

# EXHIBIT 10

# **Deposition of Jon Peschong**

**Atwood v. Mission Support Alliance, LLC, et al.**

**April 21, 2017**



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SUPERIOR COURT OF WASHINGTON FOR BENTON COUNTY

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JULIE M. ATWOOD, )  
 )  
 Plaintiff, )  
 )  
 vs. ) No. 15-2-01914-4  
 )  
 MISSION SUPPORT ALLIANCE, )  
 LLC, STEVE YOUNG, an )  
 individual, and DAVID )  
 RUSCITTO, an individual, )  
 )  
 Defendants. )

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VIDEOTAPED DEPOSITION UPON ORAL EXAMINATION  
OF  
JON PESCHONG

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Taken at 1420 Fifth Avenue  
Seattle, Washington

DATE TAKEN: APRIL 21, 2017

REPORTED BY: SHERRILYN SMITH, CCR# 2097

A P P E A R A N C E S

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1 SEATTLE, WASHINGTON; APRIL 21, 2017

2 9:05 A.M.

3 -o0o-

4  
5 (Exhibit No. 1 marked.)  
6

7 THE VIDEOGRAPHER: We are on the record.  
8 Today is April 21st, 2017, the time now is 9:05 a.m.  
9 This is Volume 1, Tape 1 in the deposition of Jon  
10 Peschong. This is in the Superior Court of Washington  
11 for Benton County, in the matter of Julie M. Atwood,  
12 plaintiff, versus Mission Support Alliance, LLC,  
13 et al., defendant. We are at the offices of Yarmuth  
14 Wilsdon, at 1420 Fifth Avenue, Suite 1400 in Seattle,  
15 Washington. My name is Eric Jensen, I am the owner of  
16 Royal Video Productions of Issaquah, Washington.

17 At this time I would like to ask counsel to  
18 identify themselves. Please state your name, firm you  
19 are working for, and who you represent in this matter.

20 MS. ASHBAUGH: Denise Ashbaugh, Yarmuth  
21 Wilsdon, on behalf of the defendants, Mission Support  
22 Alliance and Steve Young.

23 MR. PECK: Good morning. I am Kevin  
24 Peck and I represent Jon Peschong.

25 MR. SHERIDAN: And Jack Sheridan,

1 representing the plaintiff.

2 THE VIDEOGRAPHER: Thank you, Counsel.

3 By phone, please.

4 MS. MARVIN: My name is Marla Marvin. I  
5 am with the U.S. Department of Energy, an attorney. I  
6 am not -- the Department is not a party to this  
7 action, but is here to ensure the Touhy letter is  
8 complied with.

9 Thank you.

10 THE VIDEOGRAPHER: Thank you.

11 Today's court reporter is Sherrilyn Smith of  
12 Buell Realtime Reporting. Would she please swear in  
13 Mr. Peschong.

14

15 JON C. PESCHONG, witness herein, having been  
16 first duly sworn on oath, was  
17 examined and testified as follows:

18

19 THE VIDEOGRAPHER: You may proceed.

20

21 E X A M I N A T I O N

22 BY MS. ASHBAUGH:

23 Q Good morning, Mr. Peschong. Can you please  
24 state your name and spell it for the record.

25 A My name is Jon C. Peschong, J-O-N, C.,

1 contractors to the Department of Energy. And  
2 companies I worked for included AECOM, Babcock  
3 Services, Columbia Energy, and DuraTech.

4 And then in 2006, I returned to the Department  
5 of Energy, and have worked there ever since. I was  
6 the head of Project Integration and Controls, back in  
7 a -- in a budget-type job, planning-type job, where my  
8 responsibility was to plan that billion dollar-a-year  
9 budget, and it's a \$50 billion effort, so I led that  
10 effort. And then I went over to run all of cleanup in  
11 the Department, Richland operation's office. That was  
12 about an \$800 million effort.

13 And now I am working in -- there is two DOE  
14 offices. I am working in the Office of River  
15 Protection, where my current job is the program  
16 manager of Direct-Feed Low Activity Waste, which is to  
17 produce 12,000 canisters of low-level radioactive  
18 glass. It's -- that -- that machine is bigger than  
19 anything else in the world by a factor of three.

