

# Exhibit C

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	Date: 11/20/2008 _____
	Time: 9:00 a.m. _____
	Judge/Calendar: _____
	_____

THE HONORABLE CHRIS WICKHAM

SUPERIOR COURT OF THE STATE OF WASHINGTON  
FOR THURSTON COUNTY

DAROLD R. J. STENSON,  Plaintiff,  v.  ELDON VAIL, Secretary of Washington Department of Corrections (in his official capacity); <i>et al.</i> ,  Defendants.
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No. 08-2-02080-8  
DECLARATION OF DIANE M. MEYERS

I, DIANE M. MEYERS, hereby declare as follows:

1. I am an attorney in the law firm of Perkins Coie LLP, counsel for Darold R. J. Stenson, plaintiff in this action. I am over the age of 18 years and make this declaration on my personal knowledge.

2. On November 18, 2008, I spoke with our client Darold R.J. Stenson about the allegations contained in the declarations submitted in support of Defendants' Motion for Summary Judgment.

DECLARATION OF DIANE M. MEYERS – 1

Perkins Coie LLP  
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Seattle, WA 98101-3099  
Phone: 206.359.8000  
Fax: 206.359.9000

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3. At paragraph 3 of the declaration of Stephen D. Sinclair, Mr. Sinclair states that he "reviewed Mr. Stenson's medical records" and knows "that [Mr. Stenson's] veins have been examined and are considered 'normal' in that there are no signs of collapsed veins."

4. Mr. Stenson has Type-2 diabetes and twice a year undergoes a medical review that includes a blood draw. Because Mr. Stenson's veins are too deep, they must be accessed through the hand.

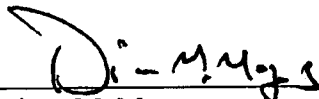
5. Mr. Stenson reports that his veins have not been examined for purposes of establishing an intravenous line through which lethal drugs can be administered.

6. On October 27, 2008, we submitted Mr. Stenson's medical release and a request for a copy of Mr. Stenson's complete medical file. The Department of Corrections has not yet provided this file.

7. On November 18, 2008, we inquired about the status of our medical records request. We were told that the DOC employee responsible for copying the records would not be in the office during the week of November 17. We were not told when the copies would be provided to us.

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

DATED this 17<sup>th</sup> day of November, 2008

  
\_\_\_\_\_  
Diane M. Meyers

DECLARATION OF DIANE M. MEYERS - 2

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