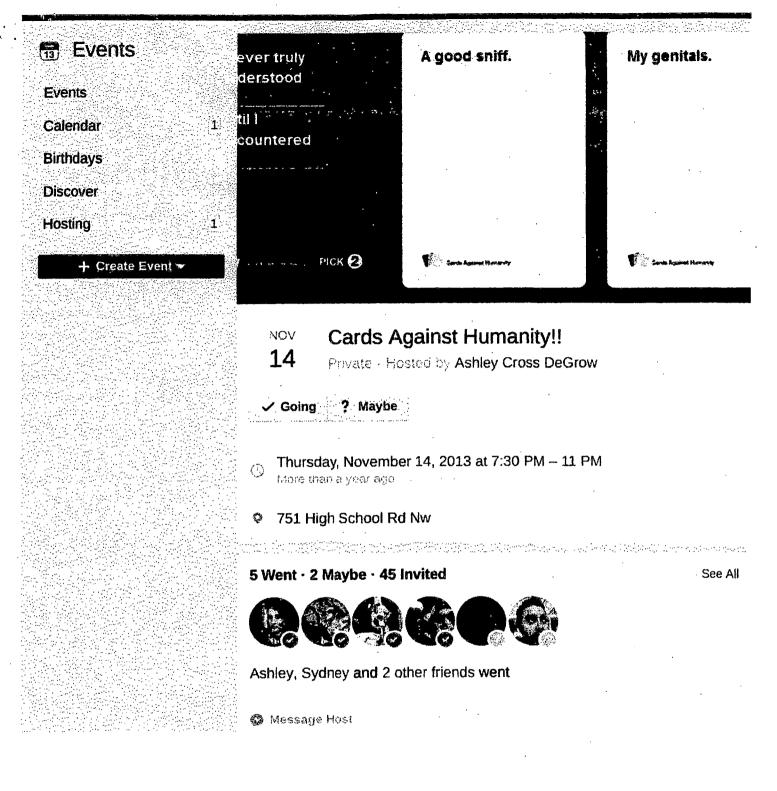
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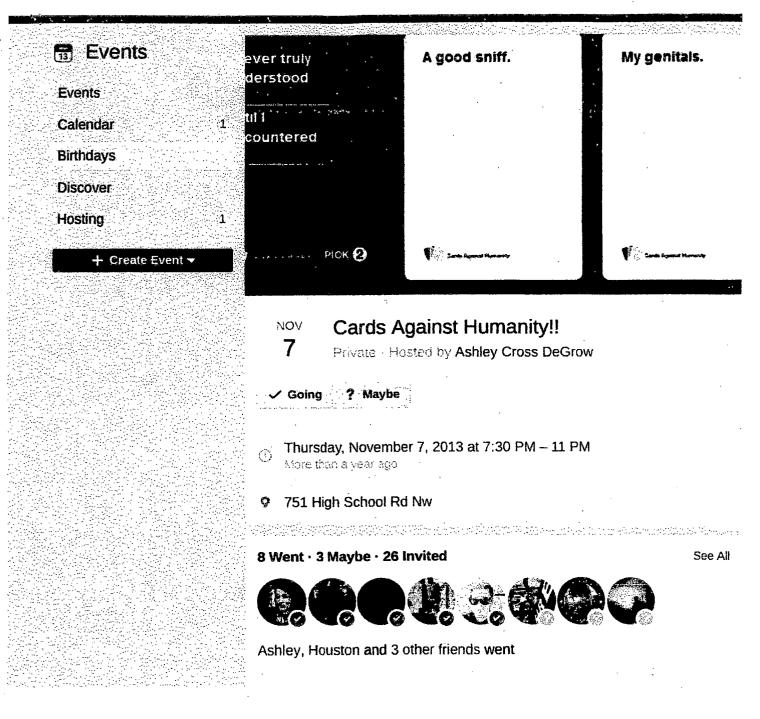
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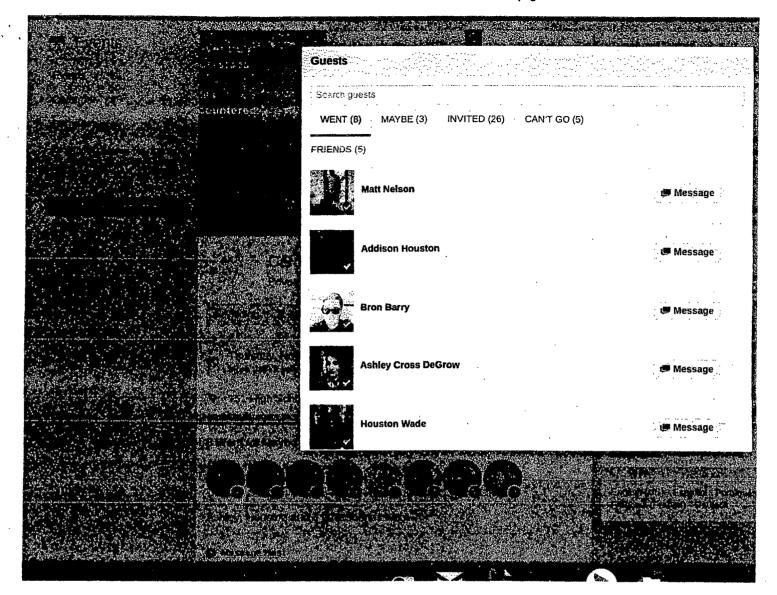
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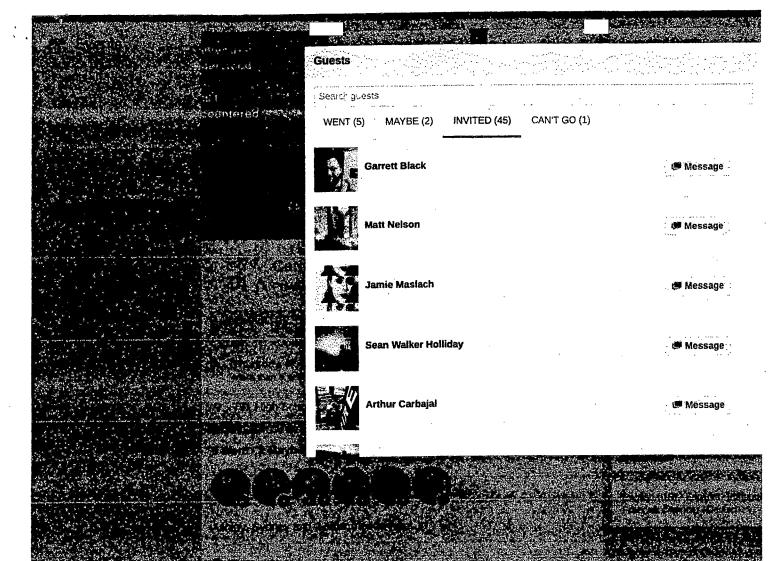


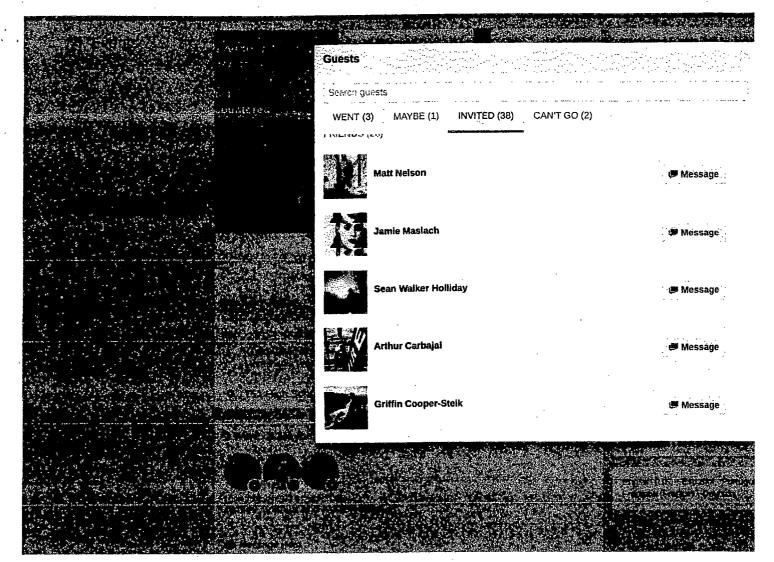
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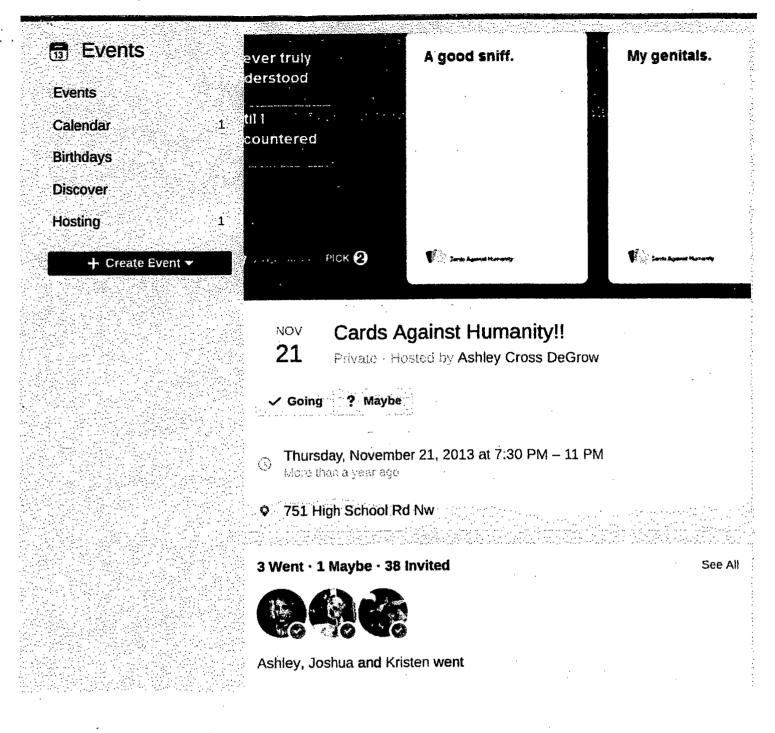


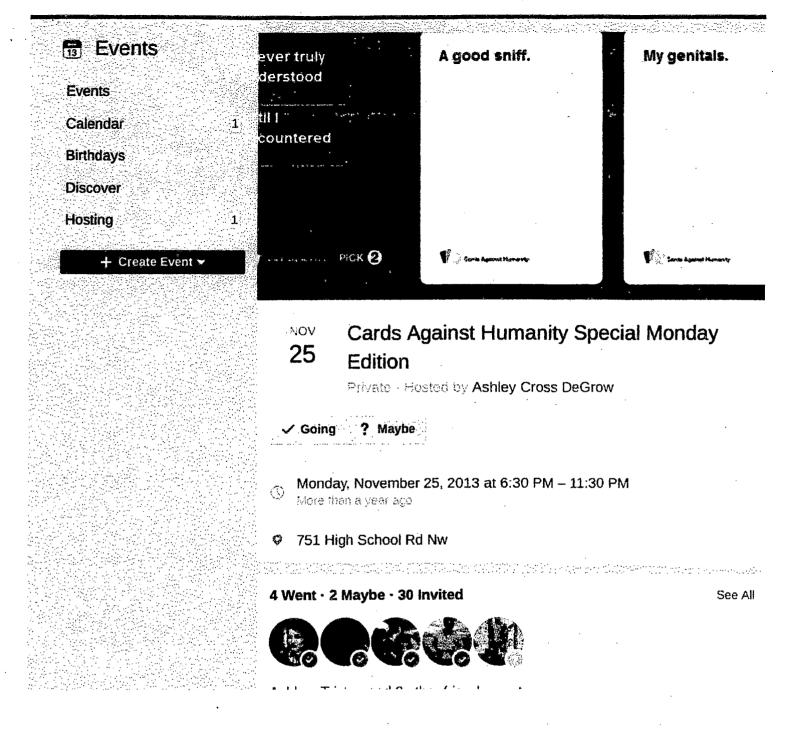


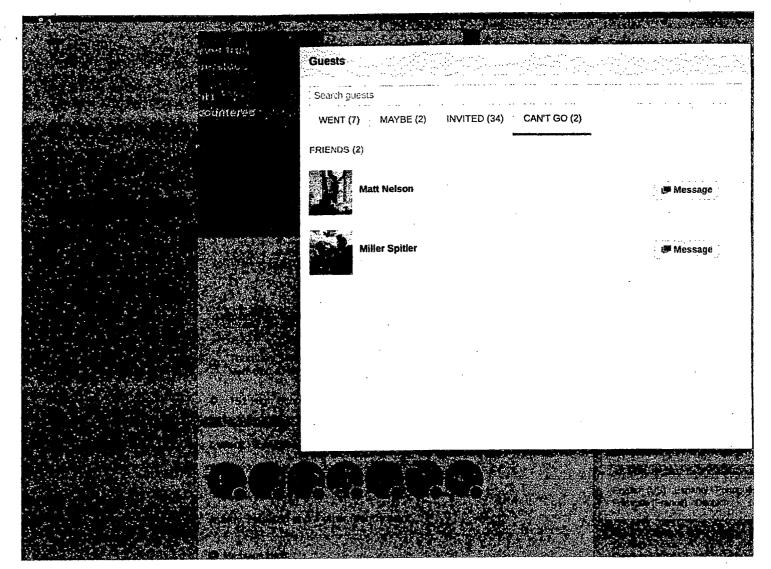




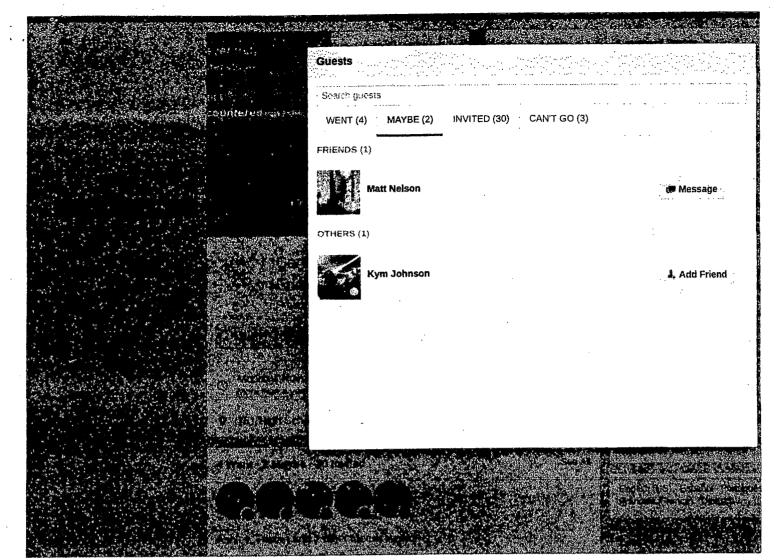
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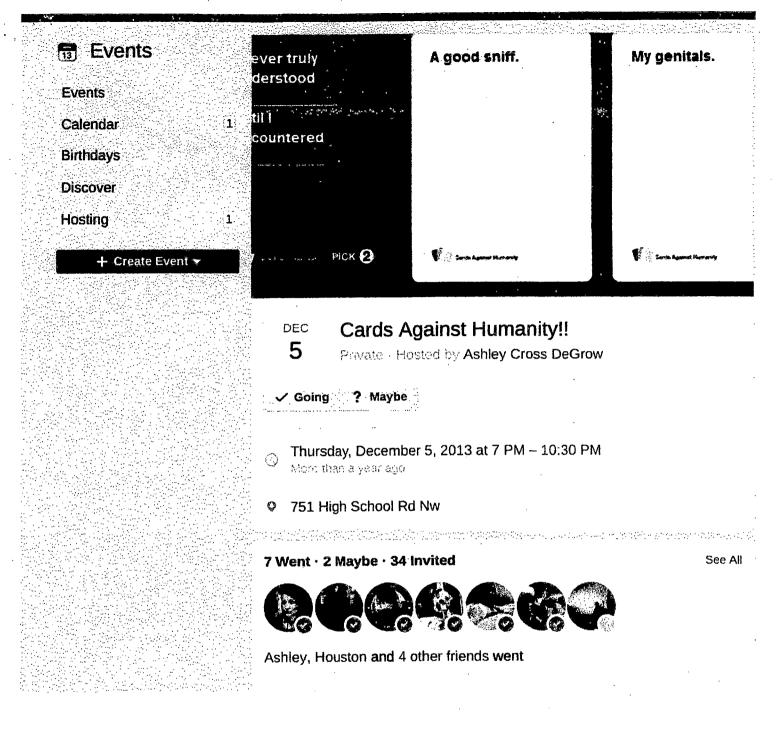


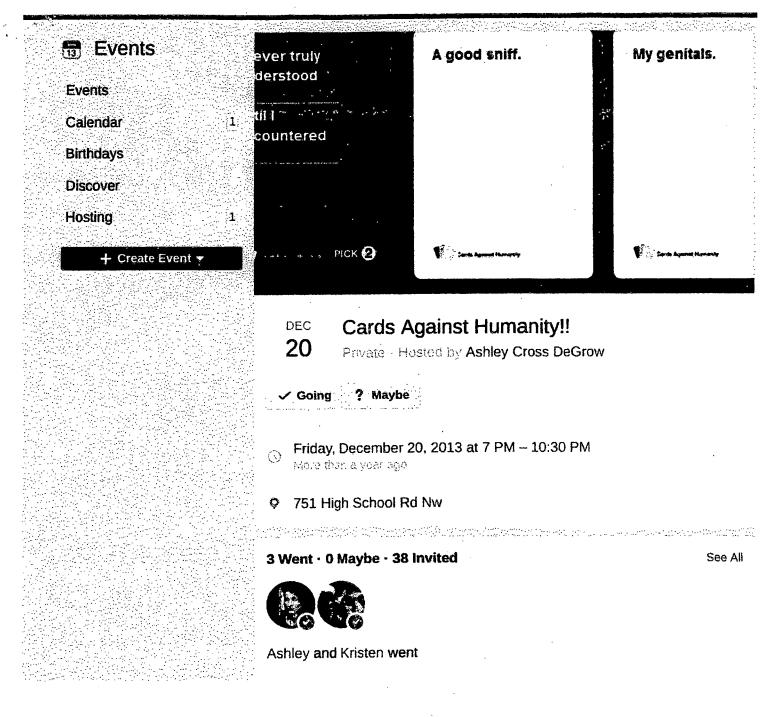


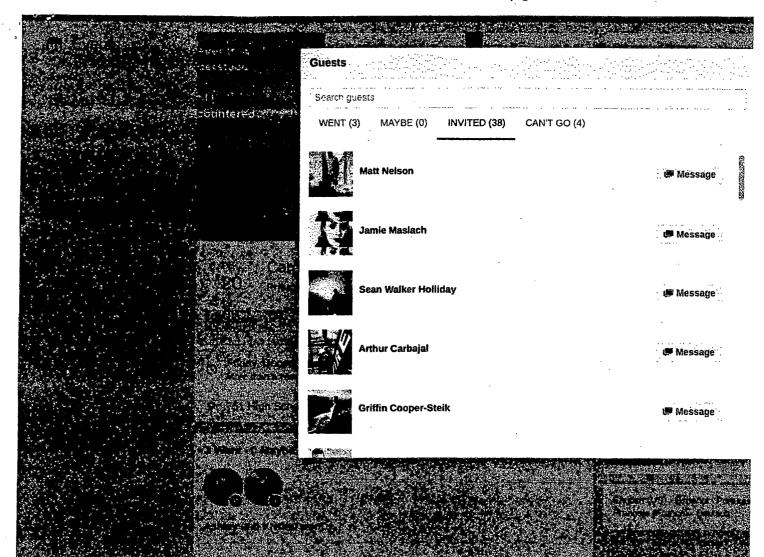


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Development is ready to blossom with new owner

By Dennis Anstine, BAINBRIDGE ISLAND REVIEW Published 12:30 pm PDT, Friday, September 2, 2011

John Jacobi now has a challenge to tackle during his "semi-retirement" years.

The founder nearly 40 years ago of Windermere Real Estate in Seattle has purchased the stalled Blossom Hill development orhood into a community dge Island.

Whidbey Island Bank he was s of the puzzle, other than to continue with the general ich Pass LLC.

nate goal.

like it before and had some aid Jacobi, who has spent his is is about leaving a legacy for good contribution to this

Jacobi still spends some days at his office in Lake Forest Park and has houses in both Seattle and Bainbridge. But much of his family lives on the island, where, at 70, he's spending more time these days. And that will increase as he assumes a "hands-on" approach to his new project.

A family affair

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As is his nature, he said, he's surrounding himself with many people who share his x

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and **Norm Landry**, who served as Nelson's project supervisor for the four unimistied buildings fronting Pleasant Beach Drive.

After spending 60 days of due-diligence analysis before purchasing the property from Whidbey Island Bank for less than \$10 million, Jacobi said it's "now full speed ahead" with the first phase of the project's new life.

Some parts of the plan are still being formulated, but the general concept is to turn the area into a service center that supports the south end of the island. It goes something like this:

. The last phase of the project - construction of some living units on the upper part of the property - remains intact at this point and is still at least a few years from fruition.

However, the original concept called for some 75 living units of various types and Jacobi said the number of units may be reduced and the types of residences changed, too. He considers a hillside community viable in the future, but there's no rush because of the current real estate climate.

. The first move involves Edna's, the current name of the large restaurant sitting on the bluff above Pleasant Beach Drive. Nelson spent more than \$1 million renovating it inside and out, and then reopened it as an upscale eatery just about the time the economy slowed

It bombed, and was on the market at one time for about \$3 million.

Jacobi wants to turn it into an event center, which he thinks makes sense considering the size of the complex and the dramatic view it offers of Rich Passage.

Work is already under way to return the interior into the dark-wooded "manor house" environment that still exists in the small "fireplace lounge." Jacobi hopes to hire an event director soon with the goal of opening the complex before the holidays.

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. The pivotal change involves scuttling the condominium/apartment concept for the \mathbf{x}

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The fourth building, which is northerly and the furthest from being done, might become a microbrewery and provide an anchor tenant. The bottom floor of the other three buildings would remain retail space.

This part is tentative, of course, since Jacobi would need to get a rezone from the city in order for an overnight lodge to be included in the project. He sees the lodge as overnight accommodations for people attending weddings or other large events at the restaurant.

"We're still open to what the community wants and we feel this will complement what is already there - what Steve Romein has done at Lynwood Center, which is terrific," he said.

With that in mind, he wants the exterior facade of the four buildings to be similar to the historic Lynwood Center complex. Originally, the four buildings on Blossom Hill were going to have a wood and brick facade, but Jacobi wants it to be only wood so it mirrors the building across the road.

"My vision of this is as a service center that fits in with what exists," he said. "And I have no restrictions. I am open to suggestions and I will be in touch with Romein and others involved in commerce in the area."

A different time

Whidbey Island Bank took over the City Bank of Lynnwood's assets and loans after a FDIC-forced closure, including the Rich Pass LLC loan. The bank officially became the development's owner in early April when it paid \$10 million for the property at a foreclosure auction.

Nelson said this week that he has "pending negotiations" with the new owner for equipment, fixtures and furniture in the restaurant. He said there's also the matter of nearly \$1 million in liens - including nearly 400,000 by Nelson Wood & Glass as a

subcontractor for the project - that were filed against Rich Pass LCC after the

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Nelson said he understood and has no hard feelings about what has happened.

"It's really a global problem, I'd like to take it personal, but it's hard to do that unless I'm abused on the way out the door," he said. "I started this thing six years ago and it was a hell of an opportunity, but not for this time. These days, only people with cash can play. But I've moved on and now Mr. Jacobi can go forward with it. For him, I think the value is three to five years out."

Jacobi said after work on the event center is done his team's attention will turn to getting the four building completed, and then focus on what will be placed inside them.

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This article was originally published in the Bainbridge Island Review on September 01, 2011.

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Work to resume on Bainbridge development that's been frozen two years



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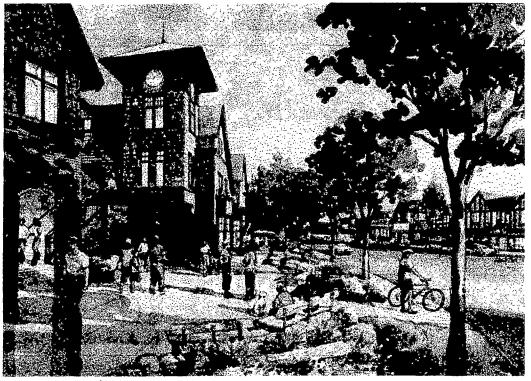






LOCAL NEWS

Work to resume on Bainbridge development that's been frozen two years



Work will resume in two on what is now being called Pleasant Beach Village. The giant mixed-used project at Lynwood Center on Bainbridge Island has stood idle for two years. (Contributed photo/Wenzlau Architects)

By Rachel Pritchett

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Here is a timeline of the evolution of Pleasant Beach Village at Lynwood Center on Bainbridge Island, formerly known as Blossom Hill:

1990s: Lynwood Center, a quaint Tudor-style neighborhood on southwest Bainbridge Island, is designated by the city as a neighborhood service center, allowing for more intensive development.



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new restaurant tenant.

2006: Nelson and architect Charlie Wenzlau introduce the Blossom Hill vision to neighbors nervous about erosion and increased traffic. The project is to include retail and condos on Lynwood Center Road, and roughly 80 homes going up a hillside on the 16.5-acre site, making it one of the biggest developments in island history. Nelson is among the investors.

2007: Steve Romein buys a similarly styled old commercial center nearby, Lynwood Center, and begins renovations, building hope among islanders that the center's charm will survive into the future.

2009: The giant project is halted as the recession hits. The project's bank, City Bank of Lynnwood, fails and Nelson no longer can draw on loans. Almost \$1 million in liens are filed by subcontractors.

April 15, 2011: The aborted development reverts back to the bank, now Whidbey Island Bank. Some \$27 million is owned on two original deeds. Whidbey purchases the project for \$10 million.

June and July 2011: An island investor group headed by real-estate leader John Jacobi investigates the feasibility of buying the project and resuming construction.

Aug. 17, 2011: The purchase deal closes, with the Jacobi group picking up the project for less than \$10 million.

Aug. 19: Jacobi says the project, now called Pleasant Beach Village, will resume.

Rachel Pritchett

Much to the delight and relief of Bainbridge Island's south-end business owners and residents, work soon will resume on a major development at Lynwood Center that has stood unfinished for two years.

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The deal with the project's owner, Whidbey Island Bank, closed Wednesday, and work will start within three weeks.

"We'd like to get going as soon as possible," said Jacobi, whose partners include his family, Tad Fairbank of Fairbank Construction Co. of Bainbridge Island, and Jim Laws, owner of Windermere Real Estate of Bainbridge Island. Fairbank will do the work.

Jacobi is 70, and the founder of the Seattle-based chain of 220 Windermere Real Estate offices wants to see the project come to be in his lifetime.

"I hope it's sooner than later," Jacobi, of Bainbridge Island and Seattle, said of the 16.5-acre purchase made for less than \$10 million.

The vision is unchanged. A row of buildings along Lynwood Center Road is to house retail and commercial on the ground floor, with 16 living units above. That's all that's been constructed at this point, and it's only about three-quarters done.

Jacobi said his group hasn't yet decided whether to make the living units above condominiums or apartments, and it's a little too early to talk about tenants on the ground floor.

"We haven't talked with one soul," he admitted.

Behind that, roughly 80 homes are to be perched on the hill overlooking Pleasant Bay. They are to be built later as the economy allows. A stunning historic building on the property known as the manor house could become another restaurant or even a destination for weddings and events, similar to the Hood Canal Vista Pavilion in Port Gamble. It will now be called Pleasant Beach Manor House.

If and when completed as originally envisioned, the project will be among the biggest ever completed on Bainbridge.

Work to resume on Bainbridge development that's been frozen two years

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"It will play a major role in the revitalization of Lynwood Center as a new shopping district for the south end of Bainbridge Island. When completed, Pleasant Beach Village ... will become a self-sufficient neighborhood, as envisioned by the island's comprehensive plan," he said.

> In the 1990s, Lynwood Center was named one of three "neighborhood service centers" on Bainbridge. That designation and the sewers installed later allowed for more dense building.

> The news Friday delighted nearby business owners at Lynwood Center, forced to look out their windows at the unfinished buildings enveloped by cyclone fencing.

> Jeff Brein, an owner of the old-time Lynwood Theatre, said, "It goes without saying that expansion of businesses as well as an expansion of a residential base, especially within walking distance of the theater, is good news for us."

Alan Simcoe, owner of Village Music, said, "Having something across the street will be delightful, to say the least."

The mess won't be missed.

"At first it was just ugly, and then you just don't see it," Simcoe said.

The project has had a lot of past heartache and pain.

Island native Bill Nelson had the dream initially. He undertook a \$1 million rebuild of the manor house in 2006. He and investors in Rich Pass, LLC ? mostly island folks ? then began building the mixed-used portion of what then was known as Blossom Hill.

Then the recession struck. The bank carrying the project, City Bank of Lynnwood, failed, preventing Nelson from making critical draws on his construction loans.

Worked stopped in 2009, as subcontractors slapped almost \$1 million in liens against the property. The subs were never paid and the investors lost

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The property slipped into foreclosure and this spring was returned to the bank that resumed City Bank's business, Whidbey Island Bank. More than \$27 millions was owing on the two original deeds. The bank picked it up for \$10 million.

Jacobi sees the potential of completing the final piece of this charming and historic little corner of Bainbridge Island.

"It has a real European village feel," he concluded.

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Bainbridge buzzing over Blossom Hill soil swap

.ike the hole that marks their origin, the nountains of dirt – atop the triangle of land ordered by Fletcher Bay, Bucklin Hill and ynwood Center roads – are growing. The dirt vill eventually be loaded into dump trucks ind hauled a short distance south to a new esting place, beneath the Blossom Hill levelopment taking shape on the hillside ibove Lynwood Center. Simply put, the oroject is a soil swap: Blossom Hill is getting ibout 2,200 dump truck loads of workable and in exchange for a larger amount of less lesirable glacial till that will go back into the ground at the borrow site.

Vednesday, June 11, 2008 6:41pm | NEWS

.ike the hole that marks their origin, the
nountains of dirt – atop the triangle of land
ordered by Fletcher Bay, Bucklin Hill and
.ynwood Center roads – are growing.

The dirt will eventually be loaded into dump trucks and hauled a short listance south to a new resting place, beneath the Blossom Hill levelopment taking shape on the hillside above Lynwood Center.

Simply put, the project is a soil swap: Blossom Hill is getting about 2,200 lump truck loads of workable sand in exchange for a larger amount of less lesirable glacial till that will go back into the ground at the borrow site.

The project has piqued the curiosity of passing motorists, and raised questions about its possible impacts on underground water in the area, ince there is an aquifer beneath the dig site and several wells nearby.

Some neighbors simply can't get over the enormity of the hole and its issociated piles, which were enough to prompt long-time contractor and .ynwood Center resident Charlie Christenson to take his first trip to City 'I've never been in here before," Christenson said last week at the planning counter. "But when I saw this... I can't even imagine something like this going on. I guess there are no rules here anymore."

A grade-and-fill permit for the work was issued by the city last month to Velson, Wood and Glass, the firm behind the Blossom Hill project.

Project managers Bill Nelson and Norm Landry said the dig site – owned by Wing Point resident Bill Moore – has long been used as a source of sand, as have other nearby sites that have since been capped without causing lamage to the aquifer.

As part of the permitting process, the firm was required to pay for an outside evaluation of the project's potential impacts.

Completed by Bainbridge-based Aspect Consulting, the study found the project would require mitigation to ensure proper recharge of the aquifer.

'Removal of the sand material and placement of low permeability fill naterials will diminish recharge," it said. "The flux of recharge through the ower permeability materials will be significantly less than under current conditions."

The study went on to say the total loss of recharge is "relatively small on a pasin-wide scale... but has the potential to be locally significant to any existing or future wells completed close to the project."

Bioswales and infiltration galleries – both modern stormwater nanagement techniques – will be part of the mitigation work. To ease tormwater flow, the perimeter of the site will have a slightly raised berm.

A layer of sand and hydroseed will be placed atop the glacial till. No organic naterials will be put into the site.

Nork began about three weeks ago, and could take another six weeks, lepending on the weather.

Hall.

'We looked carefully at the risks and are confident in what we're doing to ake care of the aquifer," Nelson said. "We spent nine months studying this - It's not just a guessing game."

But not everyone is satisfied with the Aspect study or the process by which he city permit was issued, according to comments submitted to planners.

Some people were worried about potential impacts of the dig on their wells. Others said the project wasn't properly noticed, which left an inadequate Imount of time for public comment.

South-end resident and hydrologist Douglas Dow said the Aspect study isn't sufficient.

'While Aspect's analysis of the possible water quality changes to water bassing through these soils may be true, I don't believe it has any relevance o the question of potential degradation of groundwater under the triangle bit," he wrote in his comments.

'Without background monitoring of the water quality of the underlying iquifer pre-and post-pit, how can the pit operators determine there has been no degradation?"

Jow, who said he has worked with the city on other projects and is familiar vith the area's hydrology, said he'd prefer to see the work stopped until a nore thorough analysis can be done.

Lity Planner Josh Machen said Aspect has been monitoring the work and will be required to sign off on the final product. He said he isn't aware of any negative impacts associated with past excavations of sand that had nappened nearby.

'Those projects were closer to the well sites," he said. "If there were roblems, we probably would have seen them show up by now."

long with the city and Aspect, the Kitsap County Health District reviewed he plans.

The excavation falls just short of being a mining project, a designation that vould have required additional permits.

The excavation area is permitted to be just under three acres in area and 15 eet deep. Originally the plan was to haul the Blossom Hill dirt to Suquamish, but Nelson said their chosen option is better because it reduced uel costs and emissions from trucks having to take loads off the island.

Crucks traverse about a mile of roadway before dropping loads at the Blossom Hill site, which will soon transform the area around Lynwood Center.

The first four mixed-use buildings will begin to rise at the bottom of the hill his summer, and should be finished by 2010. Over the next five years, some 30 residential units are slated to fill out the hillside.

Aeanwhile, Moore said he hopes the triangle of land he's owned since 1989 vill be improved when the excavation is finished.

He doesn't have any plans to develop it, but said it's been prone to problems n the past, including off-roading, drinking parties and bonfires. The oppearance of junk on the lot has also been routine.

Noore said he hauled away \$3,500 worth of garbage a few years ago – three usted cars were among the load – and had done his own grading work to imit illegal uses of the land before deciding to partner with Nelson.

Ie said that when the work is finished the site will look much the same as it lid before, hopefully minus some of the old problems.

But even he's shocked by the way things look now.

'It's an interesting site," Moore said. "When you see the pit it looks like hey're getting ready to build the Seafirst Building (skyscraper) – but here's no Seafirst Building going in."



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The big dig that was undone

An appeal against a stop-work order at a south-end sand pit was denied by the city hearing examiner last week.

Tuesday, September 23, 2008 8:54pm I NEWS



The city hearing examiner denied an appeal on a stop-work order for the sand pit near Lynwood Center.

A court order denies an appeal on worksite.

An appeal against a stop-work order at a south-end sand pit was denied by the city hearing examiner last week.

The stop-work order at the sand pit borrow side – a triangle of land bordered

by Fletcher Bay, Bucklin Hill and Lynwood Center roads – was issued in June of this year. Sand at the site was being extracted by Nelson Wood and Glass, owned by Bill Nelson, for the ongoing Blossom Hill development at Lynwood Center.

Upholding the stop-work order meant that Nelson would have needed a conditional-use permit issued by the city to continue with the filling of the site. However, now Nelson will have to seek additional permits from the Department of Natural Resources to continue reclamation since the agency is taking over jurisdiction in the matter.

DNR has argued that, since the site has historically been used as a sand mine, Nelson will be responsible for reclamation on the whole 4.2-acre site, not just the three acres he was originally permitted to use.

Under state law, a dig that exceeds three acres and a depth of 15 feet is classified as a surface mine subject to regulation under the Surface Mining Act of 1971. DNR in essence argued that access to a portion of the site constitutes access to the entire site and applicable laws.

Activity originally approved at the site allowed for the removal of 20,000 cubic yards of sand from a 3-acre area which was to be replaced by roughly 30,000 cubic yards of glacial till. The entire site was to then be covered with top soil.

The project was tagged by the city after citizen complaints. The stop-work order was issued because the size of the site being used in the project exceeded the three-acre maximum surface area due to the storage of stockpiled top soil for the final phase of reclamation. The storage of that soil on-site was also not allowed in the original permit.

When DNR officials were contacted, they said they had received a partially completed surface mining application that had not yet been paid for.

Nelson could not be contacted regarding the permit or the hearing examiner's decision at the time of printing.

Notes from last week's hearing show that Nelson admitted the project exceeded its required scope. The hearing examiner also noted that ongoing activities at the site were not threatening to the environment.

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Dreamed-of Bainbridge development foreclosed on, a victim of recession



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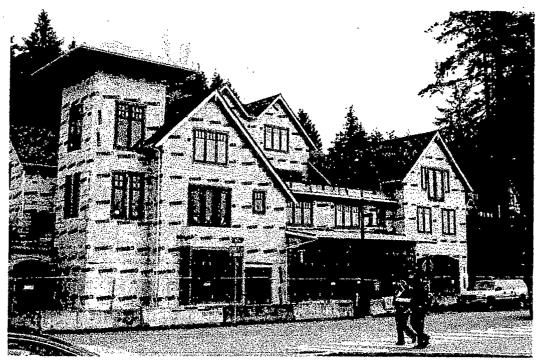




SUBSCRIPTION

LOCAL NEWS

Dreamed-of Bainbridge development foreclosed on, a victim of recession



Work on the Blossom Hill development in Lynwood Center on Bainbridge Island stopped nearly two years ago. A bank bought two original deeds of trust for the development during a foreclosure auction on Friday. (LARRY STEAGALL/ KITSAP SUN)

By Rachel Pritchett

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Blossom Hill, the aborted development that would have resulted in an expansive hillside neighborhood and commercial district at Lynwood Center on Bainbridge Island, reverted to the bank in a foreclosure auction Friday.

More than \$27 million was owing on two original deeds of trusts. Whidbey Island Bank purchased the deeds at auction for \$10 million. There were no other bids. Search...

KitsapSun



some of the project to finish the four commercial/condo buildings along Lynwood Center Road that initiated construction.

"All I know is I put six long, hard years into this project — not planning on standing down," Nelson said quietly at the auction near the Kitsap County Courthouse. Dozens listened in a cold April drizzle as a trustee droned through the foreclosure readings, including Rich Pass investors angry at losing their money.

"I feel extremely let down," said one who asked not to be identified. "I think nobody in Rich Pass had the expertise to pull off a large project like this."

The investment group consisted of 15 people, most from Bainbridge Island and the rest from other parts of the nation.

Nelson's vision was to create a self-contained community at Lynwood Center where residents would have no reason to go to congested Winslow for groceries, to mail a letter or eat out.

The commercial part would be Tudor-style to mesh with nearby Lynwood Center, and would serve residents of the 88 homes Nelson was to build on the hillside above, all looking down on Pleasant Bay.

Nelson had his eye on Lynwood Center since he was a boy growing up on the island.

"I used to marvel at the architecture of Lynwood. It was so odd and different," he said.

He had his chance in 2005, when he started a first-class renovation of a historic mansion-turned-restaurant on the 16-acre Blossom Hill site. The restaurant now is closed.

In 2006, he introduced his dream of Blossom Hill to neighbors in nearby Blakely Heights and along Pleasant Beach Drive in a couple of community meetings. Some were concerned about traffic, erosion, water

214

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pieces that would make the Lynwood Center neighborhood new and whole.

Kitsapdun

Construction began before the economy tanked, but stopped in 2009 in the midst of construction of the four commercial buildings. None of the hillside homes were ever built.

The project's original banker, City Bank of Lynnwood, had failed, and Nelson was unable to draw on a little less than \$500,000 remaining on his construction loan, according to Volney Howard, original investor with Nelson.

When City Bank's loans were picked up by Whidbey Island Bank, Nelson still could not make draws. The project was financially strangled. A host of subcontractors slapped liens on the property.

Since then, Lynwood Center visitors have edged by cyclone fencing and the buttoned-up construction site to get to a movie at the Lynwood Theatre or enjoy a bite at the Treehouse Café.

They long for the once charm-filled corner of Bainbridge Island to return to normal.

So do some of Nelson's loyal investors.

Share

60 O

"We're hopeful that we can make a deal with the bank. We have some outside investment interest," said Howard, who now lives in California.

Another investor, Barbara Sinnott of Bainbridge Island, said, "Lynwood Center really has to have something over there like that, and a lot of people have told us that."

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SUBSCRIPTION

Developer says Blossom Hill project isn't dead | Bainbridge Conversation

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tristan baurick

Bainbridge Conversation Rachel Anne Seymour engages island residents in a conversation about their community.

Developer says Blossom Hill project isn't dead



With a lot of rumors circulating about the demise of the Blossom Hill project, I called up its developer, Bill Nelson, last week to see what's what.

Nelson called the rumors "ludicrous" and "silly."

Despite some serious financial problems and a months of inactivity at the Lynwood Center site, he isn't ready to declare the project dead.

"We're taking it day by day," he said.

Developer says Blossom Hill project isn't dead | Balnbridge Conversation

Of course, the other big question – besides whether or not the project will be finished – is how all that new commercial space along Lynwood Center Road will be filled.

Read more here.

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December 16, 2009Business, economy, Lynwood Center Email This Post Email This Post

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• On towing your vehicle to safety or the shop



The in basket: Jeff Griswell says in an e-mail, "Recently my truck was having some issues and it could not make it home on its own so I had to have my wife tow me home with her van. I... Read More...

• King Tides don't always follow the tide tables



UPDATE: Dec. 19 An app used for reporting King Tides can also be used to report marine debris along the shoreline. Check out the news release issued today by the Washington Department of Natural Resources. ----- Higher-than-predicted marine waters, brought... Read More...

Development is ready to olossom with new owner

ohn Jacobi now has a challenge to tackle luring his "semi-retirement" years.

Brian Kelly hursday, September 1, 2011 7:50pm 1 [NEWS]

ohn Jacobi now has a challenge to tackle during is "semi-retirement" years.

The founder nearly 40 years ago of Windermere Real Estate in Seattle has purchased the stalled Slossom Hill development with the goal of nelping turn the Lynwood Center neighborhood nto a community service center that is second only to Winslow on Bainbridge Island.

When Jacobi bought the 16.5 acres two weeks ago rom Whidbey Island Bank he was still unsure

bout exactly what to do with the three pieces of the puzzle, other than to ename the development Pleasant Beach Village and to continue with the general vision of the original developer/owner, Bill Nelson and Rich Pass .LC.

He is no longer vague, however, especially about his ultimate goal.

'It's a huge project, though I've actually done something like it before and nad some success. But this is not about the money in this case," said Jacobi, who has spent his working life buying, selling and developing property. "This is about leaving a legacy for my family and being a steward for property that will be a good contribution to this community. I feel very strongly about it." acobi still spends some days at his office in Lake Forest Park and has houses n both Seattle and Bainbridge. But much of his family lives on the island, vhere, at 70, he's spending more time these days. And that will increase as ne assumes a "hands-on" approach to his new project.

\ family affair

As is his nature, he said, he's surrounding himself with many people who hare his vision for Lynwood Center, including: several family members; l'ab Fairbank (of Fairbank Construction Co.); Bainbridge Island Windermere oroker/manager Jim Laws; architect Charlie Wenzlau, who created the original design for the Blossom Hill project; and Norm Landry, who served is Nelson's project supervisor for the four unfinished buildings fronting 'leasant Beach Drive.

After spending 60 days of due-diligence analysis before purchasing the property from Whidbey Island Bank for less than \$10 million, Jacobi said it's 'now full speed ahead" with the first phase of the project's new life.

Some parts of the plan are still being formulated, but the general concept is o turn the area into a service center that supports the south end of the sland. It goes something like this:

The last phase of the project – construction of some living units on the upper part of the property – remains intact at this point and is still at least a ew years from fruition.

Iowever, the original concept called for some 75 living units of various ypes and Jacobi said the number of units may be reduced and the types of esidences changed, too. He considers a hillside community viable in the uture, but there's no rush because of the current real estate climate.

The first move involves Edna's, the current name of the large restaurant itting on the bluff above Pleasant Beach Drive. Nelson spent more than \$1 nillion renovating it inside and out, and then reopened it as an upscale eatery just about the time the economy slowed

t bombed, and was on the market at one time for about \$3 million.

acobi wants to turn it into an event center, which he thinks makes sense onsidering the size of the complex and the dramatic view it offers of Rich 'assage.

Nork is already under way to return the interior into the dark-wooded 'manor house" environment that still exists in the small "fireplace ounge." Jacobi hopes to hire an event director soon with the goal of opening he complex before the holidays.

The pivotal change involves scuttling the condominium/apartment oncept for the planned 15 units located in the four two-story buildings that ire now about three-fourths finished. Instead, he'd like to create a "small, outique-type lodge" of about a half-dozen units in the upstairs of the hree buildings that are currently connected.

The fourth building, which is northerly and the furthest from being done, night become a microbrewery and provide an anchor tenant. The bottom loor of the other three buildings would remain retail space.

This part is tentative, of course, since Jacobi would need to get a rezone rom the city in order for an overnight lodge to be included in the project. He sees the lodge as overnight accommodations for people attending weddings or other large events at the restaurant.

'We're still open to what the community wants and we feel this will complement what is already there – what Steve Romein has done at .ynwood Center, which is terrific," he said.

With that in mind, he wants the exterior facade of the four buildings to be imilar to the historic Lynwood Center complex. Originally, the four buildings on Blossom Hill were going to have a wood and brick facade, but acobi wants it to be only wood so it mirrors the building across the road.

'My vision of this is as a service center that fits in with what exists," he aid. "And I have no restrictions. I am open to suggestions and I will be in ouch with Romein and others involved in commerce in the area."

**** different time

Candidate profile — Bill Nelson

Environmental concerns are driving out other values in city decisionmaking, contractor Bill Nelson says. In what he calls an effort to "restore balance," Nelson is running for the central ward, position 4, city council seat being vacated by Merrill Robison. "For the sake of protecting Bainbridge Island's environment, we've forsaken other parts of the quality of life, such as human interaction," Nelson said. The 42-year-old island native says that excessive regulation is driving up costs and depriving the island of diversity. He is critical of council decisions such as the proposed landscape ordinance that have the effect of lowering housing densities, saying that lower densities require more land per home, which, in turn, raises prices. Conversely, he believes that to make housing more affordable, zoning needs to be changed to make higher densities possible in areas such as Lynwood Center. "We can promote affordable housing through zoning," he said. "We don't need higher density everywhere, but we need it in some areas for affordability - you can't have it both ways." Nelson believes the city could contract out much of the regulatory work it does, particularly on development matters, saving both money and staff time. "The developers have to pay for bureaucracies, and they pass those costs on to the end-users," he said. "And it takes time away from work that the city engineer, for instance, needs to spend on public projects."

Wednesday, October 10, 2001 8:00pm 1 NEWS

Environmental concerns are driving out other values in city decisionmaking, contractor Bill Nelson says.

In what he calls an effort to "restore balance," Nelson is running for the central ward, position 4, city council seat being vacated by Merrill Robison.

"For the sake of protecting Bainbridge Island's environment, we've forsaken other parts of the quality of life, such as human interaction," Nelson said.

The 42-year-old island native says that excessive regulation is driving up costs and depriving the island of diversity.

He disputes that argument that living on board constitutes a long-standing, historic use of the inner harbor.

"The first time anybody anchored out there was in the late '70s or early '80s, when some kids towed a houseboat out there and used it for parties," he said.

Instead of an anchor-out liveaboard area in the inner harbor, Nelson would like to see an extension of the city dock at Waterfront Park to create a number of additional mooring slips.

Some of those should be subsidized, he said, to provide affordable-housing opportunities.

Island industry

After graduating from Bainbridge High School, Nelson worked at a variety of jobs – commercial fishing, construction, on a tug, and at the old Wyckoff plant.

He founded Nelson Wood and Glass in 1987, and the company now employs 17 people.

This is his second try for a city council seat. In 1993, he narrowly lost to incumbent Charles Averill.

Nelson criticizes opponent Bill Knobloch as a single-issue candidate, referring to Knobloch's opposition to the proposed driving range at Wing Point golf club, saying single-issue advocacy does not produce a wellrounded candidate.

But Nelson, a Wing Point member, is not adamantly in favor of the driving range itself. He would like to see the city consider building a public driving range, open to everybody, perhaps on the SR-305 corridor.

"Land right on the highway is too noisy to be developed, but the traffic wouldn't be a problem for a driving range," he said.

Nelson thinks the no-growth or slow-growth faction in the community – "the people who want Bainbridge Island to stay exactly the way it was when they moved here" – is over-represented on the present city council. He blames that on the lack of involvement from those with different viewpoints.

"Very few people who work on the island are involved in government," he said.

BAINBRIDGE ISLAND

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clear and convincing evidence on the challengers, Flynn said. It is a high legal standard, to prove that someone doesn't live where they say they do, she said. The hearing date will be set Monday, with the proceeding to be held sometime before Aug. 19.It marks at least the fifth time in the past several years that such a challenge has been made in Kitsap elections.Perhaps the highest profile dispute came in 1999, when a North Kitsap political activist filed for the office of mayor of Poulsbo. The house in which she claimed to reside turned out to be vacant, and was razed shortly thereafter to make way for a new development. The candidate's registration was canceled. That same year, a man who won a seat on the North Kitsap School Board was disgualified from office after the election, when a challenge against his residency was sustained. The house in which he claimed to live was found to lack basic utility service, and had been condemned by the county. Two other recent challenges, both involving candidates in the Bremerton area, were not upheld. It's fairly extraordinary, Flynn said. We have more than our share of these in Kitsap County, and I'm not sure why.Both Atkinson and Smith are residents of Azalea Avenue, the same street on which Knobloch lives. "



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IN THE SUPERIOR/DISTRICT COURT OF THE STATE OF WASHINGTON SAP CONTEY CLERK IN AND FOR THE COUNTY OF KITSAP

Hay 3 11 28 AH '94

FILED

Nelson Petitioner.

Nelson

011:02 RT4. FREHOENSTEIN 94 Z ENS DEPUTY No. DECLARATION (DCLR)

The following declaration may be incorporated by reference to a Petition for an Order of Protection pursuant to a RCW 26.50 or RCW 10.14:

Respondent.

Exhibit F

RCW 26.50.010(1) DOMESTIC VIOLENCE means: (a) physical harm, bodily injury, assault, or the infliction of fear of imminent physical harm, bodily injury or assault, between family or household members; or (b) sexual assault of one family or household member by another.

RCW 10.14.020(1) UNLAWFUL HARASSMENT means: a knowing and willful course of conduct directed at a specific person which seriously alarms, annoys, or harasses such person, and which serves no legitimate or lawful purpose. The course of conduct shall be such as would cause a reasonable person to suffer substantial emotional distress, and shall actually cause substantial emotional distress to the petitioner.

Describe specific acts and approximate dates of domestic violence/unlawful harassment.

I am the victim of domestic violence and/or unlawful harassment committed against me as follows: My husband William P. Nelson has violated the Restraining Order by coming into our house Last week while my 13 yr. old daughter was present on and ocreamed obsenities at me and chased me through the house , Leaving then returning and behaving violently. My daughter locked herself in the bathroom. In March of 1992 he tried to strangle me in the kitchen of our home. The children were afraid to call 911. He has behaved so violently toward me in front of my children that they are terrified of him and request that he not have any contact at all with, or approach them in Public places to try to sorce. shows of affection from them. We request that he be kept anywhere near the house. He has been seen and admitted to being in the Woods behind our house at night. We have had to have blankets in the windows. My 8 yr old Matthew is afrecid to get up to go to the bathpoom now at night 50 has started wetting the bed, He has been calling and dropping in on my daughter april at

work. She requests no contact from him

He has threatened that he will drive me crazy by his actions. We request this restraining order for our safety. In March I called 911 for fear that he would have me.

I understand if a Temporary Order for Protection is granted, I must appear at the scheduled hearing or I will no longer be protected under the law.

I declare under penalty of perjury under the Laws of the State of Washington that the foregoing statements in this declaration are true and correct.

5-05 - 94 Dated 10/93 0193

BAINBRIDGE ISLAND MUNICIPAL COURT Kitsap County, Washington	Mailing Address: PO Box 151, Rollingbay, WA 98061 Location Address: 10255 NE Valley Rd, Bainbridge Is., WA Phone # 206-842-5641 Fax # 206-842-0316 www.bainbridgewa.gov/court email: court@bainbridgewa.gov
CITY OF BAINBRIDGE ISLAND, Plaintiff,	Case No(s): 17841702
S VELSON, WILLIAM PETER Defendant.	SCRAM ALCOHOL MONITORING ORDER

on release if the Court does not monitor these conditions of release or probation terms by SCRAM

Abide by all other previously imposed conditions of release including no-contact orders

Warning to Defendant: If you violate any conditions of this SCRAM Alcohol Monitoring Order. a warrant for your arrest may issue, and you may be held with higher bail requirements and/or serve confinement for the violation. Issuance of a warrant will also result in forfeiting any bail you have

You must contact Officer Guy Roche at 206-396-7966 to make an appointment to schedule installation

If you successfully comply with SCRAM monitoring for a period of 30 days with no violations, you may be eligible to switch to the Smart Start alcohol monitoring device at a cost of approximately \$99/ month.

You may request a hearing before the Judge if you would like to switch to this option in 30 days.

SCRAM costs of \$20 for installation and \$10 per day are due weekly in advance or on a time pay agreement as arranged with the clerk. You are responsible for keeping the unit plugged in and operational as instructed by Officer Roche. You may be required to appear at court for occasional maintenance of the unit. Failure to comply with these requirements could result in a change of your

of your SCRAM bracelet immediately upon release and appear at the court no later than (date) for installation.

7/6/18 Date

alcohol monitoring.

posted.

Your conditions of release require:

Commit no criminal law violations

716118

Abstain from alcohol, marijuana, and non-prescribed drugs.

conditions of release and/or a warrant being issued for your arrest.

Submit to alcohol monitoring by wearing a SCRAM bracelet on your ankle

ell.