20 So that's sort of a summary of what I have  
21 done.

22 Q And how long have you been with the Office of  
23 River Protection?

24 A Since December of 2016.

25 Q And, Mr. Peschong, what was your -- what's

1       ambiguous.

2       BY MS. ASHBAUGH:

3           Q     Go ahead.

4           A     I do not recall.

5           Q     Do you have any knowledge about any comments  
6       or actions by Mission Support Alliance to blacklist  
7       Ms. Atwood or prevent her from getting other  
8       employment?

9           A     I'm sorry. I thought you were going a  
10       different direction with that question. Can you --  
11       can you rephrase that?

12          Q     Sure. Do you have any knowledge or comments  
13       or actions by anyone at MSA to blacklist or prevent  
14       Ms. Atwood from getting alternate employment?

15          A     I heard hall talk that -- upon her  
16       termination, that any contact -- any MSA person that  
17       had contact with her was to report it to supervision  
18       immediately. And I don't remember where I heard that.  
19       I heard hall talk of that with -- regarding future  
20       blacklisting. Yes, the talk to -- DOE senior managers  
21       told me that they heard she had committed timecard  
22       fraud.

23          Q     Okay.

24          A     That would be JD Dowell and Greg Jones.

25          Q     And that's what you had testified earlier?



C E R T I F I C A T E

STATE OF WASHINGTON

COUNTY OF KING

I, Sherrilyn Smith, a Certified  
Shorthand Reporter in and for the State of Washington,  
do hereby certify that the foregoing transcript is  
true and accurate to the best of my knowledge, skill  
and ability.

Sherrilyn Smith

SHERRILYN SMITH



# EXHIBIT 11

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
FOR THE COUNTY OF BENTON

JULIE M. ATWOOD, )  
 )  
Plaintiff, )  
 )  
vs. ) No. 15-2-01914-4  
 )  
MISSION SUPPORT ALLIANCE, LLC, )  
STEVE YOUNG, an individual, and DAVID )  
RUSCITTO, an individual, )  
 )  
Defendants. )  
\_\_\_\_\_ )

DEPOSITION OF BEN LINDHOLM

Taken at the instance of the Defendants

March 24, 2017  
10:30 a.m.  
1030 North Center Parkway  
Kennewick, Washington

BRIDGES REPORTING & LEGAL VIDEO  
Certified Shorthand Reporters  
1030 North Center Parkway  
Kennewick, Washington 99336  
(509) 735-2400 - (800) 358-2345

1 BE IT REMEMBERED that the deposition of BEN  
2 LINDHOLM was taken in behalf of the Defendants pursuant  
3 to the Washington Rules of Civil Procedure before William  
4 J. Bridges, Certified Shorthand Reporter for Washington,  
5 on Friday, the 24th day of March, 2017, at the offices of  
6 Bridges Reporting, 1030 North Center Parkway, Kennewick,  
7 Washington, commencing at the hour of 10:30 a.m.

8  
9 APPEARANCES:

10  
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25 Also present: JULIE M. ATWOOD

1 (BEN LINDHOLM, called as a witness by the  
2 Defendants, being first duly sworn to tell the truth, the  
3 whole truth and nothing but the truth, was examined and  
4 testified as follows:)

5  
6  
7 EXAMINATION

8  
9 BY MS. ASHBAUGH:

10 Q. Good morning, Mr. Lindholm. Am I pronouncing  
11 that correctly?

12 A. Yes.

13 Q. Can you please state your name, spell it for  
14 the record?

15 A. Benjamin, B-E-N J-A-M-I-N, Paul Lindholm,  
16 L-I-N D-H-O-L-M.

17 Q. And, Mr. Lindholm, what's your current  
18 address?

19 A. 406 South Louisiana Street, Kennewick,  
20 Washington 99336.

21 Q. And, Mr. Lindholm, off the record we talked a  
22 little bit about --

23 MS. ASHBAUGH: Actually, before we start  
24 I would like to make sure that I give Marla an  
25 opportunity to introduce herself for the record and who

1 general idea of what your job duties are?

2 A. I supervise -- I'm a GS-14, and I supervise  
3 GS-13 and below employees that work on acquisitions,  
4 contract change orders for the Department of Energy.

