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9 *Attorneys for Plaintiffs*

10 **UNITED STATES DISTRICT COURT**
11 **EASTERN DISTRICT OF WASHINGTON**
12 **AT YAKIMA**

13 RICHARD S. WILKINSON, et al.,

CASE NO.: 1:23-cv-03035

14 Plaintiffs,

15 v.

16 DECLARATION OF SIMON
17 PETER SERRANO COUNSEL
18 IN SUPPORT OF MOTION FOR
19 TEMPORARY RESTRAINING
20 ORDER

17 SCOTT RODGERS, et al.,

18 Defendants.

20 I, Simon Peter Serrano, under penalty of perjury under the laws of the State
21 of Washington, hereby declare that the following is true and correct:

22 1. I am over the age of eighteen years old and am competent to make
23 this declaration based on my personal knowledge.
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27 DECLARATION OF COUNSEL IN
28 SUPPORT OF MOTION FOR
TEMPORARY RESTRAINING ORDER - 1

Silent Majority Foundation
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Pasco, WA 99301

1 2. I am the attorney representing Petitioners in the above-captioned
2 action.

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4 3. On March 6, 2023, I participated in a Pre-hearing status conference in
5 Plaintiff Richard Wilkinson’s licensure case pending before the Washington
6 Medical Commission, Matter No.: M2022-196. In that conference, counsel for the
7 Washington Medical Commission was present, Ms. Kristin Brewer, Assistant
8 Attorney General. During that conference, I stated that Silent Majority Foundation
9 intended to bring a Motion for Temporary Restraining Order and/or Injunctive
10 Relief related to the WMC’s COVID-19 Position Statement at the core of this
11 matter. Ms. Brewer noted that she had not heard of the present litigation, and I
12 replied that a complaint and associated documents and motions would be
13 forthcoming by the end of the week (i.e., no later than March 10, 2023).
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17 4. On March 7, 2023, I notified the Attorney General’s Office, the
18 Washington Medical Commission, and all named Defendants via email that I
19 would be seeking a temporary restraining order on Wednesday, March 8, 2023, or
20 Thursday, March 9, 2023, including an attached letter stating the same. I also sent
21 the letter to the Office of the Attorney General and the Washington Medical
22 Commission via USPS on March 7, 2023. Attached hereto as Exhibit A is a true
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27 DECLARATION OF COUNSEL IN
28 SUPPORT OF MOTION FOR
TEMPORARY RESTRAINING ORDER - 2

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1 and correct copy of the letter sent. Attached hereto as Exhibit B is a true and
2 correct copy of the email sent to the service email address for the Office of the
3 Attorney General.
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5 5. As of the time of this filing, I have not received a response from the
6 Attorney General's Office, the Washington Medical Commission, or the
7 individual Defendants in response to my March 7, 2023 email.
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11 Dated this 10th of March, 2023.
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13
14 /s/Simon Peter Serrano
15 S. Peter Serrano, WSBA #54769
16 Attorney for Plaintiffs
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27 DECLARATION OF COUNSEL IN
28 SUPPORT OF MOTION FOR
TEMPORARY RESTRAINING ORDER - 3

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CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of March 2023, I electronically filed the foregoing document with the Clerk of the United States District Court using the CM/ECF system which will send notification of such filing to all parties who are registered with the CM/ECF system.

DATED this 10th day of March 2023.

/s/Madeline Johnson
Madeline Johnson

DECLARATION OF COUNSEL IN
SUPPORT OF MOTION FOR
TEMPORARY RESTRAINING ORDER - 4

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