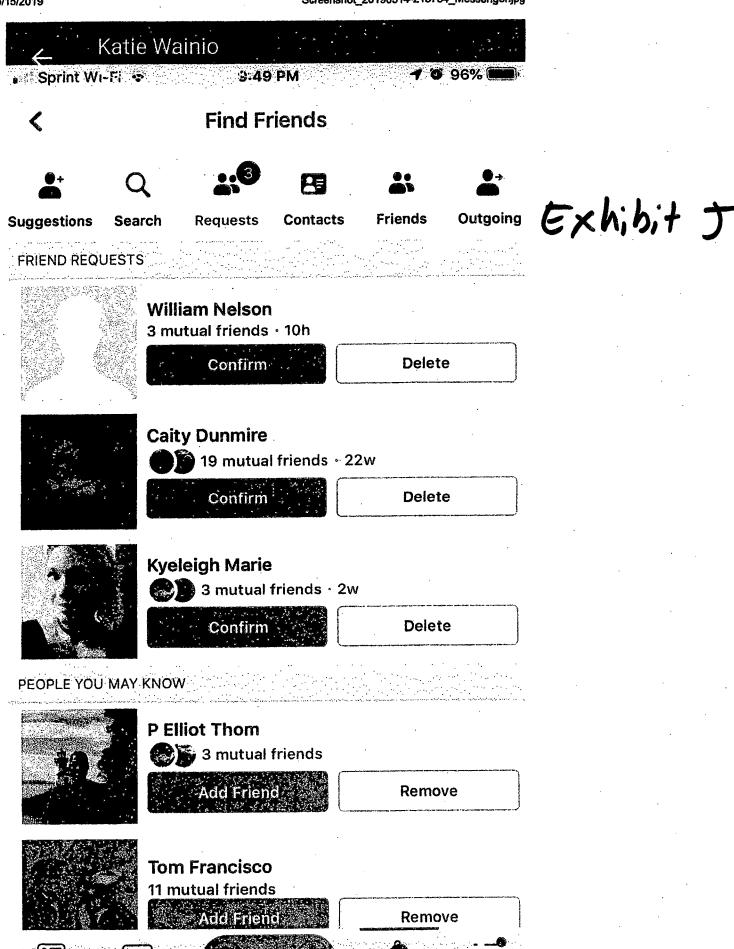
ael Pro Tem

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SUPERIOR COURT OF WASHINGTON COUNTY OF KITSAP

WILLIAM NELSON	Hon./Comm.	WILLIAM HOUSER
Plaintiff/Petitioner	Court Rptr	270
VS.	Court Clerk	ANGIE SMITH
	Date	JUNE 28, 2019
DOES I THRU XX; HOUSTON WADE Respondent/Defendant	No.	18-2-03205-18
	th Counsel th Counsel e / Other appeared	Pro-Se
THE MATTER BEFORE THE COURT [] Show Caus [] MotionOMDel_intervogetories [] Entry of Order [] Settlement [] Support Modif	DECOVER	
Testimony taken: Mr. Sandjni - Answers Vague or refers to people that		
		2 more than once. 2 materials provided.
Mr. Sanzini - Witness information Thewars are non-responsive.	on is not t	he materials.
Court-responses given by mr He has unfil July 12th to Will pay attorney tees in t	-Wade av Complete the amoust	e unresponsive- ely answer questions ntof 1/3000
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[] Temporary Orders granted/denied.] The Court take	
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1 2 3 4 5 6			RECEIVED AND FILED IN OPEN COURT JUN 2 8 2019 ALISON H. SONNTAG KITSAP COUNTY CLERK
7 8		IN THE SUPERIOR COURT OF T IN AND FOR THE CC	
9	WILLIAM N	NELSON,	NO. 18-2-03205-18
10		Plaintiff,	ORDER GRANTING DEFENDANTS'
11 12	v. HOUSTON	WADE	MOTION TO COMPEL DISCOVERY
13	HOUSTON	Defendants.	
14			
15	This	matter came on for hearing befo	re the Court on Plaintiff William Nelson's
16	("Nelson") N	Notion to Compel Discovery and F	or Attorney's Fees and Costs Pursuant to CR
17	37. The Co	urt reviewed the pleadings and file	es on record, heard argument of counsel, and
18	reviewed the	following documents:	
19	1)	Plaintiff Nelson's Motion to Cor	npel Discovery and For Attorney's Fees and
20	Costs Pursua	nt to CR 37;	
21	2)	Declaration of Alexander Savo	jni in Support of Motion to Compel and
22	attached exh	ibits;	
23	3)	Plaintiff's response in opposition.	, if any; and
24	4)	Plaintiff Nelson's Reply in Suppo	ort of Motion to Compel, if any.
25	The C	Court, being fully advised in the pre	mises, NOW, THEREFORE, IT IS HEREBY
26	ORDER, AE	DJUDGED, AND DECREED,	

PLAINTIFF'S MOTION TO CC 18-2-03205-18 Page 1 ORGMT 49 Order Granting Motion Petition 5983836

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Rhodes Legal Group, PLLC 918 South Horton Street, Suite 901 Seattle, Washington 98134 206-708-7852 | Fax 206-906-9230

That Plaintiff Nelson's Motion to Compel Discovery and For Attorney's Fees 1 1. 2 and Costs Pursuant to CR 37 is GRANTED. 3 2. That Plaintiff shall provide full and complete responses to Nelson's First fourteen Days Interrogatories and Requests for Production of Documents within seven (7) days of this 4 Order. (July 12, 2019) 5 6 3. That Plaintiff shall produce all documents responsive to Nelson's discovery 7 requests at its sole expense and that the documents shall be copied and shipped to Attorney 8 Alexander Savojni. 9 That Defendant shall pay Nelson's reasonable attorney's fees and costs in the 4. 000 00 10 amount of \$150.00; no later than seven (7) days from the date of this Order. 11 5. That Plaintiff Nelson is entitled to recover from Plaintiff reasonable attorney's 12 fees and costs incurred in enforcing this Order if necessary. DATED this 28 day of < une 13 2019 14 15 Honorable Judge/Commissioner WILLIAM C. HOUSER 16 17 18 Presented by: 19 20 21 Alexander Savojni WSBA #37010 22 Attorney for the Plaintiff 23 24 25 26

PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 2 Rhodes Legal Group, PLLC 918 South Horton Street, Suite 901 Seattle, Washington 98134 206-708-7852 | Fax 206-906-9230

ALISON H. SOMMTAG O ALISON H. SOMMTAG O IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KITSAP WILLIAM NELSON, Plaintiff, v. V. NO. 18-2-03205-18 DECLARATION OF ALEXANDER SAVOJNI IN SUPPORT OF MOTION FOR DEFAULT AND/OR FINDING		影響	FILED KITSAP COUNTY CLERK
IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KITSAP WILLIAM NELSON, Plaintiff, v. HOUSTON WADE, NO. 18-2-03205-18 DECLARATION OF ALEXANDER SAVOJNI IN SUPPORT OF MOTION FOR DEFAULT AND/OR FINDING CONTEMPT, AND AWARD OF FEE AND COSTS			2020 JAN 10 AM 11:00
IN AND FOR THE COUNTY OF KITSAP WILLIAM NELSON, Plaintiff, v. HOUSTON WADE, WILLIAM NELSON, Plaintiff, VI	· · ·	· · ·	ALISON H. SONNTAG
IN AND FOR THE COUNTY OF KITSAP WILLIAM NELSON, Plaintiff, v. HOUSTON WADE, WILLIAM NELSON, Plaintiff, VINDED PLAINTING OF ALEXANDER VINDE PLAINTING OF ALEXANDER VINDE PLAINTING OF ALEXANDER VINDE PLAINTING OF AUGUST AND AWARD OF FEE AND COSTS		•	· · · ·
IN AND FOR THE COUNTY OF KITSAP WILLIAM NELSON, Plaintiff, v. HOUSTON WADE, NO. 18-2-03205-18 DECLARATION OF ALEXANDER SAVOJNI IN SUPPORT OF MOTION FOR DEFAULT AND/OR FINDING O CONTEMPT, AND AWARD OF FEE AND COSTS			
IN AND FOR THE COUNTY OF KITSAP WILLIAM NELSON, Plaintiff, v. HOUSTON WADE, NO. 18-2-03205-18 DECLARATION OF ALEXANDER SAVOJNI IN SUPPORT OF MOTION FOR DEFAULT AND/OR FINDING O CONTEMPT, AND AWARD OF FEE AND COSTS			
IN AND FOR THE COUNTY OF KITSAP WILLIAM NELSON, Plaintiff, v. HOUSTON WADE, VINDE, VINDE V			
V. HOUSTON WADE, Plaintiff, NO. 18-2-03205-18 DECLARATION OF ALEXANDER SAVOJNI IN SUPPORT OF MOTION FOR DEFAULT AND/OR FINDING O CONTEMPT, AND AWARD OF FEE AND COSTS	IN THE SU		
	v.	Plaintiff,	DECLARATION OF ALEXANDER SAVOJNI IN SUPPORT OF MOTION FOR DEFAULT AND/OR FINDING O CONTEMPT, AND AWARD OF FEE
		Defendants.	

I, Alexander Savojni, declare the following matters to be true and correct under the penalty of perjury under the laws of the State of Washington:

I am the attorney of record for Plaintiff William Nelson. I am over the age of 1. 18 and am competent to be a witness to the matters stated herein. I am making this declaration based upon facts within my personal knowledge which would be admissible in court.

2. Such facts appear by way of records in my possession and such records are kept in the regular course of business. No changes or alterations in these records have been made since the date of origination. As the attorney for the Plaintiff, I am the custodian of said 18-2-03205-18 DCLR 51 records.



Rhoues Legar Group 918 South Horton Street, Suite 901 Seattle, Washington 98134 206-708-7852 | Fax 206-906-9230

SUPPLEMENTAL DECLARATION OF **ATTORNEY ALEXANDER SAVOJNI- Page 1**

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3. I make this Declaration in support of Plaintiff's Motion for Default and award attorney fees and costs.

PHIN

4. Attached as <u>Exhibit 1</u> is a true and correct copy of Plaintiff's discovery request to Plaintiff.

5. Attached as <u>Exhibit 2</u> is a true and correct copy of Defendant's first attempt at answers in response to the Plaintiff's interrogatories.

6. Attached as <u>Exhibit 3</u> is a true and correct copy of a follow up letter after the CR 26(i) conference call.

7. Attached as <u>Exhibit 4</u> is a true and correct copy of Defendant's documents, served on me during the June 14, 2019 hearing, in response to the Plaintiff's request for production. Eight of the eleven documents provided were labeled by the Defendant as "Exhibits A" through "J" but there was no "Exhibit H" or "Exhibit I." Please be aware, the Plaintiff's Exhibits A through G are different than those of the Defendant.

8. Attached as <u>Exhibit 5</u> is a true and correct copy of the Court's Order to Compel Discovery and Award Costs & fees which was issued on June 28, 2019. Please note there is a typo on the heading – it was the *Plaintiff's* motion not the *Defendant's*.

9. Attached as <u>Exhibit 6</u> is a true and correct copy of the Defendant's 3rd attempt in response to the Plaintiff's request for Production and Plaintiff's First Set of Interrogatories which were signed and verified by the Defendant on July 8, 2019 but received on July 17th. These documents were due July 12, 2019. No documents were provided. Only answers to interrogatories.

10. Attached as <u>Exhibit 7</u> is a true and correct copy of a letter sent to the Defendant requesting a second CR 26(i) conference and explanation of why his latest response was insufficient.

SUPPLEMENTAL DECLARATION OF ATTORNEY ALEXANDER SAVOJNI– Page 2

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11. Attached as **Exhibit 8** is a true and correct copy of the Defendant's 4th attempt in response to the Plaintiff's request for Production and Plaintiff's first sent of interrogatories based on the Party's *second* CR 26(i) conference.

12. Attached as <u>Exhibit 9</u> is a true and correct copy of a Declaration from Kitsap County Prosecutor Cassie Stokes with attachments.

13. Attached as <u>Exhibit 10</u> are true and correct copies of some of the Defendant's ongoing posts about the Plaintiff which he has an ongoing obligation to disclose and produce as they are responsive to a discovery request but has failed to do so.

14. Attached as <u>Exhibit 11</u> are true and correct copies of cited portions regarding the Defendant's communication with Kitsap County Prosecutor Cassie Stokes from the October 2, 2019 Deposition of the Defendant.

15. Attached as <u>Exhibit 12</u> are true and correct copies of cited portions regarding Defendant's attempts to obtain contact information of his witnesses from the October 2, 2019 Deposition of the Defendant.

16. I have been practicing law since 2005. My hourly rate is \$350.00 an hour, which is more than reasonable for an attorney with my level of experience. I estimate that I will have billed a total of 11 hours in bringing this motion, which includes the preparation of this motion for default, a declaration and proposed order, reviewing Defendant's material, and reviewing the deposition transcript, and having to appear to court. Thus, the total attorney's fees and costs estimated to be incurred in preparing Plaintiff's motion to compel are \$3850, which is reasonable under the circumstances.

Signed this January 9, 2020 in Seattle, Washington.

Alexander Savojni WSBA #37010 Attorney for the Plaintiff

SUPPLEMENTAL DECLARATION OF ATTORNEY ALEXANDER SAVOJNI– Page 3

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EXHIBIT 1

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

WILLIAM P. NELSON,

Plaintiff.

NO. 18-2-03205-18

PLAINTIFF'S FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS

HOUSTON WADE, an individual, and DOES I through XX

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Defendants.

INSTRUCTIONS AND DEFINITIONS

COMES NOW Plaintiff William Nelson and submits the following written interrogatories and requests for production to the Defendants Houston Wade, an individual, and Does I through XX.

In accordance with Rule 33 and 34, Civil Rules for Superior Court, please answer the attached interrogatories and requests for production. As required by applicable Rules, please answer each interrogatory and request within the blank space provided, inserting additional pages where necessary; verify your answers under oath on the form provided after the last interrogatory; and serve the original set of the interrogatories and requests for production, and

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 1

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answers thereto, to this office. You are required to serve your written response within thirty (30) days after service of these interrogatories and requests for production.

THESE INTERROGATORIES AND REQUESTS FOR PRODUCTION ARE TO BE TREATED AS CONTINUING. IF ADDITIONAL INFORMATION IS DISCOVERED BETWEEN THE TIME OF MAKING THESE ANSWERS AND THE TIME OF TRIAL, THESE INTERROGATORIES AND REQUESTS FOR PRODUCTION ARE ALSO DIRECTED TO THAT INFORMATION. IF SUCH INFORMATION IS NOT FURNISHED, THE UNDERSIGNED WILL MOVE, AT THE TIME OF TRIAL, TO EXCLUDE FROM EVIDENCE ANY INFORMATION REQUESTED AND NOT FURNISHED.

1. The term "person" means any individual, firm, association, partnership, proprietorship, corporation, joint venture, business trust, government or public entity or other business or legal entity.

2. As used in these interrogatories, the term "document" means and includes, the original and any copy, regardless of origin or location, of any book, pamphlet, periodical, letter, report, email, calendar, schedule notebook, memorandum, notation, message, telegram, cable, record, study, working paper, chart, graph, index, tape, correspondence, computer record, purchase order, change order, inspection report, log and/or diary of construction, contracts, agreements, leases, invoices, payment requests, payment certifications, electronic or other transcriptions or taping of telephone or personal conversations or conferences, or any and all other written, printed, typed, punched, taped, filmed, or graphic matter, or tangible thing, however produced or reproduced.

3. The term "you" and "your" refers to the person or entity to which these interrogatories and requests are directed, including but not limited to all other persons acting or purporting to act on its behalf.

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 2

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4. The term "communication" means any transfer of information, ideas, opinions or thoughts by any means, at any time or place, under any circumstances, and is not limited to transfers between persons, but includes other transfers, such as records and memoranda to file.

5. The term "statement" means any oral, written, stenographic, or recorded declaration of any kind or description as defined in CR 26(b)(4).

6. When asked to "identify" and locate documents, you are required to state the nature of each document (e.g., item of correspondence, file, contract, etc.) in detail sufficient to enable it to be produced on motion or request, the specific location of the document (e.g., building name, address, and room number), the name and address of the individual having physical possession and control thereof, and where the same may be made available for inspection and copying upon motion or request.

7. The term "identify" when used in reference to an individual person means to state his full name, present address, and telephone number, if known; his present position, and business affiliation. The term "identify" when used in reference to an entity other than an individual person means to state the entity's full name, last address and telephone number; and the name, last known address and telephone number of any representative(s) of said entity of whom you are aware.

8. It is not intended that these interrogatories and requests for production require the disclosure of any document that you claim is protected against disclosure as "work product" or "privileged", although the Plaintiffs reserves the right to move for disclosure thereof for good cause shown. Accordingly, whenever a document called for herein is claimed to be protected against disclosure as "work product" or "privileged" and is withheld on that ground, please provide a written response with the following information:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 3

(a) A description of the document sufficiently particular to identify it and to enable your company to identify, disclose, or produce it in response to an order of the above-entitled court;

(b) The nature of the protection claimed;

(c) A list of all persons who participated in the preparation of the document; and

(d) A list of all persons to whom the document was circulated, or its content communicated.

9. The term or name "Houston Wade" shall hereinafter be referred to as "Wade" or "Defendant."

10. It is expected that your production, pursuant to these requests, will include records in the possession of your accountants, bankers, lawyers, investigators or other persons who possess records deemed to be in you or your company's custody and control.

11. IF YOU CANNOT ANSWER OR PRODUCE AFTER CONDUCTING A REASONABLE INVESTIGATION, YOU SHOULD SO STATE AND ANSWER TO THE EXTENT YOU CAN, STATING WHAT INFORMATION YOU CANNOT PROVIDE AND STATING WHAT EFFORTS YOU MADE TO OBTAIN THE UNKNOWN INFORMATION.

12. The Plaintiffs requests that you produce all items requested below by attaching legible copies hereto. Plaintiffs will pay a reasonable charge for the copying of said documents upon presentation of an itemized statement or, in the alternative, to produce digital copies of the originals, or, in the alternative, the original of said documents for inspection and copying at the office of Rhodes Legal Group, within thirty (30) days of service of this Request or at some other date that is mutually agreed upon by the attorneys of record.

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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 4

· 1	II. INTERROGATORIES
2	<u>INTERROGATORY NO. 1</u> : Identify all Persons with knowledge concerning the
3	subject matter of this Action and describe the facts of which each Person identified has
4	knowledge.
5	ANSWER:
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10	INTERROGATORY NO. 2: Identify any Person whom you believe you may call as a
11	witness in this case and describe the nature of their testimony and/or any evidence they might
12	present at trial.
13	ANSWER:
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23	INTERROGATORY NO. 3: List any blogs, forums, or other websites on which you
24	commented regarding the Plaintiff, including the username/handle under which the comments
25	were made, the date of the posts, and the number of readers.
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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 5

ANSWER:

INTERROGATORY NO. 4: Identify any/all legal charges, convictions, lawsuits or other court proceedings you have been involved with, either as a party or a witness, and state the substance of the charges, parties' respective claims, defenses and the outcome of the action(s).

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ANSWER:

INTERROGATORY NO. 5: Identify all written documents that you authored in full

or part, regarding the Plaintiff, and the number of readers for each.

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 6

INTERROGATORY NO. 6: Who authored and who posted on the "Houston Wade" Facebook page a post on or about October 4, 2018, which stated "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing" and how many people read this post?

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ANSWER:

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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 7

INTERROGATORY NO. 7: Did Defendant identify the "alcoholic Republican politician/real estate developer" referenced in a post on or about October 4, 2018 (the post referenced in the Interrogatory No. 6) as the Plaintiff and if so, how?

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ANSWER:

INTERROGATORY NO. 8: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018 "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing."

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 8

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5	<u>INTERROGATORY NO. 9</u> : Who authored on the "Houston Wade" Facebook page a
6	post on or about October 4, 2018 stating "About 10-15 years ago the Chicken Coop
· 7	Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and
8	underage girls (it wasn't just cops, there were other prominent members of the community
9	like the above Bill Nelson who were regulars" and how many people read this post?
10	ANSWER:
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20	INTERROGATORY NO. 10: Please state the facts Defendant relied upon and identify
21	the source of said facts, when Defendant published on or about October 4, 2018, "About 10-
22	15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties
23	between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent
24	members of the community like the above Bill Nelson who were regulars"
25	ANSWER:
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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 9

INTERROGATORY NO.11: Who authored and published on or about October 21, 2018 a Facebook post which stated "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice." and how many people read this post?

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ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 10

INTERROGATORY NO. 12: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 21, 2018, "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice."

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 11

INTERROGATORY NO. 13: Identify all Persons who were consulted, relied upon, or otherwise constituted a source of information in connection with the preparation of the answers to these Interrogatories, and document requests, listing with respect to each Person the number(s) of the Interrogatories he or she helped to prepare or for which he or she was consulted, relied upon, or otherwise constituted a source of information.

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ANSWER:

INTERROGATORY NO. 14: Identify the women Defendant claims the Plaintiff raped, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 12

INTERROGATORY NO. 15: Identify the individuals Defendant claims the Plaintiff was abusive of, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER:

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INTERROGATORY NO. 16: Identify and explain in detail all methods you have used to investigate the truth or falsity of your claims regarding the Plaintiff, made directly or by denying in your Answer to the Complaint having made any false statements, including, but not limited to claims that the Plaintiff is a rapist, an abuser, cheats investors, a psychopath, a cokehead, participated in underage sex parties. Include, but do not limit your response to the identity of any individuals with which you have had contact regarding those claims and any communications you have issued or received with regard to those claims.

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 13

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1	INTERROGATORY NO. 17: Identify the substance and factual basis for each and
2	every defense(s) to allegations in Plaintiff's complaint.
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4	ANSWER:
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12	INTERROGATORY NO. 18 : Identify each exhibit you intend or reasonably expect to
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· [introduce into evidence at any hearing, trial, deposition, or by affidavit in this case.
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15	ANSWER:
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23	INTERROGATORY NO. 19: Please state all names by which you have been known, your
24	date and place of birth, your social security number, your residential address for the past ten
25	(10) years, your driver's license number, the full name of each spouse that you have had, and
26	the dates of marriage and divorce for each of your spouses.
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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 14

III. <u>REQUESTS FOR PRODUCTION</u>

REQUEST FOR PRODUCTION NO. 1: Produce any and all documents, correspondence, or posts you have authored which reference the Plaintiff from January 1, 2014 until present.

RESPONSE:

ANSWER:

REQUEST FOR PRODUCTION NO. 2: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 2.

RESPONSE:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 15

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REQUEST FOR PRODUCTION NO. 3 Produce true and correct copies of all documents, correspondence, posts, and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No.3.

RESPONSE:

REQUEST FOR PRODUCTION NO. 4:

REQUEST FOR PRODUCTION NO. 5:

Produce true and correct copies of all

Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 4.

documents and any other forms of evidence that prove, support, or otherwise relate to your

RESPONSE:

answer to Interrogatory No. 5.

RESPONSE:

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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO **DEFENDANTS – Page 16**

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2	REQUEST FOR PRODUCTION NO. 6: Produce all documents, correspondence,
3	or posts from January 1, 2014 until present which have been sent to you or are in your
4	possession concerning the Plaintiff.
5	RESPONSE:
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10	REQUEST FOR PRODUCTION NO. 7: Produce true and correct copies of all
11	documents and any other forms of evidence that prove, support, or otherwise relate to your
12	answer to Interrogatory No. 7.
13	<u>RESPONSE:</u>
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20	<u>REQUEST FOR PRODUCTION NO. 8:</u> Produce true and correct copies of all
21	documents and any other forms of evidence that prove, support, or otherwise relate to your
22	answer to Interrogatory No. 8.
23	<u>RESPONSE:</u>
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES RHODES LEGAL GROUP

AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 17

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1	<u>REQUEST FOR PRODUCTION NO. 9</u> Produce true and correct copies of	all
2	documents and any other forms of evidence that prove, support, or otherwise relate to y	our
3	answer to Interrogatory No. 9.	
4	RESPONSE:	
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11	<u>REQUEST FOR PRODUCTION NO. 10:</u> Produce true and correct copies of	all
12	documents and any other forms of evidence that prove, support, or otherwise relate to y	our
13	answer to Interrogatory No. 10.	۰.
14	RESPONSE:	
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19	<u>REQUEST FOR PRODUCTION NO. 11:</u> Produce true and correct copies of	all
20	documents and any other forms of evidence that prove, support, or otherwise relate to y	
21	answer to Interrogatory No. 11.	
22	<u>RESPONSE:</u>	
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO 918 South Horton St. Suite 90	

DEFENDANTS – Page 18

SEATTLE, WASHINGTON 98134 (206) 708-7852

1	
2	<u>REQUEST FOR PRODUCTION NO. 12:</u> Produce true and correct copies of all
3	documents and any other forms of evidence that prove, support, or otherwise relate to your
4	answer to Interrogatory No. 12.
5	RESPONSE:
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11	<u>REQUEST FOR PRODUCTION NO. 13:</u> Produce true and correct copies of all
12	documents and any other forms of evidence that prove, support, or otherwise relate to your
13	answer to Interrogatory No. 13.
14	RESPONSE:
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20	<u>REQUEST FOR PRODUCTION NO. 14:</u> Produce true and correct copies of all
21	documents and any other forms of evidence that prove, support, or otherwise relate to your
22	answer to Interrogatory No. 14.
23	<u>RESPONSE:</u>
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	PLAINTIFFS' FIRST SET OF INTERROGATORIES RHODES LEGAL GROUP

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 19

 $\langle j \rangle$ 包含對國國 顶刀 2 3 Produce true and correct copies of all 4 **REQUEST FOR PRODUCTION NO. 15:** documents and any other forms of evidence that prove, support, or otherwise relate to your 5 answer to Interrogatory No. 15. 6 7 **RESPONSE:** 8 9 10 11 12 13 14 15 16 Produce true and correct copies of all 17 **REQUEST FOR PRODUCTION NO. 16:** documents and any other forms of evidence that prove, support, or otherwise relate to your 18 answer to Interrogatory No. 16. 19 20 **RESPONSE:** 21 22 23 24 25 26

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 20

1	<u>REQUEST FOR PRODUCTION NO. 17</u> . Produce true and correct copies of all
2	documents and any other forms of evidence that prove, support, or otherwise relate to your
3	answer to Interrogatory No. 17.
4	<u>RESPONSE:</u>
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11	<u>REQUEST FOR PRODUCTION NO. 18:</u> Produce true and correct copies of all
12	documents and any other forms of evidence that prove, support, or otherwise relate to your
13	answer to Interrogatory No. 18.
14	RESPONSE:
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20	REQUEST FOR PRODUCTION NO. 19: Produce true and correct copies of all
.21	documents and any other forms of evidence that prove, support, or otherwise relate to your
22	answer to Interrogatory No. 19.
23	<u>RESPONSE:</u>
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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 21

の言葉が教言の INTERROGATORIES and REQUESTS FOR PRODUCTION propounded this 19th day of March, 2019, and signed pursuant to Washington Court Rules, CR 26(g). Alexander Savojni WSBA # 37010 Attorney for Plaintiff

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO **DEFENDANTS – Page 22**

VERIFICATION

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3 , declare under the penalty of perjury under the laws of the I. 4 State of Washington that I have read the foregoing answers to interrogatories and requests for 5 production, know the contents thereof, and believe the same to be true. 6 7 Signed at , Washington, this day of , 201_. 8 9 . By: 10 Defendant 11 12 13 14 :15 16 17 18 19 20 21 22 23 24 25 26

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 23

SUAWWED

EXHIBIT 2

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· 1	II. <u>INTERROGATORIES</u>
· 2	<u>INTERROGATORY NO. 1</u> : Identify all Persons with knowledge concerning the
3	subject matter of this Action and describe the facts of which each Person identified has
4	knowledge.
5	ANSWER: Listed in attached declaration
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10	INTERROGATORY NO. 2: Identify any Person whom you believe you may call as a
11	witness in this case and describe the nature of their testimony and/or any evidence they might
12	present at trial.
13	ANSWER: If a name is mentioned in the
14	attached documents, then it is likely they
15	will be called as a witness
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23	INTERROCATORY NO. 2. I to and 11. C.
23 24	INTERROGATORY NO. 3: List any blogs, forums, or other websites on which you
24 25	commented regarding the Plaintiff, including the username/handle under which the comments
1	were made, the date of the posts, and the number of readers.
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PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 5

R: FB: as Housdon Wach & Bainbrigh Island Bad List 1 **ANSWER:** 2 3 4 5 6 7 8 9 **INTERROGATORY NO. 4:** Identify any/all legal charges, convictions, lawsuits or other court proceedings you have been involved with, either as a party or a witness, and state 10 11 the substance of the charges, parties' respective claims, defenses and the outcome of the 12 action(s). Du Wirx V. Wade 13 14 **ANSWER:** 15 16 17 18 19 20 21 22 23 24 **INTERROGATORY NO. 5:** Identify all written documents that you authored in full 25 or part, regarding the Plaintiff, and the number of readers for each. 26 **ANSWER:**

You have and already submitted as ev. have such items no clue on realershy because you made me delete with a # TPO

INTERROGATORY NO. 6: Who authored and who posted on the "Houston Wade" Facebook page a post on or about October 4, 2018, which stated "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing" and how many people read this post?

it as the author. **ANSWER:** (Jar)

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 7

RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

INTERROGATORY NO. 7: Did Defendant identify the "alcoholic Republican politician/real estate developer" referenced in a post on or about October 4, 2018 (the post referenced in the Interrogatory No. 6) as the Plaintiff and if so, how?

ANSWER:

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Bill Velson.

INTERROGATORY NO. 8: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018 "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing."

ANSWER:

all listed in Attached documents

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO **DEFENDANTS – Page 8**

INTERROGATORY NO. 9: Who authored on the "Houston Wade" Facebook page a post on or about October 4, 2018 stating "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars" and how many people read this post?

ANSWER: Again, that was me as my name is attached to it. No clue how many people real that, commut. You made me delite it.

INTERROGATORY NO. 10: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018, "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars"

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 9

RHODES LEGAL GROUP 918 South Horton St. Suite 901 SEATTLE, WASHINGTON 98134 (206) 708-7852

INTERROGATORY NO. 11: Who authored and published on or about October 21, 2018 a Facebook post which stated "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice." and how many people read this post?

ANSWER:

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 10

I did

INTERROGATORY NO. 12: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 21, 2018, "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice."

ANSWER:

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Attache document, detail this

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 11

INTERROGATORY NO. 13: Identify all Persons who were consulted, relied upon, or otherwise constituted a source of information in connection with the preparation of the answers to these Interrogatories, and document requests, listing with respect to each Person the number(s) of the Interrogatories he or she helped to prepare or for which he or she was consulted, relied upon, or otherwise constituted a source of information.

Listed & neutrind in attached documents **ANSWER:**

him

INTERROGATORY NO. 14: Identify the women Defendant claims the Plaintiff raped, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER: Nelson Identified her in his TRo pettion. You might want to ask **ANSWER:**

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 12

INTERROGATORY NO. 15: Identify the individuals Defendant claims the Plaintiff was abusive of, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

It took/takes place whenever Be Bill Nelson was/is

to investigate the truth or falsity of your claims regarding the Plaintiff, made directly or by

denying in your Answer to the Complaint having made any false statements, including, but

not limited to claims that the Plaintiff is a rapist, an abuser, cheats investors, a psychopath, a

cokehead, participated in underage sex parties. Include, but do not limit your response to the

identity of any individuals with which you have had contact regarding those claims and any

Identify and explain in detail all methods you have used

tribger Larson

Audre, Olson

Andy Olson

Miril . Olson

Matthew Welson

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ANSWER:

in a room with them

INTERROGATORY NO. 16:

communications you have issued or received with regard to those claims. ANSWER: I had conversations with people, and had multiple independent cooberations from Several source. Including when worked assaulted who have been raped or assaulted by nelson, and men who have witnessed or responded to such actions.

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 13

1 Identify the substance and factual basis for each and **INTERROGATORY NO. 17:** 2 every defense(s) to allegations in Plaintiff's complaint. ANSWER: clearly outlined in the affached documents 3 4 5 6 7 8 9 10 11 **INTERROGATORY NO. 18:** Identify each exhibit you intend or reasonably expect to 12 13 introduce into evidence at any hearing, trial, deposition, or by affidavit in this case. 14 Attached 15 **ANSWER:** 16 17 18 19 20 22 23 **INTERROGATORY NO. 19:** Please state all names by which you have been known, your 24 date and place of birth, your social security number, your residential address for the past ten 25 (10) years, your driver's license number, the full name of each spouse that you have had, and 26 the dates of marriage and divorce for each of your spouses.

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2 **ANSWER:** objection, not relavant. 3 4 5 6 7 8 9 Ш. **REOUESTS FOR PRODUCTION** 10 **REQUEST FOR PRODUCTION NO. 1:** Produce any and all documents. correspondence, or posts you have authored which reference the Plaintiff from January 1, 11 12 2014 until present. RESPONSE: Alredy signified by plaintific That he the delete due to the TRO S. I are no longer have access. 13 14 15 16 17 18 **REQUEST FOR PRODUCTION NO. 2:** Produce true and correct copies of all 19 documents and any other forms of evidence that prove, support, or otherwise relate to your 20 answer to Interrogatory No. 2. 21 Attercher **RESPONSE:** 22 23 24 25 26

1	<u>REQUEST FOR PRODUCTION NO. 3:</u> Produce true and correct copies of all
2	documents, correspondence, posts, and any other forms of evidence that prove, support, or
3	otherwise relate to your answer to Interrogatory No.3.
4	RESPONSE:
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6	Attached
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1	<u>REQUEST FOR PRODUCTION NO. 4</u> : Produce true and correct copies of all
2	documents and any other forms of evidence that prove, support, or otherwise relate to your
3	answer to Interrogatory No. 4.
4	<u>RESPONSE:</u>
5	Attach
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o	<u>REQUEST FOR PRODUCTION NO. 5:</u> Produce true and correct copies of all
1	documents and any other forms of evidence that prove, support, or otherwise relate to your
2	answer to Interrogatory No. 5.
3	RESPONSE:
4	Attacher
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2	<u>REQUEST FOR PRODUCTION NO. 6:</u> Produce all documents, correspondence,
- 3	or posts from January 1, 2014 until present which have been sent to you or are in your
4	possession concerning the Plaintiff.
5	RESPONSE:
6	
7	Attach
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10	<u>REQUEST FOR PRODUCTION NO. 7:</u> Produce true and correct copies of all
11	documents and any other forms of evidence that prove, support, or otherwise relate to your
12	answer to Interrogatory No. 7.
13	<u>RESPONSE:</u> $() /)$
14	RESPONSE: AHacher
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19	DECLIEST FOR BRODUCTION NO. 9. Declars two and second seco
20	<u>REOUEST FOR PRODUCTION NO. 8:</u> Produce true and correct copies of all
21	documents and any other forms of evidence that prove, support, or otherwise relate to your
22	answer to Interrogatory No. 8. RESPONSE:
23	$\frac{\text{RESPONSE:}}{\Lambda 11 1 n}$
24	Attached
25	
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REQUEST FOR PRODUCTION NO. 9: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your 2 3 answer to Interrogatory No. 9. **RESPONSE:** Attached **REQUEST FOR PRODUCTION NO. 10:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 10. **RESPONSE:** Attached **REQUEST FOR PRODUCTION NO. 11:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 11. **RESPONSE:** Aftached

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO **DEFENDANTS – Page 18**

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REQUEST FOR PRODUCTION NO. 12: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 12. **RESPONSE:** Hach **REQUEST FOR PRODUCTION NO. 13:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 13. **RESPONSE:** 1 Hached **REQUEST FOR PRODUCTION NO. 14:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 14. Attached **RESPONSE:**

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1 2 3 4 **REQUEST FOR PRODUCTION NO. 15:** Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your 5 answer to Interrogatory No. 15. 6 **RESPONSE:** 7 8 9 Attached 10 11 12 13 14 15 16 **REQUEST FOR PRODUCTION NO. 16:** 17 Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your 18 19 answer to Interrogatory No. 16. **RESPONSE:** 20 offenclued 21 22 23 24 25 26

1	<u>REQUEST FOR PRODUCTION NO. 17:</u> Produce true and correct copies of all
2	documents and any other forms of evidence that prove, support, or otherwise relate to your
3	answer to Interrogatory No. 17.
4	RESPONSE:
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7	Attend
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11	<u>REQUEST FOR PRODUCTION NO. 18:</u> Produce true and correct copies of all
12	documents and any other forms of evidence that prove, support, or otherwise relate to your
13	answer to Interrogatory No. 18.
14	RESPONSE:
15	RESPONSE: AHachil
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20	REQUEST FOR PRODUCTION NO. 19: Produce true and correct copies of all
21	documents and any other forms of evidence that prove, support, or otherwise relate to your
2	answer to Interrogatory No. 19.
23	RESPONSE:
24	RESPONSE: A Honchel
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INTERROGATORIES and REQUESTS FOR PRODUCTION propounded this 19th day of March, 2019, and signed pursuant to Washington Court Rules, CR 26(g).

Alexander Savojni WSBA # 37010 Attorney for Plaintiff

PLAINTIFFS' FIRST SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION TO DEFENDANTS – Page 22

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2	VERIFICATION
3	I, Houston Wale, declare under the penalty of perjury under the laws of the
4	I, $\underline{\mu}$ I, \underline{\mu} I, $\underline{\mu}$ I, $$
5	State of Washington that I have read the foregoing answers to interrogatories and requests for
6	production, know the contents thereof, and believe the same to be true.
7	
- 8	Signed at <u>Runbridy Islal</u> , Washington, this <u>14</u> day of <u>Jun</u> , 201 <u>9</u>
9	By: Alt Cr
10	Defendant
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EXI

EXHIBIT 3

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RHODES LEGAL GROUP PLLC



918 South Horton St, Suite 901 Seattle, WA 98134 Phone: 206-708-7852 Fax: 206-906-9230 www.rhodeslegalgroup.com Robert Rhodes, Manager Alexander Savojni, Of Counsel Patrick Kwan, Of Counsel

May 16, 2019

Houston Wade C/O Bruciato 236 Winslow Way E. Bainbridge Island, WA 98110

Sent via Email

RE: Nelson v. Wade #18-2-03205-18

Dear Mr. Wade,

This letter is in regard to the CR 26(i) telephonic conference we had earlier today. Based off our conversation, it seems we have reached an agreement and understanding of what is to be expected as an appropriate and acceptable response to our interrogatories and request to produce.

As previously discussed, write out the actual answer and produce the requested documents for *each* interrogatory/request to produce – even if you think I have the answer already. When providing documents, you are to indicate which documents are being provided for which specific request. If you believe a document is responsive to several different requests, you can indicate in your answer which ones otherwise it will look like and be interpreted as you not responding to a specific request. Supplying a stack of documents without any indication of which specific request each document is responsive for is also not acceptable.

For your convenience, attached is another copy of the discovery requests if you returned your only copy to me previously. If you cannot produce an answer, please explain why not, such as the fact that there is no proof, only a suspicion.

If you have questions or concerns throughout the process, please contact me to seek clarification. I have agreed to your request for an additional week to prepare your answers. If further time is required for specific items, please explain why and what is being done to address the issue. However, additional time requirements for specific items is not cause for waiting to respond to the rest of the items. It is also important to note additional time for specific items is not infinite and not automatically acceptable.

Respectfully,

Alexander Savojni WSBA No. 37010 Attorney for William Nelson

EXHIBIT 4

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1	Houston Wade C/O Bruciato	
2	236 Winslow Way E. Bainbridge Island, WA 98110	
3	houstonwade@gmail.com	
4	IN THE SUPERIOR COURTOF THE STATE OF WASHINGTON	
5	IN AND FOR THE COUNTY OF KITSAP	
6	WILLIAM P. NELSON, Case No.: 18-2-03205-18	
7	Plaintiff,	
. 8	vs. DECLARATION OF HOUSTON WADE, DEFENDANT.	
9	HOUSTON WADE,	
10	Defendant	
11	Comes now the defendant herein, Houston Wade, declaring under penalty of perjury as follows:	
12	1. I, Houston Wade, am the defendant in the above entitled action and I am over the age of 18 and make these	
13	statements under the penalty of perjury in the under the laws of the State of Washington. I make this	
14	declaration of my personal knowledge.	•
15	2. I have known Bill Nelson since I was four years old. He married my best friend Audrey Olson's mother,	
16	Ginger Larson. From the moment Mr. Nelson was around, my mother told me that I was no longer allowed	
17	to go to Audrey's home (she lived two floors above me), but that Audrey was allowed to come to our	
18	home. My young mind didn't know the reason why this was the case, but what I didn't know at the time	
19	and was later revealed to me, was that Mr. Nelson was a violent alcoholic and cocaine addict and this was	
20	why I was not allowed to go to Audrey's home. Mr. Nelson even confirmed under oath at the Du Wors v.	
21	Wade hearing in the Bainbridge Island Municipal Court on November 6th that this was a period of intense	
22	cocaine use for him.	
23	3. After Audrey and her family moved to a new home on the island, I did not have any memorable	Í
24	interactions with Mr. Nelson until I was a teen, although, during that time he still managed to get in trouble	
25	with others, be arraigned for numerous DUIs, and had a domestic violence restraining order against him	
26	protecting his wife Ginger Larson. I did not have much contact with Mr. Nelson aside from a meeting	
27	where the high school's Earth Service Corps held their Christmas party hosted by his then step daughter at	
28	their home in Eagledale in 1998; but then in March of 1999, after the Tolo dance my senior year, a DECLARATION OF HOUSTON WADE, DEFENDANT 1	

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contingent of us students went to an after party. Yes, there was some underage drinking, but the party was mostly tame, until a drunk, 40-year old Bill Nelson appeared with a baggy of cocaine and almost immediately tried to force himself on an incapacitated 15-year old girl. The other boys and I managed to get the drunk Mr. Nelson out of the home and then stood guard in case he made another appearance. One of my greatest regrets in life was not calling the police that night, but many of my friends were in possession of alcohol and in my juvenile brain I justified it by telling myself that I didn't want them to get in trouble for that.

- 4. In 2001 Mr. Nelson announced his candidacy for the Bainbridge city council and towards the end of the filing period he was still running unopposed. After what I witnessed at that high school party a little more than two years earlier, I decided that I could not in good conscience allow a man like Bill Nelson to have any political power on the Island and I paid the filing fee and threw my hat into the ring. Unbeknownst to me, Bill Knobloch had also had disturbing run-ins with Mr. Nelson and filed to run the last minute just as I had done.
- As the summer wore on, it became apparent that Mr. Knobloch had the better chance to win than my inexperienced, youthful 20 years, so I dropped out of the race and endorsed him. I did some research into Mr. Nelson's fundraising and wrote a letter to the editor of the Bainbridge Review published the Wednesday before the election on October 31st, 2001. In my letter I highlighted just how much money Nelson had raised at the time, some \$13,000, and made note of the television commercials Nelson managed to run during the Nielson ratings record-breaking 2001 Mariners games, as well as Mr. Nelson's ulterior motive which was to skirt and drastically change building code and zoning laws and start developing the island. Mr. Nelson has a history of violating code. Trees determined to remain as greenspace would somehow all be cut down on a weekend. Homes that were to be set aside to low-income residents would be sold to Mr. Nelson's family members...
- 6. Mr. Nelson never responded to my letter with one of his own. Instead, The Bainbridge Review published a front-page article on Saturday November 3rd (The Review was twice a week back then) about how much money was being raised to fund campaigns on the Island, and where much of this money was coming from. Mr. Nelson's response to my letter and The Review article was to get drunk all Saturday morning at the Wing Point Country Club, Where Ms. Janelle Jefferson was his server, and then come to my place of work, DECLARATION OF HOUSTON WADE, DEFENDANT. 2

the Town & Country coffee bar at about 3pm, and threaten me in front of dozens of customers. Mr. Nelson also loudly said he was going to get me fired from my job.

The following Tuesday Mr. Nelson lost the city council race in a big way and the next night came into 7. T&C as I was closing the coffee bar and threatened my life, this time while I was alone. I called the police and got a manager and Nelson left. Mr. Nelson continued sneaking into the coffee bar several nights in a row to threaten me, sometimes saying things, sometimes passing by the window of my work area to stare me down and draw a finger across his throat. The store eventually had to hire a security guard whose entire job was to sit with me at night in case Mr. Nelson showed up. It was also during this time that Mr. Knobloch's next door neighbor and campaign manager, Mike Smith, had to obtain a restraining order against, and police protection from, Mr. Nelson for the exact same manner of physical threat and stalking. Flash forward a few years to around 2004/2005, and Katie Wainio was the commercial loan officer for 8. Sterling Savings Bank on Bainbridge Island. The bank rejected Mr. Nelson's commercial loan application for his desire to construct a large development in the Lynwood neighborhood of Bainbridge Island, a development he named "Blossom Hill". A few weeks later Ms. Wainio began her new job as the commercial loan officer at Kitsap Bank. Mr. Nelson applied for a similar commercial loan there as well and was rejected by Ms. Wainio a second time. Mr. Nelson then began stalking and threatening Ms. Wainio and she apparently sought a protective order against him.

Ms. Wainio then phoned other banks in an effort to blackball Mr. Nelson from every commercial lender she could think of and this delayed Mr. Nelson's development plans by many, many months. Mr. Nelson finally secured a loan from City Bank of Lynnwood and when construction began, a more than \$1 million renovation of the Manor House had to be completed before other construction could commence on the rest of the development. The initial development plan was scaled back to about 80 residential units. During construction Mr. Nelson ran afoul of the law by illegally dumping more than 2200 dump truck loads of soil into the sand pit between Bucklin Hill Road and Lynwood Center Road. The geologists who alerted the State about the illegal and possibly toxic dumping then also experienced physical threats and harassment from Mr. Nelson. Financial delays, construction delays due to the Manor House renovation, and legal troubles like the soil swap ate into Mr. Nelson's capital and as the economy collapsed into the Great

DECLARATION OF HOUSTON WADE, DEFENDANT. - 3

Recession, so did Mr. Nelson's project and it fell into foreclosure. This foreclosure cost many investors millions of dollars..

10. Never one to miss an opportunity Mr. Nelson attempted to file liens against himself for work completed in an effort to retain control of the development. It didn't work, for unknown to Mr. Nelson, one of the principal investors in Whidbey Island Bank was Jerry Dennon, and Mr. Dennon hated Mr. Nelson with every fiber of his being which is why Whidbey Island Bank was willing to bid \$10 million in April of 2011 for the deeds to the development that had been held by City Bank of Lynnwood prior to its collapse. Mr. Dennon's daughter was Elizabeth Kaltreider whom Mr. Nelson had raped a few years earlier and never faced the consequences of his actions for that atrocity. Ms. Kaltreider had committed suicide only two months before, and Mr. Dennon blamed Mr. Nelson for her death.

 Mr. Dennon made sure that the Blossom Hill development was foreclosed upon and later sold to John Jacobi to complete in early Summer of 2011 and renamed to "Pleasant Beach Village".

12. I had only learned of Mr. Nelson's rape of Ms. Kaltreider about that time in 2011 when during a conversation about the foreclosure of the development Troy Dettman told me about how he and his wife Gretchen were awoken in the middle of the night at their Ft. Ward home by a woman screaming for help. When they opened their front door, they found a naked Elizabeth Kaltreider shaking and exclaiming that she had just been raped and needed help. They witnessed several men quickly get into a car and drive away from the scene. The couple covered and comforted her and called the police. When the cops arrived, they found Mr. Nelson standing in the Dettman's driveway staring the couple down and smirking. The police briefly spoke with the Dettman's and Ms. Kaltreider and then returned to Mr. Nelson where they visibly shook his hand and then talked and joked with Mr. Nelson for a period of time. After which, the police informed the Dettman's that nothing nefarious had happened. The Dettmens witnessed the police physically assault Ms. Kaltreider and throw her onto the hood of the police car and threaten her with arrest. The police then left the scene, no official statements taken, no police report filed, no trip to the hospital for the victim, no rape kit administered. The police just got into their patrol cars and drove away, leaving a naked and traumatized Elizabeth Kaltreider in the care of two complete strangers. Sadly, Ms. Kaltreider jumped to her death off the Agate Pass Bridge in February of 2011 after telephoning her son to say goodbye, but according to an ex-girlfriend of Mr. Nelson's, Mr. Nelson had informed her that Ms. DECLARATION OF HOUSTON WADE, DEFENDANT. - 4

Kaltreider had indeed accused him of rape and had also telephoned him in the moments leading up to her death.

13. Including my own witnessing of Mr. Nelson attempting to force himself on a teenager at a party over a decade earlier, this made for the third instance of sexual assault by Mr. Nelson of which I was personally aware. In 2009, my coworker Meghan Kent, now Meghan Angell, a graduate of Bainbridge High School in 2004, told me about how when she was an underage teen one of her female friends invited her to a party at the "Chicken Coop" speakeasy in the Lynwood neighborhood of Bainbridge Island and she went along. When Mrs. Angell arrived, she was horrified to discover that Mr. Nelson and several prominent members of the Island's community, including Bainbridge police officers and members of the fire department, were engaged in plying these underage girls with drugs, alcohol, and cash to strip and perform sex acts on the men. She said the room was out of control and deeply disturbing. This information I found so completely astounding that I didn't know what to make of it or how to process it at the time. You will note that Mrs. Angell confirms the story in a comment under my initial Facebook post about Mr. Nelson in the documents submitted as evidence in Exhibit D by Mr. Nelson where she writes "Disgusting. And True..." Apparently just like in the Jeffrey Epstein case that has recently been in the news, the men would have the girls who performed bring in their friends to also perform at later parties.

14. A few years later I was discussing the Blossom Hill development and John Jacobi's takeover with a Mr. Ryan Landworth in 2012, when Mr. Landworth said that Bill Nelson and the Chicken Coop was the entire reason he had quit the fire department and went back to school to become a blacksmith. He then told me about how one of his superiors at the department invited him to a party at the Chicken Coop speakeasy in 2006 where he discovered Mr. Nelson and other powerful men including Bainbridge police officers and fellow firefighters engaged in plying underage girls with drugs, alcohol, and cash to strip and perform sexual acts on them. Horrified that his son's classmates from the high school were being exploited like this by men who should be pillars of the community, Mr. Landworth left. The accounts of these two sources, Mr. Landworth and Mrs. Angell, means that Mr. Nelson perjured himself during the Du Wors hearing when he claimed that no such parties ever happened at the Chicken Coop.

15. I suddenly had independent corroboration of the same event from individuals who did not know each other and sent an email to Josh Farley of the Kitsap Sun relaying what I knew and got Mr. Farley in contact with DECLARATION OF HOUSTON WADE, DEFENDANT. - 5

both Mr. Landworth and Ms. Angell. Eventually, after a 7-month investigation, the Kitsap Sun did not run the story citing that since the initial incident occurred almost decade earlier and the police involved were no longer with the department thanks to the hiring of Chief Hamner, it was no longer "news-worthy". I was completely disappointed.

16. Since that time Mr. Dean Gellert confirmed that these parties had been going on for years at the home of Mr. Nelson's friend Bill Blakely even prior to the Chicken Coop existing, where Mr. Blakely had a stripper pole installed and regularly hired girls from Bainbridge High School to do strip shows and more for large groups of his friends. These illegal events continued when Mr. Blakeley built the Chicken Coop and installed a stripper pole in there as well. Apparently, these parties are where noted porn star Tori Black got her start doing sex work while she was still a student at Bainbridge High School. Mr. Blakely even convinced one of the teenagers who performed at these parties, Mrs. Molly Aquino Roth, to drop out of school and move in with him.

17. My initial Facebook post concerning Mr. Nelson was inspired by the treatment of Dr. Blasey-Ford during the Kavanaugh hearing in early October. Many people had complained that Blasey-Ford had waited 35 years to come forward and my post was a demonstration of how a victim can come forward immediately and still nothing will be done. I have little doubt that the officers who responded to the Dettman's 911 call were among the officers present at the Chicken Coop speakeasy sex parties.

18. After being fed up with years of whispers about rape, assault, and abuse on the Island, I created the news page The Bainbridge Island Bad List, and Mr. Nelson was one of the first men I decided to profile on the page. A large portion of the women on the island are well-aware of Mr. Nelson's bad intentions. If the comments under my initial Facebook post are any indication, Mr. Nelson will willingly go after underage girls. There is a reason they referred to him as "Bad Bill".

19. Mrs. Ashley Cross Degrow wrote to me about how Mr. Nelson was very inappropriate towards her when she, as a child, was visiting a job site where her father was a subcontractor for Mr. Nelson, and later groped her at a party at the Chicken Coop where Mr. Nelson's son Matt witnessed it and almost got into a fight with his father over the incident. Mrs. Cross Degrow also witnessed Mr. Nelson attempting to get young women drunk specifically to take advantage of them while they were too intoxicated to consent. Mrs. Cross Degrow can also testify that Mr. Nelson lied under oath about when he stopped using cocaine and DECLARATION OF HOUSTON WADE, DEFENDANT. - 6 witnessed Mr. Nelson use cocaine recently. Mr. Jerod Ouellette recounted to me how he showed up to the Chicken Coop one night to find his girlfriend passed out and Mr. Nelson's hand down her pants. I was also made aware of two women, who at this time wish to remain nameless, who agreed to go to the Chicken Coop with Mr. Nelson and have no memory of the evening and woke up in a strange place with no clothes and had to escape with only a stolen blanket to cover the both of them. I was contacted by Mrs. Katie Fisher who relayed to me that Mr. Nelson took advantage of her intoxication and inability to consent and raped her in the Fall of 2012. Three people have now informed me about how at his own wife's birthday party Mr. Nelson was caught sexually assaulting a woman. I was also informed by a former employee of his about inappropriate contact Mr. Nelson had with the minor child of the former general manager of his failed restaurant. Some of the photographs on the walls of the Chicken Coop were cropped to show the faceless naked bodies of underage teen girls who had performed at the sex parties; as if displaying underage girls from the neck down somehow made it ok. Mr. Landworth has a photo on his cellphone of these "decorations" at the Chicken Coop. These stories all show a pattern of behavior by Mr. Nelson and his friends and easily establish that he is a threat to women and girls in our community, and that I was being forthright and responsible by publishing my article about him.

- 20. I created the Bainbridge Island Bad List as a news page to inform the community of who the predators are among us, and Mr. Nelson fits that bill to a 'T'. I didn't stalk Mr. Nelson, and I didn't harass him. I wrote an article about his predatory actions which were confirmed by many, many sources. My goal is to warn people, especially young girls, to stay away from Mr. Nelson for their own safety. The purpose of journalism is to expose abuse, and that is exactly what I have done in this instance. The abuse of women and girls, and the abuse of the system designed to serve and protect them.
- 21. Mr. Nelson is not scared of me, he is not intimidated by me. What he does not like is my publicly revealing what so many women and girls on this island already know; that he is a sexual predator. I don't care what the abusers think. I am done being silent about the behavior of these men, and the members of our community deserve to be warned about them and to know the truth.

22. It is impossible to defame a man who is infamous in our community for his drunken, abusive, and predatory behavior. He lost \$27 million of other people's money, he illegally dumped thousands of truckloads of soil, he has a history of violence and threats, he is a well-known drunk with multiple DUI DECLARATION OF HOUSTON WADE, DEFENDANT. - 7

arrests to his name, including a pending charge of DUI and hit and run at the Seattle ferry terminal from June 28th of this year. At the Du Wors hearing when the judge called for a recess at 3pm in the afternoon on a Tuesday, Mr. Nelson loudly exclaimed, "Damn, I need a beer!" to which both the Judge and the bailiff shot Mr. Nelson looks of bewilderment since he had just been questioned under oath about his alcoholism and drug use; and let's not forget that Mr. Nelson has raped or sexually assaulted many women and girls on Bainbridge Island. I wrote an article and have sources for my statements. That is not defamation.

Dated 22nd of April 2019.

Houston Wade

DECLARATION OF HOUSTON WADE, DEFENDANT. - 8

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1	
	Houston Wade C/O Bruciato
2	236 Winslow Way E. Bainbridge Island, WA 98110
3	houstonwade@gmail.com
4	SUPERIOR COURT OF WASHINGTON
5	IN AND FOR THE COUNTY OF KITSAP
6	WILLIAM P. NELSON, Case No.: 18-2-03205-18
7	Plaintiff,
8	vs. DECLARATION OF KATIE FISHER IN RESPONSE TO SUMMARY JUDGEMENT MOTION
9	HOUSTON WADE,
10	Defendant
11	I, Katie Fisher, declare that the following matters to be true and correct under the penalty of
12	perjury under the laws of the State of Washington:
13	1. I am Katie Fisher. I am over the age of 18 and am competent to be a witness to the
14	matters herein. I am making this declaration based upon facts within my personal knowledge which would be
15	admissible in court.
16	2. I met Bill Nelson at a bar in 2012, September, I believe. I had been drinking with friends
17	at Isla Bonita, a bar on Bainbridge Island. I don't remember talking to him much as he was older than my dad, a
18	good 20 years older than me. After the bar, I remember very little. Being in the car and him telling me he was taking
. 19	me to his home.
20	3. I remember being in his big master bath Jacuzzi and then a brief memory of him on top of
21	me. I came to enough to get a ride home immediately and hid the incident as I was embarrassed.
22	4. Now that I've heard Nelson has done this exact same thing to other women before, I am
23	questioning a lot more about that night. I would not agree to go home with a man my dad's age if I had been able to
24	consent.
25	Dated this 22nd of April 2019.
26	
27	Katie Fisher
28	
Ĵ.	DECLARATION OF KATIE FISHER IN RESPONSE TO SUMMARY JUDGEMENT MOTION - 1
· · ·	
· : ·	

	Houston Wade C/O Bruciato 236 Winslow Way E Bainbridge Island, WA 98110 housotnwde@gmail.com
4	SUPERIOR COURT OF THE STATE OF WASHINGTON
5	IN AND FOR THE COUNTY OF KITSAP
6	WILLIAM P NELSON, Case No.: 18-2-03205-18
7	Plaintiff, ys. FACTS AND FINDINGS, LEGAL ANALYSIS, AND
8	VS. FACTS AND FINDINGS, LEGAL ANALYSIS, AND CONCLUSIONS OF LAW
9 10	Defendant
11	I. PROCEDURAL HISTORY
12	1. On October 23 rd , 2018, Plaintiff, William P. Nelson (herein referred to as Plaintiff or "Nelson"), filed a
13	temporary restraining order in Bainbridge Island Municipal Court, alleging stalking and harassment by the
14	Defendant, Houston Wade (herein referred to as Defendant or "Wade").
15	2. Nelson's lawyer, Paul Cullen, asked for a continuance to the hearing scheduled for November 5 th , 2018 and
16	rescheduled for November 13 th .
17	3. In the court room on November 13 th Nelson appeared with a new attorney, Kent R. Bratt, who claimed to
18	have just been hired after Cullen had to recuse himself claiming that he may be called as a witness. Bratt,
19	then explained that Nelson had retained Anne Bremner to represent him, but that a short while later
20	Bremner returned his retainer citing that she would not be willing to represent him and that he should not
21	contact anyone in her firm. Bratt said that he had only just been hired and did not know the facts of the case
- 22	 and asked for a continuance. The court granted Nelson a second continuance for December 3rd, 2018. 4. At the hearing on December 3rd, Nelson, via his attorney, asked to vacate the TRO and chose instead to
23 24	serve Wade with a lawsuit for \$5 million claiming defamation.
24	5. On December 10 th at the hearing in Superior Court for the injunction filed against Mr. Wade, Wade asked
26	for a continuance so that he might prepare for the case with more time. A continuance was granted.
20	6. January 14 th , 2019 a full hearing was held regarding the injunction against Wade.
28	
·/	FACTS AND FINDINGS, LEGAL ANALYSIS, AND CONCLUSIONS OF LAW - 1

11.