5 Q. Okay. And where did you work before going to  
6 DOE?

7 A. I was an independent consultant for my own  
8 business, BKM Construction.

9 Q. And how long were you an independent  
10 consultant for BKM Construction?

11 A. 10 years.

12 Q. And what did you do as an independent  
13 consultant?

14 A. I was hired by companies to oversee contracts  
15 for them, for task orders, training for Project Managers,  
16 working on independent assessments, bidding work for  
17 contractors.

18 Q. Okay. And did you do any work for Longenecker  
19 & Associates?

20 A. Yes. I was a senior consultant for them.

21 Q. And when did you do that work for, I'm just  
22 going to say L & A, it's a lot easier for me.

23 A. Yeah. I believe my contract started in two  
24 thousand -- October 1st of 2012, and ran until January  
25 25th, 2015.

1 Q. And what were you hired to do with L & A?

2 A. The first year I was with them, I was the  
3 Manager on Risk Analysis.

4 Q. Okay.

5 A. And the contract was with the Department of  
6 Energy.

7 Q. Okay.

8 A. Running their Risk Analysis Program.

9 Q. Okay.

10 A. The second year I was the Estimating Manager  
11 for the contract they had with the Department of Energy.

12 Q. So, in 2013 you were the Estimating Manager?

13 A. Yes.

14 Q. And did you serve in that role until January,  
15 I think you said 25th, 2015?

16 A. Yes, I did.

17 Q. And what did you do as an Estimating Manager?

18 A. I had dual roles.

19 Q. Okay.

20 A. From the time I started with Longenecker, I  
21 was a manager, taking care of the tasks, but also support  
22 for Ed Burkey, Project Manager. Don't ask me to spell  
23 that.

24 So, because in my previous consulting, I was  
25 the Vice-President, principal Project Manager for PAC, who

1 had the General Support Services Contract for eight years  
2 prior. So, when they lost the contract, I supported  
3 Longenecker in helping recruit resources, help them with  
4 the contractual relationships with DOE.

5 Q. Uh-huh.

6 A. Sort of as a support consultant, you know, for  
7 a new contract, as it transitioned from PAC to  
8 Longenecker.

9 Q. And why did you leave the contract with L & A  
10 in January, on January 25th, 2015?

11 A. I had an offer from DOE --

12 Q. Okay.

13 A. -- to take a permanent federal position as a  
14 cost estimator.

15 Q. Okay. So, the reason was you found  
16 alternative employment?

17 A. That led to -- Yes.

18 Q. Was there any other reason?

19 A. At the time with Longenecker, I had departed  
20 ways because I didn't see eye to eye with their  
21 philosophies.

22 Q. Okay.

23 A. And, so, I was searching for other work.

24 Q. Okay.

25 A. And I hadn't had the opportunity with DOE



1 prior to that. So, it was a good opportunity.

2 Q. Okay. And when you were with L & A, did you  
3 learn that Julie Atwood, after she had left MSA, had  
4 submitted her resumé for consideration on the federal DOE  
5 procurement for the General Services contract?

6 A. Can you explain that question?

7 Q. Sure. Did you ever learn that Julie Atwood  
8 had submitted her resumé for work on the GSSC, General  
9 Service Support Contract?

10 A. That's tricky. The question is very  
11 confusing.

12 MR. SHERIDAN: Let me object as vague.  
13 Please go ahead and answer, if you can.

14 THE WITNESS: I did know that she had  
15 turned in her resumé, but not during my time involved  
16 with looking for resources.

17 Q. (BY MS. ASHBAUGH:) Okay. So, you knew she  
18 had turned in her resumé, but not while you were looking  
19 for resources?

20 A. No.

21 Q. Okay. How did you learn that she had turned  
22 in her resumé?

23 A. I was told in an e-mail that she, after I  
24 provided the information to L & A, that they were going to  
25 go and talk to her.

1 Q. Okay.

2 A. And then I saw in an e-mail that she had

3 submitted her resumé as it was promised to me.

4 Q. Okay.

5 A. I never physically saw the resumé, though.

6 Q. Okay. So, you learned through an e-mail that

7 they were going to speak with her?

