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7	BEFORE THE STATE OF WASHINGTON
8	ENERGY FACILITY SITING EVALUATION COUNCIL
9	In the Matter of the Application of:
10	Scout Clean Energy, LLC, for DOCKET NO. EF-210011
11	Horse Heaven Wind Farm, LLC, DECLARATION OF J. RICHARD Applicant. ARAMBURU IN SUPPORT OF
12	MOTION TO COMPEL DEPOSITION
13	
14	I, J. Richard Aramburu, declare as follows:
15	1. I am over the age of eighteen years and competent to testify.
16	2. I am the attorney for Tri-Cities C.A.R.E.S., Intervenor in this proceeding.
17	3. Exhibit A to this declaration is an excerpt from a 2020 news article in a
18	Portland, Indiana newspaper discussing project manager Dave Kobus and Scout's
19	intention to add solar panels to their Benton County proposal.
20	4. Exhibit B is a portion of Scout's website describing Kobus and his role in
21	the Horse Heaven proposed project:
22	https://horseheavencleanenergy.com/meet-dave-kobus-senior-project-manager-with-ho
23	rse-heaven-clean-energy-center/.
24	5. Exhibit C is the May 26, 2023, TCC notice of deposition to Scout and
25 26	other parties in which the Kobus deposition was noted for June 5, 2023.
20 27	
27	LAW OFFICES OF
20	DECLARATION OF J. RICHARD ARAMBURU IN SUPPORT OF MOTION TO COMPEL DEPOSITION - 1

6. Exhibit D is a June 15, 2023 email of 2:42 PM responding to applicant's
 counsel, Ms. Perlmutter.
 7. Exhibit E is a June 16, 2023, 2:42 PM email responding to Ms. Perlmutte

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Exhibit E is a June 16, 2023, 2:42 PM email responding to Ms. Perlmutter. Exhibit F is a June 18, 2023 3:42 PM email from Ms. Perlmutter.

9. Exhibit G is a June 23, 2023 email string that includes Mr. Aramburu's 2:46 PM response (page 1) to an 8:57 AM email from Ms. Perlmutter (page 2).

10. I have spent over 8 hours of time, responding to emails from the Applicant
objecting to the deposition of Mr. Kobus, preparing this declaration and the Motion to
Compel. My ordinary and reasonable fee herein is \$300 per hour, equalling \$2,400 for
8 hours of my professional time in responding to the improper objections to TCC's
notice of deposition. TCC requests that ALJ Torem grant it \$2,400 in sanctions due to
applicant's continuous lack of cooperation and adherence to issued rulings regarding
discovery.

14 I declare under penalty of perjury of the laws of the State of Washington that the15 foregoing is true and correct.

Dated this <u>25<sup>th</sup></u> day of June, 2023, in Seattle, Washington.

/s/ J. Richard Aramburu, WSBA #466 Law Offices of J. Richard Aramburu, PLLC Attorney for Intervenor Tri-Cities C.A.R.E.S.

DECLARATION OF J. RICHARD ARAMBURU IN SUPPORT OF MOTION TO COMPEL DEPOSITION - 2 LAW OFFICES OF J. RicHARD ARAMBURU, PLLC 705 2<sup>№</sup> AVE.. SUITE 1300 SEATTLE 98104 Telephone (206) 625-9515 FAX (206) 682-1376 aramburulaw.com