FINDINGS OF FACT

- Plaintiff, William P. Nelson resides on Bainbridge Island, WA. Defendant, Houston Wade also lives on Bainbridge Island. Nelson's attorney successfully argued that his client was a public figure, or at minimum a limited public figure, due to the public exposure and presence of his two failed campaigns for public office, his standing in the greater Bainbridge Island community, his sole control and ownership of a Bainbridge Island-based business bearing his name, and for the notable public media exposure he has received for his promotion and coverage of large-scale real estate developments (defendant's exhibit E).
 Nelson failed to prove malice during argument, something that is a necessary requirement for establishing defamation of a public figure. Nelson's council had to be told by the Court what the definition of "malice" was.
- 3. Nelson failed to establish how his character has been defamed. Indeed, the evidence that Nelson himself submitted only validated that the community of Bainbridge Island does not hold his character in high regard, corroborating his established reputation in our community as a letch, philanderer, con man, and sexual predator who prefers underage girls (Plaintiff's exhibit D). There were two types of responses to an article concerning Nelson on the Bainbridge Island Bad List Facebook news page and to a post to Wade's personal Facebook page: those who did not know Nelson personally, and those who affirmed that Nelson behaves exactly in the manner as described in the article and post. Not one person who responded to the article or post defended Nelson's character, but indeed quite the opposite. All respondents affirmed that Nelson is also no stranger to law enforcement nor is he to civil court for failure to make good on debts. During the Du Wors vs. Wade hearing, Nelson admitted to being a cocaine abuser and that he is a serial drunk driver, currently facing charges for drunk driving and hit and run from separate events in both King County and Bainbridge Island. (Defendant's exhibit C).

Nelson's son Matt Nelson's written testimony counters his father's oral witness testimony during the Du Wors vs. Wade hearing in Bainbridge Island Municipal Court (Defendant's exhibit A) of which Nelson denied ever groping Mrs. Ashley Cross Degrow. Matt Nelson's only contention with the groping allegation was that he admitted to not defending Ashley against his father's alleged assault on Mrs. Cross Degrow.

(Defendant's exhibit A). Matt Nelson's written testimony also counters his father's own witness testimony FACTS AND FINDINGS, LEGAL ANALYSIS, AND CONCLUSIONS OF LAW - 2 people have witnessed Nelson at the scene of several assaults and criminal endeavors consistent with what was written. The Court finds that Nelson failed in this task.

- 4. Suing those to shine a light on abusers and rapists by the accused themselves has become a way of silencing victims and their advocates. Recent unsuccessful cases include *Glaser v. Pierce, Her v. Xiong, Ratner v. Kohler*, and *Bensussen v. Tadros* among many others. What Nelson is doing is no different. Nelson is trying to silence uproar over his years of abuse and sexual assault.
- 5. Both the *Time, Inc v. Firestone* and the *Gertz* decisions ruled that if the matters at hand are such that the information may be of "public interest," it is sufficient to make a private person a "public figure" for purposes of the standard of protection in defamation cases. Since the information details years of sexual assault and abuse, the Court finds that the post and article by Wade most certainly falls under "public interest" as far as Nelson is concerned.
- 6. In *Philadelphia Newspaper v. Hepps* court precedent established that the burden is on the plaintiff to establish falsity of information. The Court finds that Nelson did not even attempt to deny any of the arguments and allegations made by Wade during oral arguments, when Wade established that there was a preexisting negative public perception of Nelson's character to which he is claiming defamation.
- 7. The Court finds that it is reasonable to assume that Nelson knew that his actions were wrong, and that what he has done would eventually come to light. That the proper response to this is not to deny multiple witnesses, but to accept blame, apologize for his actions, and seek forgiveness.
- 8. The Court finds that Nelson did not meet the requirements set forth via precedent to restrict Wade's right to free speech with an injunction. That Nelson, as a public figure, even in a limited capacity, cannot provide any proof or example that Wade wrote the articles with actual malice, nor did Nelson object or deny to the allegations made during open arguments that he is a serial sexual predator with a history of inflicting emotional and physical abuse.

Evidence submitted:

Exhibit A: Bill Nelson's oral testimony from Bainbridge Island Municipal Court, November 6th, 2018, *Du* Wors v. Wade.

FACTS AND FINDINGS, LEGAL ANALYSIS, AND CONCLUSIONS OF LAW - 4

Exhibit B: Private communication from Bainbridge Island Resident and Wade confirming Nelson's poor reputation.

Exhibit C: Bill Nelson's court records

Exhibit D: A sample of event invites from Ashley Cross Degrow to Matt Nelson.

Exhibit E: Press about Bill Nelson

Dated this 22nd of January 2019.

Houston Wade

12.5

E Khibit A IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON 1 2 IN AND FOR THE COUNTY OF KITSAP 3 4 WILLIAM P. NELSON, No. 18-2-03205-18 5 Plaintiff, 6 and 7 HOUSTON WADE, Defendant. 8 9 TRANSCRIPT OF PROCEEDINGS 10 BAINBRIDGE ISLAND MUNICIPAL COURT 11 Testimony of William P. Nelson 12 [Stenographically Transcribed via Digital Recording] 13 14 November 6, 2018 15 16 17 18 19 20 21 22 23 Transcribed By: CRYSTAL R. MCAULIFFE, RPR, CCR Washington License No. 2121 (360) 710-4864 24 25

WILLIAM P. NELSON

Direct by Mr. DuWors Cross by Mr. Wade

<u>Page</u>

EXHIBIT INDEX

None -

INDEX

Description

Marked

No.

1	[Excerpt from the proceedings held on November 6, 2018, in the
2	case of DuWors v. Wade.]
3	THE COURT: All right. Mr. Nelson, you can
4	come on up here. Before you sit down, I'll have you
5	raise your right hand. Do you swear or affirm the
6	testimony you are about to provide is the truth, the
7	whole truth, and nothing but the truth?
.8	MR. NELSON: I do.
9	THE COURT: Okay. You can have a seat, please.
10	And state your full name for the record.
11	MR. NELSON: William Peter Nelson.
12	THE COURT: All right. And, Mr. DuWors, would
13	you like to ask him some questions?
14	MR. DuWORS: Yes, please, Your Honor. Does
15	Your Honor prefer that I stand?
16	THE COURT: No. You can remain seated.
17	DIRECT EXAMINATION
18	BY MR. DuWORS:
19	Q. Mr. Nelson, what do you do for work here on the
20	Island?
21	A. Construction. I'm a building contractor. I have my
22	own business. Have had for 30 years.
23	Q. How long have you lived here on the Island?
24	A. All my life; 59 years.
25	Q. Okay. When did you first meet Houston Wade?

William Nelson - Direct by Mr. DuWors

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William Nelson - Direct by Mr. DuWors

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1		of work by our professional service company. I
2		accompanied I came with the professional service
3		company to identify Mr. Wade.
4	Q.	But that was after the blog posts?
5	Α.	That's correct.
6	Q.	Okay. My question is have you had dealings with
7		Mr. Wade that would give rise to a personal dispute
8	· .	between the two of you?
9	Α.	No.
10	Q.	Have you spent any time with him between that City
11		Council race and the time the blog posts arose?
12	Α.	None.
13	Q.	Do you have any idea why Mr. Wade would have any ill
14		will toward you?
15	· A.	It's to be investigated. I have no idea.
16	Q.	What blog posts were the first blog posts that you
17		saw or were made aware of in late September or early
18		October 2018?
19	Α.	It was about I was made aware of the fact these
20		posts went up on October 4th. But they had been up
21		for several weeks. I was made aware of them on I
22		don't have the exact date. It was Monday or
23		Tuesday, approximately three weeks ago. So
24		mid-October is when I was made aware of
25		Mr. Houston's writings.

William Nelson - Direct by Mr. DuWors

1	Q.	And how were you made aware?
2	Α.	Through a mutual friend.
3	Q.	Did you get a chance to see them?
4	Α.	I'm not a Facebooker, so it was brought to my
5		attention through a mutual friend.
6	Q.	Were there did Mr. Wade make grave allegations
7		against you in those posts?
8	Α.	He made extensive allegations against me that were
9		all untrue.
10	Q.	What allegations did he make that were untrue?
11	[•] A.	Rape of a woman. Abusing my stepchildren that
12		evidently he felt he had knowledge of which, beyond
13		me, how he would ever have attained that, because
14		I've never abused anyone. My children. He accused
15		me of abusing my ex-wives. He accused me of being
16		married five to seven times. He accused me of
17		abusing and taking advantage of my partners. He
18		accused me of bringing outside money in from out of
19		state for my campaign.
20		I mean, it goes on and on and on. All untrue.
21	•	Unfactual and unsubstantiated. He has no facts to
22		the matter. He just brought these out openly to
23		disparage and destroy my character.
24		I've been in this community all my life. I've
25		never done anything to anybody including my two

William Nelson - Direct by Mr. DuWors

1		ex-wives. I treat them with kindness and love. My
2		stepchildren, kindless and love.
3	- 10 - 10	My generosity in the community and the people I
4		know and don't know, kindness and love.
5		So this is completely contrary to who I am.
6	Q.	Did Mr did Mr. Wade's posts include any mention
7	,	of the Bainbridge Island Police or the Bainbridge
8		Island Fire Department?
9	A.	Yes, it did.
10	Q.	What were those or were the substances of those
11		posts?
12	Α.	He was associating my activities and those of the
13		police department and the fire department with a
14		backyard private bar that's in what's called "The
15		Chicken Coop" or was. There was an auto mechanic
16		that lived there and who owned The Chicken Coop and
17		the auto business.
18		He afforded me a corner of his property after
19	• *	my 2009 financial collapse at Lynnwood Center which
20		I was developing, and I stored equipment and lumber
21		and supplies on one corner of his property.
22		So Mr. Wade associated my attendance on the
23		property as someone that was involved with The
24		Chicken Coop, involved with deplorable examples of
25		taking advantage of either underage or young women.

William Nelson - Direct by Mr. DuWors

1		He also accused the police department of this.
2		He also accused the fire department of this. So
3	:	everybody is included in Mr. Wade's fantasy world.
.4	Q.	Is The Chicken Coop essentially like a clubhouse on
5		this auto yard where the old guys get together to
6		drink beer?
7	Α.	Typically, it was just business and attorney friends
8		of his unrelated to you or me. His friends, older
9		gentlemen that had a boat repair business. Other
10		people that would come and have a cocktail at four
11		or five in the afternoon and leave by six or so.
12		Place sat empty, as far as I recall, quite a
13		bit of the time. It was just his little backyard
14		place for guys to hang out, have a cocktail, and
15		enjoy their company of each other in that
16		environment.
17		Whatever he alludes to never went on, I never
18		saw it, I never experienced it and neither did the
19		other people that could testify to the fact that
20	· · .	that's the case.
21	Q.	In the comment in the online post on Facebook
22		that started Mr. Wade's comments about you, did it
23		include allegations by Mr. Wade that the Bainbridge
24		Police Department used The Chicken Coop to drug and
25		rape underage girls?

William Nelson - Direct by Mr. DuWors

1	Α.	Yes.
2	Q.	Did he say the same thing about the fire department?
3	Α.	He alluded to the fact that the fire department was
4		also taking advantage of girls at The Chicken Coop.
5	Q.	Did he say that you were participating in similar
6		activities?
7	Α.	Yes, he did.
8	Q.	Was it true?
9	Α.	No.
10	Q.	Did he say that you raped a young adolescent friend
11 -		of his?
12	`А.	Did I rape an adolescent friend?
13	Q.	A woman who committed suicide
14	A.	I've never raped anybody in my life.
15	Q.	Did he accuse you of raping a woman who later
16		committed suicide?
. 17	Α.	He did.
18	Q.	Who's that woman?
19	Α.	Elizabeth Kaltreider.
20	Q.	Was she a girlfriend?
21	Α.	Brief relationship with Elizabeth for a period of a
22		few months, and it was not to be discussed about
23		what Elizabeth's condition was. But I ended up
24		getting restraining orders enforced against
25	L	Elizabeth because at night she would call me and
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William Nelson - Direct by Mr. DuWors

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1	leave messages endlessly. I have 250 pages of
2	transcriptions in the file in this court where the
3	restraining orders were violated not once, but
4	twice, to get her to stop calling my phone and to
5	leave me alone. And she finally did. That was my
6	interaction and that was years prior to her death.
7	Q. Were you ever charged with rape?
8	A. No.
9	Q. You ever committed rape?
10	A. No.
11	Q. Officer Weiss said Houston reported in the police
12	report that his sole source of information about
13	this rape was some stepfather of the young girl.
14	Do you know who that might have been?
15	A. Jerry Dennon.
16	Q. Do you know anything about that?
17	A. What I knew of Jerry is he liked to sit at the
18	Harbor Pub from about two to four every day, was his
19	routine, and then at the Treehouse Cafe from four to
20	six. I'm just approximating. But that was his
21	normal routine to drink and then drive home to Point
22	White where he resided with his wife.
23	THE COURT: Mr. DuWors, do you have questions
24	of this witness related to the harassment of you?
25	BY MR. DuWORS:

William Nelson - Direct by Mr. DuWors

1.	Q. Did you see posts about me online?
2	A. I did.
3	Q. Have you heard people talking about them?
4	A. I have.
5	Q. Who have you heard talking about them?
6	A. Do I have to mention specific names?
7	Q. Not if you feel uncomfortable.
8	A. I don't care to bring anyone else into it right now.
9	But it's known in the public. It's known he's
10	got 1100 followers. Word spreads on the 25,000
11	population base. Everybody knows everybody and
12	knows what's going on and bad news travels faster
13	than good news.
14	The advocate of bad news has spread the word
15	out in the community to the point where I don't know
16	how you feel, Mr. DuWors, but I don't feel
17	comfortable going into a grocery store right now.
18	Q. No, I don't.
19	How has Mr. Wade's various statements about you
20	that you that you characterize as harassing your
21	person, how have they affected you emotionally and
22	professionally?
23	A. Devastating.
24	Q. Why?
25	A. It's counterintuitive to my character. It is

William Nelson - Direct by Mr. DuWors

. 1	counterintuitive to what the majority of Bainbridge
2	Island that knows me would say about me.
3	It's counterintuitive to my reputation as a
4	businessman, as a father, as a stepfather.
5	My ex-wife would easily come in and testify
6	right now to the fact that my credibility and my
7	character.
8	So this misinformation campaign has been lodged
9	against you, Mr. DuWors, and to me, is beyond my
10	understanding, fact or fiction. Which one hundred
11	percent of what he spoke about me is fiction created
12	in his own mind.
13	I can't imagine what you are going through.
14	What you and I are sharing in this public
15	humiliation and foggy, and I've called it stoney.
16	My internal mechanisms, my sense of fear, my sense
17	of being outcast, my sense of looking from the
18	outside in going my heart is beating right now
19	how bad I feel about myself and you. That any of
20	this insane civil society should occur.
21	I don't care what the internet means to you or
22	anybody else, but if this exceeds the power of the
23	newspaper and print and is that people can do
24	whatever they want and this is the wild, wild west
25	to destroy people, count me out.

William Nelson - Direct by Mr. DuWors

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1	MR. DuWORS: I have no further question for
2	this witness.
3	THE COURT: All right. Mr. Wade, would you
4	like to ask any questions?
5	MR. WADE: I would. Thank you.
6	CROSS-EXAMINATION
7	BY MR. WADE:
8	Q. We've known each other since I was four years old
9	when you married my best friend's mother. So to say
10	that you only met me in 2001
11, :	THE COURT: Is there a question? Ask him a
12	question. You are going to get a chance to provide
13	testimony.
14	BY MR. WADE:
15	Q. So, yes, in 2001 when we ran for City Council, and
16	later I was out in the primary, you went on to
17	general election, did you ever come into Town &
18	Country and threaten my life?
19	A. No.
20	Q. Did you ever do so in front of 30 witnesses?
21	A. No.
22	Q. Did you ever come in repeatedly over a course of
23	five nights and threaten my life?
24	A. No.
25	Q. Did Town & Country have to obtain a security guard

William Nelson - Cross by Mr. Wade

1	to guard me at night because you would come in and
2	try to kill me?
3	A. You are fantasizing. No.
4	Q. Excellent.
5	Did you ever grope Ashley Cross?
6	A. No.
7	Q. Did you do so in front of her father?
8	A. No.
9	Q. Did you ever get charged with drunk driving?
10	A. I have.
11	Q. Recently?
12	A. I have.
13	Q. Are you an alcoholic?
14	A. That's to be decided by the treatment program that
15	I'm in.
16	Q. Okay.
17	MR. DuWORS: Your Honor, I'm going to object on
18	relevance grounds to the DUI. None of those are part
19	of the posts.
20	MR. WADE: The posts I refer to him as an
21	alcoholic.
22	THE COURT: If so, then I think it is
23	reasonable.
24	BY MR. WADE:
25	Q. Have you ever used cocaine?

William Nelson - Cross by Mr. Wade

1	A. Years ago.
2	Q. Have you ever used it recently?
3	A. No.
4	Q. When was the last time you used cocaine?
5 ·	A. In my 20s.
6	Q. Really? So you were 20 years old in 1999?
7	A. I'm sorry.
8	Q. Were you 20 years old in 1999?
.9	A. Do you have something you are trying to drive to
10	here?
11	Q. Yes. Because I witnessed you using cocaine when you
12	showed up to a high school party March of 1999 and
13	forced yourself on a 15-year-old girl?
14	THE COURT: Okay. Mr you are going to
15	get
16	THE WITNESS: You are going to have to
17	substantiate that through background information.
18	BY MR. WADE:
19	Q. I will
20	MR. WADE: Sorry, Your Honor.
.21	THE COURT: Any other questions, Mr. Wade?
22	MR. WADE: No. We'll probably discuss the rest
23	of this next week at his hearing.
24	THE COURT: All right. Any further questions,
25	Mr. DuWors?

William Nelson - Cross by Mr. Wade

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1	MR. DuWORS: No, Your Honor.
2	THE COURT: All right. Mr. Nelson, you can be
3	excused. Does this witness any objection to him
4	remaining in the courtroom or are you still asking him
5	to be removed?
6	MR. DuWORS: No objection, Your Honor.
7	MR. WADE: I would like him to be removed, Your
8	Honor.
9	MR. DuWORS: Now that he's testified, I think
10	the only basis for excluding him from the
11	THE COURT: Subject to being recalled.
12	MR. DuWORS: I have no intention to recall this
13	witness. So I don't think I assume Mr. Wade's case
14	would be closed at this time.
15	THE COURT: Did you intend to recall him as a
16	witness here today?
17	MR. WADE: That is yet to be determined.
18	THE COURT: I'm going to allow him to remain in
19	the courtroom. He's done testifying here. I think his
20	testimony is very limited helpfulness to the court in
21	Mr. DWAUZ's case. I appreciate and understand why he
22	was called.
23	So, Mr. Nelson, you can have a seat on the bench
24	and remain in the courtroom, if you wish.
25	

1	<u>CERTIFICATE</u>
2	
3	STATE OF WASHINGTON)
4	COUNTY OF KITSAP) ss
5	
6	I, Crystal R. McAuliffe, a Certified Court Reporter
7	in and for the State of Washington, do hereby certify:
8	That the foregoing transcript was transcribed by
9	me;
10	That the foregoing transcript is a verbatim report
11	of the court proceedings from digital recording, except
12	for the inaudible or indecipherable sections thereto
13	noted in the transcript by "[inaudible]" or
14	"[indecipherable]" to the best of my ability.
15	I further certify that I am in no way related to
16	any party to this matter nor to any of Counsel, nor do I
17	have any interest in the matter.
18	DATED this 7th day of January, 2019.
19	
20	Crystal R. MCAule Ste
21	
22	CRYSTAL R. McAULIFFE, RPR, CCR Washington License No. 2121
23	
24	
25	

Exhibit B



Audrey Olson You're friends on Facebook

Pastry Cook at Protector Of Middle Earth, Pastry Cook at Ritz Califon Hotel and Bread and Pastry Baker at Blackbird Bakery Studied Mathematics at Seattle Central Community College Lives in Suguamisti, Washington

TUE 5:15 PM

Hey there. My "baby" brother, Matt, recently reached out to me and told me the hot gossip about you and Bill Nelson. I don't really want to get involved but I'm very curious about what info you have. He was my stepfather and I hate home more than Hitler, so...

> I'm glad you reached out. I was hoping to see you, but t assume you're off at the shipyard now being a badass!

Well, I wrote an article about how he raped my friend's daughter and got away with it. He's suing me for defamation (\$5 million). Since my article came out six other women with similar stories have come forward. He is evil.

He's a piece of garbage. I reached out to my mom and want to ask her if he ever sexually abused her or anyone she knows of. After all these years, she is still repulsed by the mention of his name.

I found a DV restraining order you mom got to protect herself from him

Somedianes around 2006 while I was a member of the Bambridge Island fire Dept. I was invited to Attend a party at the Children (voy speak easy. When I went it was hosted by Bill Blakely and Bill Welson. There were other members of the fire Dept. and Bainbardge Police Depr. off duty, that were attending. Shortly after arriving It was revealed to me that they would be having a strippe that was a still a Bainbhilge Udghschool Student. I was not OK with any aspect of what was Happening CI Had a child that was a student at BIHS) I withe whole situation was very wrong and would not participate in any way and So I immediately left.

Phone 30, 2018

C * 191 of 12,257 < 31 Bill Nelson Inbox x 2 Katie Wiedenman <indiebanditas@hotmail.com> Dec 9, 2018, 2:08 PM to me 🝷 My name is Katle Fisher and I met Bill Nelson at a bar in 2012, September, I believe. I had been drinking with friends at isla Bonita, a bar on Bainbridge island. I don't remember talking to him much as he was older than my dad, a good 20 years older than me. After the bar, I remember + very little. Being in the car and him telling me he was taking me to his home. I remember being in his big master bath jaccuzi and then a brief memory of him on top of me. I came to enough to get a ride home immediately and shrugged the incident off as I was embarrassed. Now that I've heard it's happened to women before, I'm questioning a lot more. How and why would I agree to go home with a man my dad's age etc. Anyhow, I hope he stops. Katie Fisher Indiebanditas@hotmail.com

OCT 5TH, 8:49AM

Do you know the address of the chicken coup? I'm assuming it was the derelict house right across the street from treehouse bordering Blossoms parking lot?

1.4

Laura has a friend who confided in her that she was with a girlfriend and Nelson at Treehouse after her divorce ten years ago. Bill convinced them to head to the chicken coup. The next thing she remembered was both her and her friend waking up naked. She couldn't find her cloths, wrapped a blanket around herself and got the fuck out. She had no recollection of where she was.

That's the one!

Jerod Ouellette Active 5h ago

•

I fn hate rapist bastards

Same here! Bill Nélson can go get hit by a bus!

Glad the coop is gone, f those guys! I was dating a girl showed up there she was wasted and nelson had his hand down her pants.

> I always told women to stay away from there. Some of them did, and some of them had to find otmut the hard way. I feel so sorry for those ladies.

11/8/18, 10:17 AM



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Find My Court Date Printable Case Detail

This is a detailed view of your court appearance.

Case Number: Case Type: Appearance Date: Time: Courtroom:	17841702 Criminal Traffic Tuesday, January 29, 2019 09:00 AM 1
Participant Name:	CULLEN, PAUL A.
Participant Type:	Attorney
Participant Name:	NELSON, WILLIAM PETER
	Defendant

Go back to the list of cases.



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About Find My Court Date

About Find My Court Date

Find My Court Date queries are run against the Washington Courts real-time transactional database; the same one used by Court Staff. As such, during peak hours (7:00am to 6:00pm), you may notice a delay in response time. Use this search only if you need up to the minute calendaring information on district or municipal court court cases.

Use the standard **Case Search** feature for best speed (this database is updated once a day at 3:00am) for non-calendar related searches, or general research.

Contact Information

Bainbridge Municipal Location: 10255 NE Valley Rd Bainbridge Island, WA 98110-4337 Map & Directions 206-842-5641[Phone] 206-842-0316[Fax] [Scale] [Office Email]

Visit Website

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How can I contact the court?





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Find My Court Date Printable Case Detail

This is a detailed view of your court appearance.

Case Number: Case Type:	17841702 Criminal Traffic
Appearance Date: Time:	Tuesday, August 06, 2019 09:30 AM
Courtroom:	1
Participant Name:	CULLEN, PAUL A.
Participant Type:	Attorney
Participant Name:	NELSON, WILLIAM PETER
Participant Type:	Defendant

Go back to the list of cases.

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Ó	Grays Harbor,	Island, Jefferson,	Kitsap, Kittitas, Ki			nogan, Pacific, Pend Oreille
Ó	Grays Harbor, San Juan, Ska	Island, Jefferson,	Kitsap, Kittitas, Ki ohomish, Spokane			

en doing case searches for King County Superior Court:

 Some information is available via the searches on this page The most up to date information is available at https://kingcounty.gov/courts/clerk/access-Ó records/records-portal.aspx

Name Search Results

Directions:

- If the case was filed in Superior or Appellate Court, there may be docket information available. Docket information is not available for Municipal & District Court Cases.
- Click on a highlighted name to get docket information for this case.
- The court of record must be contacted for verification and any further information.

7 names match your search criteria.

- •	,			·	· _ ·
Na	me	Court	Case Number	Judgment Record	Court Information
1	Nelson, William Peter Defendant	Bainbridge Municipal	31371		08-24-1994
2	Nelson, William Peter Defendant	 Bainbridge Municipal 	C00006919		11-27-2006
3	Nelson, William Peter Defendant	Bainbridge Municipal	17841702		05-12-2014
4	Nelson, William Peter Defendant	King County District	820679612	•• •••	07-02-2018
5	Nelson, William Peter Defendant	King County District	820683358		07-05-2018
6	Nelson, William Peter Defendant	King County District	718017238	• • •	06-30-2018
7	Nelson, William Peter Petitioner	Bainbridge Municipal	47-000018	• • •	10-23-2018

About Lists of Names

About Name List These are the names that the

search tool found from the information you entered.

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Can I find the outcome of a case on this website?

1/21/2010

Name

Saarch Daeulte

Date of Birth

Cases (1)

. ·	Case Number	File Date	Туре	Location	Party Name	
		• •	DVP Domestic Violence	Kitsap	ي مود «الموادية»، مواد الله والموادية في عادية مواد والموادية و مواد الموادية على والموادية موادية»، مواد	5 5

1 - 1 of 1 items

1 - 12 of 12 items

Party Search Results

Name

Date of Birth

NELSON, WILLIAM P

Cases (1)

Case Numb	File Date	Туре	Location	Party Na
14-2-03185-	03/27/2014	TRJ Transcript of	Snohomish	
6		Judgment	•	

1 - 1 of 1 items

NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name	
18-2-03205-18	11/30/2018	INJ Injunction	Kitsap	ومحمد ومراجع والمحمد	

NELSON, WILLIAM P

1 - 1 of 1 items

Name

Saamh Poeulte

Date of Birth

Cases (1)

Case Number	File Date	Туре	Location	Party Name	
08-2-02652-5	10/24/2008	COM Commercial	Kitsap	• •	-

1 - 1 of 1 items

NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name	:
09-2-07399-4	08/04/2009	COM Commercial	Snohomish	•	

NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name
08-2-00388-6	02/13/2008	COM Commercial	Kitsap	
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NELSON, WILLIAM P

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Cases (1)

Case Numb	File Date	Туре	Locati Party Na	
 09-3-01109-		DIN Dissolution of	Kitsap	
 1	· .	Marriage with No Children	na manun dan serang kan ban ban kan kan na manun dan kan kan kan kan kan kan kan kan kan serang kan dan kan kan	

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NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name
12-2-00580-1	03/13/2012	COM Commercial	Kitsap	يوه در مرکز از مرکز از مرکز از مرکز از مرکز میشود و میشود و میکرد. مرکز مرکز مرکز از مرکز از مرکز از مرکز مرکز مرکز میشود و مرکز مرکز میکرد.
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NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name
11-2-00887-0	04/21/2011	COM Commercial	Kitsap	nnar en freende stadt hans na sterne rander fran fraktionde en tete

1 - 1 of 1 items

NELSON, WILLIAM P

Name

Saamh Daeuite

Date of Birth

Cases (1)

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09-2-02641-8	10/15/2009	COM Commercial	Kitsap	•
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NELSON, WILLIAM P

Cases (1)

Case Number	File Date	Туре	Location	Party Name	
12 2 00705 5	04/06/2012	COM Commercial	Kitsap	• •	
12-2-00785-5	04/06/2012	COM Commercial	Ritsap	· · ·	

۰.

1 - 1 of 1 items

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NELSON, WILLIAM P

Cases (1)

Case Numb	File Date	Туре	Locati	Party Na
94-3-00522-	04/04/1994	DIC Dissolution of Marriage	Kitsap	· ·
2		with Children		

NELSON, WILLIAM P

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Municipal & District Court Case List

Directions: Below are cases associated with your search criteria. If the case was filed in Superior or Appellate Court, there may be docket information available. Docket information is not available for Municipal & District Court Cases.

To get directions or information about a Court in this list, view the Washington Court Directory.

There are 5 public non-sealed records that match your search criteria.

	•			
Case Number	Person Name	File Date	Participant Code	Status
155-00923	Nelson, William	01-27-15	Defendant	÷ +
124-00334	Nelson, William Arnold Jr	04-17-12	Old Name	
75-006031	Nelson, William J	05-30-07	Defendant	Closed
85-008905	Nelson, William J	07-18-08	Defendant ,	Closed
115-01477	Nelson, William P	11-30-11	Petitioner	Closed
	· · · · ·		•	

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To view the case details for an archived or closed, contact the court or record directly. The court will attempt to obtain information for you.

Directions

King County District 206-205-9200[Phone] Visit Website

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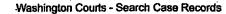
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Directions: Below is the judgment record for case - 10-2-16541-0 The clerk is required by law to create a separate record of the judgment entered by the court in the case.

To get directions or information about a Court, view the Washington Court Directory.

Judgment Record Number	Name	Participant
10-9-15368-9	FUNCHESS, AMY J	ATTY CR
10-9-15368-9	NELSON, WILLIAM P	DEBTOR
10-9-15368-9	OLSON LLC EDNA	DEBTOR
10-9-15368-9	TRIPLE B CORP	CREDITOR

File Date 05/14/2010 05/14/2010 05/14/2010 05/14/2010



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Judgment Records- The clerk is required by law to create a separeate record of the

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Can I find the outcome of a case on this website? No. You must consult the local or appeals court record.

How do I verify the information contained in the search results? You must consult the court record to verify all information.

Can I use the search results to find out someone's criminal record? No. The Washington State Patrol (WSP) maintains state criminal history record information. Click here to order criminal history information.





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To get directions or information about a Court in this list, view the Washington Court Directory.

There are 5 public non-sealed records that match your search criteria.

Case Number	Person Name	File Date	Participant Code	Status
Y12-07647	Nelson, William Michael	07-12-12	Defendant	
Y11-05530	Nelson, William P	10-12-11	Defendant	Closed
98-002664	Nelson, William R	06-23-98	Defendant	Closed
Y1-000993	Nelson, William V	03-08-01	Defendant	Closed
Y7-000055	Nelson, William V Jr	01-17-07	Defendant :	Closed
	•			•

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Directions

Kitsap District 614 Division St, MS 25 Rm 106 Port Orchard, WA 98366-4684 **Map & Directions** 360-337-7109[Phone] 360-337-4865[Fax] Visit Website

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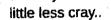
How can I contact the court?

Click here for a court directory with information on how to contact every court in the state.



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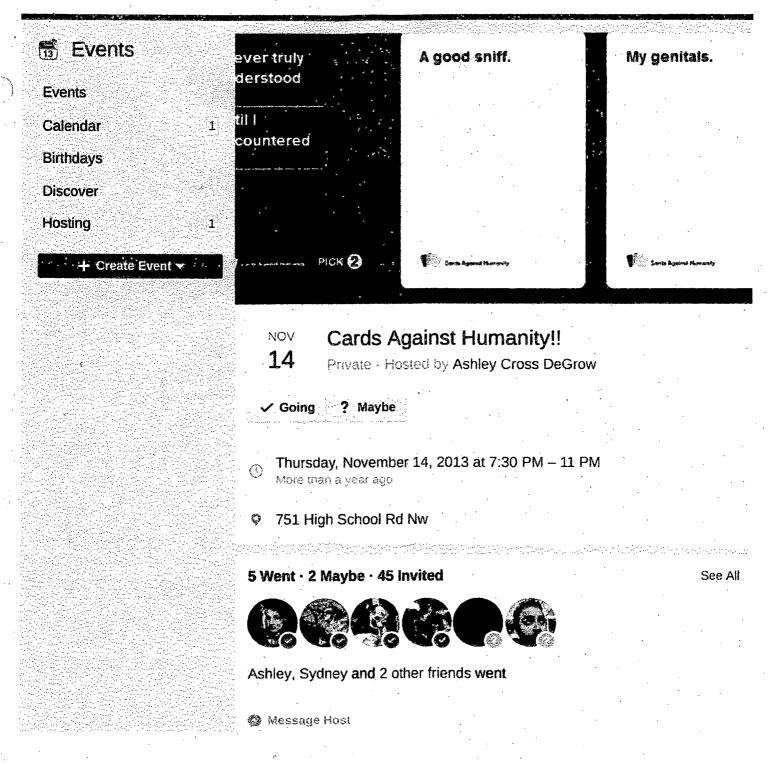
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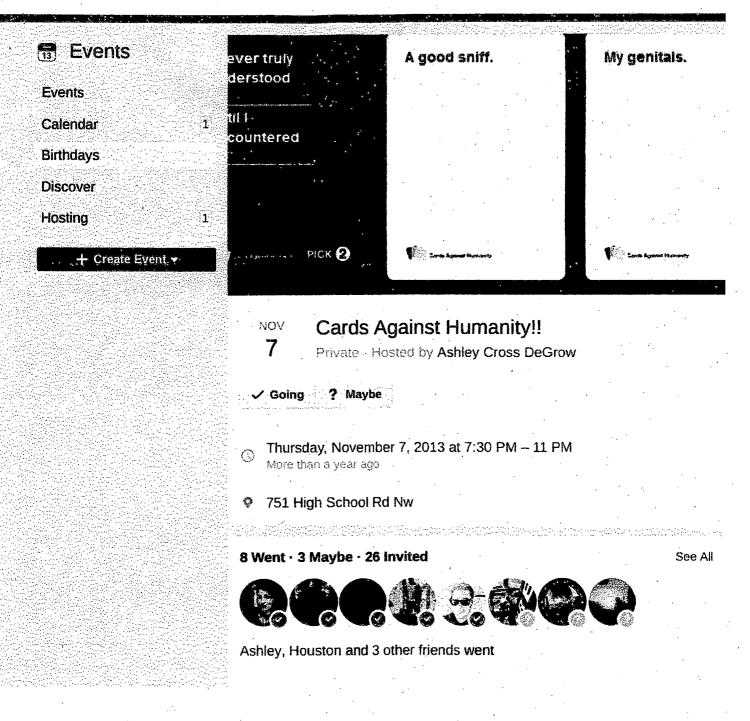
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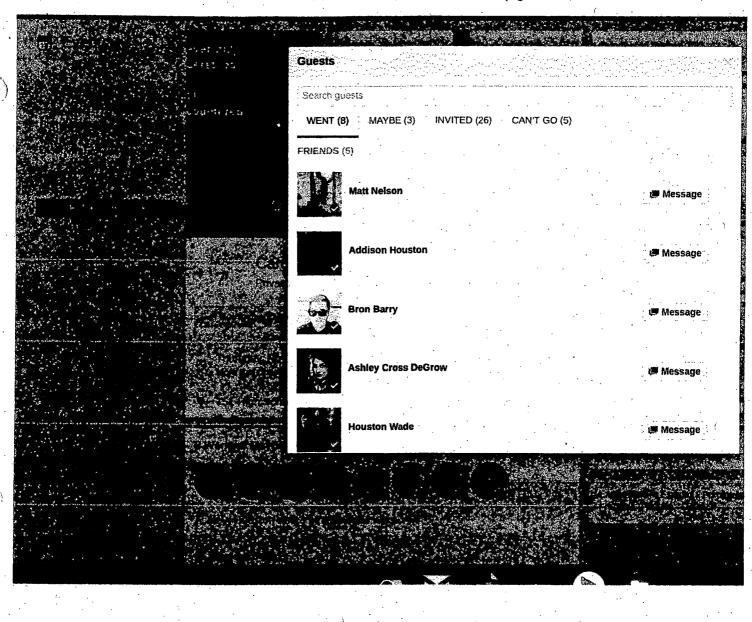
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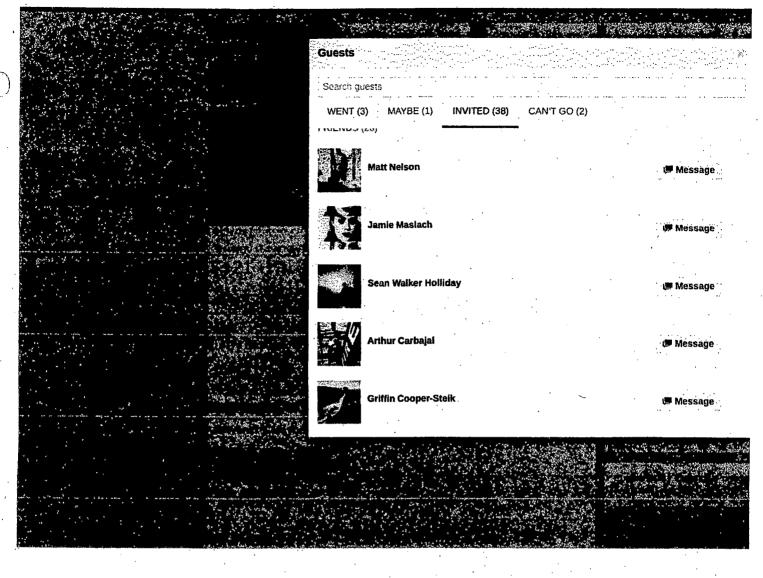
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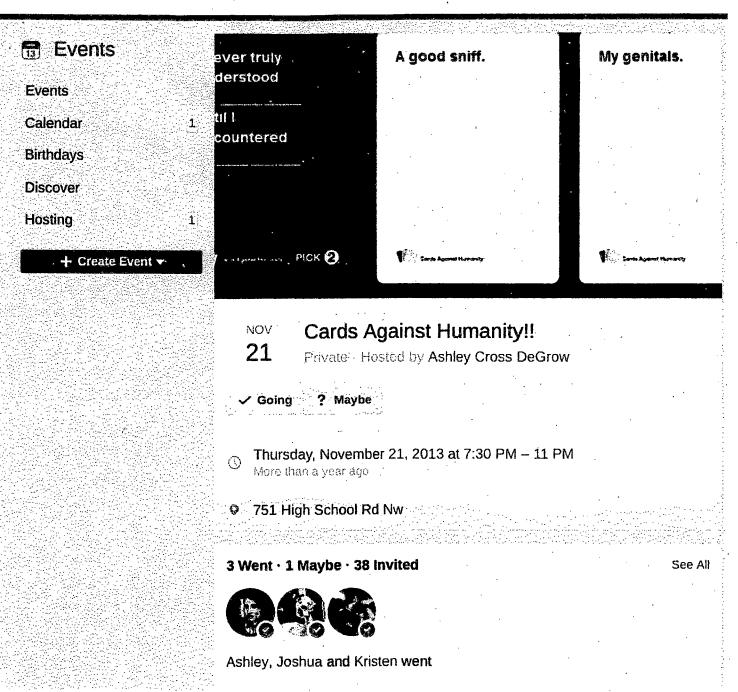
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Private - Hosted by Ashley Cross DeGrow

✓ Going ? Maybe

Monday, November 25, 2013 at 6:30 PM – 11:30 PM More than a year ago

751 High School Rd Nw

4 Went · 2 Maybe · 30 Invited

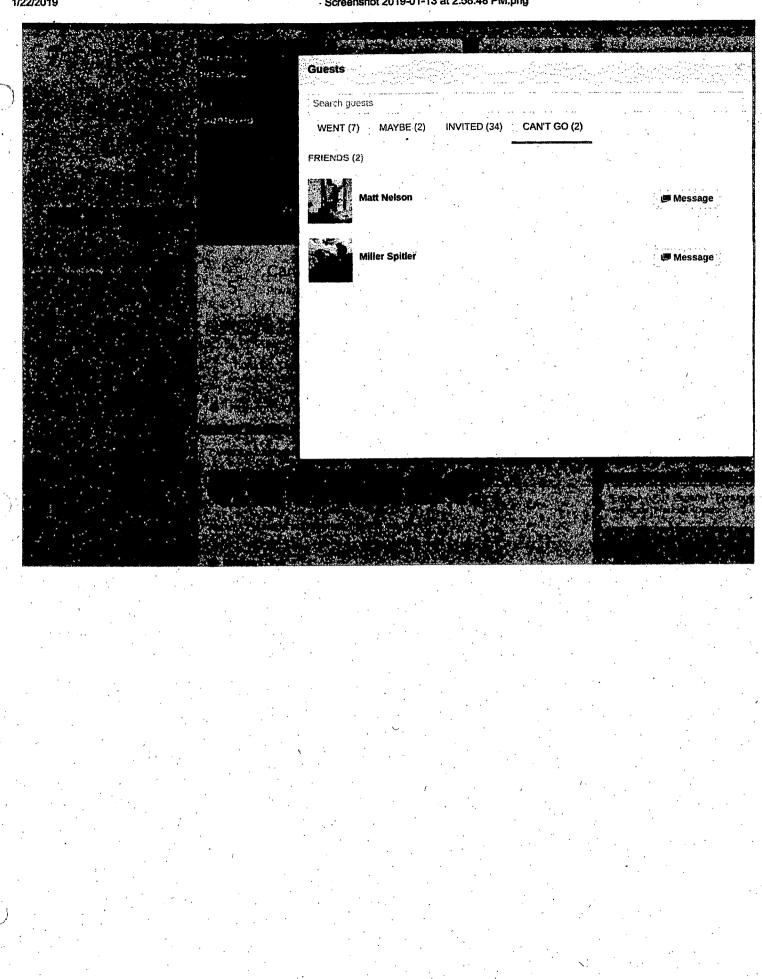


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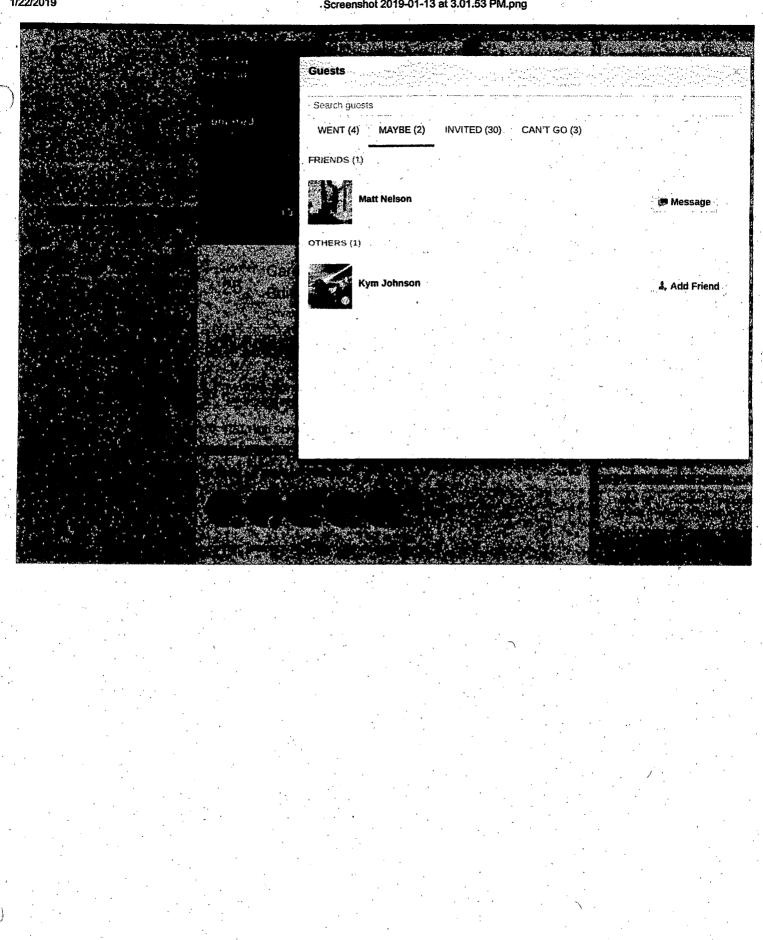
See All

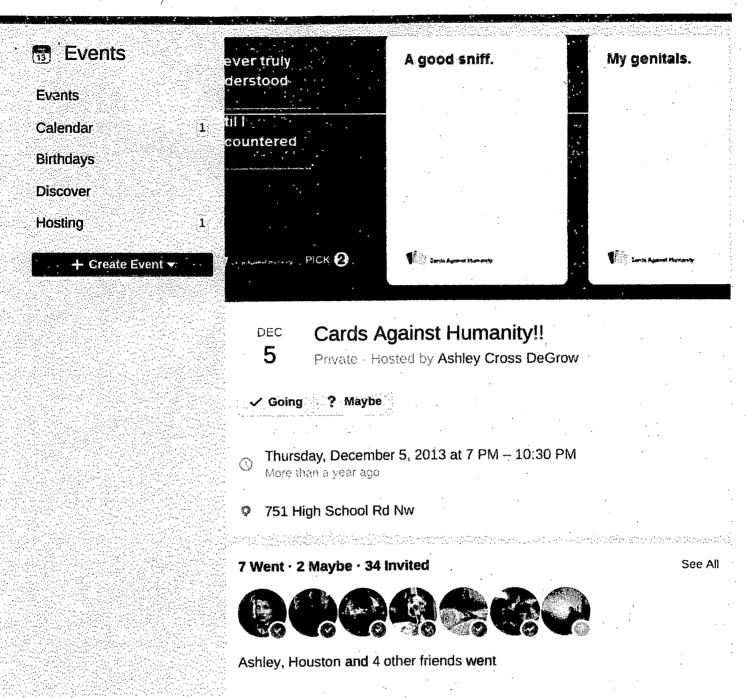
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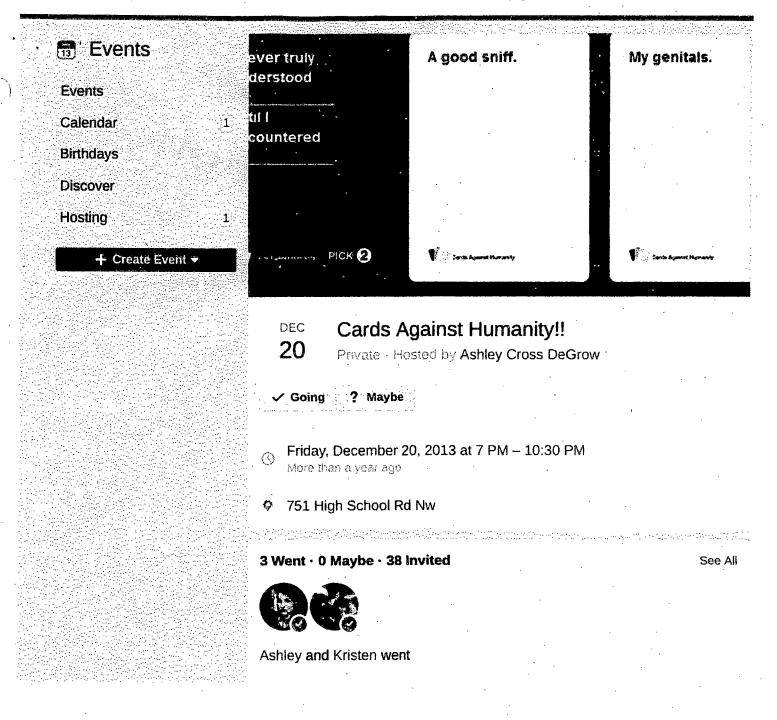
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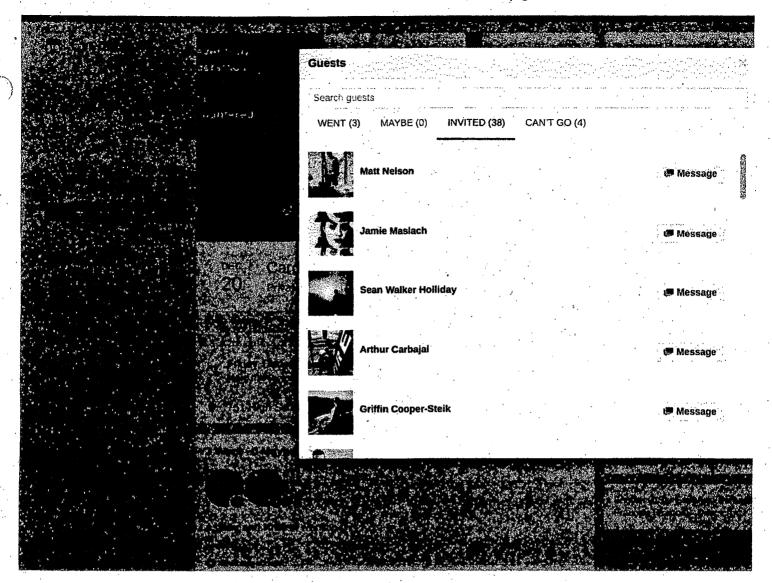


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scattle

https://www.seattlepi.com/local/sound/article/Development-is-ready-to-blossom-with-new-owner-2153046.php

Development is ready to blossom with new owner

By Dennis Anstine, BAINBRIDGE ISLAND REVIEW Published 12:30 pm PDT, Friday, September 2, 2011

John Jacobi now has a challenge to tackle during his "semi-retirement" years.

RECOMMENDED VIDEO

The founder nearly 40 years ago of Windermere Real Estate in Seattle has purchased the stalled Blossom Hill development orhood into a community dge Island.

Whidbey Island Bank he was s of the puzzle, other than to continue with the general ich Pass LLC.

nate goal.

like it before and had some aid Jacobi, who has spent his is is about leaving a legacy for good contribution to this

Jacobi still spends some days at his office in Lake Forest Park and has houses in both Seattle and Bainbridge. But much of his family lives on the island, where, at 70, he's spending more time these days. And that will increase as he assumes a "hands-on" approach to his new project.

A family affair

CAN'S E

As is his nature, he said, he's surrounding himself with many people who share his χ

and an including a consult formally as and some

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and **Norm Landry**, who served as Nelson's project supervisor for the rour diminished buildings fronting Pleasant Beach Drive.

After spending 60 days of due-diligence analysis before purchasing the property from Whidbey Island Bank for less than \$10 million, Jacobi said it's "now full speed ahead" with the first phase of the project's new life.

Some parts of the plan are still being formulated, but the general concept is to turn the area into a service center that supports the south end of the island. It goes something like this:

. The last phase of the project - construction of some living units on the upper part of the property - remains intact at this point and is still at least a few years from fruition.

However, the original concept called for some 75 living units of various types and Jacobi said the number of units may be reduced and the types of residences changed, too. He considers a hillside community viable in the future, but there's no rush because of the current real estate climate.

. The first move involves Edna's, the current name of the large restaurant sitting on the bluff above Pleasant Beach Drive. Nelson spent more than \$1 million renovating it inside and out, and then reopened it as an upscale eatery just about the time the economy slowed

It bombed, and was on the market at one time for about \$3 million.

Jacobi wants to turn it into an event center, which he thinks makes sense considering the size of the complex and the dramatic view it offers of Rich Passage.

Work is already under way to return the interior into the dark-wooded "manor house" environment that still exists in the small "fireplace lounge." Jacobi hopes to hire an event director soon with the goal of opening the complex before the holidays.

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. The pivotal change involves scuttling the condominium/apartment concept for the χ

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The fourth building, which is northerly and the furthest from being done, might become a microbrewery and provide an anchor tenant. The bottom floor of the other three buildings would remain retail space.

This part is tentative, of course, since Jacobi would need to get a rezone from the city in order for an overnight lodge to be included in the project. He sees the lodge as overnight accommodations for people attending weddings or other large events at the restaurant.

"We're still open to what the community wants and we feel this will complement what is already there - what Steve Romein has done at Lynwood Center, which is terrific," he said.

With that in mind, he wants the exterior facade of the four buildings to be similar to the historic Lynwood Center complex. Originally, the four buildings on Blossom Hill were going to have a wood and brick facade, but Jacobi wants it to be only wood so it mirrors the building across the road.

"My vision of this is as a service center that fits in with what exists," he said. "And I have no restrictions. I am open to suggestions and I will be in touch with Romein and others involved in commerce in the area."

À different time

Whidbey Island Bank took over the **City Bank of Lynnwood**'s assets and loans after a FDIC-forced closure, including the Rich Pass LLC loan. The bank officially became the development's owner in early April when it paid \$10 million for the property at a foreclosure auction.

Nelson said this week that he has "pending negotiations" with the new owner for equipment, fixtures and furniture in the restaurant. He said there's also the matter of nearly \$1 million in liens - including nearly 400,000 by Nelson Wood & Glass as a

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subcontractor for the project - that were filed against Rich Pass LCC after the

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Nelson said he understood and has no hard feelings about what has happened.

"It's really a global problem, I'd like to take it personal, but it's hard to do that unless I'm abused on the way out the door," he said. "I started this thing six years ago and it was a hell of an opportunity, but not for this time. These days, only people with cash can play. But I've moved on and now Mr. Jacobi can go forward with it. For him, I think the value is three to five years out."

Jacobi said after work on the event center is done his team's attention will turn to getting the four building completed, and then focus on what will be placed inside them.

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This article was originally published in the Bainbridge Island Review on September 01, 2011.

