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24 *Attorneys for Gregory J. Nickels and City of Seattle*

25 UNITED STATES DISTRICT COURT
26 WESTERN DISTRICT OF WASHINGTON
27 AT SEATTLE

28 ROBERT C. WARDEN,

Plaintiff,

v.

GREGORY J. NICKELS and CITY OF
SEATTLE

Case No. 2:09-CV-01686-MJP

DECLARATION OF IAN STEWART IN
SUPPORT OF DEFENDANTS'
OPPOSITION TO PLAINTIFF'S
MOTION FOR PRELIMINARY
INJUNCTION

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I, Ian Stewart, declare as follows:

1. I am the Vice President of EMC Research, and in that capacity provide market and opinion research services on a contract basis. I have personal knowledge of the matters set forth herein and, if called upon, I could and would competently testify thereto.

2. In or about February 2009, I conducted a survey (the "Survey") of Washington State voters about issues relating to firearms.

3. The Survey was conducted on behalf of The Joyce Foundation and the Harborview Injury Prevention and Research Center, and the data collected was provided to the City of Seattle.

4. Of the 800 interviews conducted in support of the Survey, eighty-three were of Seattle voters.

5. Of those Seattle voters interviewed for the Survey, 4 percent responded that they or someone in their household has a concealed pistol license.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 19th day of January, 2010, in Seattle, Washington.


Ian Stewart

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CERTIFICATE OF SERVICE

I hereby certify that on January 19, 2010, I electronically filed the following document with the Clerk of the Court using the CM/ECF system which will send notification of the filing to all counsel of record: DECLARATION OF IAN STEWART IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION.

DATED this 19th day of January, 2010.

ORRICK, HERRINGTON & SUTCLIFFE LLP

By s/ Daniel J. Dunne
Daniel J. Dunne (WSBA #16999)

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