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IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF COLUMBIA

IN THE MATTER OF THE PETITION of the
Board of County Commissioners of
COLUMBIA COUNTY, a political subdivision
of the State of Oregon,

Petitioner,

For a Judicial Examination and Judgement of
the Court as to the regularity, legality, validity
and effect of the Columbia County Second
Amendment Sanctuary Ordinance

Case No. 21CV12796

DECLARATION OF TYLER SMITH

I, Tyler Smith, hereby declare:

1.

My name is Tyler Smith; I am over 18 years of age; I am one of the attorneys representing
Raven Christopher Brumbles in this matter. I am fully competent to make this Declaration and I
have personal knowledge of the facts stated in this declaration. To the best of my knowledge, all
of the facts stated in this declaration are true and accurate.

2.

Myself and Mr. Brumbles submitted public records request to Columbia County in
relation to various matters relating to this case and Ordinance 2021-1, SASO and SAPO.

3.

Attached to this Declaration as Exhibits 1, 2, and 3 are true and accurate copies of pages

1 236, 234 and 216 respectively of what the County provided in response to the public records
2 request.

3

4 DATED this 24th day of June 2021.

5 **I hereby declare that the above statement is true to the best of my knowledge and belief, and**
6 **that I understand it is made for use as evidence in court and is subject to penalty for perjury.**

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_____/s/Tyler Smith_____
Tyler Smith

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Sarah Hanson

From: Sarah Hanson
Sent: Monday, January 4, 2021 12:50 PM
To: Anna Del Savio; Department-Counsel
Subject: Re: Spotlight - Firearm ordinance

Anna- Nothing right now. Sarah

Sarah Elizabeth Hanson (she/her/hers) | County Counsel | Columbia County | 503-397-3839 |
230 Strand, Room 20 St. Helens, Oregon 97051 | sarah.hanson@co.columbia.or.us
Office Hours: Monday-Friday 8:30-5

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From: Anna Del Savio <annad@pamplinmedia.com>
Sent: Tuesday, December 29, 2020 4:31 PM
To: Sarah Hanson <Sarah.Hanson@columbiacountyor.gov>; Department-Counsel <department-counsel@columbiacountyor.gov>
Subject: RE: Spotlight - Firearm ordinance

Hi Sarah,

Happy holidays! I just wanted to check in to see if there's any more information you can provide yet. Thanks!

Best,
Anna

From: Sarah Hanson <Sarah.Hanson@columbiacountyor.gov>
Sent: Wednesday, November 18, 2020 5:53 PM
To: Anna Del Savio <annad@pamplinmedia.com>; Department-Counsel <department-counsel@columbiacountyor.gov>
Subject: Re: Spotlight - Firearm ordinance

Anna- This is the response I can give you at the moment. Thank you. Sarah

ORS 33.710-.720 provides a process to submit an ordinance to the Circuit Court for validation. The ordinance must first be adopted by the Board of Commissioners. I do not know at this point if the County intends to use that process related to the Second Amendment Preservation Ordinance or the Second Amendment Sanctuary Ordinance. The previous court proceedings related to the SASO were related to whether the initiative qualified for the ballot. The criteria for qualification for a ballot are very limited and don't include whether an initiative, if passed, is enforceable (constitutional, etc.). The two initiatives are very similar but I have not reviewed either recently so cannot comment on the specific differences.

Sarah Hanson

From: Sarah Hanson
Sent: Monday, February 22, 2021 4:02 PM
To: Christian Boenisch
Cc: Department-Counsel
Subject: Re: 2nd Amendment Ordinances

Hi Christian- We are proposing a validation proceeding under ORS 33.710-720. I think it's fine for you to tell your Board that I expect to be given the green light to file a validation proceeding. Interesting how the Sheriffs always seem to have the intel! Sarah

Sarah Elizabeth Hanson (she/her/hers) | County Counsel | Columbia County | 503-397-3839 |
230 Strand, Room 20 St. Helens, Oregon 97051 | sarah.hanson@columbiacountyor.gov

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From: Christian Boenisch <boenischc@co.yamhill.or.us>
Sent: Monday, February 22, 2021 3:35 PM
To: Sarah Hanson <Sarah.Hanson@columbiacountyor.gov>
Subject: RE: 2nd Amendment Ordinances

Thanks Sarah.

Our Sheriff also mentioned that he had heard these might be going through the judicial validation process. Is that public knowledge and would you be OK if we shared that info with our BOC, or wait until after your work session Wednesday? Our BOC meeting is not until Thursday so we should be OK to wait if need be.