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Work to resume on Bainbridge development that's been frozen two years

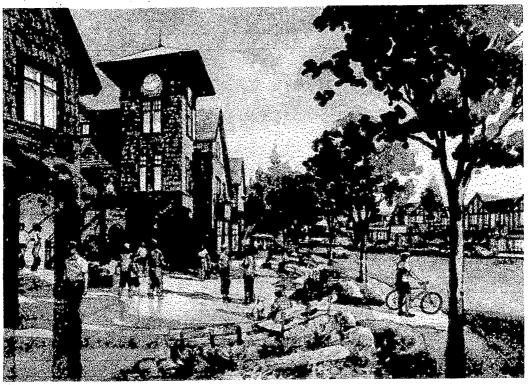
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Work to resume on Bainbridge development that's been frozen two years

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Work will resume in two on what is now being called Pleasant Beach Village. The giant mixed-used project at Lynwood Center on Bainbridge Island has stood idle for two years. (Contributed photo/Wenzlau Architects)

By Rachel Pritchett

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Here is a timeline of the evolution of Pleasant Beach Village at Lynwood Center on Bainbridge Island, formerly known as Blossom Hill:

1990s: Lynwood Center, a quaint Tudor-style neighborhood on southwest Bainbridge Island, is designated by the city as a neighborhood service center, allowing for more intensive development.

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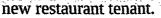
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2006: Nelson and architect Charlie Wenzlau introduce the Blossom Hill vision to neighbors nervous about erosion and increased traffic. The project is to include retail and condos on Lynwood Center Road, and roughly 80 homes going up a hillside on the 16.5-acre site, making it one of the biggest developments in island history. Nelson is among the investors.

2007: Steve Romein buys a similarly styled old commercial center nearby, Lynwood Center, and begins renovations, building hope among islanders that the center's charm will survive into the future.

2009: The giant project is halted as the recession hits. The project's bank, City Bank of Lynnwood, fails and Nelson no longer can draw on loans. Almost \$1 million in liens are filed by subcontractors.

April 15, 2011: The aborted development reverts back to the bank, now Whidbey Island Bank. Some \$27 million is owned on two original deeds. Whidbey purchases the project for \$10 million.

June and July 2011: An island investor group headed by real-estate leader John Jacobi investigates the feasibility of buying the project and resuming construction.

Aug. 17, 2011: The purchase deal closes, with the Jacobi group picking up the project for less than \$10 million.

Aug. 19: Jacobi says the project, now called Pleasant Beach Village, will resume.

Rachel Pritchett

Much to the delight and relief of Bainbridge Island's south-end business owners and residents, work soon will resume on a major development at Lynwood Center that has stood unfinished for two years.

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Work to resume on Bainbridge development that's been frozen two years

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The deal with the project's owner, Whidbey Island Bank, closed Wednesday, and work will start within three weeks.

"We'd like to get going as soon as possible," said Jacobi, whose partners include his family, Tad Fairbank of Fairbank Construction Co. of Bainbridge Island, and Jim Laws, owner of Windermere Real Estate of Bainbridge Island. Fairbank will do the work.

Jacobi is 70, and the founder of the Seattle-based chain of 220 Windermere Real Estate offices wants to see the project come to be in his lifetime.

"I hope it's sooner than later," Jacobi, of Bainbridge Island and Seattle, said of the 16.5-acre purchase made for less than \$10 million.

The vision is unchanged. A row of buildings along Lynwood Center Road is to house retail and commercial on the ground floor, with 16 living units above. That's all that's been constructed at this point, and it's only about three-quarters done.

Jacobi said his group hasn't yet decided whether to make the living units above condominiums or apartments, and it's a little too early to talk about tenants on the ground floor.

"We haven't talked with one soul," he admitted.

Behind that, roughly 80 homes are to be perched on the hill overlooking Pleasant Bay. They are to be built later as the economy allows. A stunning historic building on the property known as the manor house could become another restaurant or even a destination for weddings and events, similar to the Hood Canal Vista Pavilion in Port Gamble. It will now be called Pleasant Beach Manor House.

If and when completed as originally envisioned, the project will be among the biggest ever completed on Bainbridge.

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Work to resume on Bainbridge development that's been frozen two years

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"It will play a major role in the revitalization of Lynwood Center as a new shopping district for the south end of Bainbridge Island. When completed, Pleasant Beach Village ... will become a self-sufficient neighborhood, as envisioned by the island's comprehensive plan," he said.

Kitsap Sun

In the 1990s, Lynwood Center was named one of three "neighborhood service centers" on Bainbridge. That designation and the sewers installed later allowed for more dense building.

The news Friday delighted nearby business owners at Lynwood Center, forced to look out their windows at the unfinished buildings enveloped by cyclone fencing.

Jeff Brein, an owner of the old-time Lynwood Theatre, said, "It goes without saying that expansion of businesses as well as an expansion of a residential base, especially within walking distance of the theater, is good news for us."

Alan Simcoe, owner of Village Music, said, "Having something across the street will be delightful, to say the least."

The mess won't be missed.

"At first it was just ugly, and then you just don't see it," Simcoe said.

The project has had a lot of past heartache and pain.

Island native Bill Nelson had the dream initially. He undertook a \$1 million rebuild of the manor house in 2006. He and investors in Rich Pass, LLC ? mostly island folks ? then began building the mixed-used portion of what then was known as Blossom Hill.

Then the recession struck. The bank carrying the project, City Bank of Lynnwood, failed, preventing Nelson from making critical draws on his construction loans.

Worked stopped in 2009, as subcontractors slapped almost \$1 million in liens against the property. The subs were never paid and the investors lost

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The property supped into foreclosure and this spring was returned to the bank that resumed City Bank's business, Whidbey Island Bank. More than \$27 millions was owing on the two original deeds. The bank picked it up for \$10 million.

Jacobi sees the potential of completing the final piece of this charming and historic little corner of Bainbridge Island.

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"It has a real European village feel," he concluded.

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Bainbridge buzzing over Blossom Hill soil swap

ke the hole that marks their origin, the nountains of dirt – atop the triangle of land ordered by Fletcher Bay, Bucklin Hill and ynwood Center roads – are growing. The dirt vill eventually be loaded into dump trucks ind hauled a short distance south to a new esting place, beneath the Blossom Hill levelopment taking shape on the hillside ibove Lynwood Center. Simply put, the oroject is a soil swap: Blossom Hill is getting ibout 2,200 dump truck loads of workable and in exchange for a larger amount of less lesirable glacial till that will go back into the yround at the borrow site.

Vednesday, June 11, 2008 6:41pm | NEWS

The dirt will eventually be loaded into dump trucks and hauled a short listance south to a new resting place, beneath the Blossom Hill levelopment taking shape on the hillside above Lynwood Center.

Simply put, the project is a soil swap: Blossom Hill is getting about 2,200 lump truck loads of workable sand in exchange for a larger amount of less lesirable glacial till that will go back into the ground at the borrow site.

The project has piqued the curiosity of passing motorists, and raised questions about its possible impacts on underground water in the area, ince there is an aquifer beneath the dig site and several wells nearby.

Some neighbors simply can't get over the enormity of the hole and its Issociated piles, which were enough to prompt long-time contractor and Jynwood Center resident Charlie Christenson to take his first trip to City 'I've never been in here before," Christenson said last week at the planning ounter. "But when I saw this... I can't even imagine something like this , ing on. I guess there are no rules here anymore."

A grade-and-fill permit for the work was issued by the city last month to Velson, Wood and Glass, the firm behind the Blossom Hill project.

'roject managers Bill Nelson and Norm Landry said the dig site – owned by Ving Point resident Bill Moore – has long been used as a source of sand, as have other nearby sites that have since been capped without causing lamage to the aquifer.

As part of the permitting process, the firm was required to pay for an outside evaluation of the project's potential impacts.

Completed by Bainbridge-based Aspect Consulting, the study found the project would require mitigation to ensure proper recharge of the aquifer.

'Removal of the sand material and placement of low permeability fill naterials will diminish recharge," it said. "The flux of recharge through the ower permeability materials will be significantly less than under current onditions."

The study went on to say the total loss of recharge is "relatively small on a pasin-wide scale... but has the potential to be locally significant to any existing or future wells completed close to the project."

Sioswales and infiltration galleries – both modern stormwater nanagement techniques – will be part of the mitigation work. To ease tormwater flow, the perimeter of the site will have a slightly raised berm.

A layer of sand and hydroseed will be placed atop the glacial till. No organic naterials will be put into the site.

Nork began about three weeks ago, and could take another six weeks, repending on the weather.

Hall.

'We looked carefully at the risks and are confident in what we're doing to ake care of the aquifer," Nelson said. "We spent nine months studying this - It's not just a guessing game."

ut not everyone is satisfied with the Aspect study or the process by which he city permit was issued, according to comments submitted to planners.

Some people were worried about potential impacts of the dig on their wells. Others said the project wasn't properly noticed, which left an inadequate mount of time for public comment.

South-end resident and hydrologist Douglas Dow said the Aspect study isn't ufficient.

'While Aspect's analysis of the possible water quality changes to water bassing through these soils may be true, I don't believe it has any relevance o the question of potential degradation of groundwater under the triangle bit," he wrote in his comments.

'Without background monitoring of the water quality of the underlying quifer pre-and post-pit, how can the pit operators determine there has been no degradation?"

)ow, who said he has worked with the city on other projects and is familiar vith the area's hydrology, said he'd prefer to see the work stopped until a nore thorough analysis can be done.

City Planner Josh Machen said Aspect has been monitoring the work and will be required to sign off on the final product. He said he isn't aware of any negative impacts associated with past excavations of sand that had nappened nearby.

'Those projects were closer to the well sites," he said. "If there were roblems, we probably would have seen them show up by now."

long with the city and Aspect, the Kitsap County Health District reviewed he plans.

The excavation falls just short of being a mining project, a designation that vould have required additional permits.

The excavation area is permitted to be just under three acres in area and 15 eet deep. Originally the plan was to haul the Blossom Hill dirt to Suquamish, but Nelson said their chosen option is better because it reduced and costs and emissions from trucks having to take loads off the island.

Frucks traverse about a mile of roadway before dropping loads at the Slossom Hill site, which will soon transform the area around Lynwood Center.

The first four mixed-use buildings will begin to rise at the bottom of the hill his summer, and should be finished by 2010. Over the next five years, some 30 residential units are slated to fill out the hillside.

Meanwhile, Moore said he hopes the triangle of land he's owned since 1989 vill be improved when the excavation is finished.

Ie doesn't have any plans to develop it, but said it's been prone to problems n the past, including off-roading, drinking parties and bonfires. The sppearance of junk on the lot has also been routine.

bore said he hauled away \$3,500 worth of garbage a few years ago – three usted cars were among the load – and had done his own grading work to imit illegal uses of the land before deciding to partner with Nelson.

Ie said that when the work is finished the site will look much the same as it lid before, hopefully minus some of the old problems.

3ut even he's shocked by the way things look now.

'It's an interesting site," Moore said. "When you see the pit it looks like hey're getting ready to build the Seafirst Building (skyscraper) – but here's no Seafirst Building going in."



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The big dig that was undone

An appeal against a stop-work order at a south-end sand pit was denied by the city hearing examiner last week.

Tuesday, September 23, 2008 8:54pm | NEWS



The city hearing examiner denied an appeal on a stop-work order for the sand pit near Lynwood Center.

A court order denies an appeal on worksite.

An appeal against a stop-work order at a south-end sand pit was denied by the city hearing examiner last week.

The stop-work order at the sand pit borrow side – a triangle of land bordered

by Fletcher Bay, Bucklin Hill and Lynwood Center roads – was issued in June of this year. Sand at the site was being extracted by Nelson Wood and Glass, owned by Bill Nelson, for the ongoing Blossom Hill development at Lynwood Center.

Upholding the stop-work order meant that Nelson would have needed a conditional-use permit issued by the city to continue with the filling of the site. However, now Nelson will have to seek additional permits from the Department of Natural Resources to continue reclamation since the agency is taking over jurisdiction in the matter.

DNR has argued that, since the site has historically been used as a sand mine, Nelson will be responsible for reclamation on the whole 4.2-acre site, not just the three acres he was originally permitted to use.

Under state law, a dig that exceeds three acres and a depth of 15 feet is classified as a surface mine subject to regulation under the Surface Mining Act of 1971. DNR in essence argued that access to a portion of the site constitutes access to the entire site and applicable laws.

Activity originally approved at the site allowed for the removal of 20,000 cubic yards of sand from a 3-acre area which was to be replaced by roughly 30,000 cubic yards of glacial till. The entire site was to then be covered with top soil.

The project was tagged by the city after citizen complaints. The stop-work order was issued because the size of the site being used in the project exceeded the three-acre maximum surface area due to the storage of stockpiled top soil for the final phase of reclamation. The storage of that soil on-site was also not allowed in the original permit.

When DNR officials were contacted, they said they had received a partially completed surface mining application that had not yet been paid for.

Nelson could not be contacted regarding the permit or the hearing examiner's decision at the time of printing.

Notes from last week's hearing show that Nelson admitted the project exceeded its required scope. The hearing examiner also noted that ongoing activities at the site were not threatening to the environment.

REVIEW

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Dreamed-of Bainbridge development foreclosed on, a victim of recession

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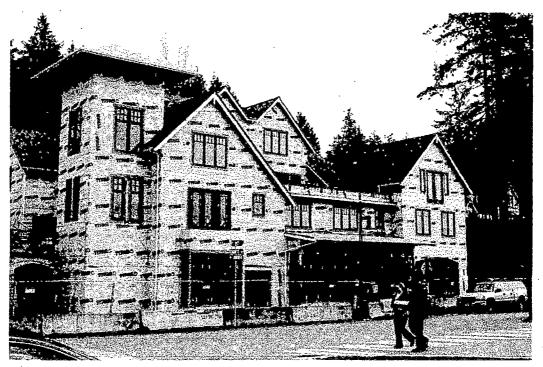
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Dreamed-of Bainbridge development foreclosed on, a victim of recession



Work on the Blossom Hill development in Lynwood Center on Bainbridge Island stopped nearly two years ago. A bank bought two original deeds of trust for the development during a foreclosure auction on Friday. (LARRY STEAGALL/ KITSAP SUN)

By Rachel Pritchett

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Blossom Hill, the aborted development that would have resulted in an expansive hillside neighborhood and commercial district at Lynwood Center on Bainbridge Island, reverted to the bank in a foreclosure auction Friday.

More than \$27 million was owing on two original deeds of trusts. Whidbey Island Bank purchased the deeds at auction for \$10 million. There were no other bids.

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Kitsap Sun



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some of the project to finish the four commercial/condo buildings along Lynwood Center Road that initiated construction.

"All I know is I put six long, hard years into this project — not planning on standing down," Nelson said quietly at the auction near the Kitsap County Courthouse. Dozens listened in a cold April drizzle as a trustee droned through the foreclosure readings, including Rich Pass investors angry at losing their money.

"I feel extremely let down," said one who asked not to be identified. "I think nobody in Rich Pass had the expertise to pull off a large project like this."

The investment group consisted of 15 people, most from Bainbridge Island and the rest from other parts of the nation.

Nelson's vision was to create a self-contained community at Lynwood Center where residents would have no reason to go to congested Winslow for groceries, to mail a letter or eat out.

The commercial part would be Tudor-style to mesh with nearby Lynwood Center, and would serve residents of the 88 homes Nelson was to build on the hillside above, all looking down on Pleasant Bay.

Nelson had his eye on Lynwood Center since he was a boy growing up on the island.

"I used to marvel at the architecture of Lynwood. It was so odd and different," he said.

He had his chance in 2005, when he started a first-class renovation of a historic mansion-turned-restaurant on the 16-acre Blossom Hill site. The restaurant now is closed.

In 2006, he introduced his dream of Blossom Hill to neighbors in nearby Blakely Heights and along Pleasant Beach Drive in a couple of community meetings. Some were concerned about traffic, erosion, water

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pieces that would make the Lynwood Center neighborhood new and whole.

Construction began before the economy tanked, but stopped in 2009 in the midst of construction of the four commercial buildings. None of the hillside homes were ever built.

The project's original banker, City Bank of Lynnwood, had failed, and Nelson was unable to draw on a little less than \$500,000 remaining on his construction loan, according to Volney Howard, original investor with Nelson.

When City Bank's loans were picked up by Whidbey Island Bank, Nelson still could not make draws. The project was financially strangled. A host of subcontractors slapped liens on the property.

Since then, Lynwood Center visitors have edged by cyclone fencing and the buttoned-up construction site to get to a movie at the Lynwood Theatre or enjoy a bite at the Treehouse Café.

They long for the once charm-filled corner of Bainbridge Island to return to normal.

So do some of Nelson's loyal investors.

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"We're hopeful that we can make a deal with the bank. We have some outside investment interest," said Howard, who now lives in California.

Another investor, Barbara Sinnott of Bainbridge Island, said, "Lynwood Center really has to have something over there like that, and a lot of people have told us that."

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Developer says Blossom Hill project isn't dead | Bainbridge Conversation

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Bainbridge Conversation Rachel Anne Seymour engages island residents in a conversation about their community.

Developer says Blossom Hill project isn't dead

tristan baurick

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With a lot of rumors circulating about the demise of the Blossom Hill project, I called up its developer, Bill Nelson, last week to see what's what.

Nelson called the rumors "ludicrous" and "silly."

Despite some serious financial problems and a months of inactivity at the Lynwood Center site, he isn't ready to declare the project dead.

"We're taking it day by day," he said.

Of course, the other big question – besides whether or not the project will be finished – is how all that new commercial space along Lynwood Center Road will be filled.

Read more here.

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Development is ready to olossom with new owner

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ohn Jacobi now has a challenge to tackle luring his "semi-retirement" years.

3y Brian Kelly hursday, September 1, 2011 7:50pm 1 NEWS

ohn Jacobi now has a challenge to tackle during is "semi-retirement" years.

The founder nearly 40 years ago of Windermere Real Estate in Seattle has purchased the stalled Blossom Hill development with the goal of Relping turn the Lynwood Center neighborhood Into a community service center that is second only to Winslow on Bainbridge Island.

When Jacobi bought the 16.5 acres two weeks ago rom Whidbey Island Bank he was still unsure

bout exactly what to do with the three pieces of the puzzle, other than to ename the development Pleasant Beach Village and to continue with the general vision of the original developer/owner, Bill Nelson and Rich Pass .LC.

Ie is no longer vague, however, especially about his ultimate goal.

'It's a huge project, though I've actually done something like it before and nad some success. But this is not about the money in this case," said Jacobi, who has spent his working life buying, selling and developing property. "This is about leaving a legacy for my family and being a steward for property that will be a good contribution to this community. I feel very trongly about it." acobi still spends some days at his office in Lake Forest Park and has houses n both Seattle and Bainbridge. But much of his family lives on the island, vhere, at 70, he's spending more time these days. And that will increase as e assumes a "hands-on" approach to his new project.

\ family affair

As is his nature, he said, he's surrounding himself with many people who hare his vision for Lynwood Center, including: several family members; l'ab Fairbank (of Fairbank Construction Co.); Bainbridge Island Windermere >roker/manager Jim Laws; architect Charlie Wenzlau, who created the >riginal design for the Blossom Hill project; and Norm Landry, who served Is Nelson's project supervisor for the four unfinished buildings fronting 'leasant Beach Drive.

Ifter spending 60 days of due-diligence analysis before purchasing the property from Whidbey Island Bank for less than \$10 million, Jacobi said it's inow full speed ahead" with the first phase of the project's new life.

Some parts of the plan are still being formulated, but the general concept is o turn the area into a service center that supports the south end of the sland. It goes something like this:

The last phase of the project – construction of some living units on the upper part of the property – remains intact at this point and is still at least a ew years from fruition.

Iowever, the original concept called for some 75 living units of various ypes and Jacobi said the number of units may be reduced and the types of esidences changed, too. He considers a hillside community viable in the uture, but there's no rush because of the current real estate climate.

The first move involves Edna's, the current name of the large restaurant itting on the bluff above Pleasant Beach Drive. Nelson spent more than \$1 nillion renovating it inside and out, and then reopened it as an upscale atery just about the time the economy slowed

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vork is already under way to return the interior into the dark-wooded 'manor house" environment that still exists in the small "fireplace ounge." Jacobi hopes to hire an event director soon with the goal of opening he complex before the holidays.

The pivotal change involves scuttling the condominium/apartment oncept for the planned 15 units located in the four two-story buildings that ire now about three-fourths finished. Instead, he'd like to create a "small, outique-type lodge" of about a half-dozen units in the upstairs of the hree buildings that are currently connected.

The fourth building, which is northerly and the furthest from being done, night become a microbrewery and provide an anchor tenant. The bottom loor of the other three buildings would remain retail space.

"his part is tentative, of course, since Jacobi would need to get a rezone rom the city in order for an overnight lodge to be included in the project. He ees the lodge as overnight accommodations for people attending weddings or other large events at the restaurant.

'We're still open to what the community wants and we feel this will complement what is already there – what Steve Romein has done at *_y*nwood Center, which is terrific," he said.

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acobi, who said he's never met Nelson but admires the vision he had for the irea, said the sale by Whidbey Island Bank was "subject too all liens being :leared."

Velson said he understood and has no hard feelings about what has happened.

'It's really a global problem, I'd like to take it personal, but it's hard to do hat unless I'm abused on the way out the door," he said. "I started this hing six years ago and it was a hell of an opportunity, but not for this time. These days, only people with cash can play. But I've moved on and now Mr. acobi can go forward with it. For him, I think the value is three to five years out."

acobi said after work on the event center is done his team's attention will urn to getting the four building completed, and then focus on what will be placed inside them.

Candidate profile — Bill Nelson

Environmental concerns are driving out other values in city decisionmaking, contractor Bill Nelson says. In what he calls an effort to "restore balance," Nelson is running for the central ward, position 4, city council seat being vacated by Merrill Robison. "For the sake of protecting Bainbridge Island's environment, we've forsaken other parts of the quality of life, such as human interaction," Nelson said. The 42-year-old island native says that excessive regulation is driving up costs and depriving the island of diversity. He is critical of council decisions such as the proposed landscape ordinance that have the effect of lowering housing densities, saying that lower densities require more land per home, which, in turn, raises prices. Conversely, he believes that to make housing more affordable, zoning needs to be changed to make higher densities possible in areas such as Lynwood Center. "We can promote affordable housing through zoning," he said. "We don't need higher density everywhere, but we need it in some areas for affordability - you can't have it both ways." Nelson believes the city could contract out much of the regulatory work it does, particularly on development matters, saving both money and staff time. "The developers have to pay for bureaucracies, and they pass those costs on to the end-users," he said. "And it takes time away from work that the city engineer, for instance, needs to spend on public projects."

Wednesday, October 10, 2001 8:00pm I NEWS

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He is critical of council decisions such as the proposed landscape ordinance that have the effect of lowering housing densities, saying that lower densities require more land per home, which, in turn, raises prices.

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"The developers have to pay for bureaucracies, and they pass those costs on to the end-users," he said.

"And it takes time away from work that the city engineer, for instance, needs to spend on public projects."

Nelson favors allowing four south-end neighborhoods that claim widespread septic failures to install sewer service.

"There is a known health and safety issue," he said, "and it is incumbent upon the city to act."

He does not share concerns expressed by some council members that any additional sewer service will lead to increased densities, saying that the existing zoning is adequate to address growth issues.

Nelson is also opposed to the Bainbridge Harbor Commission's draft plan for Eagle Harbor, which would permit liveaboards to continue using a portion of the harbor.

"The water is for everybody," he said. "I don't want to see the liveaboards leave – I like those people – but why should they have open space at everyone's expense?" He disputes that argument that living on board constitutes a long-standing, historic use of the inner harbor.

"The first time anybody anchored out there was in the late '70s or early '80s, when some kids towed a houseboat out there and used it for parties," he said.

Instead of an anchor-out liveaboard area in the inner harbor, Nelson would like to see an extension of the city dock at Waterfront Park to create a number of additional mooring slips.

Some of those should be subsidized, he said, to provide affordable-housing opportunities.

Island industry

After graduating from Bainbridge High School, Nelson worked at a variety of jobs – commercial fishing, construction, on a tug, and at the old Wyckoff plant.

He founded Nelson Wood and Glass in 1987, and the company now employs 17 people.

This is his second try for a city council seat. In 1993, he narrowly lost to incumbent Charles Averill.

Nelson criticizes opponent Bill Knobloch as a single-issue candidate, referring to Knobloch's opposition to the proposed driving range at Wing Point golf club, saying single-issue advocacy does not produce a wellrounded candidate.

But Nelson, a Wing Point member, is not adamantly in favor of the driving range itself. He would like to see the city consider building a public driving range, open to everybody, perhaps on the SR-305 corridor.

"Land right on the highway is too noisy to be developed, but the traffic wouldn't be a problem for a driving range," he said.

Nelson thinks the no-growth or slow-growth faction in the community – "the people who want Bainbridge Island to stay exactly the way it was when they moved here" – is over-represented on the present city council. He blames that on the lack of involvement from those with different viewpoints.

"Very few people who work on the island are involved in government," he said.



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Nelson residency challengedTwo islanders say the council candidate lives outside the central ward.

"Two challenges to the legal residency of Bainbridge City Council candidate Bill Nelson were filed this week, leaving county election officials to determine whether Nelson is eligible for a central ward seat.Nelson filed last week for the open central ward, position 4 seat, joining Wing Point activist Bill Knobloch and espresso vendor Houston Wade in a three-way race. "

Saturday, August 4, 2001 4:00pm 1 [NEWS]

"Two challenges to the legal residency of Bainbridge City Council candidate Bill Nelson were filed this week, leaving county election officials to determine whether Nelson is eligible for a central ward seat. Nelson filed last week for the open central ward, position 4 seat, joining Wing Point activist Bill Knobloch and espresso vendor Houston Wade in a three-way race.In filing documents, Nelson listed a Park Avenue address in the Yeomalt neighborhood as his place of residence.But in separate challenges lodged with election officials - one was filed Monday, the second on Friday islanders Stewart Atkinson and Michael Smith allege that Nelson actually lives on Old Mill Road at the island's south ward. Maintaining a primary residence there would disgualify Nelson from the race for a central ward council seat. Nelson, a contractor making his second bid for the council, told the Review Friday that he does in fact live on Park Avenue. He cited what he called an ambiguity between county and city standards for when residency must be effective - day of filing versus day of election - and said he will seek legal clarification of the issue.Because the challenges were filed more than 30 days before the Sept. 18 primary election, a formal hearing will be held before Kitsap County Auditor Karen Flynn. She will adjudicate the matter, and will have a county deputy prosecutor on hand for legal guidance.Had the challenge come within 30 days of the election, the challenge would have gone before a three-person board including Flynn, Kitsap County Commission chair Chris Endresen and county Prosecutor Russ Hauge, or in case of conflicts, their designees. Under the legal standard, Nelson's residency is considered valid, putting the burden of proof with

clear and convincing evidence on the challengers, Flynn said. It is a high legal standard, to prove that someone doesn't live where they say they do, she said. The hearing date will be set Monday, with the proceeding to be held sometime before Aug. 19.It marks at least the fifth time in the past several years that such a challenge has been made in Kitsap elections. Perhaps the highest profile dispute came in 1999, when a North Kitsap political activist filed for the office of mayor of Poulsbo. The house in which she claimed to reside turned out to be vacant, and was razed shortly thereafter to make way for a new development. The candidate's registration was canceled. That same year, a man who won a seat on the North Kitsap School Board was disgualified from office after the election, when a challenge against his residency was sustained. The house in which he claimed to live was found to lack basic utility service, and had been condemned by the county. Two other recent challenges, both involving candidates in the Bremerton area, were not upheld. It's fairly extraordinary, Flynn said. We have more than our share of these in Kitsap County, and I'm not sure why.Both Atkinson and Smith are residents of Azalea Avenue, the same street on which Knobloch lives. "

REVIEW

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IN THE SUPERIOR/DISTRICT COURT OF THE STATE OF WASHINGTON SAP COUTTY CLERK IN AND FOR THE COUNTY OF KITSAP

Hay 3 11 28 AH '94

FILED

Nelson Petitioner.

P. Nelson

94 2 011.03art4 FREHDENSTEIN No. DECLARATION

(DCLA)

The following declaration may be incorporated by reference to a Petition for an Order of Protection pursuant to a RCW 26.50 or RCW 10.14:

Reenondent

Exhibit F

RCW 26.50.010(1) DOMESTIC VIOLENCE means: (a) physical harm, bodily injury, assault, or the infliction of fear of imminent physical harm, bodily injury or assault, between family or household members; or (b) sexual assault of one family or household member by another.

RCW 10.14.020(1) UNLAWFUL HARASSMENT means: a knowing and willful course of conduct directed at a specific person which seriously alarms, annoys, or harasses such person, and which serves no legitimate or lawful purpose. The course of conduct shall be such as would cause a reasonable person to suffer substantial emotional distress, and shall actually cause substantial emotional distress to the petitioner.

Describe specific acts and approximate dates of domestic violence/unlawful harassment.

I am the victim of domestic violence and/or unlawful harassment committed against me as follows: My husband William P. Nelson has violated the Restraining Order by corning into our house Last week while my 13 yr. old daughter was present on and occeaned obsentus at me and chased me through the house, Leaving then returning and behaving violently. My daughter locked herself in the bathroom. In March of 1992 he tried to strangle me in the kitchen of our home. The children were afrecial to call 911. He has behaved so violently toward me in front of my children that they ave terrified of him and request that he not have any contact at all with, or approach them in Public places to try to force shows of affection from them, We request that he be kept anywhere Near the house. He has been seen and admitted to being in the Woods behind our house at night. We have had to hang blankets in the windows. My Syr old Matthew is afrecid to get up to go to the bathroom now at night so has started wetting the bed. He has been calling and dropping in on my daughter april as

work. She requests no contact from him

He has threatened that he will drive me creasy by his actions. We request this restraining order for out safety. In March I called 911 for fear that he would have me.

I understand if a Temporary Order for Protection is granted, I must appear at the scheduled hearing or I will no longer be protected under the law.

I declare under penalty of perjury under the Laws of the State of Washington that the foregoing statements in this declaration are true and correct.

5-05 Dated 10/93 0193

Ingen S. nelso Page 1 ct 1

Exhibit G	
BAINBRIDGE ISLAND MUNICIPAL COURT Kitsap County, Washington	Mailing Address: PO Box 151, Rollingbay, WA 98061 Location Address: 10255 NE Valley Rd, Bainbridge Is., WA Phone # 206-842-5641 Fax # 206-842-0316 www.bainbridgewa.gov/court email: court@bainbridgewa.gov
CITY OF BAINBRIDGE ISLAND, Plaintiff, vs <u>NELSON, WILLIAM PETER</u> , Defendant.	Case No(s): <u>17841702</u> SCRAM ALCOHOL MONITORING ORDER
as a condition of your pre-trial release or while on	scribed drugs. RAM bracelet on your ankle
warrant for your arrest may issue, and you may	nditions of this SCRAM Alcohol Monitoring Order, a y be held with higher bail requirements and/or serve arrant will also result in forfeiting any bail you have
of your SCRAM bracelet immediately upon release	7966 to make an appointment to schedule installation e and appear at the court no later than r installation.
SCRAM costs of \$20 for installation and \$10 per c agreement as arranged with the clerk. You are re operational as instructed by Officer Roche. You n maintenance of the unit. Failure to comply with th conditions of release and/or a warrant being issue	sponsible for keeping the unit plugged in and nay be required to appear at court for occasional lese requirements could result in a change of your
	g for a period of 30 days with no violations, you may nitoring device at a cost of approximately \$99/ month. u would like to switch to this option in 30 days.

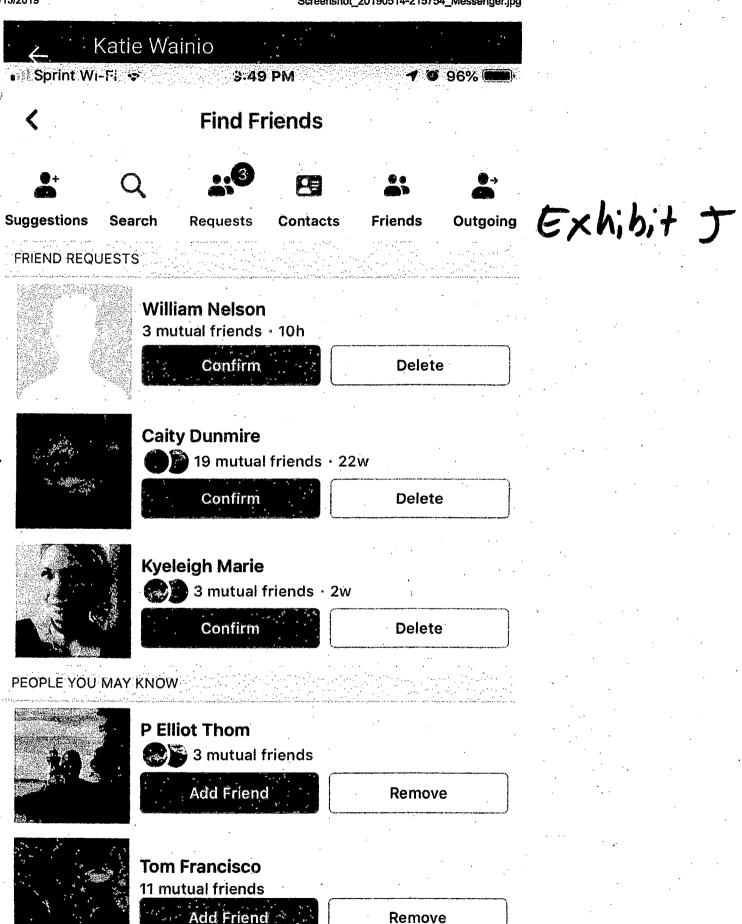
7/6/18 Date

Auch •

Judge Pro Tem

5/15/2019

Screenshot_20190514-215754_Messenger.jpg



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EX

ΖΙΤ

EXHIBIT 5

1	RECEIVED AND FILED		
2			
3	ALISON H. SONNTAG KITSAP COUNTY CLERK		
4	COUNTY CLERK		
5			
6			
7			
8	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KITSAP		
· 9	WILLIAM NELSON, NO. 18-2-03205-18		
10	Plaintiff, ORDER GRANTING DEFENDANTS'		
11	v. MOTION TO COMPEL DISCOVERY		
12	HOUSTON WADE, -[PROPOSED]_		
13	Defendants.		
14			
15	This matter came on for hearing before the Court on Plaintiff William Nelson's		
16	("Nelson") Motion to Compel Discovery and For Attorney's Fees and Costs Pursuant to CR		
17	37. The Court reviewed the pleadings and files on record, heard argument of counsel, and		
18	reviewed the following documents:		
19	1) Plaintiff Nelson's Motion to Compel Discovery and For Attorney's Fees and		
20	Costs Pursuant to CR 37;		
21	2) Declaration of Alexander Savojni in Support of Motion to Compel and		
22	attached exhibits;		
23	3) Plaintiff's response in opposition, if any; and		
24	4) Plaintiff Nelson's Reply in Support of Motion to Compel, if any.		
25	The Court, being fully advised in the premises, NOW, THEREFORE, IT IS HEREBY		
26	ORDER, ADJUDGED, AND DECREED,		
- -			
•	DI AINTIEE'S MOTION TO COMDEL DISCOVEDV		

PLAINTIFF'S Page 1 Rhodes Legal Group, PLLC 918 South Horton Street, Suite 901 Seattle, Washington 98134 206-708-7852 | Fax 206-906-9230

1	1. That Plaintiff Nelson's Motion to Compel Discovery and For Attorney's Fees	
2	and Costs Pursuant to CR 37 is GRANTED.	
3	2. That Plaintiff shall provide full and complete responses to Nelson's First	
4	Interrogatories and Requests for Production of Documents within seven (7) days of this	
5	Order. (July 12, 2019)	
6	3. That Plaintiff shall produce all documents responsive to Nelson's discovery	
7	requests at its sole expense and that the documents shall be copied and shipped to Attorney	
. 8	Alexander Savojni.	
9	4. That Defendant shall pay Nelson's reasonable attorney's fees and costs in the	
10	amount of 53150.00 ; no later than seven (7) days from the date of this Order.	
11	5. That Plaintiff Nelson is entitled to recover from Plaintiff reasonable attorney's	
12	fees and costs incurred in enforcing this Order if necessary.	
13	DATED this 28 day of June, 2019.	
14	Masson	
15	Honorable Judge/Commissioner WILLIAM C. HOUSER	
16	Solution and Solution	
17	St. Le OF WALL OF	
18	Presented by:	
19	ALISON H. SONNTAG, Clerk of the above ontradic County do hereby certify that the foregoing Orientiment is a true and exact copy of the original	
20	In witness whereof, I here who se new nand and the seal of said Court this day off	
21 22	Alexander Savojni WSBA #37010	
22	Attorney for the Plaintiff	
23		
25		
26		
20		
	PLAINTIFF'S MOTION TO COMPEL DISCOVERY– Page 2 Rhodes Legal Group, PLLC 918 South Horton Street, Suite 901 South Weshington 08124	

Rhodes Legal Group, PLLC 918 South Horton Street, Suite 901 Seattle, Washington 98134 206-708-7852 | Fax 206-906-9230

EXHIBIT 6

INTERROGATORY NO. 1: Identify all Persons with knowledge concerning the subject matter of this Action and describe the facts of which each Person identified has knowledge.

ANSWER:

- 1. Ginger Larsen: Former wife and abuse victim of Mr. Nelson.
- Audrey Olson: Former stepdaughter and abuse victim of Mr. Nelson. Can verify that Matthew Nelson was a victim of Bill Nelson's abuse and committed perjury in his declaration.
- 3. Andy Olson: Former stepson and abuse victim of Mr. Nelson
- 4. April Olson: Former stepdaughter and abuse victim of Mr. Nelson
- 5. Katie Fisher: Rape victim of Mr. Nelson
- 6. Billy (Hunter?): Sexual assault victim of Mr. Nelson
- 7. Jared Ouellette: Witnessed Mr. Nelson sexually assault Mr. Ouellette's then incapacitated girlfriend
- 8. Ben Kardong: Two of Mr. Kardong's friends were raped by Mr. Nelson.
- Megan Angell: As a teen was brought to parties at the Chicken Coop owned by Bill Blakely and asked to perform strip teases while underage. Witnessed other underage girls do strip teases and perform sexual acts drugs, booze, and cash.
- Ryan Landworth: Was invited to parties at the Chicken Coop where underage girls were paid to perform strip and perform sex acts. Can place Mr. Nelson there.
- 11. Dean Gellert: Was invited to parties hosted at Bill Blakely's home where Bainbridge High Schoolers were paid to stip.
- 12. Bill Knobloch: Former Bainbridge Island city council member and witness to Mr. Nelson's threats, intimidation, and stalking.
- Mike Smith: Bill Knobloch's former campaign manager and victim of threats, harassment, and stalking by Mr. Nelson.
- 14. Katie Wainio: Commercial loan officer, and victim of Mr. Nelson's threats, harassment, and stalking.
- 15. Kim Bracket: Former Bainbridge Island city council member, and victim of Mr. Nelson's threats and harassment.

- 16. Malcolm Gander: geologist and victim of Mr. Nelson's threats and harassment
- 17. Melanie Keenan: Geologist and victim of Mr. Nelsons' threats and stalking.
- Troy Dettman: Called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape.
- Gretchen Dettman: called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape.
- 20. Todd Baylor: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche.
- Phil Ahern: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche.
- 22. Sal DeRosalia: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche.
- Christie Nelson (no relation): was warned about Mr. Nelson as a sexual danger by her boss when she moved to Bainbridge.
- 24. Gina Baker: Was shown a graphic sexual video Mr. Nelson filmed without his partner Haley's knowledge.
- 25. Ashley Cross DeGrow: Was sexually assaulted by Mr. Nelson and witnessed him forcing alcohol on women. Can verify Mr. Nelson's recent use of cocaine, can verify Matthew Nelson's abuse by his father. Can verify that Matthew Nelson committed perjury in his declaration.
- 26. Alaina Brooke-Simcoe Seyssel: Witnessed Mr. Nelson specifically seek out younger and underage girls for relations.
- 27. Shannon Evans: Witnessed Mr. Nelson's inappropriate contact with her son's then underage girlfriend.
- 28. Jeffrey Sneller: Lost his investment in Nelson's Blossom Hill development.
- 29. Steve Nagle: former partner of Alicia Heath, can verify that Mr. Nelson was paying Ms. Heath hundreds of dollars or more each month, likely for sexual favors
- 30. Bill Blakely: Former Island resident and owner of the Chicken Coop and host of numerous parties where underage girls were paid to strip and perform sex acts.
- 31. Molly Aquino Roth: A former underage stripper at the Chicken Coop whom Mr. Blakely dated, convinced to drop out of high school, and move in with him.

- 32. Gina Magraw: Performed at the Chicken Coop.
- Cynthia Remash: Former employee of Edna's. Witnessed Mr. Nelson be very inappropriate towards an underage girl.
- 34. Melissa Bryant: Former partner of Mr. Nelson, and victim of harassment. Can verify that Mr. Nelson admitted to her that he acknowledged that Elizabeth Kaltreider had accused him of rape before I ever published.
- 35. Tracy Lang: Has witnessed Mr. Nelson's temper aggression as a neighbor.
- 36. Julie Myers: Has witnessed Mr. Nelson's temper aggression as a neighbor.
- 37. Chris Cannon: Has witnessed Mr. Nelson's temper and aggression in social settings.

INTERROGATORY NO. 2: Identify any Person whom you believe you may call as a

witness in this case and describe the nature of their testimony and/or any evidence they might

present at trial.

ANSWER:

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- 2. Audrey Olson: Former stepdaughter and abuse victim of Mr. Nelson. Can verify that Matthew Nelson was
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- 32. Gina Magraw: Performed at the Chicken Coop.
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- 34. Melissa Bryant: Former partner of Mr. Nelson, and victim of harassment. Can verify that Mr. Nelson admitted to her that he acknowledged that Elizabeth Kaltreider had accused him of rape before I ever published.
- 35. Tracy Lang: Has witnessed Mr. Nelson's temper aggression as a neighbor.
- 36. Julie Myers: Has witnessed Mr. Nelson's temper aggression as a neighbor.
- 37. Chris Cannon: Has witnessed Mr. Nelson's temper and aggression in social settings.

INTERROGATORY NO. 3: List any blogs, forums, or other websites on which you

commented regarding the Plaintiff, including the username/handle under which the comments were made, the date of the posts, and the number of readers.

ANSWER:

My own personal Facebook page under "Houston Wade" and The Bainbridge Island Bad List under "The Bainbridge Island Bad List". Both posts I had to delete due to the TRO filed by Mr. Nelson. The posts were in October 2018. No clue how many readers read the posts. Had Mr. Nelson not forced me to delete you might have had access to that information.

INTERROGATORY NO. 4: Identify any/all legal charges, convictions, lawsuits or

other court proceedings you have been involved with, either as a party or a witness, and state the substance of the charges, parties' respective claims, defenses and the outcome of the action(s).

ANSWER: Du Wors v. Wade. I won that case as the Judge determined that Mr. Du Wors in fact was convicted for several domestic violence charges, and convicted for hit and run, as well as admitted to alcohol and drug abuse.

INTERROGATORY NO. 5: Identify all written documents that you authored in full or part, regarding the Plaintiff, and the number of readers for each. ANSWER:

My own personal Facebook page under "Houston Wade" and The Bainbridge Island Bad List under "The Bainbridge Island Bad List". Both posts I had to delete due to the TRO filed by Mr. Nelson. The posts were in October 2018. No clue how many readers read the posts. Had Mr. Nelson not forced me to delete you might have had access to that information. You are in possession of screenshots of said documents and you already submitted such as evidence back in October 2018.

INTERROGATORY NO. 6: Who authored and who posted on the "Houston Wade" Facebook page a post on or about October 4, 2018, which stated "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing" and how many

people read this post? ANSWER: I authored it.

INTERROGATORY NO. 7: Did Defendant identify the "alcoholic Republican politician/real estate developer" referenced in a post on or about October 4, 2018 (the post referenced in the Interrogatory No. 6) as the Plaintiff and if so, how?

ANSWER:

Yes, Identified the alcoholic Republican" when asked as Bill Nelson, because that is who it was.

INTERROGATORY NO. 8: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018 "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing."

ANSWER:

The person who rescued Ms. Kaltreider and who called 911 on her behalf, Troy Dettman, told me about it.

7

INTERROGATORY NO. 9: Who authored on the "Houston Wade" Facebook page a post on or about October 4, 2018 stating "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars" and how many people read this post? ANSWER: I did. That is why my name is on the comment. Answering this question for a third time, and it is just as silly as the first two times. No clue ho many people read this, you made me delete it due to filing a TRO. It appears that it was a mistake to file the TRO if you wanted to know how many people read my post. Kind of hard to prove damages if the offending document is removed before you can prove that it was disseminated far and wide, huh?

INTERROGATORY NO. 10: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018, "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars" ANSWER:

Three people: Meghan Angell, who was an underage girl brought to perform there; Ryan Landworth, who was invited to attend one of these parties; and Dean Gellert who was also invited to attend one of these parties. INTERROGATORY NO. 11: Who authored and published on or about October 21. 2018 a Facebook post which stated "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice." and how many people read this post?

ANSWER:

I wrote it. Again, no clue how many people read it since you filed a TRO and I was forced to remove the post.

INTERROGATORY NO. 12: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 21, 2018, "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice."

ANSWER:

The Bankruptcy of Mr. Nelson's Blossom Hill development was widely published in local news sources. You are in possession of examples of these articles. Mr. Nelson admits to his cocaine use and alcoholism (multiple DUIs) and has done so under oath. His former wife, Ginger Larson, admits to being abused by Mr. Nelson and even filed a domestic violence restraining order against Mr. Nelson, of which you are also in possession. Troy Detuman was a witness to the aftermath of Mr. Nelson's assault on Ms. Kaltreider. Ms. Kaltreider's death was detailed in articles in both the Kitsap Sun and Bainbridge Review.

INTERROGATORY NO. 13: Identify all Persons who were consulted, relied upon, or otherwise constituted a source of information in connection with the preparation of the answers to these Interrogatories, and document requests, listing with respect to each Person the number(s) of the Interrogatories he or she helped to prepare or for which he or she was consulted, relied upon, or otherwise constituted a source of information.

ANSWER:

I consulted with no one in preparation of these interrogatories. There are plenty of sources of information, but these were established long before the interrogatories were ever submitted. I will list my sources of said information as the following:

1. Ginger Larsen: Former wife and abuse victim of Mr. Nelson.

2. Audrey Olson: Former stepdaughter and abuse victim of Mr. Nelson, Can verify that Matthew Nelson was

a victim of Bill Nelson's abuse and committed perjury in his declaration.

3. Andy Olson: Former stepson and abuse victim of Mr. Nelson

4. April Olson: Former stepdaughter and abuse victim of Mr. Nelson

5. Katie Fisher: Rape victim of Mr. Nelson

6. Billy (Hunter?): Sexual assault victim of Mr. Nelson

7. Jared Ouellette: Witnessed Mr. Nelson sexually assault Mr. Ouellette's then incapacitated girlfriend

8. Ben Kardong: Two of Mr. Kardong's friends were raped by Mr. Nelson.

9. Megan Angell: As a teen was brought to parties at the Chicken Coop owned by Bill Blakely and asked to perform strip teases while underage. Witnessed other underage girls do strip teases and perform sexual acts drugs, booze, and cash.

10. Ryan Landworth: Was invited to parties at the Chicken Coop where underage girls were paid to perform strip and perform sex acts. Can place Mr. Nelson there.

11. Dean Gellert: Was invited to parties hosted at Bill Blakely's home where Bainbridge High Schoolers were paid to stip.

12. Bill Knobloch: Former Bainbridge Island city council member and witness to Mr. Nelson's threats, intimidation, and stalking.

13. Mike Smith: Bill Knobloch's former campaign manager and victim of threats, harassment, and stalking by Mr. Nelson.

14. Katie Wainio: Commercial loan officer, and victim of Mr. Nelson's threats, harassment, and stalking.

- 15. Kim Bracket: Former Bainbridge Island city council member, and victim of Mr. Nelson's threats and harassment.
- 16. Malcolm Gander: geologist and victim of Mr. Nelson's threats and harassment
- 17. Melanie Keenan: Geologist and victim of Mr. Nelsons' threats and stalking.
- Troy Detiman: Called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape.
- 19. Gretchen Dettman: called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape.
- 20. Todd Baylor: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche.
- 21. Phil Ahern: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche.
- 22. Sal DeRosalia: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche.
- 23. Christie Nelson (no relation): was warned about Mr. Nelson as a sexual danger by her boss when she moved to Bainbridge.
- 24. Gina Baker: Was shown a graphic sexual video Mr. Nelson filmed without his partner Haley's knowledge.
- 25. Ashley Cross DeGrow: Was sexually assaulted by Mr. Nelson and witnessed him forcing alcohol on women. Can verify Mr. Nelson's recent use of cocaine, can verify Matthew Nelson's abuse by his father. Can verify that Matthew Nelson committed perjury in his declaration.
- 26. Alaina Brooke-Simcoe Seyssel: Witnessed Mr. Nelson specifically seek out younger and underage girls for relations.
- 27. Shannon Evans: Witnessed Mr. Nelson's inappropriate contact with her son's then underage girlfriend.
- 28. Jeffrey Sneller: Lost his investment in Nelson's Blossom Hill development.
- 29. Steve Nagle: former partner of Alicia Heath, can verify that Mr. Nelson was paying Ms. Heath hundreds of dollars or more each month, likely for sexual favors
- 30. Bill Blakely: Former Island resident and owner of the Chicken Coop and host of numerous parties where underage girls were paid to strip and perform sex acts.

- 31. Molly Aquino Roth: A former underage stripper at the Chicken Coop whom Mr. Blakely dated, convinced to drop out of high school, and move in with him.
- 32. Gina Magraw: Performed at the Chicken Coop.
- 33. Cynthia Remash: Former employee of Edna's. Witnessed Mr. Nelson be very inappropriate towards an underage girl.
- 34. Melissa Bryant: Former partner of Mr. Nelson, and victim of harassment. Can verify that Mr. Nelson admitted to her that he acknowledged that Elizabeth Kaltreider had accused him of rape before I ever published.
- 35. Tracy Lang: Has witnessed Mr. Nelson's temper aggression as a neighbor.
- 36. Julie Myers: Has witnessed Mr. Nelson's temper aggression as a neighbor.
- 37. Chris Cannon: Has witnessed Mr. Nelson's temper and aggression in social settings. INTERROGATORY NO. 14: Identify the women Defendant claims the Plaintiff raped, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER:

Mr. Nelson is who identified the woman who I wrote about on both my personal page and The Bainbridge Island Bad List. He did so in the handwritten portion for his TRO against me. You even submitted the TRO as evidence in this suit. You will note that Mr. Nelson also submitted screenshots of my articles as evidence, neither of which identify Mr. Nelson's victim by name, but Mr. Nelson was so familiar with the story that he identified the victim as "Elizabeth Kaltreider" in the TRO. This is essentially and admission of guilt on behalf of Mr. Nelson. It would be smartest thig for Mr. Nelson to do is drop this suit, because this line of questioning will not go well before a jury when Mr. Nelson submitted as evidence his own intimate knowledge of the crime for which he is being accused. Think on that one.

INTERROGATORY NO. 15: Identify the individuals Defendant claims the Plaintiff was abusive of, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER:

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Mr. Nelson raped Elizabeth Kaltreider in Fort Ward on Bainbridge Island, WA; not sure of the exact date. Mr. Dettman is likely to know more about when. Mr. Nelson raped Katie Fisher in his home on Bainbridge Island, WA in the fall of 2012. Mr. Nelson raped two women (friends of Ben Kardong) at the Chicken Coop; not sure of the date (exhibit B). Mr. Nelson sexually assaulted the then girlfriend of Jared Ouellette at the Chicken Coop; not sure of the date (exhibit B). Mr. Nelson was present at parties where underage girls were hired to strip and perform sex acts throughout the 2000's (Exhibit B). Mr. Nelson abused Ginger Larson and her children from about 1985/1986 until 1994 (when the DV restraining order was filed). Mr. Nelson was caught sexually assalting a woman named Billy at his then wife's birthday party and this event was witnessed by numerous people and relayed to me on three separate and independently corroborating occasions by Todd Baylor, Sal DeRosalia, and Phil Aherns. Mr. Nelson filmed he and his partner having sex without her knowledge and then disseminated the video fairly widely so that Gina baker was shown the video. Mr. Nelson threatened and harassed Katie Wanio, Melanie Keenan, Malcom Gander, Kim Bracket, Mike Smith, and myself.

INTERROGATORY NO. 16: Identify and explain in detail all methods you have used to investigate the truth or falsity of your claims regarding the Plaintiff, made directly or by denying in your Answer to the Complaint having made any false statements, including, but not limited to claims that the Plaintiff is a rapist, an abuser, cheats investors, a psychopath, a cokehead, participated in underage sex parties. Include, but do not limit your response to the identity of any individuals with which you have had contact regarding those claims and any communications you have issued or received with regard to those claims.

ANSWER:

Mr. Nelson admits to his own cocaine use under oath. Several people have told me that they have witnessed Mr. Nelson sexually assault or rape women. Women have told me that they were the victims of Mr. Nelson. I have witnessed Mr. Nelson attempt to force himself on an incapacitated underage girl. Multiple people can testify that Mr. Nelson was present at the underage stripper parties at the Chicken Coop. There is a court record of Mr. Nelson abusing his wife and children. The Bainbridge Island Municipal Court even deemed Mr. Nelson as "prone to violence". The vast majority of these methods were conversational in nature. Some of these

conversations were done online. Those conversations are submitted as exhibit B. Mr. Nelson is a psychopath because he has zero remorse for his actions and will gaslight and deny multiple instances which fit a typical modus operandi despite the overwhelming available eyewitness testimony and court records. While I am not a trained mental health professional, these are certainly the traits of a serious personality disorder. I encourage Mr. Nelson to take the Minnesota test (the Minnesota Multiphasic Personality Inventory) and prove that he does not indeed have a deep seeded personality disorder. The fact that there is ample journalistic pieces written about the failure of the Blossom development, and where Mr. Nelson filed liens against himself on that development hoping to recover investment from the purchaser of the land, Whidbey Island Bank, demonstrates that his participation in that project was not above board.

INTERROGATORY NO. 17: Identify the substance and factual basis for each and every defense(s) to allegations in Plaintiff's complaint.

ANSWER:

I have known Bill Nelson since I was four years old. He married my best friend Audrey Olson's mother, Ginger Larson. From the moment Mr. Nelson was around, my mother told me that I was no longer allowed to go to Audrey's home (she lived two floors above me), but that Audrey was allowed to come to our home. My young mind didn't know the reason why this was the case, but what I didn't know at the time and was later revealed to me, was that Mr. Nelson was a violent alcoholic and cocaine addict and this was why I was not allowed to go to Audrey's home. Mr. Nelson even confirmed under oath at the Du Wors v. Wade hearing in the Bainbridge Island Municipal Court on November 6th that this was a period of intense cocaine use for him.

After Audrey and her family moved to a new home on the island, I did not have any memorable interactions with Mr. Nelson until I was a teen, although, during that time he still managed to get in trouble with others, be arraigned for numerous DUIs, and had a domestic violence restraining order against him protecting his wife Ginger Larson. I did not have much contact with Mr. Nelson aside from a meeting where the high school's Earth Service Corps held their Christmas party hosted by his then step daughter at

their home in Eagledale in 1998; but then in March of 1999, after the Tolo dance my senior year, a contingent of us students went to an after party. Yes, there was some underage drinking, but the party was mostly tame, until a drunk, 40-year old Bill Nelson appeared with a baggy of cocaine and almost immediately tried to force himself on an incapacitated 15-year old girl. The other boys and I managed to get the drunk Mr. Nelson out of the home and then stood guard in case he made another appearance. One of my greatest regrets in life was not calling the police that night, but many of my friends were in possession of alcohol and in my juvenile brain I justified it by telling myself that I didn't want them to get in trouble for that.

3. In 2001 Mr. Nelson announced his candidacy for the Bainbridge city council and towards the end of the filing period he was still running unopposed. After what I witnessed at that high school party a little more than two years earlier, I decided that I could not in good conscience allow a man like Bill Nelson to have any political power on the Island and I paid the filing fee and threw my hat into the ring. Unbeknownst to me, Bill Knobloch had also had disturbing run-ins with Mr. Nelson and filed to run the last minute just as I had done.