8 A. Yes.

9 Q. And who at L & I was going to speak with Ms.

10 Atwood, do you know?

11 A. The e-mail, if I recall correctly, was Klein,

12 who was a consultant for L & A, was going to meet with

13 Julie Atwood.

14 Q. Okay. Do you know if Klein ever did meet with

15 Ms. Atwood?

16 A. I do not.

17 Q. While you were working with L & A, I'm

18 assuming you had an understanding how the federal DOE

19 procurement process works?

20 A. Yes.

21 Q. Can you explain that to me?

22 A. Sure. We are under a DOE GSA schedule

23 contract, so we were selected as one of the pre-selected

24 contractors.

25 Q. Okay.

1           A.       At the time that we are talking about, there  
2       were three other contractors, and they would go out with a  
3       general task order to all companies that are approved to  
4       provide resources.

5           Q.       Uh-huh.

6           A.       They'd get a Scope of Work, with the  
7       requirements, education, work, everything. And then a  
8       very general Scope of Work.

9           Q.       Okay.

10          A.       And we were to take our GSA schedule and  
11       determine a labor category that would fit that Scope of  
12       Work and propose a rate, and usually a discounted rate  
13       from our GSA schedule, and propose a rate to DOE, and the  
14       best value to the government would be awarded to the  
15       contractor they felt was the one they selected.

16          Q.       Okay.

17          A.       We did not -- We did not turn in resumés at  
18       the time of award.

19          Q.       Okay.

20          A.       That is not part of the valuation criteria of  
21       award.

22          Q.       And when somebody would like to do work  
23       through these contracts, how do they go about submitting  
24       their name, their resumé, that type of thing,  
25       individually?

1           A.       During this time?

2           Q.       Yes.

3           A.       I don't know how L & A did it.

4           Q.       You don't know how L & A did it?

5           A.       No. I can tell you from my experience with

6           PAC, we would search out, based on the scope, we would

7           know our area, which is Hanford.

8           Q.       Uh-huh.

9           A.       And then we would know who had been performing

10          those type of activities and had those skills. And we

11          would reach out and touch them, or contact them, excuse

12          me.

13          Q.       Okay.

14          A.       If we were not -- didn't have a good handle on

15          the scope, we would put out something on a website or a

16          company profile, looking for people, or use Monster.Com,

17          you know, to try to search for people with those type of

18          skill sets.

19          Q.       All right.

20          A.       And like I say, L & A used me as a consultant

21          only. So, I do not know their processes of how they did

22          that.

23          Q.       So, you weren't involved in reaching out to

24          individuals under the contract?

25          A.       I was.

1 Q. Oh, you were, for L & A?  
2 A. Yes.  
3 Q. Okay.  
4 A. As a consultant.  
5 Q. Okay. So, you were involved in the process.  
6 You were just involved as a consultant, reaching out to  
7 individuals who may be --  
8 A. They would ask me who these people were, and I  
9 would give them names.  
10 Q. Okay.  
11 A. But I wasn't -- I don't know their process  
12 typically of how they did things.  
13 Q. Okay.  
14 A. They would come to me, especially in Ms.  
15 Atwood, in that waste modeling one, and other ones, cost  
16 estimating, support, everything, it didn't matter what it  
17 was, they would say "Who is currently performing the  
18 work?"  
19 Q. Uh-huh.  
20 A. Ask me. If they didn't understand the Scope  
21 of Work, I would find out what the real key  
22 characteristics of it was. If I knew people from my past  
23 or from whatever, I would give them a set of names. And  
24 that's it.  
25 Q. Okay.

1           A.       I didn't interview people. I didn't do any of  
2 that.

3           Q.       You just provided the names?

4           A.       Yeah. And the true Scope of Work.

5           Q.       Okay. When they had a question on the true  
6 Scope of Work and what expertise may be needed?

7           A.       Yeah. And if they didn't understand the  
8 scope, because they are a very -- a consulting firm,  
9 doesn't have the expertise sometimes.

10          Q.       Uh-huh.

11          A.       So, they would rely on our input on the  
12 requirements needed.

13          Q.       Okay. And, so, you would submit potential, if  
14 you were asked, you would give them names. But is it your  
15 testimony that you don't know how they actually chose  
16 individuals?