Also, it occurred to me after we spoke that we may have been talking about different judicial review and validation processes. We are currently going through the judicial review process under ORS 33.710 and 720, for a resolution our BOC adopted last December re: COVID-19. Are you planning to go through the ORS 203.060 judicial review process instead?

Thanks,

Christian

Christian F. Boenisch
Yamhill County
County Counsel
(503) 434-7502
boenischc@co.yamhill.or.us

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Exhibit 2 p1

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From: Sarah Hanson <Sarah.Hanson@columbiacountyor.gov>
Sent: Monday, February 22, 2021 9:19 AM
To: Christian Boenisch <boenischc@co.yamhill.or.us>
Subject: 2nd Amendment Ordinances

[This email originated outside of Yamhill County]

Good morning, Christian. I'm attaching both the SAPO (approved in 2018) and the SASO (approved in 2020). Please let me know if you have any questions. Thanks.

Sarah

Sarah Elizabeth Hanson (she/her/hers) | County Counsel | Columbia County | 503-397-3839 |
230 Strand, Room 20 St. Helens, Oregon 97051 | sarah.hanson@columbiacountyor.gov

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Sarah Hanson

From: Dominic Carollo <dcarollo@carollolegal.com>
Sent: Thursday, April 1, 2021 4:55 PM
To: Sarah Hanson;Patty Dorroh
Cc: Department-Counsel
Subject: RE: Thanks and an Ask

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you are expecting this email and/or know the content is safe.

Thanks Sarah.

DOMINIC M. CAROLLO

CAROLLO LAW GROUP LLC
PO Box 2456
630 SE Jackson Street
Suite 1
Roseburg, OR 97470
PH: 541-957-5900
FAX: 541-957-5923
dcarollo@carollolegal.com

From: Sarah Hanson <Sarah.Hanson@columbiacountyor.gov>
Sent: Thursday, April 1, 2021 4:54 PM
To: Patty Dorroh <patty.dorroh@co.harney.or.us>; Dominic Carollo <dcarollo@carollolegal.com>
Cc: Department-Counsel <department-counsel@columbiacountyor.gov>
Subject: Re: Thanks and an Ask

Patty and Dominic: I am attaching the Petition for Validation related to Columbia County's SASO which was filed late this afternoon.

Best-

Sarah

Sarah Elizabeth Hanson (she/her/hers) | County Counsel | Columbia County | 503-397-3839 |
230 Strand, Room 20 St. Helens, Oregon 97051 | sarah.hanson@columbiacountyor.gov

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Exhibit 3 p.1

From: Patty Dorroh <patty.dorroh@co.harney.or.us>
Sent: Thursday, March 25, 2021 4:15 PM
To: Sarah Hanson <Sarah.Hanson@columbiacountyor.gov>
Subject: Re: Thanks and an Ask

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Thanks, Sarah. I understand keeping the draft petition for validation close hold. I will let our county counsel, Dominic Carollo, know that he can reach out to you if he would like to hear more about the petition validation work you are doing.

Really appreciate the help,

Patty Dorroh

Harney County Commissioner
450 North Buena Vista, Burns, Oregon 97720
Phone: 541-573-6356 | Cell: 541-589-1898
patty.dorroh@co.harney.or.us
www.co.harney.or.us

From: Sarah Hanson <Sarah.Hanson@columbiacountyor.gov>
Sent: Thursday, March 25, 2021 3:40 PM
To: Patty Dorroh <patty.dorroh@co.harney.or.us>
Cc: Department-Counsel <department-counsel@columbiacountyor.gov>
Subject: Re: Thanks and an Ask

Hello Patty- I'm attaching the County's Ordinance. It is on next week's agenda for second reading and adoption. The petition for validation is still in draft form and should be in final form by Wednesday. I'm trying to keep it close to the vest until it's ready to be filed. I can send it to you Wednesday. In the meantime, I'd be happy to talk with your County Counsel and explain the questions we're raising to him.

Sarah

Sarah Elizabeth Hanson (she/her/hers) | County Counsel | Columbia County | 503-397-3839 |
230 Strand, Room 20 St. Helens, Oregon 97051 | sarah.hanson@columbiacountyor.gov

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From: Patty Dorroh <patty.dorroh@co.harney.or.us>
Sent: Thursday, March 25, 2021 2:51 PM

Exhibit 3 p.2