As the summer wore on, it became apparent that Mr. Knobloch had the better chance to win than my inexperienced, youthful 20 years, so I dropped out of the race and endorsed him. I did some research into Mr. Nelson's fundraising and wrote a letter to the editor of the Bainbridge Review published the Wednesday before the election on October 31^s, 2001. In my letter I highlighted just how much money Nelson had raised at the time, some \$13,000, and made note of the television commercials Nelson managed to run during the Nielson ratings record-breaking 2001 Mariners games, as well as Mr. Nelson's ulterior motive which was to skirt and drastically change building code and zoning laws and start developing the island. Mr. Nelson has a history of violating code. Trees determined to remain as greenspace would somehow all be cut down on a weekend. Homes that were to be set aside to low-income residents would be sold to Mr. Nelson's family members...

5. Mr. Nelson never responded to my letter with one of his own. Instead, The Bainbridge Review published a front-page article on Saturday November 3rd (The Review was twice a week back then) about how much money was being raised to fund campaigns on the Island, and where much of this money was coming from. Mr. Nelson's response to my letter and The Review article was to get drunk all Saturday morning at the

Wing Point Country Club, Where Ms. Janelle Jefferson was his server, and then come to my place of work, the Town & Country coffee bar at about 3pm, and threaten me in front of dozens of customers. Mr. Nelson also loudly said he was going to get me fired from my job.

The following Tuesday Mr. Nelson lost the city council race in a big way and the next night came into T&C as I was closing the coffee bar and threatened my life, this time while I was alone. I called the police and got a manager and Nelson left. Mr. Nelson continued sneaking into the coffee bar several nights in a row to threaten me, sometimes saying things, sometimes passing by the window of my work area to stare me down and draw a finger across his throat. The store eventually had to hire a security guard whose entire job was to sit with me at night in case Mr. Nelson showed up. It was also during this time that Mr. Knobloch's next door neighbor and campaign manager, Mike Smith, had to obtain a restraining order against, and police protection from, Mr. Nelson for the exact same manner of physical threat and stalking. Flash forward a few years to around 2004/2005, and Katie Walnio was the commercial loan officer for 7. Sterling Savings Bank on Bainbridge Island. The bank rejected Mr. Nelson's commercial loan application for his desire to construct a large development in the Lynwood neighborhood of Bainbridge Island, a development he named "Blossom Hill". A few weeks later Ms. Wainio began her new job as the commercial loan officer at Kitsap Bank. Mr. Nelson applied for a similar commercial loan there as well and was rejected by Ms. Wainio a second time. Mr. Nelson then began stalking and threatening Ms. Wainio and she apparently sought a protective order against him.

8. Ms. Wainio then phoned other banks in an effort to blackball Mr. Nelson from every commercial lender she could think of and this delayed Mr. Nelson's development plans by many, many months. Mr. Nelson finally secured a loan from City Bank of Lynnwood and when construction began, a more than \$1 million renovation of the Manor House had to be completed before other construction could commence on the rest of the development. The initial development plan was scaled back to about 80 residential units. During construction Mr. Nelson ran afoul of the law by illegally dumping more than 2200 dump truck loads of soil into the sand pit between Bucklin Hill Road and Lynwood Center Road. The geologists who alerted the State about the illegal and possibly toxic dumping then also experienced physical threats and harassment from Mr. Nelson. Financial delays, construction delays due to the Manor House renovation, and legal troubles like the soil swap ate into Mr. Nelson's capital and as the economy collapsed into the Great

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Recession, so did Mr. Nelson's project and it fell into foreclosure. This foreclosure cost many investors millions of dollars..

- 9. Never one to miss an opportunity Mr. Nelson attempted to file liens against himself for work completed in an effort to retain control of the development. It didn't work, for unknown to Mr. Nelson, one of the principal investors in Whidbey Island Bank was Jerry Dennon, and Mr. Dennon hated Mr. Nelson with every fiber of his being which is why Whidbey Island Bank was willing to bid \$10 million in April of 2011 for the deeds to the development that had been held by City Bank of Lynnwood prior to its collapse. Mr. Dennon's daughter was Elizabeth Kaltreider whom Mr. Nelson had raped a few years earlier and never faced the consequences of his actions for that atrocity. Ms. Kaltreider had committed suicide only two months before, and Mr. Dennon blamed Mr. Nelson for her death.
- Mr. Dennon made sure that the Blossom Hill development was foreclosed upon and later sold to John Jacobi to complete in early Summer of 2011 and renamed to "Pleasant Beach Village".
- 11. I had only learned of Mr. Nelson's rape of Ms. Kaltreider about that time in 2011 when during a conversation about the foreclosure of the development Troy Dettman told me about how he and his wife Gretchen were awoken in the middle of the night at their Ft. Ward home by a woman screaming for help. When they opened their front door, they found a naked Elizabeth Kaltreider shaking and exclaiming that she had just been raped and needed help. They witnessed several men quickly get into a car and drive away from the scene. The couple covered and comforted her and called the police. When the cops arrived, they found Mr. Nelson standing in the Dettman's driveway staring the couple down and smirking. The police briefly spoke with the Dettman's and Ms. Kaltreider and then returned to Mr. Nelson where they visibly shook his hand and then talked and joked with Mr. Nelson for a period of time. After which, the police informed the Dettman's that nothing nefarious had happened. The Dettmens witnessed the police physically assault Ms. Kaltreider and throw her onto the hood of the police car and threaten her with arrest. The police then left the scene, no official statements taken, no police report filed, no trip to the hospital for the victim, no rape kit administered. The police just got into their patrol cars and drove away, leaving a naked and traumatized Elizabeth Kaltreider in the care of two complete strangers. Sadly, Ms. Kaltreider jumped to her death off the Agate Pass Bridge in February of 2011 after telephoning her son to say goodbye, but according to an ex-girlfriend of Mr. Nelson's, Mr. Nelson had informed her that Ms.

Kaltreider had indeed accused him of rape and had also telephoned him in the moments leading up to her death.

- 12. Including my own witnessing of Mr. Nelson attempting to force himself on a teenager at a party over a decade earlier, this made for the third instance of sexual assault by Mr. Nelson of which I was personally aware. In 2009, my coworker Meghan Kent, now Meghan Angell, a graduate of Bainbridge High School in 2004, told me about how when she was an underage teen one of her female friends invited her to a party at the "Chicken Coop" speakeasy in the Lynwood neighborhood of Bainbridge Island and she went along. When Mrs. Angell arrived, she was horrified to discover that Mr. Nelson and several prominent members of the Island's community, including Bainbridge police officers and members of the fire department, were engaged in plying these underage girls with drugs, alcohol, and cash to strip and perform sex acts on the men. She said the room was out of control and deeply disturbing. This information I found so completely astounding that I didn't know what to make of it or how to process it at the time. You will note that Mrs. Angell confirms the story in a comment under my initial Facebook post about Mr. Nelson in the documents submitted as evidence in Exhibit D by Mr. Nelson where she writes "Disgusting. And True..." Apparently just like in the Jeffrey Epstein case that has recently been in the news, the men would have the girls who performed bring in their friends to also perform at later parties.
- 13. A few years later I was discussing the Blossom Hill development and John Jacobi's takeover with a Mr. Ryan Landworth in 2012, when Mr. Landworth said that Bill Nelson and the Chicken Coop was the entire reason he had quit the fire department and went back to school to become a blacksmith. He then told me about how one of his superiors at the department invited him to a party at the Chicken Coop speakeasy in 2006 where he discovered Mr. Nelson and other powerful men including Bainbridge police officers and fellow firefighters engaged in plying underage girls with drugs, alcohol, and cash to strip and perform sexual acts on them. Horrified that his son's classmates from the high school were being exploited like this by men who should be pillars of the community, Mr. Landworth left. The accounts of these two sources, Mr. Landworth and Mrs. Angell, means that Mr. Nelson perjured himself during the Du Wors hearing when he claimed that no such parties ever happened at the Chicken Coop.
- 14. I suddenly had independent corroboration of the same event from individuals who did not know each other and sent an email to Josh Farley of the Kitsap Sun relaying what I knew and got Mr. Farley in contact with

both Mr. Landworth and Ms. Angell. Eventually, after a 7-month investigation, the Kitsap Sun did not run the story citing that since the initial incident occurred almost decade earlier and the police involved were no longer with the department thanks to the hiring of Chief Hamner, it was no longer "news-worthy". I was completely disappointed.

- 15. Since that time Mr. Dean Gellert confirmed that these parties had been going on for years at the home of Mr. Nelson's friend Bill Blakely even prior to the Chicken Coop existing, where Mr. Blakely had a stripper pole installed and regularly hired girls from Bainbridge High School to do strip shows and more for large groups of his friends. These illegal events continued when Mr. Blakeley built the Chicken Coop and installed a stripper pole in there as well. Apparently, these parties are where noted porn star Tori Black got her start doing sex work while she was still a student at Bainbridge High School. Mr. Blakely even convinced one of the teenagers who performed at these parties, Mrs. Molly Aquino Roth, to drop out of school and move in with him.
- 16. My initial Facebook post concerning Mr. Nelson was inspired by the treatment of Dr. Blasey-Ford during the Kavanaugh hearing in early October. Many people had complained that Blasey-Ford had waited 35 years to come forward and my post was a demonstration of how a victim can come forward immediately and still nothing will be done. I have little doubt that the officers who responded to the Dettman's 911 call were among the officers present at the Chicken Coop speakeasy sex parties.
- 17. After being fed up with years of whispers about rape, assault, and abuse on the Island, I created the news page The Bainbridge Island Bad List, and Mr. Nelson was one of the first men I decided to profile on the page. A large portion of the women on the island are well-aware of Mr. Nelson's bad intentions. If the comments under my initial Facebook post are any indication, Mr. Nelson will willingly go after underage girls. There is a reason they referred to him as "Bad Bill".
- 18. Mrs. Ashley Cross Degrow wrote to me about how Mr. Nelson was very inappropriate towards her when she, as a child, was visiting a job site where her father was a subcontractor for Mr. Nelson, and later groped her at a party at the Chicken Coop where Mr. Nelson's son Matt witnessed it and almost got into a fight with his father over the incident. Mrs. Cross Degrow also witnessed Mr. Nelson attempting to get young women drunk specifically to take advantage of them while they were too intoxicated to consent. Mrs. Cross Degrow can also testify that Mr. Nelson lied under oath about when he stopped using cocaine and

witnessed Mr. Nelson use cocaine recently. Mr. Jerod Ouellette recounted to me how he showed up to the Chicken Coop one night to find his girlfriend passed out and Mr. Nelson's hand down her pants. I was also made aware of two women, who at this time wish to remain nameless, who agreed to go to the Chicken Coop with Mr. Nelson and have no memory of the evening and woke up in a strange place with no clothes and had to escape with only a stolen blanket to cover the both of them. I was contacted by Mrs. Katie Fisher who relayed to me that Mr. Nelson took advantage of her intoxication and inability to consent and raped her in the Fall of 2012. Three people have now informed me about how at his own wife's birthday party Mr. Nelson was caught sexually assaulting a woman. I was also informed by a former employee of his about inappropriate contact Mr. Nelson had with the minor child of the former general manager of his failed restaurant. Some of the photographs on the walls of the Chicken Coop were cropped to show the faceless naked bodies of underage teen girls who had performed at the sex parties; as if displaying underage girls from the neck down somehow made it ok. Mr. Landworth has a photo on his cellphone of these "decorations" at the Chicken Coop. These stories all show a pattern of behavior by Mr. Nelson and his friends and easily establish that he is a threat to women and girls in our community, and that I was being forthright and responsible by publishing my article about him.

- 19. I created the Bainbridge Island Bad List as a news page to inform the community of who the predators are among us, and Mr. Nelson fits that bill to a 'T'. I didn't stalk Mr. Nelson, and I didn't harass him. I wrote an article about his predatory actions which were confirmed by many, many sources. My goal is to warn people, especially young girls, to stay away from Mr. Nelson for their own safety. The purpose of journalism is to expose abuse, and that is exactly what I have done in this instance. The abuse of women and girls, and the abuse of the system designed to serve and protect them.
- 20. Mr. Nelson is not scared of me, he is not intimidated by me. What he does not like is my publicly revealing what so many women and girls on this island already know; that he is a sexual predator. I don't care what the abusers think. I am done being silent about the behavior of these men, and the members of our community deserve to be warned about them and to know the truth.
- 21. It is impossible to defame a man who is infamous in our community for his drunken, abusive, and predatory behavior. He lost \$27 million of other people's money, he illegally dumped thousands of truckloads of soil, he has a history of violence and threats, he is a well-known drunk with multiple DUI

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arrests to his name, including a pending charge of DUI and hit and run at the Seattle ferry terminal from June 28th of this year. At the Du Wors hearing when the judge called for a recess at 3pm in the afternoon on a Tuesday, Mr. Nelson loudly exclaimed, "Damn, I need a beer!" to which both the Judge and the bailiff shot Mr. Nelson looks of bewilderment since he had just been questioned under oath about his alcoholism and drug use; and let's not forget that Mr. Nelson has raped or sexually assaulted many women and girls on Bainbridge Island. I wrote an article and have sources for my statements. That is not defamation.

INTERROGATORY NO. 18: Identify each exhibit you intend or reasonably expect to introduce into evidence at any hearing, trial, deposition, or by affidavit in this case.

ANSWER:

You are in possession of all exhibits so far submitted for trial. It would be reasonable to expect more evidence, depositions, declarations, and police and court records as they are obtained.

INTERROGATORY NO. 19: Please state all names by which you have been known, your date and place of birth, your social security number, your residential address for the past ten (10) years, your driver's license number, the full name of each spouse that you have had, and the dates of marriage and divorce for each of your spouses.

ANSWER:

I object to this Interrogatory as it is not pertinent to the suit at hand. Also, counsel voluntarily represents not one, but two of the three people who have ever stalked and/or threatened me. The third, John Du Wors, is volunteering as a witness for the plaintiff in this case (also someone with a history of domestic violence convictions). Any of this personal identifying information will no doubt be published publicly putting my safety in jeopardy since Mr. Savojni's other client, Richard Lee Rynearson, has a history of stalking, harassment, and doxxing of not just citizens but also law enforcement officers, members of the military, and local and federal judges. Mr. Rynearson is in close contact with Mr. Nelson and is currently disseminating any and all documents provided in this case to the public far and wide. I will not be providing any of this information.

REQUEST FOR PRODUCTION NO. 1: Produce any and all documents,

correspondence, or posts you have authored which reference the Plaintiff from January 1,

2014 until present.

RESPONSE:

You are in possession of all correspondence (Exhibit B), documents, and posts (Plaintiff's exhibits). Since I was forced to delete my own copies of the posts due to the TRO filed by the Plaintiff, I am not able to also provide redundant copies.

REQUEST FOR PRODUCTION NO. 2: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 2.

RESPONSE:

You were physically given these documents before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 3: Produce true and correct copies of all

documents, correspondence, posts, and any other forms of evidence that prove, support, or

otherwise relate to your answer to Interrogatory No.3.

RESPONSE:

You were physically given these documents before Judge Houser on June 14th. Any other documents related to this Interrogatory were deleted due the Plaintiff filing a TRO, the only copies appear to have been submitted by the Plaintiff as evidence.

REQUEST FOR PRODUCTION NO. 4: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 4.

RESPONSE:

Mr. Nelson's testimony from the Du Wors v. Wade hearing was given to you before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 5: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your

answer to Interrogatory No. 5.

RESPONSE:

The Plaintiff submitted these documents as evidence. I am not in possession of copies to submit since the Plaintiff filed a TRO and I was forced to delete the documents.

REQUEST FOR PRODUCTION NO. 6: Produce all documents, correspondence,

or posts from January 1, 2014 until present which have been sent to you or are in your possession concerning the Plaintiff.

RESPONSE:

You submitted these documents as evidence. This is why you were able to quote them for your question. Since redundancy appears to be your forte, I will oblige: I cannot provide copies due to the fact that the Plaintiff filed a TRO necessitating my deletion of said posts/documents.

REQUEST FOR PRODUCTION NO. 7: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your

answer to Interrogatory No. 7.

RESPONSE:

Again, the Plaintiff submitted copies these documents as evidence which is why counsel was able to quote them for this interrogatory. Also, again, I am not able to provide copies due to the fact that the Plaintiff filed a TRO necessitating in my deleting said comment.

REQUEST FOR PRODUCTION NO. 8: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 8.

RESPONSE:

There are as of yet no documents to submit with regards to this allegation as the information was relayed during a conversation.

REQUEST FOR PRODUCTION NO. 9: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your

answer to Interrogatory No. 9.

RESPONSE:

Once more, the Plaintiff submitted all pertinent documents with regard to this interrogatory which is why counsel was able to quote said document. Again, the TRO filed by the Plaintiff resulted in my deleting said originals as ordered by the court.

REQUEST FOR PRODUCTION NO. 10: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 10.

RESPONSE:

The Plaintiff was physically given exhibit B before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 11: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 11.

RESPONSE:

Again, the Plaintiff submitted any and all pertinent documents regarding this interrogatory as evidence when they filed the complaint against me. Again, I cannot provide redundant copies in response due to the fact that the Plaintiff filed a TRO against me that required I delete the related documents from the Internet.

REQUEST FOR PRODUCTION NO. 12: Produce true and correct copies of all

RESPONSE:

The Plaintiff was physically given any and all pertinent documents in my possession regarding this interrogatory before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 17: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 17.

RESPONSE:

The Plaintiff was physically given any and all pertinent documents in my possession regarding this interrogatory before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 18: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your

answer to Interrogatory No. 18.

RESPONSE:

The Plaintiff was physically given any and all pertinent documents in my possession regarding this interrogatory before Judge Houser on June 14th. The exhibits are labeled and identified in the subsequent filings dating from December of 2018 to present day.

REQUEST FOR PRODUCTION NO. 19: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 19.

RESPONSE:

I have objected to this Interrogatory due to the fact that it is not pertinent to this suit and puts my safety in danger since the Plaintiff and Mr. Savojni's other client, Richard Lee Rynearson, have both stalked me in the past and Mr. Rynearson is being given everything submitted in this case by Mr. Nelson in order to be published and disseminated including videos of me at my place of work.

VERIFICATION

I, Houston Wade, declare under the penalty of perjury under the laws of the State of Washington that I have read the foregoing answers to interrogatories and requests for production, know the contents thereof, and believe the same to be true. Signed at Bainbridge Island, Washington, this 8th day of July 2019.

B١ Defendant

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EXHIBIT 7

RHODES LEGAL GROUP PLLC



918 South Horton St, Suite 901 Seattle, WA 98134 Phone: 206-708-7852 Fax: 206-906-9230 www.rhodeslegalgroup.com Robert Rhodes, Manager Alexander Savojni, Of Counsel Patrick Kwan, Of Counsel

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August 2, 2019

Houston Wade C/O Bruciato 236 Winslow Way E. Bainbridge Island, WA 98110

Sent via Email

RE: Nelson v. Wade #18-2-03205-18

Dear Mr. Wade,

The purpose of this letter is to request a second CR 26(i) telephonic conference next week. In reviewing your most recent response to the Plaintiff's First Interrogatories and Requests for Production of Documents, a great deal of requested material still remains outstanding. You have still not fully complied with your obligations under discovery nor the Judge's order compelling you to comply. The Plaintiff requests one final CR 26(i) conference with you to try and resolve the issues raised in this letter otherwise we will be moving to find you in contempt and seek a default judgment. I would also like to remind you that your obligations to answer these interrogatories and request for production are to be *treated as continuing*.

Mr. Nelson's Interrogatory No. 1 states as follows:

<u>INTERROGATORY NO. 1</u>: Identify all Persons with knowledge concerning the subject matter of this Action and describe the facts of which each Person identified has knowledge.

You provided a list of 37 individuals but did provide any contact information. Instruction #7 orders you to state the full name, present address, telephone number, and if known, their position and business affiliation. You have provided no explanation for the missing information as required under instruction #11 as well.

Mr. Nelson's Interrogatory No. 2 states as follows:

INTERROGATORY NO. 2: Identify any Person whom you believe you may call as a witness in this case and describe the nature of their testimony and/or any evidence they might present at trial.

You provided a list of 37 individuals but did provide any contact information. Instruction #7 orders you to state the full name, present address, telephone number, and if known, their position and business affiliation. You have provided no explanation for the missing information as required under instruction #11 as well.

Mr. Nelson's Interrogatory No. 3 states as follows:

INTERROGATORY NO. 8: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018 "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing."

You have listed one individuals but have not provided the necessary information in order to fully identify him as required under instruction #7. You have provided no explanation for the missing information as required under instruction #11 as well.

Mr. Nelson's Interrogatory No. 10 states as follows:

INTERROGATORY NO. 10: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018, "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars"

You have listed three individuals but have not provided the necessary information in order to fully identify them as required under instruction #7. You have provided no explanation for the missing information as required under instruction #11 as well.

Mr. Nelson's Interrogatory No. 12 states as follows:

INTERROGATORY NO. 12: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 21, 2018, "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police

force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice."

You have listed two individuals but have not provided the necessary information in order to fully identify them as required under instruction #7. You have provided no explanation for the missing information as required under instruction #11 as well.

Mr. Nelson's Interrogatory No. 13 states as follows:

INTERROGATORY NO. 13: Identify all Persons who were consulted, relied upon, or otherwise constituted a source of information in connection with the preparation of the answers to these Interrogatories, and document requests, listing with respect to each Person the number(s) of the Interrogatories he or she helped to prepare or for which he or she was consulted, relied upon, or otherwise constituted a source of information.

You provided a list of 37 individuals but did provide any contact information. Instruction #7 orders you to state the full name, present address, telephone number, and if known, their position and business affiliation. You have provided no explanation for the missing information as required under instruction #11 as well.

Mr. Nelson's Interrogatory No. 14 states as follows:

INTERROGATORY NO. 14: Identify the women Defendant claims the Plaintiff raped, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

Your answer is argumentative and evasive. You do not answer the question of who you were referring to.

Mr. Nelson's Interrogatory No. 15 states as follows:

INTERROGATORY NO. 15: Identify the individuals Defendant claims the Plaintiff was abusive of, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

You name several individuals but did provide any contact information. Instruction #7 orders you to state the full name, present address, telephone number, and if known, their position and business affiliation. Additionally, you refer to several other individuals without even naming them nor providing the demanded contact information. You have provided no explanation for the missing information as required under instruction #11 as well.

3.

Mr. Nelson's Interrogatory No. 16 states as follows:

INTERROGATORY NO. 16: Identify and explain in detail all methods you have used to investigate the truth or falsity of your claims regarding the Plaintiff, made directly or by denying in your Answer to the Complaint having made any false statements, including, but not limited to claims that the Plaintiff is a rapist, an abuser, cheats investors, a psychopath, a cokehead, participated in underage sex parties. Include, but do not limit your response to the identity of any individuals with which you have had contact regarding those claims and any communications you have issued or received with regard to those claims.

Your answer is evasive and argumentative. You do not identify any of the individuals you refer to.

Mr. Nelson's Interrogatory No. 17 states as follows:

<u>INTERROGATORY NO. 17</u>: Identify the substance and factual basis for each and every defense(s) to allegations in Plaintiff's complaint.

Your answer is evasive and incomplete. Your answer "they said he did it" does not explain the substance and factual basis for each of your defenses. If you are waiving all other defenses and are only proceeding with a claim of veracity, you must still identify who "they" are and what they say he "did." The Plaintiff is entitled to a complete, non-evasive answer to this interrogatory.

Your answer is evasive and incomplete. It refers to several people without identifying or even naming them. Furthermore, individuals referenced in your answer are not listed in any other answer you provide, including No. 1 and No. 2. Examples include the referenced "boys" in paragraph 2, and your manager in paragraph 6.

Mr. Nelson's Interrogatory No. 18 states as follows:

INTERROGATORY NO. 18: Identify each exhibit you intend or reasonably expect to introduce into evidence at any hearing, trial, deposition, or by affidavit in this case.

Your answer is evasive and nonresponsive. Your answer of "you are in possession of all exhibits so far submitted for trial" is an improper burden shifting.

Mr. Nelson's Interrogatory No. 19 states as follows:

INTERROGATORY NO. 19: Please state all names by which you have been known, your date and place of birth, your social security number, your residential address for the past ten (10) years, your driver's license number, the full name of each spouse that you have had, and the dates of marriage and divorce for each of your spouses.

Your objection is not well founded and is contrary to the Judge's order compelling you to answer the question.

Request for Production

Additionally, and most notably, every response you have given for the Plaintiff's request for production are insufficient. You were explicitly warned at the initial CR 26(i) conference not to simply give a stack of documents without any explanation and again in my follow up letter to the conference call. Instead, you chose to provide a stack of documents without any explanation of what they were in response to. In response to many requests, it was impossible to even imagine what you could possibly be referring to as being a relevant responsive document. You were then warned yet again in court when the Judge signed the order compelling you to properly respond to our discovery requests and that a stack of documents without any explanation was insufficient.

Rather than listen to the many warnings and instructions to correct the past "mistake", you have chosen to not provide *any* documents in this attempt. Instead, you have simply referred to what has already been provided despite the fact you were already explicitly told it was insufficient. Simply because you say you have given everything to me already does not negate the fact that everything you gave me was already insufficient in form. You have done nothing to correct this problem. You cannot expect your "response" to now somehow be acceptable when you literally did nothing but refer to your prior response which you were already told was not acceptable.

Furthermore, you repeatedly claim as an excuse you do not have access to certain documents because you were forced to delete them from Facebook but then state the Plaintiff already has said documents and has submitted them. Based off of your own statement, it would appear you do have copies which you have obtained via the court proceedings. As the Court and I have previously instructed, you cannot ignore your responsibilities simply because you think the Plaintiff already has the document. That is not a decision for you to make. In addition, you have not provided any explanation as to what you have done in an attempt to retrieve these supposedly deleted documents. Facebook has methods of retrieving your complete digital history, including deleted posts, and yet, you have not explained what procedures you have attempted to retrieve your supposedly lost posts.

As soon as possible, please confirm your availability for a CR 26(i) phone conference which can be scheduled between August 5 and 7 during normal business hours. Presumably, you will wish to call my office as before or you can provide a phone number you would like to be reached at. Like the last telecommerce, I anticipate the call can be accomplished in less than 20 minutes. If you do not respond to this attempt to schedule a CR 26(i), I will seek additional court intervention due to your unwillingness to comply with its order compelling you to answer.

Lastly, you have been ordered to pay attorney fees on two separate occasions by Judges in this matter. The most recent order was for \$3,000 which was supposed to be paid

by July 5th. You are now a month past due on the lasted order and never paid the initial order. Please send *all* fees due to my office immediately otherwise I will have to proceed with enforcing the Judgement which will include additional costs that you will be required to pay.

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Respectfully,

Alexander Savojni WSBA No. 37010 Attorney for William Nelson

EXHIBIT 8

INTERROGATORY NO. 1: Identify all Persons with knowledge concerning the

subject matter of this Action and describe the facts of which each Person identified has knowledge.

ANSWER:

- 1. Ginger Larsen: Former wife and abuse victim of Mr. Nelson. I believe is retired, currently living in North Bend, WA. Do not yet have contact information.
- 2. Audrey Olson: Former stepdaughter and abuse victim of Mr. Nelson. Can verify that Matthew Nelson was a victim of Bill Nelson's abuse and committed perjury in his declaration. Lives in Belfair, WA, works at Puget Sound Naval Shipyard: Contact info: audolson@gmail.com
- 3. Andy Olson: Former stepson and abuse victim of Mr. Nelson. I believe lives in Suquamish, WA and works construction. Do not as of yet have contact information.
- 4. April Olson: Former stepdaughter and abuse victim of Mr. Nelson. Don't know occupation, I believe she lives in North Bend, WA. Do not yet have contact information.
- 5. Katie Fisher: Rape victim of Mr. Nelson. Homemaker. Lives in Bremerton, WA. Contact info: indibanditas@hotmail.com
- 6. Billy (Hunter?): Sexual assault victim of Mr. Nelson. Do not know location or have contact info as of yet.
- Jarod Ouellette: Witnessed Mr. Nelson sexually assault Mr. Ouellette's then incapacitated girlfriend. Do
 not know job description. Lives on Bainbridge Island. Contact info:
 https://www.facebook.com/jerod.ouellette
- 8. Ben Kardong: Two of Mr. Kardong's friends were raped by Mr. Nelson. Contractor. Lives on Bainbridge Island. Contact info: https://www.facebook.com/benjamin.kardong
- 9. Megan Angell: As a teen was brought to parties at the Chicken Coop owned by Bill Blakely and asked to perform strip teases while underage. Witnessed other underage girls do strip teases and perform sexual acts drugs, booze, and cash. Lives in Kauai, HI. Is a teacher. Contact info: megckent@gmail.com
- 10. Ryan Landworth: Was invited to parties at the Chicken Coop where underage girls were paid to perform strip and perform sex acts. Can place Mr. Nelson there. Lives on Bainbridge Island, WA. Is an architectural blacksmith and former BI Fire Fighter. Contact info: coolcati@hotmail.com

- 11. Dean Gellert: Was invited to parties hosted at Bill Blakely's home where Bainbridge High Schoolers were paid to strip. Owner of San Carlos Restaurant. Lives on Bainbridge Island, WA. Contact info: san.carlos.98110@gmail.com
- 12. Bill Knobloch: Former Bainbridge Island city council member and witness to Mr. Nelson's threats, intimidation, and stalking. Retired. I think he is living in Las Vegas now. Do not as of yet have contact info.
- 13. Mike Smith: Bill Knobloch's former campaign manager and victim of threats, harassment, and stalking by Mr. Nelson. I believe he still lives on Bainbridge Island. Do not yet have contact info.
- 14. Katie Wainio: Commercial loan officer, and victim of Mr. Nelson's threats, harassment, and stalking. Lives in Poulsbo, WA. Contact info: https://www.facebook.com/katiewainio
- 15. Kim Bracket: Former Bainbridge Island city council member, and victim of Mr. Nelson's threats and harassment. Lives on Bainbridge Island works as an attorney. Contact info: 10890 Skinner Rd NE, Bainbridge Is, WA, 98110-3449
- 16. Malcolm Gander: geologist and victim of Mr. Nelson's threats and harassment. Lives on Bainbridge Island, no contact info as of yet.
- 17. Melanie Keenan: Geologist and victim of Mr. Nelsons' threats and stalking. Lives on Bainbridge Island, no contact info as of yet.
- 18. Troy Dettman: Called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape. Fly Fishing Guide. Lives on Bainbridge Island, WA. Contact info: https://www.facebook.com/troy.s.dettman
- 19. Gretchen Dettman: called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape. Lives on Bainbridge Island. Unknown job. No contact info as of yet.
- 20. Todd Baylor: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche. Hair Stylist and former BI Fire Fighter and former Marine Corps sniper. Lives on Bainbridge Island. Contact info: https://www.facebook.com/sniper2snipper
- 21. Phil Ahrens: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche. Engineer. Lives on Bainbridge Island. Former employee of Mr. Nelson. Contact info: https://www.facebook.com/phil.ahrens

- 22. Sal DeRosalia: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche. Business owner and former BI fire Fighter. Bainbridge Island. Contact info: https://www.facebook.com/sal.derosalia
- 23. Kristi Nelson (no relation): was warned about Mr. Nelson as a sexual danger by her boss when she moved to Bainbridge. Real Estate agent with Sotheby's. Lives on Bainbridge Island. Contact info: https://www.facebook.com/kristi.m.nelson
- 24. Gina Baker: Was shown a graphic sexual video Mr. Nelson filmed without his partner Haley's knowledge. Lives on Bainbridge. Nursing assistant. Contact info: https://www.facebook.com/gina.mazzei.1
- 25. Ashley Cross DeGrow: Was sexually assaulted by Mr. Nelson and witnessed him forcing alcohol on women. Can verify Mr. Nelson's recent use of cocaine, can verify Matthew Nelson's abuse by his father. Can verify that Matthew Nelson committed perjury in his declaration. Hair stylist married to Matthew Nelson's best friend's brother. Contact info: ashleyrcross206@gmail.com
- 26. Alaina Brooke-Simcoe Seyssel: Witnessed Mr. Nelson specifically seek out younger and underage girls for relations. Homemaker. Lives in Kitsap County. Contact: https://www.facebook.com/Alaina.Seyssel
- 27. Shannon Evans: Witnessed Mr. Nelson's inappropriate contact with her son's then underage girlfriend. College Professor and Author. Lives in Washington State. Contact info: pshannon.evans@gmail.com
- 28. Jeffrey Sneller: Lost his investment in Nelson's Blossom Hill development. Developer. Not sure where he currently lives. Do not yet have contact info.
- 29. Steve Nagle: former partner of Alicia Heath, can verify that Mr. Nelson was paying Ms. Heath hundreds of dollars or more each month, likely for sexual favors. Musician. Lives in Poulsbo, WA. Contact info: https://www.facebook.com/steve.nagle.39
- 30. Bill Blakely: Former Island resident and owner of the Chicken Coop and host of numerous parties where underage girls were paid to strip and perform sex acts. Retired mechanic. Whereabouts unknown. Contact info unknown. Mr. Nelson would know.
- 31. Molly Aquino Roth: A former underage stripper at the Chicken Coop whom Mr. Blakely dated, convinced to drop out of high school, and move in with him. Lives on Bainbridge Island. Occupation unknown. Contact info: https://www.facebook.com/molly.a.aquino
- 32. Gina Magraw: Performed at the Chicken Coop. Lives in Kitsap County. Contact info unknown.

- 33. Cynthia Remash: Former employee of Edna's. Witnessed Mr. Nelson be very inappropriate towards an underage girl. Lives on Bainbridge Island, works as a wine rep. No contact info yet.
- 34. Melissa Bryant: Former partner of Mr. Nelson, and victim of harassment. Can verify that Mr. Nelson admitted to her that he acknowledged that Elizabeth Kaltreider had accused him of rape before I ever published. Lives on Bainbridge Island. Mr. Nelson should have contact info as I do not yet have it.
- 35. Tracy Lang: Has witnessed Mr. Nelson's temper aggression as a neighbor. Tattoo artist and business owner in same Building as Mr. Nelson. Contact info: http://www.tracylang.net/
- 36. Julie Myers: Has witnessed Mr. Nelson's temper and aggression as a neighbor. Real Estate Agent. Bainbridge Island. Contact info: https://www.facebook.com/julie.meyers.10
- 37. Chris Cannon: Has witnessed Mr. Nelson's temper and aggression in social settings. Former fisheries biologist. Lives on Bainbridge Island. Contact info: https://www.facebook.com/Cannon.Chris
- 38. Jonathan Evison. Was invited to Chicken Coop and became aware that underage girls performed there. Best selling author. Lives on Bainbridge Island. Contact info: https://www.facebook.com/jonathan.evison
- 39. Michelle Chapman (aka Tori Black). Adult film star who got her start in adult entertainment as a child who performed strip teases for cash and other considerations at the Chicken Coop. Lives in Hollywood, CA. Contact info: https://twitter.com/misstoriblack and https://www.facebook.com/shellie.chapman.338
- 40. Lisa Marie Presti. Nurse. Was warned about Mr. Nelson's sexual predation when she moved to Bainbridge Island. Contact info: https://www.facebook.com/lisamarie.presti
- 41. Jennifer Hayner Boynton. Her daughter worked for Lee Jorgenson when she was a teen and was repeatedly inappropriately touched by Mr. Jorgenson and regularly made to feel uncomfortable by him. Knows of other girls who were victims of the same treatment. Works at Children's Hospital. Bainbridge Island resident. Contact: https://www.facebook.com/jennifer.h.boynton

INTERROGATORY NO. 2: Identify any Person whom you believe you may call as a witness in this case and describe the nature of their testimony and/or any evidence they might present at trial.

ANSWER:

- 1. Ginger Larsen: Former wife and abuse victim of Mr. Nelson. I believe is retired, currently living in North Bend, WA. Do not yet have contact information.
- Audrey Olson: Former stepdaughter and abuse victim of Mr. Nelson. Can verify that Matthew Nelson was a victim of Bill Nelson's abuse and committed perjury in his declaration. Lives in Belfair, WA, works at Puget Sound Naval Shipyard: Contact info: audolson@gmail.com
- 3. Andy Olson: Former stepson and abuse victim of Mr. Nelson. I believe lives in Suquamish, WA and works construction. Do not as of yet have contact information.
- 4. April Olson: Former stepdaughter and abuse victim of Mr. Nelson. Don't know occupation, I believe she lives in North Bend, WA. Do not yet have contact information.
- 5. Katie Fisher: Rape victim of Mr. Nelson. Homemaker. Lives in Bremerton, WA. Contact info: indibanditas@hotmail.com
- 6. Billy (Hunter?): Sexual assault victim of Mr. Nelson. Do not know location or have contact info as of yet.
- Jarod Ouellette: Witnessed Mr. Nelson sexually assault Mr. Ouellette's then incapacitated girlfriend. Do not know job description. Lives on Bainbridge Island. Contact info: https://www.facebook.com/ierod.ouellette
- Ben Kardong: Two of Mr. Kardong's friends were raped by Mr. Nelson. Contractor. Lives on Bainbridge Island. Contact info: https://www.facebook.com/benjamin.kardong
- 9. Megan Angell: As a teen was brought to parties at the Chicken Coop owned by Bill Blakely and asked to perform strip teases while underage. Witnessed other underage girls do strip teases and perform sexual acts drugs, booze, and cash. Lives in Kauai, HI. Is a teacher. Contact info: megckent@gmail.com
- 10. Ryan Landworth: Was invited to parties at the Chicken Coop where underage girls were paid to perform strip and perform sex acts. Can place Mr. Nelson there. Lives on Bainbridge Island, WA. Is an architectural blacksmith and former BI Fire Fighter. Contact info: coolcati@hotmail.com
- 11. Dean Gellert: Was invited to parties hosted at Bill Blakely's home where Bainbridge High Schoolers were paid to strip. Owner of San Carlos Restaurant. Lives on Bainbridge Island, WA. Contact info: san.carlos.98110@gmail.com

- 12. Bill Knobloch: Former Bainbridge Island city council member and witness to Mr. Nelson's threats, intimidation, and stalking. Retired. I think he is living in Las Vegas now. Do not as of yet have contact info.
- 13. Mike Smith: Bill Knobloch's former campaign manager and victim of threats, harassment, and stalking by Mr. Nelson. I believe he still lives on Bainbridge Island. Do not yet have contact info.
- 14. Katie Wainio: Commercial loan officer, and victim of Mr. Nelson's threats, harassment, and stalking. Lives in Poulsbo, WA. Contact info: https://www.facebook.com/katiewainio
- 15. Kim Bracket: Former Bainbridge Island city council member, and victim of Mr. Nelson's threats and harassment. Lives on Bainbridge Island, works as an attorney. Contact info: 10890 Skinner Rd NE, Bainbridge Is, WA, 98110-3449
- 16. Malcolm Gander: geologist and victim of Mr. Nelson's threats and harassment. Lives on Bainbridge Island, no contact info as of yet.
- 17. Melanie Keenan: Geologist and victim of Mr. Nelsons' threats and stalking. Lives on Bainbridge Island, no contact info as of yet.
- 18. Troy Dettman: Called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape. Fly Fishing Guide. Lives on Bainbridge Island, WA. Contact info: https://www.facebook.com/troy.s.dettman
- 19. Gretchen Dettman: called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape. Lives on Bainbridge Island. Unknown job. No contact info as of yet.
- 20. Todd Baylor: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche. Hair Stylist and former BI Fire Fighter and former Marine Corps sniper. Lives on Bainbridge Island. Contact info: https://www.facebook.com/sniper2snipper
- 21. Phil Ahrens: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche. Engineer. Lives on Bainbridge Island. Fomer employee of Mr. Nelson. Contact info: https://www.facebook.com/phil.ahrens
- 22. Sal DeRosalia: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche. Business owner and former BI fire Fighter. Bainbridge Island. Contact info: https://www.facebook.com/sal.derosalia

- 23. Kristi Nelson (no relation): was warned about Mr. Nelson as a sexual danger by her boss when she moved to Bainbridge. Real Estate agent with Sotheby's. Lives on Bainbridge Island. Contact info: https://www.facebook.com/kristi.m.nelson
- 24. Gina Baker: Was shown a graphic sexual video Mr. Nelson filmed without his partner Haley's knowledge. Lives on Bainbridge. Nursing assistant. Contact info: https://www.facebook.com/gina.mazzei.1
- 25. Ashley Cross DeGrow: Was sexually assaulted by Mr. Nelson and witnessed him forcing alcohol on women. Can verify Mr. Nelson's recent use of cocaine, can verify Matthew Nelson's abuse by his father. Can verify that Matthew Nelson committed perjury in his declaration. Hair stylist married to Matthew Nelson's best friend's brother. Contact info: ashleyrcross206@gmail.com
- 26. Alaina Brooke-Simcoe Seyssel: Witnessed Mr. Nelson specifically seek out younger and underage girls for relations. Homemaker. Lives in Kitsap County. Contact: https://www.facebook.com/Alaina.Seyssel
- 27. Shannon Evans: Witnessed Mr. Nelson's inappropriate contact with her son's then underage girlfriend. College Professor and Author. Lives in Washington State. Contact info: pshannon.evans@gmail.com
- 28. Jeffrey Sneller: Lost his investment in Nelson's Blossom Hill development. Developer. Not sure where he currently lives. Do not yet have contact info.
- 29. Steve Nagle: former partner of Alicia Heath, can verify that Mr. Nelson was paying Ms. Heath hundreds of dollars or more each month, likely for sexual favors. Musician. Lives in Poulsbo, WA. Contact info: https://www.facebook.com/steve.nagle.39
- 30. Bill Blakely: Former Island resident and owner of the Chicken Coop and host of numerous parties where underage girls were paid to strip and perform sex acts. Retired mechanic. Whereabouts unknown. Contact info unknown. Mr. Nelson would know.
- 31. Molly Aquino Roth: A former underage stripper at the Chicken Coop whom Mr. Blakely dated, convinced to drop out of high school, and move in with him. Lives on Bainbridge Island. Occupation unknown. Contact info: https://www.facebook.com/molly.a.aquino
- 32. Gina Magraw: Performed at the Chicken Coop. Lives in Kitsap County. Contact info unknown.
- 33. Cynthia Remash: Former employee of Edna's. Witnessed Mr. Nelson be very inappropriate towards an underage girl. Lives on Bainbridge Island, works as a wine rep. No contact info yet.

- 34. Melissa Bryant: Former partner of Mr. Nelson, and victim of harassment. Can verify that Mr. Nelson admitted to her that he acknowledged that Elizabeth Kaltreider had accused him of rape before I ever published. Lives on Bainbridge Island. Mr. Nelson should have contact info as I do not yet have it.
- 35. Tracy Lang: Has witnessed Mr. Nelson's temper aggression as a neighbor. Tattoo artist and business owner in same Building as Mr. Nelson. Contact info: http://www.tracylang.net/
- 36. Julie Myers: Has witnessed Mr. Nelson's temper aggression as a neighbor. Real Estate Agent. Bainbridge Island. Contact info: https://www.facebook.com/julie.meyers.10
- 37. Chris Cannon: Has witnessed Mr. Nelson's temper and aggression in social settings. Former fisheries biologist. Lives on Bainbridge Island. Contact info: https://www.facebook.com/Cannon.Chris
- 38. Jonathan Evison. Was invited to Chicken Coop and became aware that underage girls performed there. Best selling author. Lives on Bainbridge Island. Contact info: https://www.facebook.com/jonathan.evison
- 39. Michelle Chapman (aka Tori Black). Adult film star who got her start in adult entertainment as a child who performed strip teases for cash and other considerations at the Chicken Coop. Lives in Hollywood, CA. Contact info: https://twitter.com/misstoriblack and https://www.facebook.com/shellie.chapman.338
- 40. Lisa Marie Presti. Nurse. Was warned about Mr. Nelson's sexual predation when she moved to Bainbridge Island. Contact info: https://www.facebook.com/lisamarie.presti
- 41. Jennifer Hayner Boynton. Her daughter worked for Lee Jorgenson when she was a teen and was repeatedly inappropriately touched by Mr. Jorgenson and regularly made to feel uncomfortable by him. Knows of other girls who were victims of the same treatment. Works at Children's Hospital. Bainbridge Island resident. Contact: https://www.facebook.com/jennifer.h.boynton

INTERROGATORY NO. 3: List any blogs, forums, or other websites on which you commented regarding the Plaintiff, including the username/handle under which the comments were made, the date of the posts, and the number of readers.

ANSWER:

My own personal Facebook page under "Houston Wade" and The Bainbridge Island Bad List under "The Bainbridge Island Bad List". Both posts I had to delete due to the TRO filed by Mr. Nelson. The posts were in

October 2018. No clue how many readers read the posts. Had Mr. Nelson not forced me to delete you might have had access to that information.

INTERROGATORY NO. 4: Identify any/all legal charges, convictions, lawsuits or other court proceedings you have been involved with, either as a party or a witness, and state the substance of the charges, parties' respective claims, defenses and the outcome of the action(s).

ANSWER: Du Wors v. Wade. I won that case as the Judge determined that Mr. Du Wors in fact was convicted for several domestic violence charges, and convicted for hit and run, as well as admitted to alcohol and drug abuse.

INTERROGATORY NO. 5: Identify all written documents that you authored in full or part, regarding the Plaintiff, and the number of readers for each.

ANSWER:

My own personal Facebook page under "Houston Wade" and The Bainbridge Island Bad List under "The Bainbridge Island Bad List". Both posts I had to delete due to the TRO filed by Mr. Nelson. The posts were in October 2018. No clue how many readers read the posts. Had Mr. Nelson not forced me to delete you might have had access to that information. You are in possession of screenshots of said documents and you already submitted such as evidence back in October 2018. (Attached is exhibit A from the Plaintiff)

INTERROGATORY NO. 6: Who authored and who posted on the "Houston Wade" Facebook page a post on or about October 4, 2018, which stated "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing" and how many people read this post?

ANSWER:

I authored it. I do not know how many people read this post before the TRO filed by the Plaintiff forced me to delete it.

INTERROGATORY NO. 7: Did Defendant identify the "alcoholic Republican politician/real estate developer" referenced in a post on or about October 4, 2018 (the post referenced in the Interrogatory No. 6) as the Plaintiff and if so, how?

ANSWER:

Yes, Identified the "alcoholic Republican" as Bill Nelson when I was asked to the predator's identity, because that is who it was.

INTERROGATORY NO. 8: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018 "Years ago a connected, alcoholic Republican politician/real estate developer raped my friend's daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happened to be another friend of mine, screaming for help. They took her in, and called the police. When the cops arrived they shook hands with the rapist and joked with him for some time and then left. No arrests, no charges, no taking the victim for a medical exam or rape kit. Nothing."

ANSWER:

The person who rescued Ms. Kaltreider and who called 911 on her behalf, Troy Dettman, told me about it.

INTERROGATORY NO. 9: Who authored on the "Houston Wade" Facebook page a post on or about October 4, 2018 stating "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars" and how many people read this post? ANSWER:

I did. That is why my name is on the comment. Answering this question for a third time, and it is just as silly as the first two times. No clue how many people read this, you made me delete it due to filing a TRO. It appears that it was a mistake to file the TRO if you wanted to know how many people read my post. Kind of hard to prove damages if the offending document is removed before you can prove that it was disseminated far and wide, huh?

INTERROGATORY NO. 10: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 4, 2018, "About 10-15 years ago the Chicken Coop Speakeasy in Lynwood Center was used for sex parties between Bainbridge cops and underage girls (it wasn't just cops, there were other prominent members of the community like the above Bill Nelson who were regulars"

ANSWER:

Three people: Meghan Angell, who was an underage girl brought to perform there; Ryan Landworth, who was invited to attend one of these parties; and Dean Gellert who was also invited to attend one of these parties.

INTERROGATORY NO. 11: Who authored and published on or about October 21, 2018 a Facebook post which stated "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice." and how many people read this post?

ANSWER:

I wrote it. Again, no clue how many people read it since you filed a TRO and I was forced to remove the post.

INTERROGATORY NO. 12: Please state the facts Defendant relied upon and identify the source of said facts, when Defendant published on or about October 21, 2018, "Bill Nelson rapes women. He also cheats investors, is an alcoholic and coke head, and also abusive not only to his partners and wives, but his children as well. Stay away from Bill Nelson and definitely don't give him any money. Years ago Bill Nelson raped a woman. She ran naked to a neighbor's home and beat on the door screaming for help. The neighbors took her in and called the police. The Bainbridge police showed up, chatted and joked with her rapist and then left. No arrests made. No taking the victim to the hospital for a wellness check or administrat on of a rape kit. (Thankfully Chief Hamner was hired and managed to clean house of the corrupt old guard and usher in an era of a new compassionate police force) Sadly, in 2011 she called her family to say goodbye and then jumped to her death off the Agate Pass Bridge. Bill Nelson is still alive and still a psychopath rapist. He has also run for public office twice."

ANSWER:

The Bankruptcy of Mr. Nelson's Blossom Hill development was widely published in local news sources. You are in possession of examples of these articles. Mr. Nelson admits to his cocaine use and alcoholism (multiple DUIs) and has done so under oath (attached Exhibit A). His former wife, Ginger Larson, admits to being abused by Mr. Nelson and even filed a domestic violence restraining order against Mr. Nelson, of which you are also in possession (attached Exhibit F). Troy Dettman was a witness to the aftermath of Mr. Nelson's assault on Ms. Kaltreider. Ms. Kaltreider's death was detailed in articles in both the Kitsap Sun and Bainbridge Review.

INTERROGATORY NO. 13: Identify all Persons who were consulted, relied upon, or otherwise constituted a source of information in connection with the preparation of the answers to these Interrogatories, and document requests, listing with respect to each Person the number(s) of the Interrogatories he or she helped to prepare or for which he or she was consulted, relied upon, or otherwise constituted a source of information.

ANSWER:

I consulted with no one in preparation of these interrogatories. There are plenty of sources of information, but these were established long before the interrogatories were ever submitted. I will list my sources of said information as the following:

- Ginger Larsen: Former wife and abuse victim of Mr. Nelson. I believe is retired, currently living in North Bend, WA. Do not yet have contact information.
- Audrey Olson: Former stepdaughter and abuse victim of Mr. Nelson. Can verify that Matthew Nelson was a victim of Bill Nelson's abuse and committed perjury in his declaration. Lives in Belfair, WA, works at Puget Sound Naval Shipyard: Contact info: audolson@gmail.com
- 3. Andy Olson: Former stepson and abuse victim of Mr. Nelson. I believe lives in Suquamish, WA and works construction. Do not as of yet have contact information.
- April Olson: Former stepdaughter and abuse victim of Mr. Nelson. Don't know occupation, I believe she lives in North Bend, WA. Do not yet have contact information.
- Katie Fisher: Rape victim of Mr. Nelson. Homemaker. Lives in Bremerton, WA. Contact info: indibanditas@hotmail.com
- 6. Billy (Hunter?): Sexual assault victim of Mr. Nelson. Do not know location or have contact info as of yet.
- Jarod Ouellette: Witnessed Mr. Nelson sexually assault Mr. Ouellette's then incapacitated girlfriend. Do not know job description. Lives on Bainbridge Island. Contact info:

https://www.facebook.com/jerod.ouellette

 Ben Kardong: Two of Mr. Kardong's friends were raped by Mr. Nelson. Contractor. Lives on Bainbridge Island. Contact info: https://www.facebook.com/benjamin.kardong

- 9. Megan Angell: As a teen was brought to parties at the Chicken Coop owned by Bill Blakely and asked to perform strip teases while underage. Witnessed other underage girls do strip teases and perform sexual acts drugs, booze, and cash. Lives in Kauai, HI. Is a teacher. Contact info: megckent@gmail.com
- 10. Ryan Landworth: Was invited to parties at the Chicken Coop where underage girls were paid to perform strip and perform sex acts. Can place Mr. Nelson there. Lives on Bainbridge Island, WA. Is an architectural blacksmith and former BI Fire Fighter. Contact info: coolcati@hotmail.com
- 11. Dean Gellert: Was invited to parties hosted at Bill Blakely's home where Bainbridge High Schoolers were paid to strip. Owner of San Carlos Restaurant. Lives on Bainbridge Island, WA. Contact info: san.carlos.98110@gmail.com
- 12. Bill Knobloch: Former Bainbridge Island city council member and witness to Mr. Nelson's threats, intimidation, and stalking. Retired. I think he is living in Las Vegas now. Do not as of yet have contact info.
- Mike Smith: Bill Knobloch's former campaign manager and victim of threats, harassment, and stalking by Mr. Nelson. I believe he still lives on Bainbridge Island. Do not yet have contact info.
- 14. Katie Wainio: Commercial loan officer, and victim of Mr. Nelson's threats, harassment, and stalking. Lives in Poulsbo, WA. Contact info: https://www.facebook.com/katiewainio
- 15. Kim Bracket: Former Bainbridge Island city council member, and victim of Mr. Nelson's threats and harassment. Lives on Bainbridge Island, works as an attorney. Contact info: 10890 Skinner Rd NE, Bainbridge Is, WA, 98110-3449
- 16. Malcolm Gander: geologist and victim of Mr. Nelson's threats and harassment. Lives on Bainbridge Island, no contact info as of yet.
- 17. Melanie Keenan: Geologist and victim of Mr. Nelsons' threats and stalking. Lives on Bainbridge Island, no contact info as of yet.
- 18. Troy Dettman: Called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape. Fly Fishing Guide. Lives on Bainbridge Island, WA. Contact info: https://www.facebook.com/troy.s.dettman
- Gretchen Dettman: called 911 on Mr. Nelson and Nelson's friends after Elizabeth Kaltreider sought help as a victim of rape. Lives on Bainbridge Island. Unknown job. No contact info as of yet.