17          A.       That's correct.

18          Q.       Okay. And do you know when you were working  
19 as a consultant with L & A, whether or not they proposed  
20 discounted labor rates?

21          A.       I do know that. And, yes, they did.

22          Q.       Okay. And did they also provide -- did they  
23 have defined labor categories from L & A's approved --

24          A.       Yes.

25          Q.       Were you involved at all with regards to when

1 responses from L & A would be due to DOE's requests?

2 A. Yes.

3 Q. How were you involved with that?

4 A. Every time they'd get a task order, it was  
5 sent to Ed Burkey. Ed Burkey would contact me, forward me  
6 the task order request that has the requirements, the  
7 Scope of Work, and when the proposal needed to be back in.

8 Q. Okay.

9 A. And then we would meet at the North Wind  
10 office, which is across from the Federal Building, and  
11 discuss the task orders or task order.

12 And they had a team that was made up of North  
13 Wind, PTNC, Synergistics. And Longenecker would get  
14 everybody together and discuss the task order, discuss if  
15 people had insight to this or if they had recommendations  
16 on how to approach it.

17 Q. Uh-huh.

18 A. And as a team everybody would provide input to  
19 Ed Burkey.

20 Q. And you were involved in those meetings, as  
21 well?

22 A. Yes. I was directly contracted with  
23 Longenecker, not with any of the contractors. It was very  
24 rare for Longenecker to have just their own consultant,  
25 and I was that. So, I was independent from all the other

1 team members.

2 Q. Okay. And if I understood your prior  
3 testimony, when L & A submitted responses to requests,  
4 they provided bids but no names associated with that?

5 A. That's correct.

6 Q. Okay.

7 A. That is the requirement from DOE.

8 Q. Okay.

9 A. Not just L & A. You do not submit resumés.

10 Q. You just submit rates?

11 A. Rate and labor category.

12 Q. Okay.

13 A. After you are awarded, then you have to submit  
14 resumés, more than one, for DOE to make the selection.

15 Q. Okay. And are they ever asked for, if they  
16 have a preferred candidate, anything like that?

17 A. With L & A, I did not -- I wasn't involved in  
18 those conversations.

19 Q. Okay.

20 A. So, I can't tell you yes or no on that.

21 Q. And, so, after the contract is awarded, then  
22 you submit a number of resumés -- a number of resumés are  
23 submitted to DOE, and then they select the person, is that  
24 how that works?

25 A. You can either submit one --



1 Q. Okay.

2 A. -- or multiple ones.

3 Q. Okay.

4 A. But they have to be within the bid rate that

5 you propose. So, don't send a resumé that does not fit

6 that range.

7 Q. Right. So, if somebody has a bid rate of 200

8 and you submitted a bid that says we did this work for

9 100 --

10 A. It ain't going to happen.

11 Q. It ain't going to work, right?

12 A. That's correct.

13 Q. During the time that we talked about a little

14 bit of the e-mail, where they were going to reach out to

15 Ms. Atwood, did you bring forward Ms. Atwood's name to

16 L & A?

17 A. I did.

18 Q. And how did you go about contacting Ms. Atwood

19 or knowing Ms. Atwood was looking for work?

20 A. I never contacted her.

21 Q. And why did you forward her name?

22 A. Because that was one of the resources that was

23 provided who had previously done that type of work.

24 Q. Okay. So, you provided L & A with Ms.

25 Atwood's name?

1           A.       I did.

2           Q.       Did you provide L & A with other individuals'

3 names?

4           A.       No.

5           Q.       She was the only person you provided a name

6 for?

7           A.       Yep.

8           Q.       Do you know what rate Ms. Atwood had proposed?

9           A.       It wasn't my job function about rate, cost or

10 any of that.

11          Q.       Okay. Do you know whether L & A had a list of

12 people other than Ms. Atwood who were candidates to

13 perform her task?

14          A.       Yes, they did.

15          Q.       What list did they maintain, if you know?

16          A.       Can you clarify that?

17          Q.       I just asked if they had a list of people, of

18 other candidates other than Ms. Atwood. And you said yes.

