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BEFORE THE HEARING EXAMINER OF THE CITY OF MERCER ISLAND

In Re The Appeal of:  
CHRISTOPHER AND NICOLE NIEDERMAN,  
Petitioners,  
v.  
CITY OF MERCER ISLAND,  
Respondent,  
and,  
STEVE AND SOPHY YANG,  
Applicants.

No. APL21-007

DECLARATION OF EILEEN M. KEIFFER IN SUPPORT OF CITY OF MERCER ISLAND'S RESPONSE TO APPLICANTS' MOTION TO DISMISS

I, Eileen M. Keiffer, declare and state:

1. I am one of the attorneys of record for Respondent City of Mercer Island in this matter, over the age of eighteen years, not a party to this action, and competent to testify herein.
2. Attached hereto as Exhibit A is a true and correct copy of the application for lot line revision SUB 21-003, including the plans submitted therewith.
3. Attached hereto as Exhibit B is a true and correct copy of the Mercer Island

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Weekly Bulletin for April 19, 2021.

4. Attached hereto as Exhibit C is a true and correct copy of the conformed copy of the approved lot line revision SUB 21-003 as filed in the King County real property records on May 26, 2021.

5. Attached hereto as Exhibit D is a true and correct copy of the agenda items for the Mercer Island City Council September 4, 2018 meeting.

6. Attached hereto as Exhibit E is a true and correct copy of the minutes from the Mercer Island City Council September 17, 2018 meeting.

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

DATED this 29th day of November, 2021 at Kirkland, Washington.

By: /s/ Eileen M. Keiffer  
Eileen M. Keiffer

1 **DECLARATION OF SERVICE**

2 I, Tori Harris, declare and state:

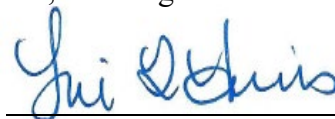
3 1. I am a citizen of the State of Washington, over the age of eighteen years, not a party  
4 to this action, and competent to be a witness herein.

5 2. On the 29<sup>th</sup> day of November, 2021, I served a true copy of the foregoing  
6 Declaration of Eileen M. Keiffer in Support of City of Mercer Island’s Response to  
7 Applicants’ Motion to Dismiss to on the following counsel of record using the method of  
8 service indicated below:  
9

<p>10 Cassidy J. Ingram, WSBA No. 56063  11 Ryan Sternoff, WSBA No. 37021  12 Ahlers, Cressman &amp; Sleight, PLLC  13 1325 Fourth Avenue, Suite 1850  14 Seattle, WA 98101  15  16 Counsel for Applicants</p>	<p><input type="checkbox"/> First Class, U.S. Mail, Postage Prepaid  <input type="checkbox"/> Legal Messenger  <input type="checkbox"/> Overnight Delivery  <input type="checkbox"/> Facsimile  <input checked="" type="checkbox"/> E-Mail: <a href="mailto:cassidy.ingram@acslawyers.com">cassidy.ingram@acslawyers.com</a>  <a href="mailto:ryan.sternoff@acslawyers.com">ryan.sternoff@acslawyers.com</a>  <input type="checkbox"/> EService pursuant to LGR</p>
<p>15 Mark Rosencrantz, WSBA No. 26552  16 Carney Badley Spellman, P.S.  17 701 Fifth Avenue, Suite 3600  18 Seattle, WA 98104  19  20 Counsel for Petitioners</p>	<p><input type="checkbox"/> First Class, U.S. Mail, Postage Prepaid  <input type="checkbox"/> Legal Messenger  <input type="checkbox"/> Overnight Delivery  <input type="checkbox"/> Facsimile  <input checked="" type="checkbox"/> E-Mail: <a href="mailto:rose@carneylaw.com">rose@carneylaw.com</a>  <input type="checkbox"/> EService pursuant to LGR</p>

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

21 DATED this 29th day of November, 2021, at Seattle, Washington.

22 

23 \_\_\_\_\_  
24 Tori Harris