- 20. Todd Baylor: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche. Hair Stylist and former BI Fire Fighter and former Marine Corps sniper. Lives on Bainbridge Island. Contact info: https://www.facebook.com/sniper2snipper
- 21. Phil Ahrens: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche. Engineer. Lives on Bainbridge Island. Fomer employee of Mr. Nelson. Contact info: https://www.facebook.com/phil.ahrens
- 22. Sal DeRosalia: Has knowledge of Mr. Nelson committing a sexual assault at the birthday party of his then wife, Janine Courtemanche. Business owner and former BI fire Fighter. Bainbridge Island. Contact info: https://www.facebook.com/sal.derosalia
- 23. Kristi Nelson (no relation): was warned about Mr. Nelson as a sexual danger by her boss when she moved to Bainbridge. Real Estate agent with Sotheby's. Lives on Bainbridge Island. Contact info: https://www.facebook.com/kristi.m.nelson
- 24. Gina Baker: Was shown a graphic sexual video Mr. Nelson filmed without his partner Haley's knowledge. Lives on Bainbridge. Nursing assistant. Contact info: https://www.facebook.com/gina.mazzei.1
- 25. Ashley Cross DeGrow: Was sexually assaulted by Mr. Nelson and witnessed him forcing alcohol on women. Can verify Mr. Nelson's recent use of cocaine, can verify Matthew Nelson's abuse by his father. Can verify that Matthew Nelson committed perjury in his declaration. Hair stylist married to Matthew Nelson's best friend's brother. Contact info: ashleyrcross206@gmail.com
- 26. Alaina Brooke-Simcoe Seyssel: Witnessed Mr. Nelson specifically seek out younger and underage girls for relations. Homemaker. Lives in Kitsap County. Contact: https://www.facebook.com/Alaina.Seyssel
- 27. Shannon Evans: Witnessed Mr. Nelson's inappropriate contact with her son's then underage girlfriend. College Professor and Author. Lives in Washington State. Contact info: pshannon.evans@gmail.com
- 28. Jeffrey Sneller: Lost his investment in Nelson's Blossom Hill development. Developer. Not sure where he currently lives. Do not yet have contact info.
- 29. Steve Nagle: former partner of Alicia Heath, can verify that Mr. Nelson was paying Ms. Heath hundreds of dollars or more each month, likely for sexual favors. Musician. Lives in Poulsbo, WA. Contact info: https://www.facebook.com/steve.nagle.39

- 30. Bill Blakely: Former Island resident and owner of the Chicken Coop and host of numerous parties where underage girls were paid to strip and perform sex acts. Retired mechanic. Whereabouts unknown. Contact info unknown. Mr. Nelson would know.
- 31. Molly Aquino Roth: A former underage stripper at the Chicken Coop whom Mr. Blakely dated, convinced to drop out of high school, and move in with him. Lives on Bainbridge Island. Occupation unknown. Contact info: https://www.facebook.com/molly.a.aquino
- 32. Gina Magraw: Performed at the Chicken Coop. Lives in Kitsap County. Contact info unknown.
- 33. Cynthia Remash: Former employee of Edna's. Witnessed Mr. Nelson be very inappropriate towards an underage girl. Lives on Bainbridge Island, works as a wine rep. No contact info yet.
- 34. Melissa Bryant: Former partner of Mr. Nelson, and victim of harassment. Can verify that Mr. Nelson admitted to her that he acknowledged that Elizabeth Kaltreider had accused him of rape before I ever published. Lives on Bainbridge Island. Mr. Nelson should have contact info as I do not yet have it.
- 35. Tracy Lang: Has witnessed Mr. Nelson's temper aggression as a neighbor. Tattoo artist and business owner in same Building as Mr. Nelson. Contact info: http://www.tracylang.net/
- 36. Julie Myers: Has witnessed Mr. Nelson's temper aggression as a neighbor. Real Estate Agent. Bainbridge Island. Contact info: https://www.facebook.com/julie.meyers.10
- Chris Cannon: Has witnessed Mr. Nelson's temper and aggression in social settings. Former fisheries biologist. Lives on Bainbridge Island. Contact info: https://www.facebook.com/Cannon.Chris
- 38. Jonathan Evison. Was invited to Chicken Coop and became aware that underage girls performed there. Bestselling author. Lives on Bainbridge Island. Contact info: https://www.facebook.com/jonathan.evison
- 39. Michelle Chapman (aka Tori Black). Adult film star who got her start in adult entertainment as a child who performed strip teases for cash and other considerations at the Chicken Coop. Lives in Hollywood, CA. Contact info: https://twitter.com/misstoriblack and https://www.facebook.com/shellie.chapman.338
- Lisa Marie Presti. Nurse. Was warned about Mr. Nelson's sexual predation when she moved to Bainbridge Island. Contact info: https://www.facebook.com/lisamarie.presti
- 41. Jennifer Hayner Boynton. Her daughter worked for Lee Jorgenson when she was a teen and was repeatedly inappropriately touched by Mr. Jorgenson and regularly made to feel uncomfortable by him. Knows of

other girls who were victims of the same treatment. Works at Children's Hospital. Bainbridge Island resident. Contact: https://www.facebook.com/jennifer.h.boynton

INTERROGATORY NO. 14: Identify the women Defendant claims the Plaintiff raped, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER:

Mr. Nelson is who identified the woman who I wrote about on both my personal page and The Bainbridge Island Bad List. He did so in the handwritten portion for his TRO against me. You even submitted the TRO as evidence in this suit. You will note that Mr. Nelson also submitted screenshots of my articles as evidence (plaintiff's Exhibit A), neither of which identify Mr. Nelson's victim by name, but Mr. Nelson was so familiar with the story that he correctly identified the victim as "Elizabeth Kaltreider" in the TRO. This is essentially and admission of guilt on behalf of Mr. Nelson. It would be smartest thing for Mr. Nelson to do is drop this suit, because this line of questioning will not go well before a jury when Mr. Nelson submitted as evidence his own intimate knowledge of the crime for which he is being accused. Think on that one.

I know Counsel believes this answer is "evasive" but that must be a euphemism for "not wanting to admit his client's guilt". The answer is not evasive, it is accurate and will not be changed to reflect an answer Counsel wishes were true. Bill Nelson raped Elizabeth Kaltreider as well as other women. Bill Nelson is a rapist.

INTERROGATORY NO. 15: Identify the individuals Defendant claims the Plaintiff was abusive of, where it took place, how it took place, when it took place, and the evidentiary basis/source for such claims.

ANSWER:

Mr. Nelson raped Elizabeth Kaltreider in Fort Ward on Bainbridge Island, WA; not sure of the exact date. Mr. Dettman is likely to know more about when. Mr. Nelson raped Katie Fisher in his home on Bainbridge Island, WA in the fall of 2012 (Exhibit B). Mr. Nelson raped two women (friends of Ben Kardong) at the Chicken Coop; not sure of the date (Exhibit B). Mr. Nelson sexually assaulted the then girlfriend of Jared Ouellette at the Chicken Coop; not sure of the date (exhibit B). Mr. Nelson was present at parties where underage girls were hired to strip and perform sex acts throughout the 2000's (Exhibit B). Mr. Nelson abused Ginger Larson and her children from about 1985/1986 until 1994 (when the DV restraining order was filed, Exhibit F)). Mr. Nelson was caught sexually assaulting a woman named Billy at his then wife's birthday party and this event was witnessed by numerous people and relayed to me on three separate and independently corroborating occasions by Todd Baylor, Sal DeRosalia, and Phil Aherns. Mr. Nelson filmed he and his partner having sex without her knowledge and then disseminated the video widely so that Gina Baker was shown the video. Mr. Nelson threatened and harassed Katie Wanio, Melanie Keenan, Malcom Gander, Kim Bracket, Mike Smith, and myself.

INTERROGATORY NO. 16: Identify and explain in detail all methods you have used to investigate the truth or falsity of your claims regarding the Plaintiff, made directly or by denying in your Answer to the Complaint having made any false statements, including, but not limited to claims that the Plaintiff is a rapist, an abuser, cheats investors, a psychopath, a cokehead, participated in underage sex parties. Include, but do not limit your response to the identity of any individuals with which you have had contact regarding those claims and any communications you have issued or received with regard to those claims.

ANSWER:

Mr. Nelson admits to his own cocaine use under oath (Exhibit A). Several people have told me that they have witnessed Mr. Nelson sexually assault or rape women (Sal DeRosalia, Todd Baylor, Phil Ahrens, Ashley Cross DeGrow). Women have told me that they were the victims of Mr. Nelson (Katie Fisher, Ashley Cross DeGrow). I have witnessed Mr. Nelson attempt to force himself on an incapacitated underage girl. Multiple people can testify that Mr. Nelson was present at the underage stripper parties at the Chicken Coop (Ryan Landworth and Meghan Angell). There is a court record of Mr. Nelson abusing his wife and children (Exhibit F). The Bainbridge Island Municipal Court even deemed Mr. Nelson as "prone to violence" (Exhibit G). The vast majority of these methods were conversational in nature. Some of these conversations were done online. Those conversations are submitted as exhibit B. Mr. Nelson is a psychopath because he has zero remorse for his actions and will gaslight and deny multiple instances which fit a typical modus operandi despite the overwhelming available eyewitness testimony and court records. While I am not a trained mental health professional, these are certainly the traits of a serious personality disorder. I encourage Mr. Nelson to take the Minnesota test (the Minnesota Multiphasic Personality Inventory) and prove that he does not indeed have a deep seeded personality disorder. The fact that there is ample journalistic pieces written about the failure of the Blossom development, and where Mr. Nelson filed liens against himself on that development hoping to recover investment from the purchaser of the land, Whidbey Island Bank, demonstrates that his participation in that project was not above board.

INTERROGATORY NO. 17: Identify the substance and factual basis for each and every defense(s) to allegations in Plaintiff's complaint.

ANSWER:

- 1. I have known Bill Nelson since I was four years old. He married my best friend Audrey Olson's mother, Ginger Larson. From the moment Mr. Nelson was around, my mother told me that I was no longer allowed to go to Audrey's home (she lived two floors above me), but that Audrey was allowed to come to our home. My young mind didn't know the reason why this was the case, but what I didn't know at the time and was later revealed to me, was that Mr. Nelson was a violent alcoholic and cocaine addict and this was why I was not allowed to go to Audrey's home. Mr. Nelson even confirmed under oath at the Du Wors v. Wade hearing in the Bainbridge Island Municipal Court on November 6th that this was a period of intense cocaine use for him.
- 2. After Audrey and her family moved to a new home on the island, I did not have any memorable interactions with Mr. Nelson until I was a teen, although, during that time he still managed to get in trouble with others, be arraigned for numerous DUIs, and had a domestic violence restraining order against him protecting his wife Ginger Larson. I did not have much contact with Mr. Nelson aside from a meeting where the high school's Earth Service Corps held their Christmas party hosted by his then step daughter at their home in Eagledale in 1998; but then in March of 1999, after the Tolo dance my senior year, a contingent of us students went to an after party. Yes, there was some underage drinking, but the party was

mostly tame, until a drunk, 40-year old Bill Nelson appeared with a baggy of cocaine and almost immediately tried to force himself on an incapacitated 15-year old girl. The other boys (I don't recall which specific teens helped me remove Nelson from the party) and I managed to get the drunk Mr. Nelson out of the home and then stood guard in case he made another appearance. One of my greatest regrets in life was not calling the police that night, but many of my friends were in possession of alcohol and in my juvenile brain I justified it by telling myself that I didn't want them to get in trouble for that.

- 3. In 2001 Mr. Nelson announced his candidacy for the Bainbridge city council and towards the end of the filing period he was still running unopposed. After what I witnessed at that high school party a little more than two years earlier, I decided that I could not in good conscience allow a man like Bill Nelson to have any political power on the Island and I paid the filing fee and threw my hat into the ring. Unbeknownst to me, Bill Knobloch had also had disturbing run-ins with Mr. Nelson and filed to run the last minute just as I had done.
- 4. As the summer wore on, it became apparent that Mr. Knobloch had the better chance to win than my inexperienced, youthful 20 years, so I dropped out of the race and endorsed him. I did some research into Mr. Nelson's fundraising and wrote a letter to the editor of the Bainbridge Review published the Wednesday before the election on October 31st, 2001. In my letter I highlighted just how much money Nelson had raised at the time, some \$13,000, and made note of the television commercials Nelson managed to run during the Nielson ratings record-breaking 2001 Mariners games, as well as Mr. Nelson's ulterior motive which was to skirt and drastically change building code and zoning laws and start developing the island. Mr. Nelson has a history of violating code. Trees determined to remain as greenspace would somehow all be cut down on a weekend. Homes that were to be set aside to low-income residents would be sold to Mr. Nelson's family members...
 - Mr. Nelson never responded to my letter with one of his own. Instead, The Bainbridge Review published a front-page article on Saturday November 3rd (The Review was twice a week back then) about how much money was being raised to fund campaigns on the Island, and where much of this money was coming from. Mr. Nelson's response to my letter and The Review article was to get drunk all Saturday morning at the Wing Point Country Club, Where Ms. Janelle Jefferson was his server, and then come to my place of work,

the Town & Country coffee bar at about 3pm, and threaten me in front of dozens of customers. Mr. Nelson also loudly said he was going to get me fired from my job.

- 6. The following Tuesday Mr. Nelson lost the city council race in a big way and the next night came into T&C as I was closing the coffee bar and threatened my life, this time while I was alone. I called the police and got a manager (I believe that evening it was Bryan Biggs, I will see if I can find contact information) and Nelson left. Mr. Nelson continued sneaking into the coffee bar several nights in a row to threaten me, sometimes saying things, sometimes passing by the window of my work area to stare me down and draw a finger across his throat. The store eventually had to hire a security guard whose entire job was to sit with me at night in case Mr. Nelson showed up. It was also during this time that Mr. Knobloch's next door neighbor and campaign manager, Mike Smith, had to obtain a restraining order against, and police protection from, Mr. Nelson for the exact same manner of physical threat and stalking.
- 7. Flash forward a few years to around 2004/2005, and Katie Wainio was the commercial loan officer for Sterling Savings Bank on Bainbridge Island. The bank rejected Mr. Nelson's commercial loan application for his desire to construct a large development in the Lynwood neighborhood of Bainbridge Island, a development he named "Blossom Hill". A few weeks later Ms. Wainio began her new job as the commercial loan officer at Kitsap Bank. Mr. Nelson applied for a similar commercial loan there as well and was rejected by Ms. Wainio a second time. Mr. Nelson then began stalking and threatening Ms. Wainio and she apparently sought a protective order against him.

8.

Ms. Wainio then phoned other banks in an effort to blackball Mr. Nelson from every commercial lender she could think of and this delayed Mr. Nelson's development plans by many, many months. Mr. Nelson finally secured a loan from City Bank of Lynnwood and when construction began, a more than \$1 million renovation of the Manor House had to be completed before other construction could commence on the rest of the development. The initial development plan was scaled back to about 80 residential units. During construction Mr. Nelson ran afoul of the law by illegally dumping more than 2200 dump truck loads of soil into the sand pit between Bucklin Hill Road and Lynwood Center Road. The geologists who alerted the State about the illegal and possibly toxic dumping then also experienced physical threats and harassment from Mr. Nelson. Financial delays, construction delays due to the Manor House renovation, and legal troubles like the soil swap ate into Mr. Nelson's capital and as the economy collapsed into the Great

Recession, so did Mr. Nelson's project and it fell into foreclosure. This foreclosure cost many investors millions of dollars..

- 9. Never one to miss an opportunity Mr. Nelson attempted to file liens against himself for work completed in an effort to retain control of the development. It didn't work, for unknown to Mr. Nelson, one of the principal investors in Whidbey Island Bank was Jerry Dennon, and Mr. Dennon hated Mr. Nelson with every fiber of his being which is why Whidbey Island Bank was willing to bid \$10 million in April of 2011 for the deeds to the development that had been held by City Bank of Lynnwood prior to its collapse. Mr. Dennon's daughter was Elizabeth Kaltreider whom Mr. Nelson had raped a few years earlier and never faced the consequences of his actions for that atrocity. Ms. Kaltreider had committed suicide only two months before, and Mr. Dennon blamed Mr. Nelson for her death.
- Mr. Dennon made sure that the Blossom Hill development was foreclosed upon and later sold to John Jacobi to complete in early Summer of 2011 and renamed to "Pleasant Beach Village".
- 11. I had only learned of Mr. Nelson's rape of Ms. Kaltreider about that time in 2011 when during a conversation about the foreclosure of the development Troy Dettman told me about how he and his wife Gretchen were awoken in the middle of the night at their Ft. Ward home by a woman screaming for help. When they opened their front door, they found a naked Elizabeth Kaltreider shaking and exclaiming that she had just been raped and needed help. They witnessed several men quickly get into a car and drive away from the scene. The couple covered and comforted her and called the police. When the cops arrived, they found Mr. Nelson standing in the Dettman's driveway staring the couple down and smirking. The police briefly spoke with the Dettman's and Ms. Kaltreider and then returned to Mr. Nelson where they visibly shook his hand and then talked and joked with Mr. Nelson for a period of time. After which, the police informed the Dettman's that nothing nefarious had happened. The Dettmens witnessed the police physically assault Ms. Kaltreider and throw her onto the hood of the police car and threaten her with arrest. The police then left the scene, no official statements taken, no police report filed, no trip to the hospital for the victim, no rape kit administered. The police just got into their patrol cars and drove away, leaving a naked and traumatized Elizabeth Kaltreider in the care of two complete strangers. Sadly, Ms. Kaltreider jumped to her death off the Agate Pass Bridge in February of 2011 after telephoning her son to say goodbye, but according to an ex-girlfriend of Mr. Nelson's, Mr. Nelson had informed her that Ms.

Kaltreider had indeed accused him of rape and had also telephoned him in the moments leading up to her death.

- 12. Including my own witnessing of Mr. Nelson attempting to force himself on a teenager at a party over a decade earlier, this made for the third instance of sexual assault by Mr. Nelson of which I was personally aware. In 2009, my coworker Meghan Kent, now Meghan Angell, a graduate of Bainbridge High School in 2004, told me about how when she was an underage teen one of her female friends invited her to a party at the "Chicken Coop" speakeasy in the Lynwood neighborhood of Bainbridge Island and she went along. When Mrs. Angell arrived, she was horrified to discover that Mr. Nelson and several prominent members of the Island's community, including Bainbridge police officers and members of the fire department, were engaged in plying these underage girls with drugs, alcohol, and cash to strip and perform sex acts on the men. She said the room was out of control and deeply disturbing. This information I found so completely astounding that I didn't know what to make of it or how to process it at the time. You will note that Mrs. Angell confirms the story in a comment under my initial Facebook post about Mr. Nelson in the documents submitted as evidence in Exhibit D by Mr. Nelson where she writes "Disgusting. And True...," Apparently just like in the Jeffrey Epstein case that has recently been in the news, the men would have the girls who performed bring in their friends to also perform at later parties.
- 13. A few years later I was discussing the Blossom Hill development and John Jacobi's takeover with a Mr. Ryan Landworth in 2012, when Mr. Landworth said that Bill Nelson and the Chicken Coop was the entire reason he had quit the fire department and went back to school to become a blacksmith. He then told me about how one of his superiors at the department invited him to a party at the Chicken Coop speakeasy in 2006 where he discovered Mr. Nelson and other powerful men including Bainbridge police officers and fellow firefighters engaged in plying underage girls with drugs, alcohol, and cash to strip and perform sexual acts on them. Horrified that his son's classmates from the high school were being exploited like this by men who should be pillars of the community, Mr. Landworth left. The accounts of these two sources, Mr. Landworth and Mrs. Angell, means that Mr. Nelson perjured himself during the Du Wors hearing when he claimed that no such parties ever happened at the Chicken Coop.
- 14. I suddenly had independent corroboration of the same event from individuals who did not know each other and sent an email to Josh Farley of the Kitsap Sun relaying what I knew and got Mr. Farley in contact with

both Mr. Landworth and Ms. Angell. Eventually, after a 7-month investigation, the Kitsap Sun did not run the story citing that since the initial incident occurred almost decade earlier and the police involved were no longer with the department thanks to the hiring of Chief Hamner, it was no longer "news-worthy". I was completely disappointed.

- 15. Since that time Mr. Dean Gellert confirmed that these parties had been going on for years at the home of Mr. Nelson's friend Bill Blakely even prior to the Chicken Coop existing, where Mr. Blakely had a stripper pole installed and regularly hired girls from Bainbridge High School to do strip shows and more for large groups of his friends. These illegal events continued when Mr. Blakeley built the Chicken Coop and installed a stripper pole in there as well. Apparently, these parties are where noted porn star Tori Black got her start doing sex work while she was still a student at Bainbridge High School. Mr. Blakely even convinced one of the teenagers who performed at these parties, Mrs. Molly Aquino Roth, to drop out of school and move in with him.
- 16. My initial Facebook post concerning Mr. Nelson was inspired by the treatment of Dr. Blasey-Ford during the Kavanaugh hearing in early October. Many people had complained that Blasey-Ford had waited 35 years to come forward and my post was a demonstration of how a victim can come forward immediately and still nothing will be done. I have little doubt that the officers who responded to the Dettman's 911 call were among the officers present at the Chicken Coop speakeasy sex parties.
- 17. After being fed up with years of whispers about rape, assault, and abuse on the Island, I created the news page The Bainbridge Island Bad List, and Mr. Nelson was one of the first men I decided to profile on the page. A large portion of the women on the island are well-aware of Mr. Nelson's bad intentions. If the comments under my initial Facebook post are any indication, Mr. Nelson will willingly go after underage girls. There is a reason they referred to him as "Bad Bill".
- 18. Mrs. Ashley Cross Degrow wrote to me about how Mr. Nelson was very inappropriate towards her when she, as a child, was visiting a job site where her father was a subcontractor for Mr. Nelson, and later groped her at a party at the Chicken Coop where Mr. Nelson's son Matt witnessed it and almost got into a fight with his father over the incident. Mrs. Cross Degrow also witnessed Mr. Nelson attempting to get young women drunk specifically to take advantage of them while they were too intoxicated to consent. Mrs. Cross Degrow can also testify that Mr. Nelson lied under oath about when he stopped using cocaine and

witnessed Mr. Nelson use cocaine recently. Mr. Jerod Ouellette recounted to me how he showed up to the Chicken Coop one night to find his girlfriend passed out and Mr. Nelson's hand down her pants. I was also made aware of two women, who at this time wish to remain nameless, who agreed to go to the Chicken Coop with Mr. Nelson and have no memory of the evening and woke up in a strange place with no clothes and had to escape with only a stolen blanket to cover the both of them. I was contacted by Mrs. Katie Fisher who relayed to me that Mr. Nelson took advantage of her intoxication and inability to consent and raped her in the Fall of 2012. Three people have now informed me about how at his own wife's birthday party Mr. Nelson was caught sexually assaulting a woman. I was also informed by a former employee of his about inappropriate contact Mr. Nelson had with the minor child of the former general manager of his failed restaurant. Some of the photographs on the walls of the Chicken Coop were cropped to show the faceless naked bodies of underage teen girls who had performed at the sex parties; as if displaying underage girls from the neck down somehow made it ok. Mr. Landworth has a photo on his cellphone of these "decorations" at the Chicken Coop. These stories all show a pattern of behavior by Mr. Nelson and his friends and easily establish that he is a threat to women and girls in our community, and that I was being forthright and responsible by publishing my article about him.

- 19. I created the Bainbridge Island Bad List as a news page to inform the community of who the predators are among us, and Mr. Nelson fits that bill to a 'T'. I didn't stalk Mr. Nelson, and I didn't harass him. I wrote an article about his predatory actions which were confirmed by many, many sources. My goal is to warn people, especially young girls, to stay away from Mr. Nelson for their own safety. The purpose of journalism is to expose abuse, and that is exactly what I have done in this instance. The abuse of women and girls, and the abuse of the system designed to serve and protect them.
- 20. Mr. Nelson is not scared of me, he is not intimidated by me. What he does not like is my publicly revealing what so many women and girls on this island already know; that he is a sexual predator. I don't care what the abusers think. I am done being silent about the behavior of these men, and the members of our community deserve to be warned about them and to know the truth.
- 21. It is impossible to defame a man who is infamous in our community for his drunken, abusive, and predatory behavior. He lost \$27 million of other people's money, he illegally dumped thousands of truckloads of soil, he has a history of violence and threats, he is a well-known drunk with multiple DUI

arrests to his name, including a pending charge of DUI and hit and run at the Seattle ferry terminal from June 28th of this year. At the Du Wors hearing when the judge called for a recess at 3pm in the afternoon on a Tuesday, Mr. Nelson loudly exclaimed, "Damn, I need a beer!" to which both the Judge and the bailiff shot Mr. Nelson looks of bewilderment since he had just been questioned under oath about his alcoholism and drug use; and let's not forget that Mr. Nelson has raped or sexually assaulted many women and girls on Bainbridge Island. I wrote an article and have sources for my statements. That is not defamation.

INTERROGATORY NO. 18: Identify each exhibit you intend or reasonably expect to introduce into evidence at any hearing, trial, deposition, or by affidavit in this case.

ANSWER:

You are in possession of all exhibits so far submitted for trial. It would be reasonable to expect in the coming months more evidence, depositions, declarations, and police and court records as they are obtained and become available. As of this time I do not have anything else to hand over.

INTERROGATORY NO. 19: Please state all names by which you have been known, your date and place of birth, your social security number, your residential address for the past ten (10) years, your driver's license number, the full name of each spouse that you have had, and the dates of marriage and divorce for each of your spouses.

ANSWER:

I object to this Interrogatory as it is not pertinent to the suit at hand. Also, counsel voluntarily represents not one, but two of the three people who have ever stalked and/or threatened me. The third, John Du Wors, is volunteering as a witness for the plaintiff in this case (also someone with a history of domestic violence convictions). Any of this personal identifying information will no doubt be published publicly putting my safety in jeopardy since Mr. Savojni's other client, Richard Lee Rynearson, has a history of stalking, harassment, and doxxing of not just private citizens but also law enforcement officers, members of the military, and local and federal judges. Mr. Rynearson is in close contact with Mr. Nelson and Mr. Du Wors and is currently disseminating any and all documents provided in this case to the public far and wide. I will not be providing any of this information. It should be noted that Mr. Rynearson is currently being sought by the Bainbridge Police for questioning in the repeated breaking and entering of someone's home and has been avoiding the police and ignoring requests to answer questions.

The judge's order did not overrule this objection and I still will not answer it. My safety is in danger with regards to these three men. You should also note that John Du Wars has since been arrested and charged with yet another crime in the period since out last hearing.

REQUEST FOR PRODUCTION NO. 1: Produce any and all documents,

correspondence, or posts you have authored which reference the Plaintiff from January 1,

2014 until present.

RESPONSE:

You are in possession of all correspondence (Exhibit B), documents, and screenshots of the posts in question (Plaintiff's Exhibit A). Since I was forced to delete my own copies of the posts due to the TRO filed by the Plaintiff, I am not able to also provide original copies.

REQUEST FOR PRODUCTION NO. 2: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 2.

RESPONSE:

You were physically given these documents before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 3: Produce true and correct copies of all

documents, correspondence, posts, and any other forms of evidence that prove, support, or

otherwise relate to your answer to Interrogatory No.3.

RESPONSE:

You were physically given these documents before Judge Houser on June 14th. Any other documents related to this Interrogatory were deleted due the Plaintiff filing a TRO, the only copies that now exist were submitted by the Plaintiff as evidence.

REQUEST FOR PRODUCTION NO. 4: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 4.

RESPONSE:

Mr. Nelson's testimony from the Du Wors v. Wade hearing was given to you before Judge Houser on June 14th (Exhibit A).

REQUEST FOR PRODUCTION NO. 5: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 5.

RESPONSE:

The Plaintiff submitted these documents as evidence. I am not in possession of the originals to submit since the Plaintiff filed a TRO and I was forced to delete the documents (Plaintiff's Exhibit A).

REQUEST FOR PRODUCTION NO. 6: Produce all documents, correspondence, or posts from January 1, 2014 until present which have been sent to you or are in your

possession concerning the Plaintiff.

RESPONSE:

You submitted these documents as evidence. This is why you were able to quote them for your question (Plaintiff's Exhibit A). Since redundancy appears to be your forte, I will oblige: I cannot provide original copies due to the fact that the Plaintiff filed a TRO necessitating the deletion of said posts/documents.

REQUEST FOR PRODUCTION NO. 7: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your

answer to Interrogatory No. 7.

RESPONSE:

Again, the Plaintiff submitted copies these documents as evidence (Plaintiff's Exhibit A) which is why counsel was able to quote them for this interrogatory. Also, again, I am not able to provide original copies due to the fact that the Plaintiff filed a TRO necessitating in my deleting said comment.

REQUEST FOR PRODUCTION NO. 8: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 8.

RESPONSE:

There are as of yet no documents to submit with regards to this allegation as the information was relayed during a conversation.

REQUEST FOR PRODUCTION NO. 9: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your

answer to Interrogatory No. 9.

RESPONSE:

Once more, the Plaintiff submitted all pertinent documents with regard to this interrogatory which is why counsel was able to quote said document (Plaintiff's Exhibit A). Again, the TRO filed by the Plaintiff resulted in my deleting said originals as ordered by the court.

REQUEST FOR PRODUCTION NO. 10: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 10.

RESPONSE:

The Plaintiff was physically given exhibit B before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 11: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 11. RESPONSE:

Again, the Plaintiff submitted any and all pertinent documents regarding this interrogatory as evidence when they filed the complaint against me (Plaintiff's Exhibit A). Again, I cannot provide redundant copies in response due to the fact that the Plaintiff filed a TRO against me that required I delete the original related documents from the Internet.

REQUEST FOR PRODUCTION NO. 12: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 12.

RESPONSE:

Copies of any and all pertinent documents were physically given the Plaintiff before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 13: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 13.

RESPONSE:

Copies of any and all pertinent documents were physically given the Plaintiff before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 14: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 14.

RESPONSE:

The Plaintiff submitted as evidence a copy of the TRO in which he identified the victim and thus inadvertently admitted his guilt in the crime of raping Elizabeth Kaltreider. TRO is attached with Elizabeth Kaltreider's name highlighted.

REQUEST FOR PRODUCTION NO. 15: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 15.

RESPONSE:

The Plaintiff was physically given any and all pertinent documents in my possession regarding this interrogatory before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 16: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 16.

RESPONSE:

The Plaintiff was physically given any and all pertinent documents in my possession regarding this interrogatory before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 17: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your

answer to Interrogatory No. 17.

RESPONSE:

The Plaintiff was physically given any and all pertinent documents in my possession regarding this interrogatory before Judge Houser on June 14th.

REQUEST FOR PRODUCTION NO. 18: Produce true and correct copies of all

documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 18.

RESPONSE:

The Plaintiff was physically given any and all pertinent documents in my possession regarding this interrogatory before Judge Houser on June 14th. The exhibits are labeled and identified in the subsequent filings dating from December of 2018 to present day.

REQUEST FOR PRODUCTION NO. 19: Produce true and correct copies of all documents and any other forms of evidence that prove, support, or otherwise relate to your answer to Interrogatory No. 19.

RESPONSE:

I have objected to this Interrogatory due to the fact that it is not pertinent to this suit and puts my safety in danger since the Plaintiff and Mr. Savojni's other client, Richard Lee Rynearson, have both stalked me in the past and Mr. Rynearson is being given everything submitted in this case by Mr. Nelson in order to be published and disseminated including videos of me at my place of work.

VERIFICATION

I, Houston Wade, declare under the penalty of perjury under the laws of the State of Washington that I have read the foregoing answers to interrogatories and requests for production, know the contents thereof, and believe the same to be true. Signed at Baippridge Island, Washington, this 22nd day of August 2019.

By:______

Exhibit A

1	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
2	IN AND FOR THE COUNTY OF KITSAP
.3	
4	WILLIAM P. NELSON,)) No. 18-2-03205-18
5	Plaintiff,
6	and
7	HOUSTON WADE,
8	Defendant.)
9	TRANSCRIPT OF PROCEEDINGS
10	BAINBRIDGE ISLAND MUNICIPAL COURT
11	Testimony of William P. Nelson
12	[Stenographically Transcribed via Digital Recording]
13	
14	November 6, 2018
15	
16	
17	
18 19	
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20	
22	
23	Transcribed By: CRYSTAL R. McAULIFFE, RPR, CCR
24	Washington License No. 2121 (360) 710-4864
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1 2	[Excerpt from the proceedings held on November 6, 2018, in the case of DuWors v. Wade.]
3	THE COURT: All right. Mr. Nelson, you can
4	come on up here. Before you sit down, I'll have you
5	raise your right hand. Do you swear or affirm the
6	testimony you are about to provide is the truth, the
7	whole truth, and nothing but the truth?
8	MR. NELSON: I do.
9	THE COURT: Okay. You can have a seat, please.
10	And state your full name for the record.
11	MR. NELSON: William Peter Nelson.
12	THE COURT: All right. And, Mr. DuWors, would
13	you like to ask him some questions?
14	MR. DuWORS: Yes, please, Your Honor. Does
15	Your Honor prefer that I stand?
16	THE COURT: No. You can remain seated.
17	DIRECT EXAMINATION
18	BY MR. DuWORS:
19	Q. Mr. Nelson, what do you do for work here on the
20	Island?
21	A. Construction. I'm a building contractor. I have my
22	own business. Have had for 30 years.
23	Q. How long have you lived here on the Island?
24	A. All my life; 59 years.
25	Q. Okay. When did you first meet Houston Wade?

		•
1	Α.	2001 was my first recollection of ever laying eyes
2	. ·	on or knowing who Houston Wade is.
3	Q.	And how did you come to meet him?
4	Α.	City Council race. I was running for city council
5		against Bill Knobloch and Houston Wade. Houston, at
6		the time, was 20 years old and a barista at Town &
7		Country Market.
8	Q.	Okay. Did you come to become acquainted with him in
9		the course of that City Council race?
10	Α.	Very little. Just at the coffee stand getting
11		coffee.
12	Q.	What was the nature of your interactions with him?
13	A.	Getting coffee. I don't recall having any
1.4		conversations with Houston Wade.
15	Q.	Now, are you aware of blog posts made by Houston
16		Wade in late September or early October of this
17		year
18	Α.	Painfully.
19	Q.	on his Facebook page? Okay.
20		Between the time that you met him in that City
21		Council race and the time that you read those blog
22		posts, have you had any other interactions with him?
23	, A.	No.
24	Q.	Have you ever
25	Α.	I should take that back. He was served at his place

4

1		of work by our professional service company. I
2		accompanied I came with the professional service
3		company to identify Mr. Wade.
4	Q.	But that was after the blog posts?
5	Α.	That's correct.
6	Q.	Okay. My question is have you had dealings with
7		Mr. Wade that would give rise to a personal dispute
8		between the two of you?
9	A.	No.
10	Q.	Have you spent any time with him between that City
11		Council race and the time the blog posts arose?
12	Α.	None.
13	Q.	Do you have any idea why Mr. Wade would have any ill
14		will toward you?
15	Α.	It's to be investigated. I have no idea.
16	Q.	What blog posts were the first blog posts that you
17		saw or were made aware of in late September or early
18		October 2018?
19	Α.	It was about I was made aware of the fact these
20		posts went up on October 4th. But they had been up
21		for several weeks. I was made aware of them on I
22		don't have the exact date. It was Monday or
23		Tuesday, approximately three weeks ago. So
24		mid-October is when I was made aware of
25		Mr. Houston's writings.

William Nelson - Direct by Mr. DuWors

1	Q.	And how were you made aware?
2	Α.	Through a mutual friend.
3	Q.	Did you get a chance to see them?
4	Α.	I'm not a Facebooker, so it was brought to my
5		attention through a mutual friend.
6	Q.	Were there did Mr. Wade make grave allegations
7		against you in those posts?
8	Α.	He made extensive allegations against me that were
·9		all untrue.
10	Q.	What allegations did he make that were untrue?
11	Α.	Rape of a woman. Abusing my stepchildren that
12	· ·	evidently he felt he had knowledge of which, beyond
13		me, how he would ever have attained that, because
14		I've never abused anyone. My children. He accused
15		me of abusing my ex-wives. He accused me of being
16		married five to seven times. He accused me of
17		abusing and taking advantage of my partners. He
18		accused me of bringing outside money in from out of
19	- 	state for my campaign.
20	• • • •	I mean, it goes on and on and on. All untrue.
21		Unfactual and unsubstantiated. He has no facts to
22		the matter. He just brought these out openly to
23	•	disparage and destroy my character.
24		I've been in this community all my life. I've
25		never done anything to anybody including my two
-		

. 6

1		ex-wives. I treat them with kindness and love. My
2		stepchildren, kindless and love.
3	·	My generosity in the community and the people I
4		know and don't know, kindness and love.
5		So this is completely contrary to who I am.
6	Q.	Did Mr did Mr. Wade's posts include any mention
7		of the Bainbridge Island Police or the Bainbridge
8		Island Fire Department?
9	Α.	Yes, it did.
10	Q.	What were those or were the substances of those
11		posts?
12	Α.	He was associating my activities and those of the
13		police department and the fire department with a
14		backyard private bar that's in what's called "The
15	· .	Chicken Coop" or was. There was an auto mechanic
16	-	that lived there and who owned The Chicken Coop and
17	· • ·	the auto business.
18		He afforded me a corner of his property after
19		my 2009 financial collapse at Lynnwood Center which
20		I was developing, and I stored equipment and lumber
21		and supplies on one corner of his property.
22		So Mr. Wade associated my attendance on the
23		property as someone that was involved with The
24	•	Chicken Coop, involved with deplorable examples of
25		taking advantage of either underage or young women.
I		

William Nelson - Direct by Mr. DuWors

1		He also accused the police department of this.
2	<u>.</u>	He also accused the fire department of this. So
3		everybody is included in Mr. Wade's fantasy world.
4	Q.	Is The Chicken Coop essentially like a clubhouse on
5		this auto yard where the old guys get together to
6		drink beer?
7	A.	Typically, it was just business and attorney friends
8		of his unrelated to you or me. His friends, older
9		gentlemen that had a boat repair business. Other
10		people that would come and have a cocktail at four
11		or five in the afternoon and leave by six or so.
12		Place sat empty, as far as I recall, quite a
13		bit of the time. It was just his little backyard
14		place for guys to hang out, have a cocktail, and
15		enjoy their company of each other in that
16		environment.
17		Whatever he alludes to never went on, I never
18		saw it, I never experienced it and neither did the
19	· .	other people that could testify to the fact that
20		that's the case.
21	Q.	In the comment in the online post on Facebook
22		that started Mr. Wade's comments about you, did it
23		include allegations by Mr. Wade that the Bainbridge
24		Police Department used The Chicken Coop to drug and
25		rape underage girls?

1	Α.	Yes.
2	Q.	Did he say the same thing about the fire department?
3	A.	He alluded to the fact that the fire department was
4	•	also taking advantage of girls at The Chicken Coop.
5	Q.	Did he say that you were participating in similar
6		activities?
7	· A.	Yes, he did.
8	Q.	Was it true?
9	Α.	No.
10	Q.	Did he say that you raped a young adolescent friend
11		of his?
12	Α.	Did I rape an adolescent friend?
13	Q.	A woman who committed suicide
14	Α.	I've never raped anybody in my life.
15	Q.	Did he accuse you of raping a woman who later
16		committed suicide?
17	A.	He did.
18	Q.	Who's that woman?
19	Α.	Elizabeth Kaltreider.
20	Q.	Was she a girlfriend?
21	Α.	Brief relationship with Elizabeth for a period of a
22	:	few months, and it was not to be discussed about
23		what Elizabeth's condition was. But I ended up
24		getting restraining orders enforced against
25		Elizabeth because at night she would call me and

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· ·	
1	leave messages endlessly. I have 250 pages of
2	transcriptions in the file in this court where the
3	restraining orders were violated not once, but
4	twice, to get her to stop calling my phone and to
5	leave me alone. And she finally did. That was my
6	interaction and that was years prior to her death.
7	Q. Were you ever charged with rape?
8	A. No.
9	Q. You ever committed rape?
10	A. No.
11 ,	Q. Officer Weiss said Houston reported in the police
12	report that his sole source of information about
13	this rape was some stepfather of the young girl.
14	Do you know who that might have been?
15	A. Jerry Dennon.
16	Q. Do you know anything about that?
17	A. What I knew of Jerry is he liked to sit at the
18	Harbor Pub from about two to four every day, was his
19	routine, and then at the Treehouse Cafe from four to
20	six. I'm just approximating. But that was his
21	normal routine to drink and then drive home to Point
22	White where he resided with his wife.
23	THE COURT: Mr. DuWors, do you have questions
24	of this witness related to the harassment of you?
25	BY MR. DuWORS:

William Nelson - Direct by Mr. DuWors

1	Q.	Did you see posts about me online?
2	Α.	I did.
3	Q.	Have you heard people talking about them?
4	Α.	I have.
5	Q.	Who have you heard talking about them?
6	Α.	Do I have to mention specific names?
7	Q.	Not if you feel uncomfortable.
8	Α.	I don't care to bring anyone else into it right now.
9		But it's known in the public. It's known he's
10		got 1100 followers. Word spreads on the 25,000
11		population base. Everybody knows everybody and
12		knows what's going on and bad news travels faster
13		than good news.
14		The advocate of bad news has spread the word
15		out in the community to the point where I don't know
16		how you feel, Mr. DuWors, but I don't feel
17		comfortable going into a grocery store right now.
18	Q.	No, I don't.
19		How has Mr. Wade's various statements about you
20	-	that you that you characterize as harassing your
21		person, how have they affected you emotionally and
22		professionally?
23	Α.	Devastating.
24	Q.	Why?
25	Α.	It's counterintuitive to my character. It is
		• • • • • • • • • • • • • • • • • • • •

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counterintuitive to what the majority of Bainbridge Island that knows me would say about me.

It's counterintuitive to my reputation as a businessman, as a father, as a stepfather.

My ex-wife would easily come in and testify right now to the fact that my credibility and my character.

So this misinformation campaign has been lodged against you, Mr. DuWors, and to me, is beyond my understanding, fact or fiction. Which one hundred percent of what he spoke about me is fiction created in his own mind.

I can't imagine what you are going through. What you and I are sharing in this public humiliation and foggy, and I've called it stoney. My internal mechanisms, my sense of fear, my sense of being outcast, my sense of looking from the outside in going -- my heart is beating right now how bad I feel about myself and you. That any of this insane civil society should occur.

I don't care what the internet means to you or anybody else, but if this exceeds the power of the newspaper and print and is that people can do whatever they want and this is the wild, wild west to destroy people, count me out.

1	MR. DuWORS: I have no further question for
2	this witness.
3	THE COURT: All right. Mr. Wade, would you
4	like to ask any questions?
5	MR. WADE: I would. Thank you.
6	CROSS-EXAMINATION
7	BY MR. WADE:
8	Q. We've known each other since I was four years old
9	when you married my best friend's mother. So to say
10	that you only met me in 2001
11	THE COURT: Is there a question? Ask him a
12	question. You are going to get a chance to provide
13	testimony.
14	BY MR. WADE:
15	Q. So, yes, in 2001 when we ran for City Council, and
16	later I was out in the primary, you went on to
17	general election, did you ever come into Town &
18	Country and threaten my life?
19	A. No.
20	Q. Did you ever do so in front of 30 witnesses?
21	A. No.
22	Q. Did you ever come in repeatedly over a course of
23	five nights and threaten my life?
24	A. No.
25	Q. Did Town & Country have to obtain a security guard

William Nelson - Cross by Mr. Wade

1		to guard me at night because you would come in and
2		try to kill me?
3	A.	You are fantasizing. No.
4	Q.	Excellent.
5		Did you ever grope Ashley Cross?
6	A .	No.
7	Q.	Did you do so in front of her father?
8	Α.	No.
· • 9	Q.	Did you ever get charged with drunk driving?
10	Α.	I have.
11	Q.	Recently?
12	A.	I have.
13	Q.	Are you an alcoholic?
14	Α.	That's to be decided by the treatment program that
15		I'm in.
16	Q.	Okay.
17		MR. DuWORS: Your Honor, I'm going to object on
18	· .	relevance grounds to the DUI. None of those are part
19		of the posts.
20		MR. WADE: The posts I refer to him as an
21		alcoholic.
22		THE COURT: If so, then I think it is
23		reasonable.
24	BYM	IR. WADE:
25	Q.	Have you ever used cocaine?

William Nelson - Cross by Mr. Wade

1	A. Years ago.	
2	Q. Have you ever used it recently?	
3	A. No.	
4	Q. When was the last time you used cocaine?	
5	A. In my 20s.	
6	Q. Really? So you were 20 years old in 1999?	
7	A. I'm sorry.	
8	Q. Were you 20 years old in 1999?	
9	A. Do you have something you are trying to drive to	
10	here?	
11	Q. Yes. Because I witnessed you using cocaine when you	
12	showed up to a high school party March of 1999 and	
13	forced yourself on a 15-year-old girl?	
14	THE COURT: Okay. Mr you are going to	
15	get	
16	THE WITNESS: You are going to have to	
17	substantiate that through background information.	
18	BY MR. WADE:	
19	Q. I will	
20	MR. WADE: Sorry, Your Honor.	
21	THE COURT: Any other questions, Mr. Wade?	
22	MR. WADE: No. We'll probably discuss the rest	
23	of this next week at his hearing.	
24	THE COURT: All right. Any further questions,	
25	Mr. DuWors?	

15

William Nelson - Cross by Mr. Wade

	16
1	MR. DuWORS: No, Your Honor.
2	THE COURT: All right. Mr. Nelson, you can be
3	excused. Does this witness any objection to him
4	remaining in the courtroom or are you still asking him
5	to be removed?
6	MR. DuWORS: No objection, Your Honor.
7	MR. WADE: I would like him to be removed, Your
8	Honor.
9	MR. DuWORS: Now that he's testified, I think
10	the only basis for excluding him from the
11	THE COURT: Subject to being recalled.
12	MR. DuWORS: I have no intention to recall this
13	witness. So I don't think I assume Mr. Wade's case
14	would be closed at this time.
15	THE COURT: Did you intend to recall him as a
16	witness here today?
17	MR. WADE: That is yet to be determined.
18	THE COURT: I'm going to allow him to remain in
19	the courtroom. He's done testifying here. I think his
20	testimony is very limited helpfulness to the court in
21	Mr. DWAUZ's case. I appreciate and understand why he
22	was called.
23	So, Mr. Nelson, you can have a seat on the bench
24	and remain in the courtroom, if you wish.
25	

1	<u>CERTIFICATE</u>			
2				
3	STATE OF WASHINGTON			
4) ss COUNTY OF KITSAP)			
5				
6	I, Crystal R. McAuliffe, a Certified Court Reporter			
7	in and for the State of Washington, do hereby certify:			
8	That the foregoing transcript was transcribed by			
9	me;			
10	That the foregoing transcript is a verbatim report			
11	of the court proceedings from digital recording, except			
12	for the inaudible or indecipherable sections thereto			
13	noted in the transcript by "[inaudible]" or			
14	"[indecipherable]" to the best of my ability.			
15	I further certify that I am in no way related to			
16	any party to this matter nor to any of Counsel, nor do I			
17	have any interest in the matter.			
18	DATED this 7th day of January, 2019.			
19				
20	aystal R. M. Phileffe			
21	- part De			
22	CRYSTAL R. McAULIFFE, RPR, CCR			
23	Washington License No. 2121			
24				
5				

Exhibit B

Audrey Olson

name.

You're friends on Facebook

Pastry Cook at Protector Of Middle Earth, Pastry Cook at Ritz Cariton Hotel and Bread and Pastry Baker at Blackbird Bakery Studied Mathematics at Seattle Central Community College Lives in Suquamish, Washington

TUE 5:16 PM

Hey there. My "baby" brother, Matt, recently reached out to me and told me the hot gossip about you and Bill Nelson. I don't really want to get involved but I'm very curious about what info you have. He was my stepfather and I hate home more than Hitler, so...

> I'm glad you reached out. I was hoping to see you, but I assume you're off at the shipyard now being a badass! Well, I wrote an article about how he raped my friend's daughter and got away with it. He's suing me for defamation (\$5 million). Since my article came out six other women with similar stories have come forward. He is evil.

He's a piece of garbage. I reached out to my mom and want to ask her if he ever sexually abused her or anyone she knows of. After all these years, she is still repulsed by the mention of his

I found a DV restraining order you mom got to protect herself

I fn hate rapist bastards

Same here! Bill Nelson can go get hit by a bus! Glad the coop is gone, f those guys! I was dating a girl showed up there she was wasted and nelson had his hand down her

pants.

I always told women to stay away from there. Some of them did, and some of them had to find otmut the hard way. I feel so sorry for those ladies.

Jerod Ouellette Active Sh soo

11/8/18, 10:17 AM

Bill > Inbox ×

Ashley Cross DeGrow <ashleyrcross206@gmail.c... Thu, Nov 8, 2018, 8:20 PM to me -

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Houston,

Here are a few stories I could think of. I hope they help.

Bill Nelson is a creep. I met him when I was probably around 13 on a job site with my dad. I was one of the few girls my age that had already developed a sizeable chest. I was regularly mistaken for 16 at the time, which old creepy men seemed to find an acceptable age to hit on me. I remember Bill clearly looking down my shirt and my dad saying something to him like, "hey that's my CHILD." My poor dad had no idea what to do with me other than to warn me. Afterwards in the truck on the way home my dad said to me very seriously, "stay away from Bill." I've heard my dad say this quite a few times. I'm sure my dad has seen many things happen with Bill. They went to high school together and I've never heard a good story about him from my dad.

I've had quite a few experiences with Bill and I really can't recall any of them being good. On multiple occasions I have encountered Bill at the coop and he shamelessly hit on me and touched me without consent. I can pretty clearly remember one specific time he touched me without asking. There was a resurgence of partying at the Chicken Coop at some point. This time he clearly grabbed my butt and his son almost got into a physical fight with him about it. He tried to play it off that we were in a small space and his hand grazed my butt, but at his height he would have to bend over a fair amount to even get close.

On another occasion he brought a date to my friends house, and we headed over to Bremerton on the boat for dinner. The whole night he was practically forcing drinks down her throat. It made me and obviously her very uncomfortable. She obviously was not having a good time and he was pushing and pushing her. She miraculously made it back to my friends without puking off of the boat, but did as soon as we got back. My friend insisted they stay the night and she just wanted to get away from him. I don't know what ended up happening to her that night but based on how he was touching her and giving her even more alcohol anyone could have guessed what happened after I left.

-Ashley Cross DeGrow

Kyen Landworth

Sometioned around 2006 while I was a member of the Bainbridge Island fine Dept. I was invited to bittend a party at the Chicken (coy speak easy. When I went it was hosted by Bill Blakely and Bill Welson. there were other members of the fire Dept. and Bainbridge Police Dept. off duty, that were attending. Shortly after arriving It was revealed to me that they would be having a strippe that was astill a Bainbridge Highschool Student. I was not OK with any aspect of what was Happening (I Had a child that was a student at DIHS) I other what is situation was very wrong and would not participane in any way

Mor 30, 2018

Bill Nelson 🚿 Inbox x

÷

Katie Wiedenman <indiebanditas@hotmail.com>.

Dec 9, 2018, 2:08 PM

191 of 12,257

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Z

My name is Katie Fisher and I met Bill Nelson at a bar in 2012, September, I believe. I had been drinking with friends at isla Bonita, a bar on Bainbridge island. I don't remember talking to him much as he was older than my dad, a good 20 years older than me. After the bar, I remember very little. Being in the car and him telling me he was taking me to his home.

D

I remember being in his big master bath jaccuzi and then a brief memory of him on top of me. I came to enough to get a ride home immediately and shrugged the incident off as I was embarrassed. Now that I've heard it's happened to women before, I'm questioning a lot more.

How and why would I agree to go home with a man my dad's age etc.

Anyhow, I hope he stops. Katie Fisher

Indiebanditas@hotmail.com

Ben Cardon Kavelong

OCT 5TH, 8:49AM

Do you know the address of the chicken coup? I'm assuming it was the derelict house right across the street from treehouse bordering Blossoms parking lot?

Laura has a friend who confided in her that she was with a girlfriend and Nelson at Treehouse after her divorce ten years ago. Bill convinced them to head to the chicken coup. The next thing she remembered was both her and her friend waking up naked. She couldn't find her cloths, wrapped a blanket around herself and got the fuck out. She had no recollection of where she was.

That's the one!

IN THE SUPERIOR/DISTRICT COURT OF THE STATE OF WASHINGTON SAP COULTY CLERK IN AND FOR THE COUNTY OF KITSAP Hay 3 11 28 AH '94

Exhibit F

Petitioner,

P. Nelson

011:02 AT4. FREUDENSTEIN 94 2 No. DECLARATION (DCLA)

FILED

ENS DEPUTY

The following declaration may be incorporated by reference to a Petition for an Order of Protection pursuant to a RCW 26.50 or RCW 10.14:

Respondent

RCW 26.50.010(1) DOMESTIC VIOLENCE means: (a) physical harm, bodily injury, assault, or the infliction of fear of imminant physical harm, bodily injury or assault, between family or household members; or (b) sexual assault of one family or household member by another.

RCW 10.14.020(1) UNLAWFUL HARASSMENT means: a knowing and willful course of conduct directed at a specific person which seriously alarms, annoys, or harasses such person, and which serves no legitimate or lawful purpose. The course of conduct shall be such as would cause a reasonable person to suffer substantial emotional distress, and shall actually cause substantial emotional distress to the petitioner.

Describe specific acts and approximate dates of domestic violence/unlawful harassment.

I am the victim of domestic violence and/or unlawful harasament committed against me as follows: My husband William P. Nelson has violated the Restraining Order by corning into our house Last week while my 13 yr. old daughter was present on and ocreamed obsenities at me and chased me through the house, Leaving then returning and behaving violently. My daughter locked herself in the bathroom. In March of 1992 he tried to strangle me in the kitchen of our home. The children were africal to call 911. He has behaved so violently toward me in front of my children that they are terrified of him and request that he not have any contact at all with, or approach them in Public places to try to force Shows of affection from them. We request that he be kept anywhere near the house. He has been seen and admitted to being in the Woods behind our house at night. We have had to have blankets in the windows. My 8 yr old Matthew is affected to get up to go to the batheoom now at night so has started wetting the bed. He has been calling and dropping in on my daughter april ast

work. She requests no contact from him

He has threatened that he will drive me crazy by his actions. We request this restraining order for our safety. In Marih I called 911 for fear that he would have me.

I understand if a Temporary Order for Protection is granted, I must appear at the scheduled hearing or I will no longer be protected under the law.

I declare under penalty of perjury under the Laws of the State of Washington that the foregoing statements In this declaration are true and correct.

5-02-94 Dated 10/93 0193

Jungen S. nelso Pace 1 of 1

	Exhibit G			
BAINBRIDGE ISLAND MUNICIPAL COURT	Mailing Address: PO Box 151, Rollingbay, WA 98061 Location Address: 10255 NE Valley Rd, Bainbridge Is., WA Phone # 206-842-5641 Fax # 206-842-0316 www.bainbridgewa.gov/court email: court@bainbridgewa.gov			
CITY OF BAINBRIDGE ISLAND, Plaintiff, vs <u>NELSON, WILLIAM PETER</u> , Defendant.	Case No(s): <u>17841702</u> SCRAM ALCOHOL MONITORING ORDER			
The Court has ordered you to abstain from using alcohol and to submit to SCRAM alcohol monitoring as a condition of your pre-trial release or while on probation. Based on the allegations of the offense and your prior criminal history, the Court finds that you are likely to commit a violent offense while out on release if the Court does not monitor these conditions of release or probation terms by SCRAM alcohol monitoring.				
Your conditions of release require: JUL 0 6 20% Image: Submit to alcohol, marijuana, and non-prescribed drugs. BAINBRIDGE ISL Image: Submit to alcohol monitoring by wearing a SCRAM bracelet on your ankle BAINBRIDGE ISL Image: Submit no criminal law violations Commit no criminal law violations Image: Abide by all other previously imposed conditions of release including no-contact orders Image: Submit orders				
warrant for your arrest may issue, and you ma	nditions of this SCRAM Alcohol Monitoring Order, a y be held with higher bail requirements and/or serve arrant will also result in forfeiting any bail you have			

You must contact Officer Guy Roche at 206-396-7966 to make an appointment to schedule installation of your SCRAM bracelet immediately upon release and appear at the court no later than 7/6/16 (date) for installation.

SCRAM costs of \$20 for installation and \$10 per day are due weekly in advance or on a time pay agreement as arranged with the clerk. You are responsible for keeping the unit plugged in and operational as instructed by Officer Roche. You may be required to appear at court for occasional maintenance of the unit. Failure to comply with these requirements could result in a change of your conditions of release and/or a warrant being issued for your arrest.

If you successfully comply with SCRAM monitoring for a period of 30 days with no violations, you may be eligible to switch to the Smart Start alcohol monitoring device at a cost of approximately \$99/ month. You may request a hearing before the Judge if you would like to switch to this option in 30 days.

10/18 Date

11

Judge Pro Tem

Statement describing the victim/s need for protection from the respondent

- Write clearly. If you need more space below, attach additional page/s. Do not write on . the back.
- 5. Describe what the Respondent did or said that you think is harassment or stalking.
 - You must describe what the respondent actually said.

Coby of Plaintilt's TRO

You must describe what the respondent actually did.