19          A.       Yes.

20          Q.       Can you explain to me what you mean by a list?

21          A.       From my understanding, and from e-mail

22 traffic, there was three other candidates listed by name

23 that they felt was qualified for the same scope.

24          Q.       Okay.

25          A.       There was never any official list.

1 Q. Okay. I just want to make sure. I didn't  
2 know what that means.

3 A. Right.

4 Q. So, there was Ms. Atwood and three other  
5 candidates that you can recall?

6 A. True. I know two of the names, one was Joe  
7 Dolvary, and I think the other one was Mark Phillips.

8 Q. Okay. And given your role, you weren't aware  
9 of what contract rates they each had proposed?

10 A. No. But I sat in on interviews with those  
11 people.

12 Q. Okay. Interviews with Joe Dolvary and Mark  
13 Phillips?

14 A. Yes.

15 Q. And what interviews were done?

16 A. At the North Wind office.

17 Q. Okay.

18 A. They asked me to join them.

19 Q. Okay.

20 A. And I joined them.

21 Q. And what were the interviews for? Just to see  
22 if they could do the Scope of Work?

23 A. To see if I felt like they were qualified for  
24 the Scope of Work that was under the task.

25 Q. Okay. And were the rates discussed at that

1 time?

2 A. No.

3 Q. How are tasks under the GSSA contract

4 evaluated, if you know?

5 A. So, at the time -- At the time I didn't know.

6 Q. You didn't know at the time?

7 A. I do now.

8 Q. In your role with DOE?

9 A. That's correct.

10 Q. I will leave that alone, then. I was looking

11 during your role --

12 A. That's why I wanted to clarify that.

13 Q. I appreciate that. And, so, after you

14 forwarded Ms. Atwood's name, do you know if L & A had

15 reached out to her to ask her for her resumé?

16 A. All I know is that they were going to meet

17 with her.

18 Q. Okay. And how do you know that?

19 A. E-mail.

20 Q. Someone told you that they were going to meet

21 with her?

22 A. Yeah, in the e-mail.

23 Q. And who was that? Klein --

24 A. He's a consultant like I was --

25 Q. Okay.

1           A.       -- for L & A. Keith Klein. I went blank real  
2 quick.

3           Q.       No. That's okay. I wasn't sure if Klein was  
4 like a company or was actually an individual.

5           A.       No, no. It was a person.

6           Q.       And Mr. Klein had told you that he was going  
7 to meet with Ms. Atwood?

8           A.       He did not personally. I had received an  
9 e-mail that was a chain e-mail --

10          Q.       Okay.

11          A.       -- from Ed Burkey. Ed forwarded it to me,  
12 just to let me know that they were meeting with Atwood to  
13 follow up on my bringing forward the name of somebody.

14          Q.       Okay.

15          A.       They tried to keep me apprised, that whatever  
16 I brought to them, that I was actually being heard.

17          Q.       That is a good process.

18          A.       Yeah.

19          Q.       So, Ms. Atwood submitted her resumé to you.  
20 Did you have any interactions with Ms. Atwood after that?

21          A.       None.

22          Q.       Do you know whether or not Ms. Atwood had  
23 submitted her name to other --

24                    There was three contractors that had the  
25 ability to bid on this work, correct?

1           A.       Yes.

2           Q.       Do you know if Ms. Atwood had submitted her  
3       résumé to any of those?

4           A.       I do not. I'm going to clarify.

5           Q.       Okay.

6           A.       I know it's very common practice that they do.

7           Q.       Okay. Do you know how L & I had reviewed  
8       proposed rates of people who had submitted their names?  
9       Do you know what they did once they got a group of four?

10          A.       Like going back, usually when they bid the  
11       work, they don't usually have a candidate.

12          Q.       Okay.

13          A.       Sometimes they do. So, in a lot of the cases  
14       they bid things without having an actual person in mind.  
15       And then they do, after they are awarded, they have like  
16       between seven and 10, 14 days to provide a résumé.

17          Q.       Okay.

18          A.       They have the candidates that they think might  
19       fit that. And then they look at interviewing. And then  
20       they look, and they ask for rates from these people. And  
21       then they determine whether they can accept the rate to  
22       pay them, versus a bid rate that they have.