The respondent has committed acts of harassment or stalking as follows:

A. Describe the most recent incident of harassment or stalking. 1:20 2018 Scloby Date and time (on or around): with Location: What did the respondent do or say that you believe to be harassing or stalking behavior? 0 Housto 1. 70 with าย Only m Las àr al (man

Pt for an Or for Protection - Harassment/Stalking (PTORAH, PTORSTK) - Page 3 of 7 WPF UHST-02.0200 (07/2015) - RCW 10.14.040, .800, RCW 7.92.030

Plaintiff's Exhibit A

Write a convinent

Houston Wade October 4 at 11:46 AM · B

Years ago a connected, aboholio Republican politiciar/real estate developer raped my-filend/s daughter in Fort Ward. She escaped and ran naked to the door of the neighbors, who happens to be another filend of mine, screaming for help, They took her in, and called the police. When the cops amived they shock hands with the replat and called the police. When the cops amived they shock amesis, no charges, no taking the victim for a medical exam or repe kit. Noming:

Years later, in the mode of the night, she phoned her 13 year old son and said her goodbyes, then jumped from the Agale Pass Bridge,

If doesn't seem to matter if it is reported the moment it happens; or 38 years later. Rich, drunk, esshole frat boys will all get away with it. #DumpKavanaugh

Q. 00 143

🖒 Like

24 Comments 12 Shares

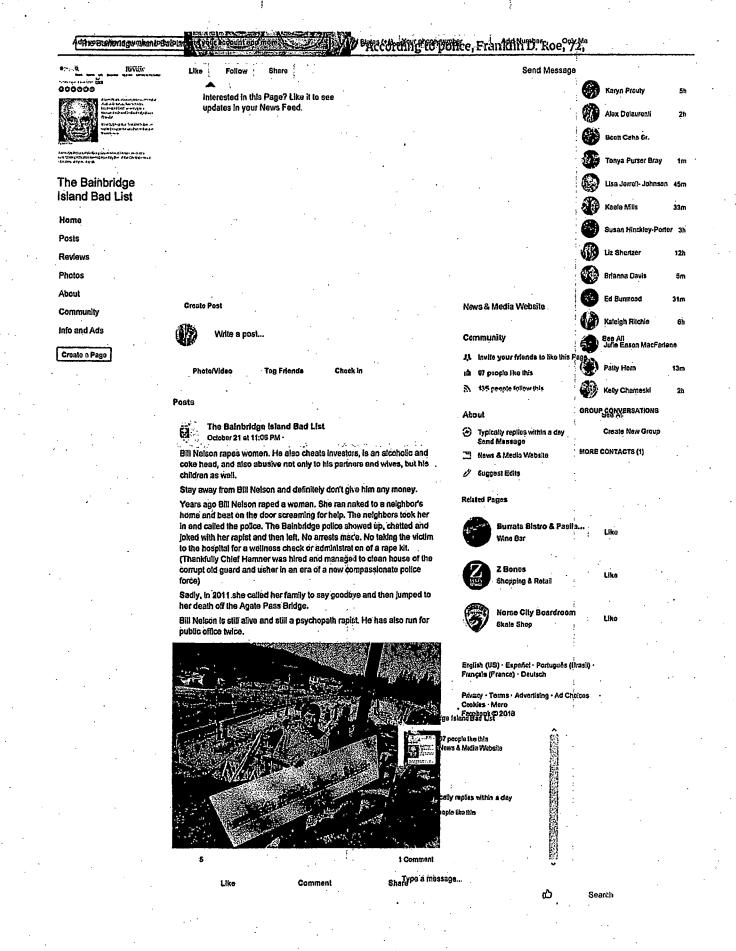


EXHIBIT 9

State of Washington Kitsap County Superior Court

WILLIAM NELSON

Plaintiff,

No. 18-2-03205-18

HOUSTON WADE

Defendant.

Declaration of Cassie Stokes

I Declare:

- 1. My name is Cassie Stokes and I am a Deputy Prosecuting Attorney for Kitsap County.
- I have reviewed the transcribed pages 130 through 136 from the October 2, 2019 Deposition of Mr. Houston Wade in Civil Case 18-2-03205-18, where Mr. Wade discusses me.
- 3. At the heart of Mr. Wade's testimony from pages 130 through 136 is his claim that he and I communicated about potential witness tampering charges against John Du Wors, Lee Jorgenson, Matthew Nelson and William Nelson. At this time, I had not communicated with Mr. Wade about any witness tampering charges.
- On p. 131, ¶ 4, and again on p. 133, ¶ 1, Mr. Wade stated he had communicated with me within a week of October 2, 2019. I have had no communication with Mr. Wade between November 8, 2018 and October 2, 2019.
- 5. I performed a search of my email on October 2, 2019 (the address listed by Mr. Wade on p. 135, ¶ 24) and confirmed the last communication I have had with Mr. Wade was a brief email exchange from November 8, 2018. See Attached Emails. This also matches my independent recollection. Mr. Nelson was not a topic in the emails nor had he ever been discussed with Mr. Wade.
- 6. On p. 133, ¶ 15, 17, 19, and 22, Mr. Wade stated that I told him I was inclined to prosecute a number of individuals, including Mr. William Nelson, on felony charges. I did not tell Mr. Wade this at any time. Mr. Wade states this conversation took place within a week of October, 2, 2019. I have had no communications with Mr. Wade (prior to October 3, 2019) regarding Mr. Nelson nor have I indicated a willingness to prosecute anyone listed by Mr. Wade, including Mr. Nelson. See Attached Emails.

Declaration of Deputy Prosecutor Cassie Stokes - Page 1 of 2

7. The day after this deposition, on October 3, 2019, Houston Wade emailed me about Bill Nelson and witness tampering charges. My response to this email was like my previous response to his email from 2018, I let Mr. Wade know that the prosecutor does not investigate crimes and that he needed to contact law enforcement. I have at no time indicated a willingness to pursue charges on behalf of Mr. Wade. See Attached Emails.

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

Signed at Part Orchard, [City] WA [State] on December 18th 2010 [Date]

Signature of Declarant

Kitsap County Deputy Prosecutor Cassie Stokes

Declaration of Deputy Prosecutor Cassie Stokes - Page 2 of 2

Cassie L. Stokes

From:Cassie L. StokesSent:Thursday, November 8, 2018 11:09 AMTo:Houston WadeSubject:RE: John Du Wors

Mr. Wade,

If you would like to report a crime that you believe has occurred then it needs to be reported to law enforcement. In this case, the Bainbridge Island police. The prosecutor's office does not investigate crimes or write reports—that is what law enforcement does.

Thank you,

Cassie Stokes

From: Houston Wade <houstonwade@gmail.com> Sent: Thursday, November 8, 2018 10:08 AM To: Cassie L. Stokes <cstokes@co.kitsap.wa.us> Subject: Re: John Du Wors

Ms. Stokes,

I am formally requesting that you charge John Du Wors with perjury and obstruction of a public officer. Mr. Du Wors is a licensed attorney in the state of Washington and should know better than to commit dozens of instances of perjury while under oath. He wasted my time, your time, the police department's time, and the court's time with his outrageous behavior.

What use is taking the oath if there are no consequences for violating it?

Thank you,

-Houston Wade

On Fri, Nov 2, 2018 at 9:10 PM Houston Wade <<u>houstonwade@gmail.com</u>> wrote:

Ms. Stokes,

John Du Wors has not stopped harassing me for weeks now after describing my mother's home to me in detail and then threatening to rape her. Du Wors continues to threaten myself and others with frivolous, baseless lawsuits, all because I wrote a news article about crimes he has committed. My police report came first and, as I was told by detective Weiss, should have priority.

There are crimes here and the journalist who exposed them should not be the focus. I look forward to you bearing witness on Tuesday in Bainbridge Municipal Court where Mr. Du Wors will perjure himself many, many times over and be be exposed for the violent liar that he is. Officers of the court are to be held to a higher standard than the average person, and Mr. Du Wors has most certainly failed that standard in every conceivable way. I have documentation and witness to back up every allegation I made in my article and beyond.

Thank you for your time, but you are focused on the wrong person,

-Houston Wade

Houston Wade President/CEO Noosphere Geologic Services International <u>www.noospheregeologic.com</u> (808)989-2901

2

Cassie L. Stokes

From:Cassie L. StokesSent:Thursday, OctobTo:Houston WadeCc:Ione S. GeorgeSubject:RE: Need helpAttachments:HOUSTON WAD

Cassie L. Stokes Thursday, October 3, 2019 4:42 PM Houston Wade Ione S. George RE: Need help HOUSTON WADE EMAILS.pdf

Mr. Wade,

As I stated in my previous email to you back in November 2018 (attached for your reference), the Office of the Prosecuting Attorney does not investigate crime, and we are unable to receive or investigate the allegations you are reporting. If you believe yourself to be a victim of a crime, you should call 911 and ask to make a report.

Further, as a Prosecuting Attorney for Kitsap County, I am unable to provide any individual member of the public with legal advice. To obtain legal advice you would need to contact your own attorney. Thank you,

Cassie Stokes

From: Houston Wade <houstonwade@gmail.com> Sent: Thursday, October 3, 2019 12:57 PM To: Cassie L. Stokes <cstokes@co.kitsap.wa.us> Subject: Need help

Ms. Stokes,

Last year I wrote an article about a man (Bill Neslon) who raped several woman and got away with it. He has since sued me for defamation, and despite many other women coming forward with allegations of rape and sexual assault by him, he continues to persue his suit against me. My issue is that he and his friends have begun systematically targeting my witnesses with threats and intimidation. Every time he does this it is a felony, but the Bainbridge Island Police refuse to even file a police report despite my possession of evidence telling me that threatening witnesses "isn't a crime".

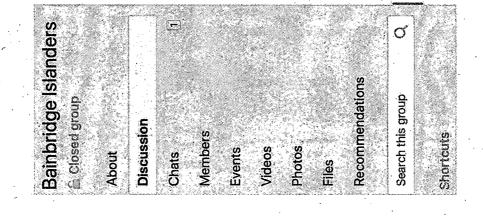
What can I do? I hope you or someone in the prosecutor's office can give me some advice.

Thank you for your time,

-Houston Wade

EXHIBIT 10

08 **O S** 23 our community and too many of us turn a blind eye and hope it goes article about his convictions for beating his kid and wife. Won There are a select few men here who have left dozens of victims in Houston Wade And when you put those dudes on blast for rape or rich asshole men on this island stop hurting women and children? abuse, they like to think they can sue you into silence. How about Once this latest lawsuit gets out of the way, the Bainbridge Island Andreas Nordstrom I guess I'll be the one to ask, what law Houston Wade I'm being sued by Bill Nelson for writing an article about the women he raped and children he abused. Houston Wade Was sued by John Du Wors for writing an Bad List will grow by a few more names. Like · Reply · 2h Like - Reply - 2h Like · Reply · 2h Hide 13 Replies that one. Like Reply 2h suit? away. ۲ **Bainbridge Islanders** ÷ Ø Recommendations Search this group Closed group Discussion Shortcuts Members Chats Videos Events Photos About Files



Anna Geilfuss

which whom start sugar daddy relationships with girls who, surprise, they know derogatory words! Yes things could be worse but it seems like everybody loves preeds sexual harassment, mental illness and racism. Adults that live here need are under age (even the same age as their daughters)! Shout out to all the kids to act like we live in the most perfect little community when in reality this place Shout out to the moms and many community members who are so bored with effecting on my 18 years living here and would like to shout out some people. where we have no choice but to be nice to you or in any other public spaces! to step it up, stop acting like children and expose their kids to the real world. their lives that they gossip about kids and slut shame/over sexualize young girls! Shout out to all the married couples who cheat on each other some of harassed, and creeped out the young girls who live here be it at there jobs who have put fear into the lives of their peers and gotten away with it! And Hello Bainbridge Islanders! As Lapproach leaving for college I've been First of all shout out to all the disgusting old men who have constantly shout out to all the privileged sheltered kids who think its okay to use

003 157

131 Comments

Comment

D Like

Houston Wade I tried in 2012 to get the Kitsap Sun to report on it. They didnt. I finally brought it out in the open last year Fiona Yates Houston Wade oh my! That is awful 😔 was it on this island who prey on young girls. They even had a and one of the men involved (Bill Nelson) is suing me for underage girls to strip and perform sex acts at private days would also go to thses parties. It was completely defamation as a result. The other man who owned the establishment (Bill Blakely) has high tailed it out of our Like · Reply · 23h · Edited Like · Reply · 1d · Edited exposed publicly? Like · Reply · 23h community. predatory. Bainbridge Islanders Recommendations Closed group Discussion Members About Events Photos Videos Chats Files

Houston Wade Laurie, there is a large contingent of rich men parties. Members of the police department in the pre Hanner clubhouse called the Chicken Coop where they would pay

Kathryn Wood Houston Wade that is disgusting. I agree. Did you witness this first hand? Just for my own info... Andrejs Zommers Ciara Michelle Houston Wade Are you Ciara Michelle Andrejs, it's been so long since I thought about it that I don't remember it's exact location. Houston Wade The Chicken Coop in Lynwood. talking about the house in Emerald Heights? who will be testifying at trial. Like · Reply · 23h Like · Reply · 13h think staging. (**B**) ۲ 0 Bainbridge Islanders (**F**) Ø Recommendations Glosed group Search this group Discussion Members Photos Events Videos Chats About Files

Í

- Andrejs Zommers Houston Wade Emerald Heights is just up only found out when the cops used her yard for spying and I the road from Lynwood. There was definitely a grungy old split-level used for prostitution near my mom's place. She
- Houston Wade Yeah, there was that too. Around the time that place got busted was also when they ran stings at the
 - Best Western. The Chicken Coop never got bysted because for years the cops helped throw the stripper parties.

ō

three men who attended and were hornfied by what they saw Houston Wade No, but I have five witnesses, two women who were brought there as underage girls to "perform", and

Like · Reply · 12h

0 Bob Horan Your exhibits are precious, Mr Wade. I have learned from Bob Horan I think of your difficulties in libel court from time to time, Houston Wade Documents and logic don't matter? Then why was I able to win my first lawsuit with copious documentation supports rapists and abusers would classify as "vile", but you What is it about attacking women and children that gets you Houston Wade. The future is not promising for iconoclasts. As we move more and more to a red flag society, I fear that your troubles folks like you that documents and logic don't matter. Plow on with the most absurd lie, say it repeatedly with as much vile you can and police and court records? Why am I going to win this Houston Wade So, you support men beating and raping women and children? shamelessly support them because they vote and run for Houston Wade Bob, do you even know how to reply to a I would say being a racist and a homophobe who vocally commant to keen a thread mind or are while o had at Bob Horan Keep listening to those voices, Houston Wade. Why do you like wife beaters and rapists so much? and the second s lawsuit with FORTY-THREE WITNESSESI? Something sound will break through one day. office as Republican. Like ; Reply · 9h Like · Reply · 9h summon, and repeat. going, Bob? Like · Reply · 9h Like - Reply · 9h may multiply. Like · Reply · 9h 1 ۲ • Θ **Bainbridge Islanders** Closed group

Varon Mullis Andrejs Zommers - You remember that the next time a teen is abducted. Like I said, there are remedies for false allegations. There are none for the abducted.

Like · Reply · 18h

Andrejs Zommers Varon Mullis There are, effectively, no proper remedies for false allegations unless the defendant has deep pockets and the person smeared has enough money to hire a lawyer.

Best to leave the public notifications to the police. If you want to do something public yourself, tell people to stay away from a place or situation. Don't go identifying specific people.

Like · Reply · 18h · Edited

Houston Wade Been sued twice for outing seperate rapists and abusers in the past year. One lost very badly, they other will also lose very badly. Shine a light on them if you have the recipts.

Like · Reply · 18h

Shannon Evans But first let the allegations be substantiated and not a tatty piece of weathered business card. Asking someone out for lunch is not against the law...and the alleged behavior of the man, while questionable in the way it was presented was not just doxxing but was grounds for a defamation suit. It also violated the TOS 4-6 on this page. Y'all got your own personal pages to do that.

Like · Reply · 15h

Carrie LC Houston Wade Thanks for doing good work! I am pretty sure I know one of them and he is a dirtbag so thanks for doing it and sorry for the hassle of defending yourself.

Like · Reply · 3h



Houston Wade 2 hrs

Apparently Rick Rynearson is posting culled bits from Bill Nelson's lawsuit against me? I can't see it because "captain uncensored" ironically blocked me a long time ago. That's fine, he can be the kind of guy who champions a dude who raped a bunch of ladies. It's his prerogative. But, you know, if you are going to be pro drugging and raping women and girls, it would probably be wise to keep that to ones self.

News flash: drugging and raping women is a bad thing.

It's likely there are women in this very group who agreed to go for drinks with someone to the Chicken Coop and woke up naked in a strange place with no memory of what happened. Men, it is very likely that a woman you know, who you see and interact with every day, was drugged and raped by Nelson or one of his friends from the Chicken Coop, and she is too scared, embarrassed, or confused to come forward about it.

I have the utmost respect and honor for the victims who have come forward as witnesses in this lawsuit. These include women who were raped and sexually assaulted, as well as women, who as young girls, were lured to the Chicken Coop to strip and perform sex acts on adults for cash, drugs, and booze. It takes a lot of personal fortitude to work through that kind of trauma and to then be willing to confront the men who violated your trust like that when you were only a child. I also thank the men who have come forward as witnesses to Nelson groping, or sexually assaulting women, and who saw these young girls be exploited at the Chicken Coop and are now willing to testify at trial.

I don't care what end of the political spectrum you are on, being pro rape makes you a giant piece of shit. Yuck it up all you want, you degenerates, but the women in your life know exactly the kind of person you are.

The Chicken Coop might be gone, but these men are still out there doing what they do. Raping women and then threatening their lives and the lives of their families if they tell anyone (several recent cases of which will be discussed at trial). News flash: drugging and raping women is a bad thing.

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The Chicken Coop might be gone, but these men are still out there doing what they do. Raping women and then threatening their lives and the lives of their families if they tell anyone (several recent cases of which will be discussed at trial).

To the women of Bainbridge Island: being drugged and violated is not your fault. You agreed to have some drinks, not to be slipped a roofie and to be raped. This is not on you. You are not to blame. If you do want to report, walk into the Seattle FBI field office at 3rd and Spring and ask to report a crime. The agents there are more than happy to assist.

If you need an ally and an advocate, please feel free contact me and I will help you in any way I am able, or I can connect you with someone who can.

) 🔘 19 🕐

5 Comments

to the women of Bainbridge Island: being drugged and violated is not your fault. You agreed to have some drinks, not to be slipped a roofie and to be raped. This is not on you. You are not to blame. If you do want to report, walk into the Seattle FBI field office at 3rd and Spring and ask to report a crime. The agents there are more than happy to assist.

If you need an ally and an advocate, please feel free contact me and I will help you in any way I am able, or I can connect you with someone who can.

÷	[] Like	C Comm	ent
kr	e thanee Randles You are low this. Thank you for st ke · Reply · 2h	e a great human, Houston. I hor tanding up for so many.	
ch	naracter and libel/slander	less, he's suing you for defama ?	tion of
Lil	ke · Reply · 2h		
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Υ.	doesn't bode wen to		· • `
· .	Like · Reply · 1h · Edite	ed	01
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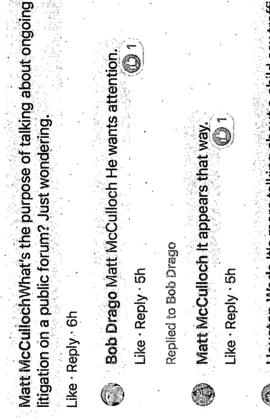
Like · Reply · 1h

 (\mathfrak{A})

Houston Wade It was an illegal speakeasy in Lynwood.

Like · Reply · 50m

Replying to Elizabeth Tilghman McFadden



ring in a public forum and keeping the community aware that Houston Wade It's more talking about a child sex trafficking these men also drugged and raped dozens, if not hundreds, of women, and never faced consequences for it. Plus, the itigation isn't long for this world since Nelson keeps threatening witnesses (felonies). Like · Reply · 1h

John Haydon Wow.

Like · Reply · 35m



Rock God @TheHoustonWade

Replying to @emrazz @alamkara and @the_unitron

I'm trying. When I find out about them, they go on blast on my community page "The Bainbridge Island Bad List". Currently being sued for defamation by one of the rapists on there, but I'll win in the end. There are too many victims for him to prevail.

11:42 PM · Nov 16, 2019 · Twitter for Android

EXHIBIT 11

IELSON vs WADE	October 02, 2019	Houston Wa
SUPERIOR COUR	T OF WASHINGTON FOR KIT	SAP COUNTY
,		
WILLIAM NELSON,		
Plain) +iff)	
)	
vs.) No. 18-2-	03205-18 COPY
HOUSTON WADE,		
Defen) Idant.)	· · · · · · · · · · · · · · · · · · ·
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Deposi	tion Upon Oral Examinat	ion
	of	
	HOUSTON CURRY WADE	
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	October 2, 2019	
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	Seattle, Washington	
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Kristin L. Mattsen	, CCR, RPR	

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ELSON	vs WADE	October 02, 2019	Houston Wade
			Page 2
1		APPEARANCES	
			· .
2	FOR THE P		
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•		Suite 901	• •
5		Seattle, Washington 98134	
_		alexander@rhodeslegalgroup.com	
6			
	FOR THE D	EFENDANT:	· · · ·
7		HOUSTON WADE	
		(Pro Se)	
8		c/o BRUCIATO	
		236 Winslow Way East	· · ·
9	,	Bainbridge Island, Washington 98110	
	•	houstonwade@gmail.com	
0			
1	, · ·		
	THE COURT	'REPORTER:	
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.6	ALSO PRES		
		WILLIAM NELSON	•
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33400 9th Ave. South, Suite 207 Federal Way, WA 98003

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IRG

1	A. No. Page 130
2	
	Q. Have you ever spoken to her before?
3	A. Lots of times but not since she submitted a
4	declaration in Mr. Nelson's favor because that would be
5	witness tampering.
6	Q. And why do you believe that's witness
· 7 ·	tampering?
8	A. Because the only way I could contact her is
9	through official capacities as to, like, depose her.
10	Q. Where do you get that information?
11	A. From the Washington State laws on witness
12	tampering and contacting
13	Q. Which law are you referring to?
14	A. Can't remember the exact law. I can look it
15	up for you.
16	Q. When did you look this up?
17	A. Recently, when I was pursuing launching
18	potential charges against Mr. Nelson for witness
19	tampering.
20	Q. You said you plan on pressing charges?
21	A. Yes.
22	Q. Okay. And how are you going to go about
23	doing that?
24	A. Via the police and the Kitsap County
25	Prosecutor's Office.

,M

MOBURG

Moburg Reporting 206-622-3110

	N vs WADE Houston Wa
1	Page 131 Q. Have you spoken to the Kitsap County
2	Prosecutor's Office?
3	A. I have.
· 4	Q. And when did you speak with them?
5	A. This week.
6	Q. And who did you speak with?
7	A. I can't remember her name.
8	Q. It was a female?
9	A. Yes. It was the one that came to the Du Wors
10	hearing last year.
11	Q. What do you mean "the one"?
12	A. The the same prosecutor, and her name's
13	not coming to my mind right now.
14	Q. A prosecutor came to their hearing?
15	A. Yes. Because Mr. Du Wors had lied to her and
16	told her that, after I got a restraining order against
17	me, that she was going to then charge me with criminal
18	harassment and have me charged with a felony.
19	Q. She said that to you?
20	A. Yes. And then when it was revealed that
21	Mr. Du Wors perjured himself dozens of times in court
22	and I ended up winning that ruling with a mountain of
23	evidence, she stormed out of there, very upset at
24	Mr. Du Wors.
	Q. And you have this person's information?

M MOBURG

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		71	Page 132
1		Α.	I have her email address at the County, yes.
2		Q.	When how did you communicate with her?
3		A.	With email.
4		Q.	Regarding Du Wors or regarding Mr. Nelson or
5	both?	• •	
6		A.	Du Wors originally, Mr. Nelson recently.
7		Q.	You exchanged emails with her?
8	· ·	Α.	Yes.
9	• .	Q.	Okay. Which email address were you using?
10	· · · ·	Α.	The Kitsap County gov one.
L1	. •	Q.	Your email address.
L2		A.	Oh.
L3		Q.	Which email address
L4		A.	Oh, houstonwade@gmail.
15		Q.	I'm sorry. Which one?
L6		Α.	Houstonwade@gmail, the one I use for
L7	every	ching	
L8		Q.	And you said it was with the Kitsap County
19		A.	Yeah.
20	· ·	ç.	Prosecutor's Office?
21		Α.	Yeah.
2	,	Q.	When did this take place?
3		- A.	This week.
4	•	Q.	Monday? Tuesday? Or talking about past
25	seven		

.**D**.

MOBURG

Moburg Reporting 206-622-3110

ELSON vs WADE	October 02, 2019 Houston Wad
	Page 133 . Past seven days, yes.
2	. Past seven days?
3	. (No audible response.)
4	. But you don't remember her name?
5	. Not off the top of my head, no.
6	. Last name, remember?
7	. It is not ringing a bell. Just I remember
8 it's t	e same lady because that's the email address I
9 had.	can get it for you.
10 (. Yeah. If you can get it, that would be
11 great.	
12 2	. Yeah.
13 (. And it's and you indicated that rather
14 you sta	ted that she was inclined to press charges?
15 2	Yes.
16 Ç	. Okay. That's what she told you?
17 . 7	. Yes.
L8 Ç	. Against John Du Wors?
L9 2	. John Du Wors, Lee Jorgensen, Matthew Nelson,
20 and Bil	l Nelson.
21 Ç	. Okay. And did she say why?
22 7	. Because they're felonies.
23 Ç	. Did she well, that's did she say why
24 she fel	z
25 Z	. Because I have evidence that they've been

MAN MOBURG

Moburg Reporting 206-622-3110

	Page 134
` 1	threatening my witnesses, which are felonies in the
2	state of Washington.
3	Q. Did she say she was planning on doing this?
4	A. If we proceed and pushed for charges, yes.
5	Q. And what does she mean by you pressing
6	charges?
7	A. Well, seeing as I am the victim in this and
8	that he's suing me for \$5 million and then threatening
9.	my witnesses, that's kind of a crime.
10	Q. Again, what did she say about you pressing
11	charges?
12	A. When you report a crime, you state what
13	happened to the police, and they refer it to a
14	prosecutor, and the prosecutor determines whether to
15	press charges or not.
16	Q. I thought you said you were the one to press
17	charges?
18	A. Yes. It would be me, as a victim, seeking
19	charges be pressed against them, yes.
20	Q. But it's the prosecutor's decision?
21	A. Well, if the prosecutor's the one who
22	the one who will try the case, yes.
23	Q. So is it your decision or the prosecutor's
24	decision?
25	A. I think it's a little bit of both.

MI MOBURG

Moburg Reporting 206-622-3110

1	Page 13 Q. Did she so did she say it's entirely up to
2	you?
3	A. No.
4	Q. So what did she say?
5	A. I told her that I was going to ask for the
6	case to be withdrawn and, if it didn't, that I was going
7	to go forward in requesting that we press charges.
8	Q. Do you have emails do you get email on
9	your phone?
.0	A. Yes.
.1	Q. Do you have access to this email?
2	A. Probably.
3	Q. Can you pull it up.
.4	A. It's having me search through a lot of spam
5	in here. Okay. August Cassie Stokes. And this is
.6	the email about Du Wors.
7	Q. Stokes, S-t-o-k-e-s?
8	A. Yes, S-t-o-k-e-s.
9	Q. And how do you spell "Cassie"?
0	A. C-a-s-s-i-e.
1	Q. Okay.
2	A. That's Du Wors. Let me do Nelson.
3	Q. What's her email address?
4	A. Oh, sorry. One sec. Cassie sorry. No.
5	That's not cstokes@co.kitsap.wa.us.

1	Q. Cstokes@ Page 136
2	A. Co.kitsap.wa.us.
3	Q. Okay. What was the last email that you
4	you received from her?
5	A. I don't know. Last week maybe.
6	Q. Could you pull it up.
·7	A. I'm only showing the John Du Wors one on
, 8 .	here.
9	Q. So the John Du Wors one was separate from the
10	Bill Nelson one?
11	A. Yes. It's from last year.
12	Q. So you can't find the the one from last
13	week?
14	A. All I have is that one I put when I put
Ĺ5.	her email in. If I do "Cassie" maybe. Cassie
L6	whoops. No. I'm only showing the let me see in
L7	trash. One sec. Trash.
L8	I have Du Wors showing up. Cstokes. I only
19	have Du Wors showing up at the moment.
20	Q. Okay. You can't find the emails that you
21	sent her or responded regarding Mr. Nelson?
22	A. Not at the moment.
3	Q. Okay.
24	A. I'll try to get them for you.
.5	Q. Well, let's move on. Let's talk about Bill

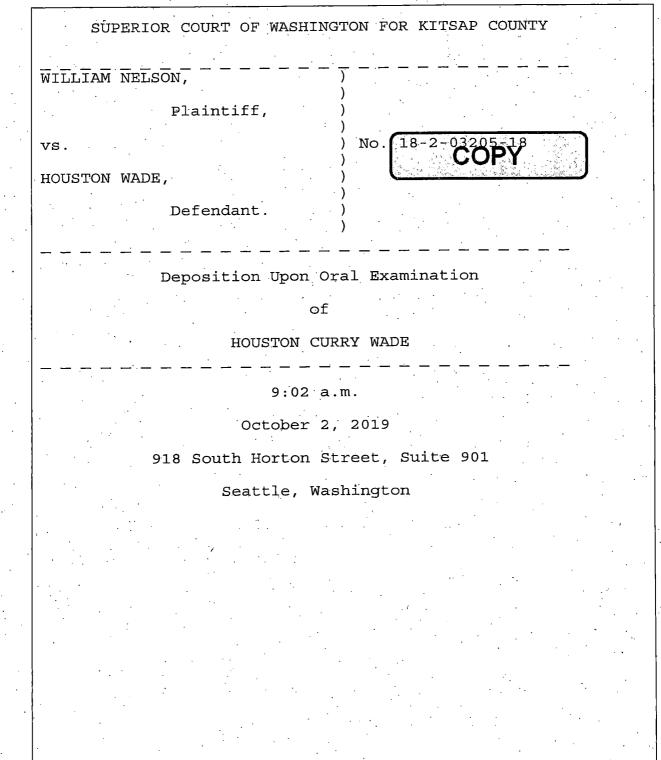
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EXHIBIT 12

SIT 12

12

NELSON	vs WA	DE



Kristin L. Mattsen, CCR, RPR

Moburg Reporting 206-622-3110



IELSON vs W		Houston Wad
1.	APPEARANCES	Page 2
т.	APPEARANCES	
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15		
16 ALS	O PRESENT:	
	WILLIAM NELSON	•
17		
•••••		
18		
19		• •
20		· .
		•
21		· .
22		· * • •
23		
24	•	
· •		•
25		
25		

JRG

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ELSO	N vs WADE	October 02, 2019	Houston Wad
1	: ·	. Okay. But you don't know the name	Page 63 of the
2	cousin?		· · ·
3	j I	. No.	
`4	с. с	. What's another that's you've	listed
5	now	what? five?	•
6	J	. Yeah.	·
7	Ş	And what are what about the sixt	h one?
8	. I	. Who else was I talking to recently?	The
9	names a	ren't coming to my head at the moment'.	I need to
10	see a]	.ist.	
11	· ·	. What about so you can't think of	
12.	Z	. I will	·
13	د	any of the other five?	
14	I	. I will get you the list when when	n when
15	I have	those their stories confirmed.	L.
16	ç). Okay. Well, let's look at the list	that
17	you've	provided so far.	
18	-	. Yes.	."
19	ç). Ginger Larsen?	· ·
20	2	A. Yes.	
21	· · · · · · · · · · · · · · · · · · ·). Have you met her?	
22	2	A. I've known her since I was four.	· · ·
23). Okay. How do you know her?	
24		A. She was the mother of my best frien	d and my
25		rs neighbor.	-
	~ <u>~</u> ~~~~		·

MOBURG

ELSON	l vs WADE	October 02, 2019 Houston Wac
1	0.	Page 64 Okay. Looks like you don't have you
2	•	provided her contact information?
. 3	A.	I know she's in North Bend.
3 4		North Bend?
	Q.	
5	Α.	Yeah.
6	Q.	Are you going to be getting us
7	Α.	
8	Q.	the contact information?
9	Α.	When I get it, yes.
10	Q.	What have you done to try to get it?
11 .	Α.	Well, I have I have a job, and I've got to
12	do other	things as well; so I I can work on this case
13	when I ca	an.
14	Q.	You do understand that you have obligations
15	with this	s case; correct?
16	Α.	Duh.
17	Q.	Is that a "yes" or "no"?
18	Α.	That is a sarcastic "yes."
19	Q.	And so you do understand that I made a
20	request	for that information
21	Α.	Uh-huh.
22	Q.	several months ago?
23	А.	Yes.
~ 4	Q.	And do you understand that the judge ordered
24		

IELSOI	October 02, 2019 N vs WADE	Houston Wad
1	A. If I can, yes. I'm not a private	Page 65
2	investigator.	
3	Q. Sure. But	
4	A. I can do what I can.	•
5	Q as part of your obligations, you	have to
6	try to get that information.	
7	A. And I've tried and	
8	Q'. I just asked you what have you done	?
9	A. I messaged Audrey Olson about it, a	•
10	said she was going to get it to me and has not	· · ·
11	Q. Okay. When did you message her?	2
12	A. Sometime this summer.	
13	Q. When was the last time you spoke to	Ginger
14	Larsen?	2 - <u>.</u>
15	A. In person? Probably ten years ago.	
16	Q. And it sounds like you've communicat	ted with
17	her more recently than that?	
18	A. I have not.	•
19	Q. I'm sorry. You qualified it as "in	person";
20	so	•
21	A. Like ten years ago? Yeah.	•
22	Q. So the only time you've communicated	l with her
23	was ten years ago?	,
24	A. Yeah. Well, whenever it was she was	s last
25	working at Safeway on Bainbridge.	

MOBURG

VELSON	- vs_WADE	October 02, 2019 Houston Wade
1	Q.	Page 66 Okay. So you haven't spoken to her in ten
2	years?	
3	А.	No.
4	Q.	And you haven't communicated with her in any
5	way, shape	, or form in ten years?
6	Α.	No.
7	Q.	Okay. All right. And you list her as as
8	an abuse v	ictim of Mr. Nelson?
9	А.	I do.
10	Q.	And she told you this?
11	А.	No. It's from her domestic violence
12	restrainin	g order she submitted with the Court.
13	Q.	Okay. So have you had any or any
14	conversati	ons with her about Mr. Nelson?
15	А.	No. Only Audrey Olson.
16	Q.	But regarding but from with Ginger
17	Larsen, yo	u have not?
18	A.,	I have not, no.
19	Q.	So since you brought up Audrey Olson, who's
20	Audrey Ols	on?
21	· A.	That is Ginger Larsen's daughter
22	Q.	Okay.
23	Α.	and Mr. Nelson's former stepdaughter.
24	Q.	Okay. And where is she?
25		Belfair.
	•	

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NÉLSON	l vs WADE	October 02, 2019 Houston Wade
1	Q.	Page 67 Belfair?
2	А.	Yeah.
3	Q.	And have you gotten her contact information?
4	A.	I have. I think I listed her email address
5	or her Fa	acebook, one or the other.
6	· Q.	What about her address?
7	А.	I don't have her physical address, no. I
8	asked her	for that.
9	Q.	Okay. But she hasn't gotten it back to you?
10	A.	No.
11	Q.	When did you ask her?
12		About the same time I asked for her mother's
13	•	prother and sister's.
14	Q.	Okay. And she hasn't responded?
15	- A.	Not with that information, no.
16	Q.	Okay. And when was the last time you spoke
17	with her:	
18	А.	In person or online?
19	Q.	Both.
20	A .	In person was at my high school reunion back
21	Ň	and online was six weeks ago, August, sometime
22	in there.	
23		Okay. And what did she say to you about
23	v. Mr. Nelso	
25	A.	That he used to beat her when she was a
25	А.	THAT HE USED TO DEAL HET WHEH SHE WAS A

MOBURG REPORTING

NELSO	N vs WADE	October 02, 2019 Houston Wade
1	A.	Page 69 The abuse? From probably 1985 until the
2	divorce.	
3	Q.	Do you know when that was?
4	А.	'94, I believe.
5	Q.	And you mentioned requesting information for
6	~ siblings?	
7 ·	у А.	Yes.
	Q.	How many siblings does she have?
9	¥• A.	She has two.
10	· · ·	Who are those?
	Q.	
11	A.	April and Andy Olson.
12	Q.	And have you spoken with them?
13	Α.	I have not. The last time I saw Andy Olson
14	was probab	ly five or six years ago.
15	Q.	Do you know where he's located?
16	Α.	I think he's in Suquamish.
17	Q.	Have you spoken to him about Mr. Nelson?
18	Α.	I have not.
.19	Q.	Okay. What about April Olson?
20	Α.	I have not seen her in 20 years.
21	Q.	Have you spoken to her about Mr. Nelson?
22	Α.	I have not.
23	Q.	And do you have any idea where she is?
24	Α.	North Bend.
25	Q.	Do you have any other contact information?
	•	

ELSON vs V	VADE	October 02, 2019 Houston Wa
1	A.	Page 70 Not at this moment, no.
2	Q.	Have you tried to obtain it?
3	Α.	Yes.
4	Q.	How so?
5	A.	Via Audrey Olson.
6	Q.	Okay. But she hasn't responded?
7 :	Α.	She has not.
8	Q.	Okay. Do you know if anyone else was living
9 in	that ho	ouse at the time?
10	A.	Well, there was Matthew Nelson.
11	Q.	Matthew Nelson?
12	A.	Yes.
13	Q.	Who's Matthew Nelson?
14	Α.	Mr. Nelson's son.
15	Q.	Okay. And have you spoken with him?
16	A.	I've spoken with him but not since this case.
17	Q.	When was the last time you spoke with him?
18	Α.	Probably 2015/2016, somewhere in there
19	Q.	Okay.
20.	A.	at a friend's party.
21	Q.	And have you spoken to him about Bill Nelson?
22	Α.	No.
23	Q .	No, you haven't?
24	Α.	I avoid the topic with him, usually.
25	Q .	Okay. So he hasn't said anything to you
	ting	22400 Oth Ave South Suite 2

IELSON	vs WADE	October 02, 2019	Houston Wad
1	Ά.	Can't remember if I asked her or not.	Page 83 I
. 2	· ·	ght actually, I think might, in a me	
3	· ,	,	-
		have her mailing address. I'll try to	get
4	-	w when I can.	
5	Q.	What about Todd Baylor? Are you able	to get
6	his contac	t information?	
7	A.	No.	· ·
8	Q.	Have you tried to?	. ·
9	Α.	I have not, no.	
10	Q.	What about Phil Ahrens's?	
11	Α.	Phil has not responded to messages rec	cently.
12	Q.	So you don't have his contact informat	ion?
13	Α.	No.	
14	Q.	Okay. What about Sal DeRosalia?	
15	А.	He's Outcome Fitness. I can probably	get an
16	address fo	r that at least. But he's pretty respo	onsive;
17	so I could	probably get "contact" for him.	
18	Q.	Have you tried to get that yet?	
19	А.	No.	
20	Q .	Ben Kardong	
21	Α.	Yes.	
22	Q.	who is that?	
23	~ A.	He's a contractor on the island.	
24	Q.	Okay.	
25			d of mo
20	Α.	And he was he graduated a year ahea	au of ille

	N vs WADE		ouston Wa
1	in high sc	hool.	Page 84
2	Q.	Okay. And you've had conversations wit	h him
3	about Mr.	Nelson?	· ·
4	Α.	I have.	•
5	Q.	And what has he said?	
6	Α.	He said that he knows two women that ha	d
7	agreed to	go drinking with Mr. Nelson at The Chick	en
8	Coop and l	ater they woke up in a strange place, co	uldn't
9	find their	clothes, and they had been raped.	•
10	Q.	And do you know who those two people ar	e?
11	А.	I don't.	
12	Q.	Did he say who those people were?	•
13	Α.	Not to me, no.	•
14	Q.	And did he say when this took place?	
1.5	Α.	A couple years ago.	
16	Q.	"Couple" as in two years ago?	
L7	Α.	I think so, yes.	
L8 "	Q.	When did The Chicken Coop close?	•
L9	Α.	Last summer, I believe.	
20	Q.	Last summer?	
21	A.	Yeah.	
22	Q.	And did Mr. Kardong specifically say th	at
23	Mr. Nelson	was the one who raped those two people?	· .
24	Α.	Yes.	· · ·
25	Q.	And did he say how he knew that?	•

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	Page 8
1	A. Because he they told him.
2	Q. They told him that?
3	A. Yes.
4	Q. Did he say that but he didn't say the name
.5	of the two people?
- 6	A. No. He said that they were scared because
7	they had they were in long-term relationships and
. 8	they didn't want their significant others to find out
9	that they had been partying with another man.
10	Q. And do you know what's Ben's connection to
11	Mr. Nelson?
12	A. They're contractors, and I guess his mother
13	had been Mr. Nelson's doctor, I guess.
14	Q. Have you how many times have you spoken to
15	Ben about Mr. Nelson?
16	A. A couple times online and several times in
17	Bruciato when he's come in for dinner.
18	Q. Have you provided the the online
19	communications with him?
20	A. I have.
21	Q. All of them?
22	A. The one that I have, yes.
23	Q. When was the last time you spoke with him?
	A. When he messaged me to say that Mr. Nelson

October 02, 2019 NELSON vs WADE Houston Wade Page 86 1 Threatened him through her --0. 2 Α. Yes. 3 Q. -- meaning his mother? Yes. 4 Α. 5 And have you -- was it -- been able to obtain Q., his contact information? 6 7 I've provided his email -- or his Α. His Facebook? 8 **Q**. A. 9 -- his Facebook, yes. 10 But anything else beyond that? Q. 11 Α. No. 12 ò. Have you tried? 13 Α. Not specifically, no. 14 When you say "not specifically," that's --0. is 15 that a "yes" or "no"? Have you --16 Α. Well, no. I --17 0. Okay. 18 Α. Yeah. 19 Q. Meghan -- Meghan Angell Α. 20 Yes. 21 Q. -- who is that? 22 Α. She's a young woman who worked with me at the 23 Pub back in 2009. 24 The Pub, is that the name of the place? ο. It's 25 called "The Pub"?

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NELSON	l vs WADE	October 02, 2019 Houston Wade
1	Α.	Page 87 The Harbour Pub. Everyone refers to it as
2.	"the Pub."	
. 3	Q.	Okay. So she was a coworker back then?
4	Α.	Yes.
5	Q.	Okay. And what did she tell you?
6	A.	That she when she was underage, she was
7	invited to	a party at The Chicken Coop where
8	Q.	By who?
9.	Α.	By a friend of hers.
10	Q.	Do we know who that friend is?
11	A.	She did not reveal that to me, no.
12	Q.	Okay. And?
13	Α.	And that, when she showed up to to the
14	party at T	he Chicken Coop, it was populated by a bunch
15	of the fir	efighters and a bunch of the police officers,
16	Bill Blake	ly, and Bill Nelson.
17	Q.	And?
18	Α.	And that this party consisted of underage
19	girls bein	g plied with drugs and alcohol to strip and
20	perform se	x acts on the men.
21	Q.	What did she say specifically about
22	Mr. Nelson	?
23	Α.	That he was there.
24	Q.	Anything else?
25	· A.	That she left.

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		October 02, 2019
NELSON vs WA	DE .	Houston Wade Page 88
. 1	Q. ,	
. 2	A.	No. Just that he was there.
3	Q.	Okay. And when did this take place?
4	А.	When she was underage. So prior to 2004.
5	Q.	So we're talking about over 13 years ago?
6	Α.	Yeah.
7	Q.	When did she tell you this?
8	A.	2009.
9	Q.	So ten years ago?
10	A.	Yeah.
11	Q.	And have you spoken to her since about this?
12	Α.	Yes.
13	Q.	And what did she say?
14	A.	I asked her to provide a written statement,
15 which	ch we	worked on online, and then she never mailed me
16 a s	igned	copy.
17	Q.	Did she send you an unsigned copy?
18	Α.	We have one in Google Docs that's unsigned.
19	Q.	Have you tried to get her contact
20 info	ormati	on?
21	Α.	I have her email.
22	Q.,	Beyond that?
23	Ą.	Yeah. No.
24	Q.	No.
.25	A.	I just know she's in Kauai.

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ELSO	N vs WADE	October 02, 2019 Houston Wad
. 1	Q.	Page 89 She's in Kauai, you said?
2	А.	Yeah.
- 3	Q.	Have you asked her for her contact
5 4	v. informatio	
· .		
5	A.	I have not.
6	Q.	Ryan Landworth
7	Α.	Yes.
8	Q.	who is that?
9.	Α.	He's a former firefighter.
10	Q.	And how do you know him?
11 ·	Α.	From working at the Pub.
12	Q.	The same pub as before?
13	Α.	Yes.
14	Q.	And how do you know him from the Pub?
15	А.	He's a customer who'd come in.
16	Q.	Okay. And?
17	А.	He's a former firefighter.
18	Q.	And how did Mr. Nelson's name come up with
19	him?	
20		Again, we were talking about the collapse of
	- · · ·	om development, and he mentioned that years ago
21		
22	•	en brought to The Chicken Coop by the
23		ers for a party and it turned out that it was
24	underage o	girls being plied with drugs and alcohol to
25	perform se	ex acts and strip and that he was horrified and
•	• •	

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-		.] ^	Page 9
1 ;	quit	the f	ire department as a result.
2		Q.	And what did he say specifically about
3	Mr. N	elson	?
4		Α.	That he was there and one of the guys who
5	organ	ized	it.
6	• • •	Q.	Did he did he see did he say anything
7	else	about	Mr. Nelson?
8	:	Α.	No, just that he does not like him.
9	· · ·	Q.	Because he was there?
10		A.	Yep.
11		Q.	But he didn't say anything else beyond him
12	being	ther	e?
13		А.	Nope. He didn't stay long enough to see the
14	dirty	stuf	f.
15	, , ,	Q.	He what?
16	•	A.	He didn't stay long enough to see the dirty
17	stuff	, alt	hough he did say he took a picture of the
18	child	porn	ography that were on the walls of The Chicken
19	Coop.	•	
20	•	Q.	Did he say how long he was there for?
21		А.	No.
22		Q.	No?
23	• " •	Α.	No.
40	· .		
24		Q.	But you said that he left before

	October 02, 2019
NELSO	N vs WADE Houston Wade
1	Page 91 out happened to be in his son's class, and that's when
2	he left.
3	Q. And do you have his contact information?
4	A. I have I think I put can't remember if
5	I put did I put an email or a phone number for him?
6	I might have a phone number somewhere, but
· 7 ·	Q. Provided just an email.
8	A. Okay.
9	Q. Have you tried to get any of the other
10	contact information?
11	A. I've been since he signed the original
12	statement for me that was intended for the
13	restraining order hearing, he has not been too
14	responsive. I've tried to get him to to sign another
15	document, but he, I guess, is traveling and doing other
16	things.
17	Q. But you've tried to get his contact
18	information?
19	A. Yeah.
20	Q. How have you tried?
21	A. Email.
22	Q. Email? But no response?
23	A. No.
24	Q. When did you try?
25	A. This past spring a lot.

NELSO	N vs WADE	October 02, 2019 Houston Wade
		Page 98
	Α.	I've emailed her several times, yes.
2	Q.	When was the last time you emailed her?
3	Α.	Probably in August.
4	Q.	Katie Wainio
5	Α.	Yes.
6	Q.	who's that?
7	Α.	She's the commercial loan officer at Kitsap
8	Bank. We	discussed her.
9	Q.	Okay. And how do you know her?
10	А.	She was in my class in high school.
11	Q.	All right. And when was the last time you
12	spoke wit	
13	- A.	Probably a few weeks ago online.
14	Q.	And those conversations were regarding
15	x. Mr. Nelson	
16	Α.	Yes, about about filing charges against
17	Nelson for	r witness intimidation.
18	Q.	Okay. Was she the one that he just he
19	just went	into her place of work?
20	Α.	Үер.
21	Q.	And he he didn't have any conversation
22	with her?	
23	Α.	He he no. He tried contacting her
24	online on	Facebook via friend request.
25	Q.	Friend request?

1	· .	A.	Yes.
2	•	Q.	Okay. But nothing else; correct?
3		A.	No, other than his stalking and harassment of
•	han ha	•	
4	• .		n 2005 or so.
5		Q.	And did she say what exactly that entailed?
6		Α.	Phone calls, threats.
. 7	•	Q.	Did she say what those threats were?
8	· ·	A.	Not specifically, no.
9	· .	Q.	Did they have a business relationship back
10	then?	· .	
11	-	Α.	She denied him for two loans.
12		Q.	Did she say where the phone calls were being
13	made t	:0?	
14	. ·	A.	No.
15		Q.	So her place of work?
16		А.	Could have been work. Could have been home.
17	I don	't kno	DW .
18	· · · ·	Q.	Okay. Do you have her contact information?
19	е	А.	I have her Facebook.
20		Q.	Have you tried to actually get her phone
21	number	and	address?
22 .		А.	I have not, no.
23	• • •	Q.	Okay. Kim Brackett
24	· .	x • A.	Yes.
•			
25		Q.	who's that?

NELSON	vs WADE Houston Wa
1	Page 10 Q. And you don't have their contact information?
2	A. I don't. I've heard that Melanie currently
3	has cancer and that they're working on that, but that's
4	just through the grapevine.
5	Q. And have you tried to get their contact
6	information yet?
7	A. I asked Bill Knobloch's ex-wife, when I asked
8	for Knobloch's information, for theirs as well because
9	they're all friends.
10	Q. So the only thing you've done for getting the
11	contact information for a number people so Bill
12	Knobloch, Mike Smith, Mike Smith's wife
13	A. Yeah.
14	Q Malcolm Gander, and Melanie Keenan so
15	far it sounds like all those are being waited on for
16	Bill Knobloch's wife to respond?
17	A. Yes.
18	Q. And do we even know Bill Knobloch's wife's
19	name?
20	A. I'm trying to remember her first name at the
21	moment, and it's not coming to my mind.
22	Q. Do we know her last name?
23	A. Knobloch.
24	Q. It's still Knobloch?
25	A. Yes. Oh, my goodness, what is her first

1	name? It	Page 104 s not coming to me at the moment. I have her
2	· · ·	card at home. I can get that to you.
3	0.	You said the only conversation you've had
4	. ~	olm Gander and Melanie Keenan was that one time
- 5	at the real	
	, · · ·	
[°] 6,	· A.	Yes.
7	Q.	Troy Dettman
8	Α.	Yes.
9	Q.	how many times have you spoken with him
10	about Mr.	Nelson?
11	Α.	Quite a few times.
12	Q.	And when was the most recent?
13	Α.	When was the last time I saw him? Probably
14	in the sp	ring, April or so.
15	Q.	And have you provided his contact
16	informatio	on?
17	А.	I think I provided his website.
18	Q.	His Facebook?
19	~ A.	Yeah.
20	•	Have you tried to get his address and phone
•	Q.	Have you cited to get his address and phone
21	number?	
22	Α.	I have.
23	Q.	How have you tried to do that?
24	Α.	Via Facebook.
25	Q.	And what happened?

1	А.	Page 10 And I haven't heard from him. He's a
2 f	ly-fishir	ng guy, and so he's all over the place.
3	Q.	Do you know when you made that request?
4	Α.	Probably July, August, in there.
5	Q.	Do you know how many times you've tried?
6	- A.	Just once.
7	Q.	Just once?
8	Α.	Yeah.
9.	Q.	Have you also spoken to Gretchen Dettman?
0	A.	I have not.
1	Q.	So you don't know what she has to say about
2 t	he situat	cion?
3	А.	Oh, no. Sorry. I spoke to her in 2011 about
4 i	t as well	l, at a Halloween party.
5	Q.	At a Halloween party? Which party was that?
6	А.	It was a party at my house.
7 ~	Q.	How did she end up there?
8	А.	Because she was the ex-wife of Troy Dettman.
9	Q.	So you invited both Troy and Gretchen to your
0 h	oliday pa	
1.	A.	No. Troy came as well, and she came along.
4	· · · ·	no. Troy was there because he lived there. I
· .	. –	s roommate for a year.
4	Q.	You were roommates with Troy?

NELSO	N vs WADE	October 02, 2019	Houston Wade
1	Q.	For how long were you roommates?	Page 106
2	Α.	A year.	÷
3	Q.	Where was that?	
4	Α.	I can't remember the exact address.	It was
5	on Kallgre	n and Rolling Bay.	
6	Q.	How did you guys become roommates?	
7 [.]	Α.	He said he needed a room or neede	ed a
8	house, and	I needed a house as well at the time	e.
9	Q.	And were you friends before that?	· · ·
10	A.	Yes.	
11	Q.	How were you friends?	
12	Α.	From him coming in the restaurant, t	the Pub.
13	Q.	And how long have you known him for:	2
14	· A.	Since like 2002.	
15	Q.	Okay. And when was the last time yo	ou spoke
16	with him?		
17	А.	That was last spring.	
18	Q.	Spring of 2019?	·
19	~ A.	Yes.	
20	Q.	And you said you spoke with Gretcher	n as well?
21	ו A.	In 2011.	
22	Q.	2011?	
23	Α.	Yeah.	·
24	Q.	And what did she say?	
25		That she was there the night that E	Lizabeth
			· .

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Q. A. Q. A. Q. Nelson A. Q. A. Q. A.	Yes. Do you have her contact information? I do not. What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.
A. Q. A. Q. Nelson A. Q. A. Q. A.	Yeah. Was that the only time you spoke to her? It was the last time I saw her, I believe. Was that the only time you spoke to her about ? Yes. Do you have her contact information? I do not. What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.
Q. A. Q. Nelson A. Q. A. Q. A.	<pre>Was that the only time you spoke to her? It was the last time I saw her, I believe. Was that the only time you spoke to her about ? Yes. Do you have her contact information? I do not. What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.</pre>
A. Q. Nelson A. Q. A. Q. A.	<pre>It was the last time I saw her, I believe. Was that the only time you spoke to her about ? Yes. Do you have her contact information? I do not. What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.</pre>
Q. Nelson A. Q. A. Q. A.	<pre>Was that the only time you spoke to her about ? Yes. Do you have her contact information? I do not. What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.</pre>
A. Q. A. Q. A. A. ontact in	<pre>? Yes. Do you have her contact information? I do not. What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.</pre>
A. Q. A. Q. A.	Yes. Do you have her contact information? I do not. What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.
Q. A. Q. A. ontact in	Do you have her contact information? I do not. What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.
A. Q. A. ontact in	I do not. What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.
Q. A. ontact in	What have you done to try to get it? Well, I assume that, when I get Troy's formation, he can give me hers.
A.	Well, I assume that, when I get Troy's formation, he can give me hers.
ontact in	formation, he can give me hers.
Q .	
	Todd Baylor, who's that?
A.	We talked about him. He's a former
refighte	r.
Q.	Who's Kristi Nelson?
A.	Kristi Nelson is a woman who works at
theby's 1	Real Estate.
Q.	And how do you know her?
Α.	From, I think, online conversations, and we
came fri	ends.
Q.	You became friends online?
· A.	Yep.
Q.	Have you met her before?
-	A. Q. A. came fri Q. A.

1	7	Page 108
1	Α.	Yes.
2	Q.	And where have you met her?
3	Α.	Working in the Pub.
4	Q.	Which pub was this?
5	Α.	The Harbour Pub.
6	Q.	The Harbour Pub? When was this?
7	A.	She'd been coming in for years, so probably
8	since may	be 2012/2013.
9	Q.	And when was the last time you spoke with
10	her?	
11	A.	Other than just greetings, probably a couple
12	weeks ago	• • • • • • • • • • • • • • • • • • •
13	Q.	And how many times have you spoken to her
14	about Mr.	
15 [·]	A.	Once.
16	Q.	And when was that?
17	¥• A.	She volunteered that, when she moved to the
18		ne of the first things her boss at the time
19		was to stay away from Mr. Nelson.
20	Q.	Who is her boss?
21 ·	Α.	Some guy at a real estate company.
~ ~	Q.	And has she had any interaction with
22	Mr. Nelso	a?
22 23		I don't know.
	A.	