23          Q.       Okay.

24          A.       And that is very common. And they do that  
25       that with every task order that I was involved in. But I

1 never sat there because I did not want to be a part of the  
2 financial part of it.

3 Q. Okay. Do you know who made the decision from  
4 L & A, on who would do the work under the GSSC contract in  
5 which Ms. Atwood's name was submitted?

6 MR. SHERIDAN: Objection, vague.

7 You can answer.

8 THE WITNESS: Can you repeat that  
9 question?

10 Q. (BY MS. ASHBAUGH:) Sure. Do you know who  
11 made the decision from L & A on who would do the work on  
12 the GSSA contract for which Ms. Atwood's name was  
13 submitted?

14 A. From my knowledge, I don't know who made the  
15 ultimate decision. But an e-mail from Ed Burkey to Linda  
16 Jarnagin, was from Ed Burkey, putting forward Joe  
17 Dolvary's name.

18 Q. And were you involved at all in the decision  
19 as to why Mr. Dolvary's name was submitted?

20 A. No.

21 Q. Okay. Do you know if there were any time  
22 constraints regarding that specific proposal for L & A?

23 A. What do you mean by "time constraint"?

24 Q. Like it was shorter in timeframe, versus other  
25 bid contracts like that?

1 STATE OF WASHINGTON )  
 ) ss.  
2 County of Benton )

3 I, William J. Bridges, do hereby certify that  
4 at the time and place heretofore mentioned in the caption  
5 of the foregoing matter, I was a Certified Shorthand  
6 Reporter for the State of Washington, and pursuant to RCW  
7 5.28.010, am authorized to administer oaths and  
8 affirmations in and for the State of Washington; that at  
9 said time and place I reported in stenotype all  
10 proceedings had in the foregoing matter; that thereafter  
11 my notes were reduced to typewriting and that the  
12 foregoing transcript consisting of 35 typewritten pages  
13 is a true and correct transcript of all such testimony  
14 adduced and proceedings had and of the whole thereof.

15 I further certify that I am herewith securely  
16 sealing the original deposition transcript and promptly  
17 delivering the same to Attorney Denise L. Ashbaugh.

18 Witness my hand at Kennewick, Washington, on  
19 this \_\_\_\_\_ day of March, 2017.

20

21

22

23

24

25

\_\_\_\_\_  
William J. Bridges  
CSR NO. 2421  
Certified Shorthand Reporter  
My commission expires: 11-1-17



# EXHIBIT 12

SUPERIOR COURT OF WASHINGTON FOR BENTON COUNTY

JULIE M. ATWOOD,

Plaintiff,

v.

MISSION SUPPORT ALLIANCE, LLC,  
STEVE YOUNG, an individual, and  
DAVID RUSCITTO, an individual,

Defendants.

No. 15-2-01914-4

**DEFENDANTS MISSION SUPPORT  
ALLIANCE, LLC'S AND STEVE  
YOUNG'S SUPPLEMENTAL  
DISCLOSURE OF LAY AND EXPERT  
WITNESSES**

Pursuant to the parties' agreement and the Court's Civil Case Schedule Order,  
Defendants Mission Support Alliance, LLC and Steve Young hereby submit the following  
list of possible lay and expert witnesses. Defendants reserve the right to supplement this  
list as discovery is ongoing.

1. Frank Armijo  
Lockheed Martin  
1902 W Freeway Street  
Grand Prairie, TX 75051.

Mr. Armijo is the former President of Mission Support Alliance, LLC and has  
knowledge of the facts and circumstances related to Plaintiff's allegations and Defendants'  
defenses in this case.

2. Julie M. Atwood  
Sheridan Law Firm  
c/o John P. Sheridan  
705 Second Avenue, #1200

1 Seattle, Washington 98101  
2 (206) 516-3800

3 Ms. Delannoy is a former Mission Support Alliance, LLC employee who is  
4 currently subcontracted to the Portfolio Management Group. Ms. Delannoy has knowledge  
5 of the facts and circumstances related to Plaintiff's allegations and Defendants' defenses in  
6 this case.