	•	Page 109
1	Α.	No.
2	Q.	Okay. Have you tried to get her contact
3 i	nformatio	n?
4	A.	I don't have I don't have her contact
5 i	nformatio	on, no.
6	Q.	I'm sorry. What?
7	Α.	I don't have her contact information.
8	Q.	Have you tried to get it?
9	А.	No.
10	Q.	Gina Baker
11 '	A.	Gina Baker, yes.
12	Q.	who is that?
13	_ A.	She is someone who was in my sister's class
14 i	n high so	chool.
15	Q.	And you've spoken to her about Mr. Nelson?
16	Α.	She spoke to me about him.
17	Q.	So you had a conversation with her about
18	Α.	Yeah.
19	Q.	Mr. Nélson?
20 、	A.	She approached me about it.
21	Q.	When was this?
22	А.	Sometime last winter.
23	Q.	And what did she say?
24	А.	That she had been shown a tape that
	,	

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		Page 11
1	sex.	
2	Q.	And who had shown that video to her?
3	A.	She did not tell me.
4	Q.	Did she say where she saw this video?
5	А.	No.
6	Q.	Did she say when this took place?
7	А.	No.
8	Q.	So all she said was only she saw a video?
9	А.	A video of Mr. Nelson having sex and it was
LO	obvious th	at who he was having sex with was not aware
L 1	that she w	as being filmed.
L2	Q.	Did she say why it was obvious?
L3	Α.	No.
14	Q.	Did she say anything about Mr. Nelson being
15	aware of i	t?
L6	A.	Yep.
17	Q.	What did she say about that?
18	А.	She said that he was the one spreading the
19	video.	
20	Q.	How did she know that?
21	А.	I don't know. Probably because she saw it.
22	Q.	But we don't know who showed it to her?
23	Α.	No.
24	Q.	So you're just believing that her
2∙5		that Mr. Nelson was the one spreading it?

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ELSO	N vs WADE		Houston Wad
1	А.	Уер.	Page 111
2	Q.	Do you have her contact informatio	n?
- 3	A .		•
4		ly moved into my mother's condo rec	· · ·
			encry, so r
5	_	bly find that out.	· · · · · · · · · · · · · · · · · · ·
6	Q.	Have you tried to find out yet?	
7	Α.	No.	
8	Q.	When did you have this conversatio	n with her?
9	Α.	Last winter.	•
LO .	Q.	Last winter?	
L1	A.	Yeah.	
L2	Q.	And how did that come about?	
L3	Α.	She approached me at the restauran	t.
L4	Q.	Bruciato?	
L5	Α.	Yep.	
L6	Q.	Okay. How did you you said she	was a
L7	friend of	your sister?	
L8	· A.	She was in my sister's class in hi	qh school.
19	Q.	Okay.	
20	~		when you
21	get to a g	pood stopping point, can we take a f	· .
22	break?	,ees soppring point, our we cane a r	
	DTCUV!		
23 .	• • • • • • • • • • • • • • • • • • •	MR. SAVOJNI: Sure.	
24	· · · · · · · · · · · · · · · · · · ·	(Break taken 10:42 a.m. to	
25	•	MR. SAVOJNI: All right. Bac	k on the

			Houston Wa
1	record	d.	Page 11.
2	• .	Q.	(BY MR. SAVOJNI) So we were just talking
3	about	Gina	Baker.
4		Α.	Yep.
5		Q.	And to confirm, that was the you only
6	spoke	to he	er one time about Mr. Nelson?
7 .,	•	Α.	Yes.
8		Q.	Okay. And when did that take place?
9	а • • •	A.	Sometime last winter.
10		Q.	Okay. And have you tried to get her contact
11	inform	natior	a?
12		A.	I told you I think she moved into my mom's
13	condo	•	I can probably get that for you.
14			Okay. Ashley Cross DeGrow
15		A .	Yes
15 16		A.	Yes.
16		Q.	who is that?
16 17		Q. A.	who is that? She's a friend.
16 17 18		Q. A. Q.	<pre> who is that? She's a friend. A friend of yours?</pre>
16 17 18 19		Q. A. Q. A.	<pre> who is that? She's a friend. A friend of yours? Yes.</pre>
16 17 18 19 20		Q. A. Q. A. Q.	<pre> who is that? She's a friend. A friend of yours? Yes. For how long?</pre>
 16 17 18 19 20 21 		Q. A. Q. A. Q. A.	<pre> who is that? She's a friend. A friend of yours? Yes. For how long? Probably seven or eight years now.</pre>
 16 17 18 19 20 21 22 		Q. A. Q. A. Q.	<pre> who is that? She's a friend. A friend of yours? Yes. For how long? Probably seven or eight years now. How did you meet her?</pre>
16 17 18 19 20		Q. A. Q. A. Q. A.	<pre> who is that? She's a friend. A friend of yours? Yes. For how long? Probably seven or eight years now.</pre>

NELSON	vs WADE	October 02, 2019	Houston Wad
1	Q.	Do you remember which one?	Page 113
2	Α.	Probably New Year's 2011 into 2012, I	
3	believe.		· · ·
4	Q.	Okay. And how many times have you sp	oken to
5	her about	Mr. Nelson?	· · · · ·
6 [.]	Α.	Quite a few times.	
7	· Q.	When was the last time you spoke with	her?
8	Α.	Probably a month ago.	
9	Q.	Is that orally or	
10	À.	Orally. She came into the restaurant	
11	Q.	Okay.	
12	Α.	Yeah.	· · ·
13	Q.	And what did she say?	
14	Α,	She just asked if the case was still	going
15	on.		
16	Q.	And what did she say about Mr. Nelson	?
17	A.	Then or overall?	· .
18	Q.	Overall.	
19	Α.	That he creeped her out when she was	younger
20	and grope	d her.	
21	Q.	Did she say when that took place?	
22.	Α.	I think she wrote an email describing	it as
23	when the	construction was happening at Lynwood C	enter at
24	the Bloss	om Hill development.	
25	Q .	But she didn't say when exactly?	· .
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VELSON vs WADE	October 02, 2019 Houston Wad
1 A.	Page 114 No .
2 Q.	Did she say what
· •	
	Well, she may have. I can't remember the
	rding she used.
	And that was in a statement that she's
6 provided	?
7 A.	Yeah. Or in an email that she provided, I
8 submitte	d as evidence.
9 Q.	And she sent you an email?
10 A.	Yes.
11 Q.	And was that an email that you submitted to
12 the Cour	t?
13 A.	Yeah. It should be under Exhibit B, I
14 believe.	
15 0.	Okay. And did she say anything beyond what's
16 in the end	
· · ·	She also said well, she said in person
	can testify to the fact that Mr. Nelson used
	recently.
20 Q.	Did she say how she knows that?
21 A.	Because she was at a party where he was using
22 cocaine.	
23 Q.	Did she say when was that?
24 A.	A few years ago.
25 Q.	So "recently" was a few years ago?

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NELSON vs WADE	October 02, 2019 Houston Wade
1 A.	Page 115 Well, Mr. Nelson testified he hadn't used
2 cocaine s:	ince his 20s, and she said that was a lie.
3	MR. SAVOJNI: Objection. Nonresponsive.
4 Q.	(BY MR. SAVOJNI) To you, "recently" is
5 within a :	Eew years?
6 A.	"Recently" is within this last year.
7 Q.	Okay. So okay. And where was this party?
8 A.	I think it was at The Moose, which was a home
9 in Crysta	l Springs, owned by a mutual friend of theirs.
10 Q.	It's a home?
11 A.	Yeah. It was called "The Moose."
12 Q.	Okay. Is it a private house or
13 A.	Yes.
14 Q.	Okay. And when did this take place?
15 A.	I'm not sure. You'll have to ask her.
16 Q.	Okay. And did she say anything else?
17 A.	She said that Matthew Nelson's testimony was
18 a lie, tha	at they were close friends and that she's
19 married to	b his best friend's brother.
20 Q.	What specifically about Matthew's testimony
21 did she sa	ay was incorrect?
22 A.	That they weren't friends and they never
23 really did	l things together.
24 Q.	"They" meaning who?
25 A.	Ashley and Matthew.
·	

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. ``

2 A. Yeah. Becau 3 was never abused by Mr. 4 that he was.	Page 116 was the extent of use Matthew also claimed that he Nelson, but Ashley can testify Ashley know that?
 3 was never abused by Mr. 4 that he was. 5 Q. And how does 	Nelson, but Ashley can testify Ashley know that?
 3 was never abused by Mr. 4 that he was. 5 Q. And how does 	Nelson, but Ashley can testify Ashley know that?
4 that he was. 5 Q. And how does	Ashley know that?
5 Q. And how does	-
	-
	WITNESSED IT.
7 Q. She so As	hley says also that she witnessed
8 Matthew Nelson being ab	
9 A. Yes.	ABCA.
	non how she withouts d that?
	say how she witnessed that?
	ally, just that ongoing thing
12 throughout their life.	
_	when she witnessed that?
	r entire lives.
	't say what exactly that abuse
16 consisted of?	
17 A. She did say	one time that Mr. Nelson had
18 threatened to kill his	son in front of her.
19 Q. Anything els	se?
20 A. Not specific	cally, no.
21 Q. No?	
22 And how did	Ashley know Matt Nelson?
A. They grew up	together.
24 Q. Grew up toge	ther?
25 A. Yeah.	

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NELSON	l vs WADE	October 02, 2019 Houston Wade
1	Q.	Page 117 Neighbors?
2	А.	I don't know.
3	Q.	Don't know?
4	Α.	I know that that she's married to Matt
5	Nelson's be	est friend's brother.
6	Q.	And who is that?
7	Α.	What's his first name? Mike, Mike DeGrow.
8	Q.	And what's Ashley's contact information?
9	Α.	I think I put her email down there. I don't
10	have a home	e address. They just moved. I know that.
11	Q.	When did they move?
12	Α.	Sometime in the last month, I think. They
13	moved to Po	oulsbo, I believe.
14	Q.	Have you tried getting their address or phone
15	number for	me?
16	Α.	I haven't seen them since then; so I I'll
17	get that fo	or you.
18	Q.	But you haven't tried yet?
19	Α.	No. They were in Fort Ward, but they moved.
20	Q.	Alaina Brooke-Simcoe Seyssel
21	Α.	Yes.
22	Q.	who is that?
23	Α.	She is a woman who was in my class in
24	high school	, and her family owned a business in Lynwood
25	Center.	

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IELSO	October 02, 2019 N vs WADE Houston Wa
. 1	Q. What was the business?
2	A. I think they built guitars.
3	Q. And when was the last time you spoke with
4	her?
5	A. Not for like a year. She commented on the
6	original post I made on my Facebook page.
7	Q. And what did she say?
8.	A. That Mr. Nelson was constantly going after
9 ·	underage girls.
10	Q. And did you have any further conversations
11	with her about that?
12	A. No.
13	Q. So you don't know what she's basing that
14	conclusion on?
 15	A. I think she's basing it on the fact that she
16	worked in a business across the street from his
17	development, where he was constantly hanging out.
18	Q. So she didn't say what she was basing it off
19	of?
20	A. No.
20 21	Q. And you didn't follow up with her about that?
22	A. No.
22	
	Q. Have you tried to get her contact information?
24 25	
25	A. No.

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NÈLSOI	N vs WADE	October 02, 2019	Но	uston Wade
· · · · · · · · · · · · · · · · · · ·	······	And that was the orters of the		Page 119
1	Q.	And that was the extent of the	your	
2	interactio	n with her regarding Mr. Nelson?		
3	Α.	Yes.		
4	Q.	Shannon Evans, who's that?		
5	Α.	She's someone who lived next door	to The	•
6	Chicken Co	op for years.	:	
7	Q.	And how do you know her?		
8	A.	Through political activism.		
9	Q .	How long have you known her for?		
10	A.	I don't know. Maybe four or five	years	now.
11	Q.	And you've had conversations with	her ak	out
12	Mr. Nelson	?		
13	Α.	Yes.		
14	Q.	How many?		
15	¥- A.	Online, mostly, via the posts I ma	de abc	
16	31 a	and then once in person.	ue abc	
	•.		· ·	
17	, Q. ,	You said "mostly."		
18	Α.	Yeah.		
19	Q.	Any other than that one time in pe	rson a	ınd
20	then those	public posts?		
21	Α.	No.		
22	Q.	And what did she say?		
23	А.	She said that Mr. Nelson had been	very c	reepy
24	and hit on	his on her son's girlfriend at	the ti	.me
25	when she w	as underage.		
	:			, .

۰.

IELSON	l vs WADE	Houston Wad
1	Q.	Page 120 Did she say anything else?
2	A.	That the parties at The Chicken Coop would
3	get rambun	ctious, but she hadn't heard about underage
4	strippers.	
5	Q.	She wasn't at the parties?
6	À.	No.
7	· Q -	So she didn't witness any of those?
8	Α.	No.
9	Q.	And did she say when Mr. Nelson supposedly
10	hit on und	erage women?
11	A.	She did not.
12	Q.	Did she say where it took place?
13	Α.	I believe in Lynwood, but I'm not sure.
14	Q	Lynnwood, Washington?
15	Α.	Yeah. Lynwood Center on Bainbridge.
16	Q.	Okay. Lynwood Center?
17	Α.	(No audible response.)
18	Q.	And but she didn't say when?
19	A.	No.
20	Q.	Did she list the name of the woman?
21	Α.	No.
22	Q.	Was that said to you in the oral conversation
23	or online?	
24	A.	I think it was one of the comments online,
25		t quite remember.

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> : • .

1	244 A	Page 121
1	Q.	Did she say anything else orally?
2	Α.	Might have been along those same lines. It
3	was about	a year ago.
4	Q.	Was that the last time you spoke with her?
5	A.	In person, yes.
6	Q.	Have you spoken to her online since?
7	Α.	Just comments on Facebook pages.
8	Q.	Okay.
9	А.	Yeah.
10	Q.	No private messaging?
11	А.	We've private messaged actually a lot about
12	John Du Wo	ors because she had filed a grievance against
13	him.	
14	Q.	But not about Mr. Nelson?
15	A.	No.
16	Q.	Are you sure?
17	A.	I can double-check.
18	Q.	It would be good if you did.
19	, A.	Okay.
20	Q.	Do you have her contact information?
21	Α.	Just her Facebook.
22	Q.	Have you tried to get her other contact
23	informatic	2 n?
	٦.	I have not, no.
24	Α.	1 mave moc, mo.

NELSO	N vs WADE	October 02, 2019 Houston Wade
1	Q.	Page 124 Steve Nagle
2	А.	Yes.
3	Q.	who's that?
4	A.	He is a man who dated Alicia Heath.
5	Q .	And?
6	А.	He can provide information that Mr. Nelson
7	was paying	Alicia Heath for sex and that her testimony
8	or sworn -	- her declaration is corrupted as a result.
9	Q.	And when did he tell you this?
10	A.	Last spring. And then I gave I submitted
11	the text m	essages to the Court as evidence, and it was
12	after that	that John Du Wors started threatening him.
13	Q.	And how do you know him?
14	Α.	I went to school with his brother. He was a
15	few years	behind me.
16	Q.	And what exactly did he you submitted to
17	the Court,	you said?
18	A.	It was text text messages between he and
-19	Alicia Hea	th, discussing Mr. Nelson paying her for sex.
2 0 ⁻	Q.	You submitted this?
21	A.	Yes.
22	Q.	Do you know which exhibit?
23	Α.	I cannot remember the letter. It was
24	something	I submitted, I think, last April.
25	Q.	So you didn't submit it as a part of your
	. ·	·BIs

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IELSO	N vs WADE	Houston Wa
1	discovery?	Page 12
2	A. No. It was submitted as an addendum.	· .
3	Q. Okay. So when you were told to submit	all of
4	your exhibits as part of the discovery response,	
5	didn't submit it then?	-
6	A. I may have. I can't remember. I thin	k I
7	submitted all that stuff several times.	
8	Q. It was a text exchange, you said?	
.9	A. Yes.	÷.,
10	Q. Between he and who?	
11	A. Alicia Heath.	
12	Q. Alicia Heath?	•
13	A. Yes.	
14	Q. Are you sure you submitted it in your	
15	discovery response?	
16	A. Yes. If not, I can get you another co	pv, if
17	you can't find it.	
18	Q. So you're not sure you sent it already	?
19	A. I know I submitted it to the Court, an	
20.	received a copy then, and that was back in April.	- And I
21	know I put it in the stack I gave you in May. So	, yeah,
22	you received it. I'm not I'm pretty sure I pu	t it
23	also in the in the interrogatories as well.	. ·
24	MR. SAVOJNI: Can we mark this as	
25	Exhibit 2.	

MOBURG REPORTING

NELSO	N vs WADE	October 02, 2019 Houston Wade
1	,,,	Page 126 (Exhibit No. 2 marked for
2		identification.)
3	Q.	(BY MR. SAVOJNI) Do you recognize that?
4	А.	Yep. It's interrogatory answers.
5	Q.	Put any of that are those also your
6	requests f	for production
7	Α.	Uh-huh.
8	Q.	or responses?
.9	A.	That's Jerod, Ashley. That is Ben.
10 .	That's	that's the restraining order. That is it
11	is not in	this pile, no.
12	Q.	Okay. So do you recognize that this was
13	the you	ir final response after the judge ordered you
14	to comply	fully?
15	А.	Yes.
16	Q.	You recognize that?
17	А.	Yes.
18	Q.	Okay. But it's not in that
19	Α.	It's not in this particular one, no.
20	Q.	No? Okay.
21	Α.	But I didn't reference it, I think, in in
22	any of the	interrogatory responses.
23	Q.	But you understood that you were supposed to
24	be providi	ng all the documents?
25	Α.	You've been provided all the documents
	<u> </u>	

ELSO	October 02, 2019 N vs WADE	Houston Wa
1	Q. In	Page 12
2	A several times.	. · ·
3	Q. But it wasn't in that stack	
4	A. This particular one? No. Because	I didn't
5	reference it in the interrogatories. I only p	rovided
6	things I referenced in the interrogatories.	
7	Q. How many times have you spoken with	Steve
8	Nagle about Mr. Nelson?	•
9	A. A couple of times.	
10	Q. And	• •
11	A. Briefly text message, and then we m	et in
12	person. We talked on the phone once after Joh	n Du Wors
13	threatened him, and then we talked on the phon	e recently
14	about pursuing charges against Du Wors and Nel	son for
15	witness intimidation.	
16	Q. And the text messages with Steve, w	ere they
17 17	about Mr. Nelson?	· •
18	A. Yes.	
19		
	Q. And have you provided those text me	ssayes:
20	A. I did.	
21	Q. And were those in that stack there?	· · ·
22	A. The ones about well, what Steve	sent me
23	text messages was about the screenshots of whe	n he
24	discovered that Nelson was paying his girlfrie	nd for
25	sex.	· · · · ·

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October 02, 2019 Houston Wade NELSON vs WADE Page 128 1 So the only text messages you're referring to 0. are forwarded text messages? 2 3 Α. Yes. 4 Any other things? ο. . 5 Α. No. 6 No? Okay. Q. 7 But those are not in that stack right there? 8 Α. No. 9 Q. -Okay. That was the -- that was the full 10 conversation on text? 11 Α. Yes. 12 Did Steve have any -- tell you Q. Okay. 13 anything beyond that text exchange about Alicia Heath? 14 Α. Yes. Also John Du Wors's paying her for sex. 15 How about regarding Mr. Nelson? Did he say 0. 16 anything else beyond that accusation? 17 Α. No. Just that he was willing to provide 18 those text messages and testify. 19 Did he say how he got those text messages? 0. 20 Α. Because it was a text exchange between he and 21 Alicia Heath. 22 So it was -- he had -- so it was a text Q. 23 exchange between Alicia and him? 24 Α. Yes. 25 And do you know when that text Q. Okay. ,m,

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NELSO	N vs WADE	October 02, 2019 Houston Wade
1	exchange t	Page 129
2	Α.	Sometime last year.
3	Q.	And what's the current status of his
4	relationsh	nip with Alicia?
5	Α.	Very toxic.
6	Q.	So they're not on good terms?
7	Α.	No.
8	Q.	Okay. And have you provided his contact
9	informatio	n?
10	Α.	I have. I think I put his phone number on
11	there, did	ln't I?
12	Q.	(No audible response.)
13	Α.	No?
14	Q.	I mean, you can look right there, but, no,
15	you didn't	·•
16	А.	If not, I can get that for you.
17	Q.	29.
18	А.	Oh, I can I can get his phone number for
19	you.	
20	Q.	And also his address.
21	Α.	I don't have his address, but I can ask.
22	Q.	But you haven't tried to get that yet?
23	Α.	No.
24	Q.	Okay. What about Alicia Heath? Have you had
25	any commun	lication with Alicia Heath?

NELSO	V vs WADE	October 02, 2019	Houston Wade
1	Q.	Do you know how many years ago?	Page 144
2	Α.	Maybe 2013 or so, but don't hold me	to that.
3	I can't qu	lite remember.	
- 4	Q.	Cynthia Remash	
5	- A.	Yes.	
6	Q.	who is that?	
7	~ A.	She worked for Mr. Nelson in the kit	cchen at
8	Edna's.		
9	Q.	Edna's is a restaurant?	
10	д .	Yep.	
11	Q.	And do you know what Mr. Nelson's ca	apacity
12		ling the restaurant?	
13	A.	He was the owner.	
14	Q. 1	Okay. Was he the manager?	
15	v . A.	I don't know.	
16.	д. 2.	How do you know Cynthia?	
			im 2009
17	A. 1	I worked for her briefly in a cafe :	
18	Q.	She was your supervisor?	
19	Α.	Yep.	
20	Q.	Which cafe was that?	
21	A	It was called the Blue Ocean Cafe.	• • • • • • •
22	Q.	The Blue what?	•
23	Α.	Blue Ocean Cafe.	
24	Q.	Okay. And you had conversations wit	th her
25	about Mr.	Nelson?	

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33400 9th Ave. South, Suite 207 Federal Way, WA 98003

ELSC	DN vs WADE	Ξ	October 02, 2019	Houston Wa
1.	· ,	A.	Yep, because she had said she worked	Page 14
	Tedro I	·.	Tep, because she had sald she worked	
2	Edna '			
3		Q.	And what did she say?	
4	•	Α.	That Mr. Nelson had been very inappro	priate
5	to a	young	woman at the at the workplace and	
6	menti	oned	something about him being inappropriat	e
7	towar	rds th	e daughter of one of his workers.	
8		Q.	Did she say in what capacity?	• .
9		A.	Touching.	
10		Q .	How?	
11		Α.	I don't know.	
12		Q.	Just simply touching?	
13	•	Α.	Yeah.	
14	, .	Q.	So we don't know how he touched her?	
15		A.	Well, we'd have to ask Cynthia.	
16		Q.	You didn't ask her?	
17		A.	Not specifically, no.	.*
18		Q.	Was this a onetime conversation?	
19		A .	Yes.	
20	· ·	Q.	And when did that take place?	
21				urant
		A.	Last winter. She came into the resta	
22	· · .	Q.	And then offered this information to	- •
23	• •	Α.	Yeah. Because I asked because tha	
24	after	mr.	Nelson filed suit, and she came in, an	d I
25	asked	l her	about her time at Edna's and if Nelson	had
		•		

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1	ever done	anything inappropriate.	Page 14
2	Q.	Did you get her contact information?	
3	- A.	No.	
4	Q.	Have you tried to?	· . •
5	A .	No. Don't know how to contact her.	
6	Q.	Why is that?	
7	~ A.	Because I don't know where she lives	or her
8		er or her email.	
9	Q.	Melissa Bryant	
LO	A.	Yes.	
1	Q.	who's that?	• .
.2	A.	That's Mr. Nelson's ex-girlfriend. W	le talked
.3	about her.	······ · ·····························	
.4	Q.	And how do you know her?	
.5.	2 A.	Just because she approached me at the	· ·
_6	restaurant		·
.7	Q.	Which restaurant?	
.8	~ A.	Bruciato.	
.9	Q.	Bruciato? And when was that?	
20	A.	Sometime last winter.	-
1	Q.	And you're what's her what's he	er
2	knowledge	about Mr. Nelson?	
23	Α.	She had claimed that Nelson had abuse	ed her,
4	that		-
25	Q.	Did she say how?	

۰.

1	Page 15 A. No, because Mr. Du Wors threatened my mother,
2	and it's not coming down. It will stay up forever until
3	he changes his ways.
4	Q. Who is Tracy Lang?
5	A. Tracy Lang is the business owner of the
6	tattoo shop above Mr. Nelson's business.
7	Q. Which business is this?
8	A. Ryderville Ink.
9	Q. And how do you know Tracy?
0	A. Originally via online, and we met in person.
1	Q. How many times have you met Tracy in person?
2	A. A couple times at the restaurant, and one
3	time I went to Ryderville Ink because she gave us
4	temporary tattoos for a Halloween costume.
5.	Q. Who's "us"?
6	A. Myself and my friend. We dressed as
7	Roller Derby girls.
	Q. What's the other person?
8 _{.1}	A. It was with Nick Heppenstall.
	Q. When was this?
9	g. Mich was chief.
8 9 0 1	A. 2016?
9 0 1	
9 0	A. 2016?

Moburg Reporting 206-622-3110

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33400 9th Ave. South, Suite 207 Federal Way, WA 98003

ELSO	N vs WADE	October 02, 2019	ouston Wad
1	· · ·	And I said, "It was Bill Nelson."	Page 151
2		And she said, "Oh, Bill Nelson has the	
3	business k	pelow me, and he's a really terrible neig	hbor."
4	Q.	Did she say anything beyond that?	- -
5	Α.	That he calls her, makes angry phone ca	lls,
6	and puts r	notes on everyone's cars.	
7	Q.	Anything beyond that?	
8	Α.	No.	
9	Q.	Was that and that was posted online?	. • .
10	А.	Yep.	
11	Q.	Did you have any conversations with her	?
12	A.	About that specifically? No.	
13	Q.	About Mr. Nelson?	
14	A.	No.	
15	Q.	Have you provided her contact information	on?
16	А.	Just that I think I provided the	. •
17	Ryderville	e Ink website.	
18	Q.	Have you have you tried to get her pl	none
19	number and	l and address, though?	
20	Α.	No.	
21	Q.	Who is Julie Meyers?	•
22	А.	Julie Meyers is a real estate a Real	or on
23	the island	L.	
24	Q.	How do you know her?	
25	Α.	Our dogs became friends at the dog park	

ELSON vs WADE	Houston Wac Page 152
1 Q	. And and how does she know Mr. Nelson?
2 A	. She was Mr. Nelson's neighbor in Wing Point.
3 Q	. Where?
4 A	. In Wing Point.
5 Q	. Wing Point?
6 A	. Yes.
7 Q	. And what did she say?
8 A	. That he's really mean.
9 Q	. And beyond that?
10 A	. He would come over and yell at her and her
11 childre	a.
12 Q	. Say anything else?
13 A	. No. Oh, one time he was really creepy to her
14 at San	Carlos.
15 Q	. He was really creepy what?
16 A	. Creepy to her at San Carlos.
17 Q	. How so?
18 Å	. I don't know. You'll have to ask her.
19 Q	. And when did all this take place?
20 A	. I'm not sure.
21 Q	. When did you have this conversation with her?
2 ['] 2 A	. Sometime this past winter.
23 Q	
~ 24 A	
• • • •	

NELSON vs	WADE	October 02, 2019 Houston Wade
1	Α.	Page 153 Nope. I know what house she lives in. I
2 c	ould prob	ably get her address from that.
3	Q.	Have you tried getting it yet?
4	А.	No.
5	Q. 1	What about her phone number?
6	Α.	I don't know her phone number.
7	Q.	You haven't tried getting it either?
8	Α.	No.
9	Q.	Chris Cannon, who's that?
10	Α.	He is a man I know from the Pub, kind of a
11 st	tay-at-ho	me dad, I guess, but he had worked on some
		project and had a run-in with Mr. Nelson where
		was quite angry, and as a result, Mr. Cannon
		ike Mr. Nelson.
15	Q.	What was the project?
16	A.,	I don't know.
17	Q.	Do you know when this took place?
18	- А.	Nope.
19	Q.	Did he say what Mr. Nelson did?
20	~ :	Just that he seemed to lose control
		to everyone that was involved.
22	Q.	But he didn't say what the reason was?
23	~ - A.	No.
24	Q.	Did he say when this took place?
25	¥• A.	No.
	<u> </u>	
Moburg Rep 206-622-311		33400 9th Ave. South, Suite 207 Federal Way, WA 98003

NELSON	N vs WADE	October 02, 2019 Houston Wade
1	ç	Page 154 2. Did he say where this took place?
2		A. No.
3		2. Did he say what this was in regards to?
4.	· ·	A. No. Just that he had worked on some sort of
5		Lty project.
6		2. When did he tell you this?
. 7		A. At Bruciato sometime this winter.
8		
· .	•	2. Did he say anything else?
9		A. No.
10		2. And what's his contact information?
11		A. I don't I just have his Facebook, I
12	believe	
13	Ç	2. Okay. Did you try to get his address or
14	phone r	umber?
15	Æ	A. No.
16	ç). Jonathan Evison
17	<i>"</i>	A. Yes.
18	Ç	2 who is that?
19	P	A. He's a best-selling author.
20	Ç	2. And what's your connection to him?
21	P	A. We played baseball together, and he knows all
22	about I	The Chicken Coop and Bill Blakely and the underage
23	girls t	hat were brought there and victimized.
24	, ç). Have you had conversations with him?
25	A	A. Yes, in person.

	•	Page 155
1	Q.	When was the last one?
2	Α.	It was on a ferry boat sometime this summer.
3	Q.	How many conversations have you had with him
4	about The	Chicken Coop?
5	Α.	One, and then he mentioned it once online on
6	Bainbridge	Islanders.
7	Q.	And has he spoken to you about Mr. Nelson?
8	Α.	Yes.
9	Q.	What did he say about Mr. Nelson?
10	A.	Didn't like him.
11	Q.	Anything beyond that?
12	A.	I think that he was involved also with The
13	Chicken Co	op, but I can't remember exactly.
14	Q.	So you don't remember what he said about
15	Mr. Nelson	?
16	А.	No.
17	Q.	Do you have his contact information?
18	Α.	I just his or his his Facebook.
19	Q.	Have you tried to get his address and phone
20	number?	
21	A.	No.
22	Q.	Michelle Chapman
23	А.	Yes.
24	Q.	who is Michelle Chapman?
	•	

Moburg Reporting 206-622-3110

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NELSON vs \	WADE	October 02, 2019 Houston Wade
1	Q.	Page 156 Okay. And how do you know her?
2	А.	I don't know her.
3	Q.	Okay.
4	А.	But I was told that she got her start at The
5 Ch	icken Co	oop as an underage performer.
6	Q.	Okay. And have you had any conversations
7 wi	th her?	
8	A.	I reached out to her on Twitter to try and
9 ge	t her to	talk to me, but I've not heard back.
10	Q.	Okay. So you have you don't know what she
11 kn	ows?	
12	А.	I don't.
13	Q.	You don't know if she has any prior
14 in	teractio	n or observations of Mr. Nelson?
15	A.	I don't.
16	Q.	Okay.
17	A.	Just that she could probably confirm The
18 Ch	icken Co	op's goings-on.
19	Q.	Okay. And when did you reach out to her?
20	A.	
21		Okay. And I'm assuming you don't have her
22 co		formation either?
23		No. I just tried her Twitter and then her
24 th		ok that I believe is hers.
25	Q.	Okay. Lisa Marie Presti
	. ~	

MOBURG REPORTING

NELSO	October 02, 2019 N vs WADE Houston Wade
-	Page 157 A. Yes.
1	
2	Q. ' who is that?
3	A. She is a nurse that lives on Bainbridge.
4	Q. How do you know her?
5	A. Through working in restaurants.
6	Q. And what's what has she spoken to you
7	about regarding Mr. Nelson?
8	A. That, when she moved here, she was told
9.	specifically to stay away from Mr. Nelson.
10	Q. When was that?
11	A. Whenever she moved here.
12	Q. When did she tell you this?
13	A. This summer.
14	Q. And did she say anything else about
15	Mr. Nelson?
16	A. No.
17	Q. Did she ever say she had any interactions
18	with Mr. Nelson?
19	A. Not that I know of.
20	Q. Did she say who told her this?
21	A. I can't remember if she did or not.
22	Q. Do you have her contact information?
23	A. Just her Facebook, but
24	Q. Have you tried to obtain her address and
25	phone number?
ر بے	buone number:

		October 02, 2019
NELSO	N vs WADE	Houston Wade
1	A.	Page 158 If I see her again, I will try to get it from
2	her.	
3	Q.	But have you tried to yet?
4	Α.	No.
5	Q.	Okay. Jennifer Hayner Boynton
6	Α.	Boynton.
7	Q.	do you know who that is?
.8	. A.	Yes.
. 9	Q.	Okay. And who is she?
10	Α.	She's the mother of Lesley Boynton, who I'll
11	be adding	to that's the other one I couldn't
12	remember.	Lesley Boynton's going to be added to the
13	list I'll	give to you.
14	Q.	So let's talk about, first, Jennifer.
15	Α.	Yes.
16	Q.	So who's Jennifer?
17	Α.	She's the mother of Lesley Boynton, and she
.18	told me al	bout how Lee Jorgensen molested her daughter
19	when she	worked for him.
20	Q.	Lee Jorgensen?
21	Α.	Yep.
.22	Q.	Who's
23	Α.	Lee Jorgensen is Bill Nelson's friend, who
24	also wrote	e a statement in support of him and threatened
25	Dean Gell	ert, the owner of San Carlos, that, if he
· ·		· · · ·

MOBURG REPORTING

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SUPERIOR COURT OF WASHINGTON COUNTY OF KITSAP		
William Nelson	Hon./Comm.	illian Housar 269
VS.	-	ingie Smith
N		$\langle \rangle$
Houston Wade, Does 1 through XX Respondent/Defendant	No. 18	JAN 172020 -2-03205-18
Pet/Pla appeared through/with Pet/Pla appeared through/with Resp/Def appeared through/with Resp/Def appeared through/with Guardian Ad Litem appeared State	n Counsel n CounselPri	Sec.
THE MATTER BEFORE THE COURT [] Show Cause [] Motion for default / to compel / [] Unlawful Detainer [] Minor Settlement [] Entry of Order [] Status/Review		[] Supplemental Exam
- Chains for charges were r have gone in answered, One have gone in answered, One have gone in paid. - Mr. ware - Submitted everyth when withesses were contacted threatened. - Cart- will take this, matter	ers to pay ing that he diffis with	Atomey fees Atomey fees Knaws and has. esses were
[] Default Granted [[] The Court grants/denies motion. [[] Order signed as presented. [[] This matter stricken/continued. [The Court takes th] Order to be presen] Court Scheduler ad	[] Judgment Approved e matter under advisement. ted.
[] Court setshe		18-2-03205-18
		MTHRG 55 Motion Hearing 7477679

1 2 3 4 5 6	HOUSTON WADE C/O BRUCIATO 236 WINSLOW WAY E BAINBRIDGE ISLAND, WA 98110 HOUSTONWADE@GMAIL.COM	FILED KITSAP COUNTY CLERK 2020 JAN 15 AMII: 20 ALISON H. SONNTAG 18-2-03205-18 RSP 53 Response 7453032		
7				
8	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KITSAP			
9 10 11 12 13 14 15	William Nelson, Plaintiff, v. Houston Wade, Defendant.	No. 18-2-03205-18 DEFENDANT'S RESPONSE IN OPPOSITION TO PLAINTIFF'S MOTION FOR ORDER OF DEFAULT, FINDING OF CONTEMPT, AND AWARD OF ATTORNEY FEES AND COSTS		
16 17 18 19 20 21	1. INTRODUCTION AND RELIEF REQUESTED The Defendant, Houston Wade, denies the allegations. The Plaintiff, William Nelson, has proven that the information given by Wade in the interrogatories was more than enough to threaten and coerce several witnesses listed in the document. All pertinent documents in the possession of Wade were given to the plaintiff at the time.			
21	2. FACTS			
22	discovery requests.			
23	questions and requests for documents have			
- 25	been answered to the best of the defendant's ability. The defendant is not an attorney, nor can			
<u>د</u> د 26	the defendant afford an attorney. This does not change the fact that the Plaintiff has not been DEFENDANT'S RESPONSE IN OPPOSITION TO PLAINTIFF'S MOTION FOR ORDER OF DEFAULT, FINDING OF CONTEMPT, AND AWARD OF ATTORNEY			
	FEES AND COSTS	and i, had have of allocated		

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able to address any of the allegations the defendant has produced regarding rape, and the abuse of and trafficking of children. Instead the Plaintiff has repeatedly threatened and attempted to intimidate and coerce witnesses and potential witnesses for the defense. The Court has previously been notified of the Plaintiff's repeated attempts to tamper with witnesses. The plaintiff continues to use the information provided by the Defendant to tamper with witnesses for the Defense.

The Defendant never received a Court order for the sanctions until this latest filing. Nor has the Defendant received a W9 from the Plaintiff's council. Regardless of these two facts, if the Defendant had \$3,000 or more dollars at his disposal, the Defendant would have been able to hire an attorney to represent him. As such, this does not change the fact that the Defendant does not have the liquidity to pay for sanctions and asks the Court to make any sanctions owed until a final judgement or at the conclusion of a jury trial.

The Plaintiff's own instructions in regard to providing contact information includes the clause "if known", if the Defendant does not know the contact information for witnesses, how is the Defendant supposed to provide this information? Regardless of whether the Defendant has been able to provide contact information, it is readily apparent that the Plaintiff and his friends have been able to establish contact with many of the witnesses listed for attempts to coerce and threaten these witnesses into either changing their testimony or to keep them from testifying entirely. All of which are felonies in the state of Washington. No innocent person attempts to keep witnesses from testifying.

There is an ongoing police investigation into the Plaintiff's continued witness tampering by the Banbridge Island Police department for threatening, coercing, and intimidating multiple witnesses not limited to: Audrey Olson, Steve Nagle, Jerod Ouellettte, Benjamin Kardong, Dean Gellert, and Katie Wanio. The Case# i19-001304.

III. STATEMENT OF ISSUES

1. The Defendant has not failed to comply with the requests of the Plaintiff pursuant to CR 37 and has provided sufficient evidence and witnesses to establish not only his innocence in this matter, but that the Plaintiff indeed has a long history of perpetrating rape and abuse on multiple women and children. The very nature of the Plaintiff's claims surrounding this defamation suit.

2. The Defendant has provided ample evidence and a list of witnesses and victims to establish the truth in what the Defendant wrote in his articles and internet posts regarding the Plaintiff's history of sexual assault and abuse. This case is one of defamation and the truth is the ultimate defense in this case.

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IV. EVIDENCE REPLIED UPON

The Plaintiff's entire motion is based upon the ignoring his own term "if known' in the instructions included in the interrogatory response. The Defendant cannot provide information not known to him. Included is a declaration by the Defendant Houston Wade and evidence of the Plaintiff's multiple attempts at witness tampering as well as the Plaintiff's counsel being informed of the ongoing witness tampering.

V AUTHORITY

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A.

The Defendant has willingly complied with the discovery rules.

The Defendant has to act as his own counsel, and must learn, often the hard way, how to file and respond to legal documents. Despite this obvious disadvantage the Defendant has managed to provide the Plaintiff with substantial documentation and a list of witnesses who can establish what was written about the Plaintiff upon which this lawsuit is based, was in fact true. The Plaintiff has a history of drunken driving, domestic abuse, rape, and child trafficking. Enough so that the Poulsbo branch of the FBI has initiated an investigation into the Chicken Coop speakeasy to which the Plaintiff was associated. If the evidence provided to the Plaintiff's counsel is substantial enough to warrant an FBI investigation, then it stands to

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reason that it is substantial enough to establish the Defendant's innocence as it concerns this lawsuit. The Defendant's own testimony cited by the Plaintiff establishes that when the Defendant becomes aware of the contact information, that the Defendant will provide the Plaintiff with this. Again, the Plaintiff's own instructions said that this information was to be provided "if known". When it is "known" the Plaintiff can expect an updated witness list. The FBI does have more experience tracking down individuals and their contact information. The Defendant suggest the Plaintiff reach out to the Poulsbo branch of the FBI and see if they have had better luck than the Defendant in tracking this information down. The Plaintiff has been

FBI does have more experience tracking down individuals and their contact information. The Defendant suggest the Plaintiff reach out to the Poulsbo branch of the FBI and see if they have had better luck than the Defendant in tracking this information down. The Plaintiff has been provided with the information the Defendant has regarding contact information which includes Facebook profiles and email addresses. The same methods said witnesses used contact the Defendant.

The Plaintiff lists numerous witnesses, including witnesses the Plaintiff has threatened and/or attempted to coerce and the methods the defendant used to attempt to verify contact information. It would appear that the Plaintiff's agenda of witnesses tampering has not been hampered by this lack of contact information.

The Plaintiff's actions make it extremely apparent that he is not interested in preparing
for this case, and instead is using the information provided by the Defendant to systematically
target witness, and since the Federal Bureau of Investigation has taken on the investigation of
the Chicken Coop, these actions constitute federal crimes as well.

The list of witnesses and evidence provided to the Plaintiff has more than established a history of abuse and rape on the part of the Plaintiff and has concretely established the Plaintiff's reputation in the community as that of a rapist and abuser. These facts have been known for years; the Defendant just had the fortitude to write about it to a larger audience. If the Plaintiff did not want the reputation he himself has created, then the Plaintiff should not have raped and abused women and children.

DEFENDANT'S RESPONSE IN OPPOSITION TO PLAINTIFF'S MOTION FOR ORDER OF DEFAULT, FINDING OF CONTEMPT, AND AWARD OF ATTORNEY FEES AND COSTS

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Again, the Defendant did not lie in order to intimidate the Plaintiff. There is an active investigation into the Plaintiff's actions regarding witness tampering by the Bainbridge Island Police Department, and the Plaintiff and his friends are also the subject of a federal investigation into child trafficking.

The Plaintiff's interrogatories have any and all documents cited in the answers. If the documents pertain to the question, the document is listed in the answer. The Plaintiff's complaint that the Defendant has not been able to provide the deleted posts is baseless, as the Plaintiff provided screen shots of said posts prior to their deletion as evidence upon which this case is based.

As for the Request for Production No. 19, the Defendant will not provide his personal 10 information to the Plaintiff, and the Plaintiff has not had an issue sending documents to the 11 Defense at the intermediary address provided by the Defendant. The Plaintiff has a history of 12 stalking and threatening the Defendant as well has the Defendant's witnesses. His safety is at 13 stake in this matter. If the court wants to hold the Defendant in contempt for this, that is the 14 Court's prerogative, but the Defendant has ample reason to fear physical retribution by the 15 Plaintiff, who repeatedly waits outside the courtroom or in the parking lot of the courthouse to 16 harass and intimidate the Defendant after court hearings. 17

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B. Default judgement is an extreme and unnecessary action for the Court.

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Considering that the Plaintiff is under investigation both by the Bainbridge Island Police Department and the Federal Bureau of Investigation in matters surrounding the material facts of this court case, for the Court to render a default judgement when sufficient evidence has been provided to the Plaintiff, just not the type of information that exonerates the Plaintiff from the allegations made by the Defendant, takes the right to a fair trial from the Defendant. The defendant has provided the names witnesses and victims, along with documented

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evidence, which can establish that what the Defendant wrote about the Plaintiff was factually correct.

The Plaintiff even recognizes that default judgement is one of the more "harsher remedies" under CR 37(b). The fact that the Plaintiff has been on a campaign of witness tampering since he began this legal action demonstrates that the Plaintiff knows he cannot support his claims against the Defendant in a trial, and has instead opted to violate the law in an attempt to keep pertinent information from being heard by the Court and the public.

Willfulness

The Defendant has complied with discovery, the fact that the Plaintiff does not agree does not mean that the Defendant has done so. The Defendant's response to questions by the Plaintiff's counsel shows that the Defendant provided as much information as was known as outlined by the Plaintiff's instructions to the interrogatories. If the information is not known to the Defendant, the Defendant cannot be held responsible for no knowing what he does not know.

The Plaintiff has still managed to use the information provided by the Defendant to track down and tamper with witnesses for the Defense. Rather than the Plaintiff using this time to violate the law, the Plaintiff could instead have used this opportunity of communicating with potential witnesses to obtain depositions or written statements. Instead the Plaintiff opted to threaten and coerce these individuals into not testifying or to attempt to convince them into lying about what they had witnessed or experienced. Often successfully.

The Plaintiff's conduct demonstrates that their only hope in "winning" this lawsuit is to suppress testimony and hope the court opts for the harsh remedies against a Defendant who is a neophyte forced to represent himself in a court of law rather than a trial by jury where the evidence and witnesses are certainly against the Plaintiff.

Prejudice

The assumption that the Plaintiff is "preparing for trial" is incorrect. The Fact that the Plaintiff is being investigated for multiple counts of witness tampering shows that the plaintiff has used his year of discovery to suppress testimony rather than gather testimony. The Plaintiff has every opportunity to depose the witnesses and gather statements and instead violates the law and nit picks a pro se Defendant on legalese. The Plaintiff has shown no intention of ever preparing for trial and has yet to provide testimony or evidence to counter the allegations made by the Defendant despite the 13 months of discovery so far. All the Plaintiff has managed to do is convince witnesses for the Defense to not testify via threats.

The Plaintiff has knowingly lied about his role at the Chicken Coop and what went on 9 there. He has failed to address rape accusations by victims like Katie Fisher. He has attempted 10 to convince victims like Audrey Olsen to lie in court when the time comes. He has threatened Benjamin Kardong if he testifies, he has managed to successfully convince both Dean Gellert 12 and Jerod Ouellette to not testify. The Plaintiff has also intimidated Katie Wanio and used John 13 Du Wors to threaten and harass Steve Nagle to not testify to the fact that the Plaintiff was 14 paying his own character witness, Alicia Heath, for sex (Heath also happens to currently be 15 dating John Du Wors). 16

The prejudice in the case is clear, the Plaintiff cannot let the truth come out because it 17 destroys his ability to win in court. 18

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The Defendant has complied with the discovery process.

The Plaintiff has all the pertinent information they need to conclude that the Defendant was telling the truth about the salacious and criminal behavior described by the Defendant for which they have decided to sue for defamation. The fact that the Defendant has provided evidence and the names of witnesses verifying this and that the Plaintiff has used this information to not build a case but instead specifically target witnesses, some of who have been his victims in the past, demonstrates just how disingenuous this motion is.

D. Plaintiff cannot afford his own attorney let alone pay for the Plaintiff's representation.

The Defendant never received an order from the court stemming from the July 28th hearing. The Defendant also never received a W9 from counsel with regards to payment. Despite these two facts, the Defendant does not have the liquidity to pay such a sum. If the defendant had these kinds of finances he would be able to afford his own representation and would not be stuck defending himself pro se. Such is the reality of suing a member of the lower middle class for \$5 million.

VI CONCLUSION

The Plaintiff has not once in the course of this legal action demonstrated the desire for the truth to come out and instead has used his time to commit multiple felonies in order to suppress testimony at a future trial. This entire motion by the Plaintiff is an attempt to avoid testimony verifying the allegation made by the Defendant. The Plaintiff has not managed to submit any evidence supporting his case alleging that the Defendant lied in his articles about the Plaintiff and has only sought to suppress the truth with his actions. The Plaintiff is under investigation by both the Bainbridge Island Police Department and the Federal Bureau of Investigation for crimes associated with this case and based upon the exact same evidence and witness list provided to counsel. If this evidence is sufficient enough for the FBI to conduct three months of investigation so far, it is sufficient enough for the Plaintiff.

The Court cannot punish the Defendant for following the instructions provided by the Plaintiff in the interrogatories in supplying all the information that is known to him.

Houston Wade DATED this 14th day of January, 2020, at Bainbridge Island, Washington. Singed, Houston Wade

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		FILED KITSAP COUNTY CLERK		
1	Houston Wade C/O Bruciato	2020 JAN 15 AM 11: 20		
2	236 Winslow Way E Bainbridge Island, WA 98110 hustonwade@gmail.com	ALISON H. SONNTAG		
4		THE STATE OF WASHINGTON		
5	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KITSAP			
6	WILLIAM NELSON, Case No.: 18-2-03205-18			
7	Plaintiff,			
8	vs.	DECLARATION OF HOUSTON WADE		
9	HOUSTON WADE,	REGARDING WITNESS TAMPERING AND ONGOING CRIMINAL INVESTIGATIONS		
10	Defendant			
11	I, Houston Wade, declare the following matters to be true and correct under the penalty of perjury			
12	under the laws of the State of Washington:			
13	1. I am the Defendant in this case. I am over the age of 18 and competent to be a witness to			
14	matters herein. I am making this declaration based upon fa	cts within my personal knowledge which would be		
15	admissible in court.			
16	2. The Plaintiff in this lawsuit, William P. Nelson, has continuously sought to undermine			
17	this defense by conducting a campaign of witness tampering, each act a separate felony in the state of Washington.			
18	3. The Plaintiff has not conducted his case in good faith and sought to intimidate, coerce,			
19	and threaten potential witnesses for the defense on multiple occasions. The Plaintiff has conducted himself to such a			
20	degree that the Bainbridge Island Police Department is cur	rently investigating the Plaintiff for these criminal acts		
21	case # i19-001304.			
22		e also the subject of a federal investigation into child		
23	trafficking conducted at the Chicken Coop Speakeasy. The investigation is being led by the Poulsbo office of the			
24	FBI since at least October 2019.			
25	5. Attached as <u>Exhibit 1</u> is a copy of an email from Dean Gellert stating that he was			
26	contacted by Lee Jorgenson on behalf of the Plaintiff and	convinced not to testify.		
27				
28	DECLARATION OF HOUSTON WADE REGARDING WITNESS TAMPERING AND ONGOING CRIMINAL INVESTIGATIONS - 1 18-2-03205-18			
		DCLR 54 DcLaration Affidavit 7453035		
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1	6. Attached as Exhibit 2 is a copy of a message from Katie Wanio, whom the Plaintiff had			
2	stalked and harassed in the past, and she felt threatened and intimidated by him.			
3	7. Attached as Exhibit 3 is a message from Benjamin Kardong explaining that The Plaintiff			
4	had contacted Kardong's mother and threatened him to not testify or to change his testimony through her.			
5	8. Attached as Exhibit 4 is a message from Jerod Ouellette explaining that the Plaintiff had			
6	convinced him to not testify.			
7	9. Nelson has also established contact with Audrey Olson and used her estranged brother,			
8	the plaintiff's son, Matthew Nelson to try and convince her to lie in testimony.			
9	10. The violent and convicted criminal John Du Wors also contacted Steve Nagle to harass			
10	and threaten him on multiple occasions via phone in an attempt to force him to withdraw evidence supplied to the			
11	defense showing that the Plaintiff had paid Alicia Heath, a character witness for the Plaintiff, for sex.			
12	11. Attached is Exhibit 5 is an email dated August 23^{rd} , 2019 informing counsel that the			
13	plaintiff had yet again been involved in witness tampering in this case.			
14	12. The fact that the Court was warned by myself about the Plaintiff's repeated attempts at			
15	witness intimidation back in May of 2019 and that the Plaintiff's counsel has been told repeatedly that his client has			
16	been conducting such acts demonstrates just how the Plaintiff and his counsel take the evidence and witnesses			
17	against the Plaintiff as a threat and not an opportunity to uncover the truth behind the allegations I have written			
18	about regarding the Plaintiff upon which the Plaintiff has based this lawsuit.			
19	Signed this 14th day of January, 2020 in Bainbridge Island, WA.			
20 21	Houston/Wade			
22	nousion/wade			
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28	DECLARATION OF HOUSTON WADE REGARDING WITNESS TAMPERING AND ONGOING CRIMINAL INVESTIGATIONS - 2			

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san.carlos.98110@gmail.com to me <	For future consideration Σ Index x		san.carlos.98110@gmail.com
Mon, Feb 4, 5:34 PM 🔀	> <	2 of 3 <	× •
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Hey Houston,

name can be kept out of anything in the future that we have not made a written statement specifically for our restaurant, but please refrain from using our name in any other cases. We try to keep our integrity in tact by only speaking about what we this news of our name being used in a case against him came as a bit of a blow. We still stand by our statement on DuWors and his activities at knowledge of any wrongdoings, or even knowledge of what you're accusing him of. We have personal and business ties to Bill and his family and had personal interactions with him that warranted him being 86°d from our restaurant. I never spoke up against Bill Nelson as I have no personal know to be true from personal experiences, and we are very thoughtful in what we say that can be tied to our business. We appreciate it if our I just got off the phone with Lee who said that our name was used in your case with Bill Nelson. I wrote of our experience with DuWors because I

Thank you for your understanding

Sincerely. Dean and Kristin

Sent from my iPhone







MAY 14, 2019, 9,18 PM

Hi Houston! Just wanted to let you know that Bill Nelson just sent me a friend request on FB today... I haven't accepted or responded but thought I should tell you after seeing your posts. Idk what he's up to but I have a feeling it might be because we're FB friends?

> Most likely. He has been having his friends threaten and harass anyone who could potentially be called as a witness. I would steer clear. He's getting weird.

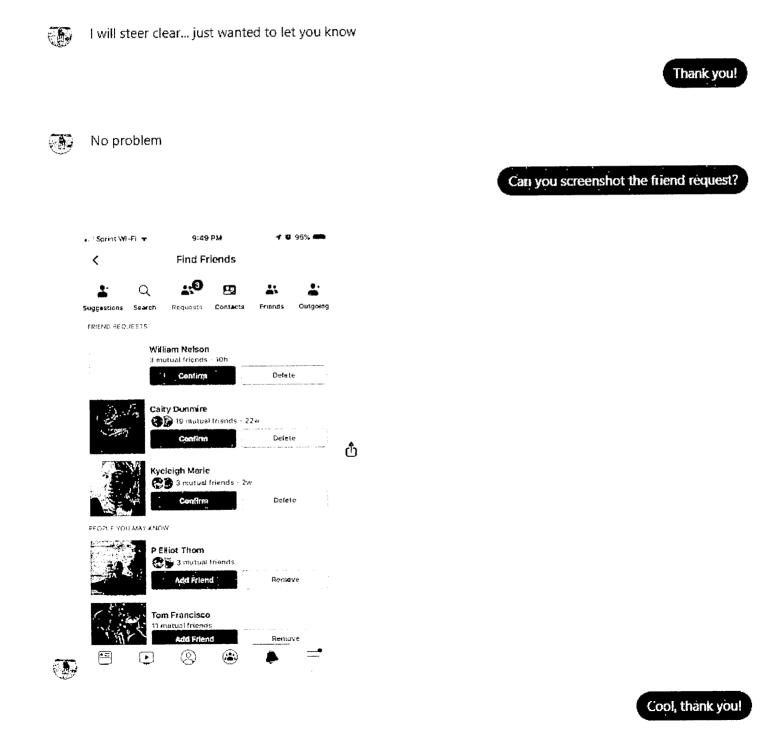
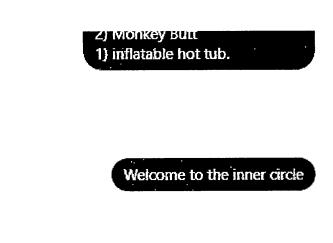


Exhibit)



Benjamin Kardong Active In ago





I was skeptical. Please forgive me.

FRI 6:00 PM

Bill Nelson spoke with my mom today and gave her his information to give to me. He wants to make sure I'm aware that you are using my name in the slander lawsuit he has against you. He's threatening to drag me into it if I don't tell you to not use my name. I told my mom that Bill can go fuck himself...

He told her that my name came up in slandering him. I'm pretty sure he's got nothing and it's an attempt at intimidation.

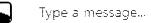


It's an attempt at intimidation. He's threatening everyone who is a potential witness of any kind with a suit.

Plus, that is witness tampering and completely illegal.

Legal harassment as a form of intimidation

He's threatened three other potential witnesses so far.



9 14



NOV 6, 2019, 1-26 PM

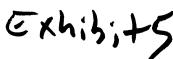
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Hey I just talked to Bill Nelson , I didn't want my name on anything that is going to court. He informed me that my name is on papers delivered to the court. I would appreciate being left out of this. I have my own life problems to deal with.

NOV 6, 2019, 3-47 PM

Understood, but also know that Bill contacting you is a felony. He is not allowed to be initiating contact with you.

Exhili,14



Gmail - Witness intimidation



Witness intimidation

1 message

Houston Wade <houstonwade@gmail.com> To: Alexander Savojni <alexander@rhodeslegalgroup.com> Fri, Aug 23, 2019 at 10:59 PM

Nelson contacted Ben Kardong's mother and threatened them today. Get your dog on a leash. He or his friends have now threatened, intimidated, or tampered with 10% of my witnesses now. This is what Bill does because he is a monster.

-Houston Wade