7 13. Christine DeVere  
8 Sheridan Law Firm  
9 c/o John P. Sheridan  
10 705 Second Avenue, #1200  
11 Seattle, Washington 98104  
12 (206) 381-5949

13 Ms. DeVere is a former employee of Mission Support Alliance, LLC. Ms. DeVere  
14 has knowledge of the facts and circumstances related to Plaintiff's allegations and  
15 Defendants' defenses in this case.

16 14. John Fountaine  
17 OSC Vocational Systems, Inc.  
18 To be contacted through Defendants' counsel:  
19 c/o Yarmuth Wilsdon PLLC  
20 Denise L. Ashbaugh  
21 Cristin Kent Aragon  
22 1420 Fifth Avenue, Suite 1400  
23 Seattle, Washington 98101  
24 (206) 516-3800

25 Mr. Fountaine will provide expert testimony regarding the Plaintiff's failure to  
26 adequately mitigate her damages and the reasonable amount of time it should have taken for  
to find alternate employment. A copy of Mr. Fountaine's resume is attached hereto.

15. Mark Frei  
Longenecker & Associates  
2514 Red Arrow Drive  
Las Vegas, Nevada 89135  
(702) 493-5636

1 Seattle, Washington 98101  
2 (206) 516-3800

3 Ms. Tanasse is a Lockheed Martin employee who is currently subcontracted to the  
4 Portfolio Management Group. Ms. Tanasse has knowledge of the facts and circumstances  
5 related to Plaintiff's allegations and Defendants' defenses in this case.

6 36. Steve Young  
7 c/o Yarmuth Wilsdon PLLC  
8 Denise L. Ashbaugh  
9 Cristin Kent Aragon  
10 1420 Fifth Avenue, Suite 1400  
11 Seattle, Washington 98101  
12 (206) 516-3800

13 Mr. Young is a defendant and an employee of Mission Support Alliance, LLC.  
14 Mr. Young has knowledge of the facts and circumstances related to Plaintiff's allegations  
15 and Defendants' defenses in this case.

16 In addition to the witnesses identified above, Defendants reserve the right to call as  
17 a witness at the time of trial any person listed on Plaintiff's primary witness disclosure, as  
18 well as Defendants' additional possible witness disclosures. Defendants further reserve the  
19 right to amend and supplement this witness list as discovery is ongoing.

20 DATED: February 1, 2017.

21 **YARMUTH WILSDON PLLC**

22 By Denise L. Ashbaugh by AB  
23 Denise L. Ashbaugh, WSBA No. 28512  
24 Cristin Kent Aragon, WSBA No. 39224  
25 1420 Fifth Avenue, Suite 1400  
26 Seattle, WA 98101  
Telephone: 206.516.3800  
Facsimile: 206.516.3888  
Email: [dashbaugh@yarmuth.com](mailto:dashbaugh@yarmuth.com)  
[caragon@yarmuth.com](mailto:caragon@yarmuth.com)

*Attorneys for Defendants Mission Support  
Alliance, LLC and Steve Young*

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on this date I served true and correct copies of the foregoing  
3 document upon the following, at the addresses stated below, via the method of service  
4 indicated:



6 John P. "Jack" Sheridan  
7 The Sheridan Law Firm, P.S.  
8 Hoge Building, Suite 1200  
9 705 Second Avenue  
10 Seattle, WA 98104  
11 Email: [jack@sheridanlawfirm.com](mailto:jack@sheridanlawfirm.com)

☒ Via Email  
☐ Via Federal Express  
☐ Via Hand Delivery  
☐ Via U.S. Mail

12 Stanley J. Bensussen, WSBA No. 3759  
13 Mission Support Alliance, LLC  
14 2490 Garlick Boulevard  
15 Richland, Washington 99352  
16 Email: [Stanley\\_J\\_Bensussen@rl.gov](mailto:Stanley_J_Bensussen@rl.gov)

☒ Via Email  
☐ Via Federal Express  
☐ Via Hand Delivery  
☐ Via U.S. Mail

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

19 Dated: February 1, 2017 at Seattle, Washington.

20   
21 Suzette Barber, Legal Assistant

***JOHN D. FOUNTAINE, M.A., C.R.C., C.C.M***

OSC Vocational Systems, Inc.  
10132 N.E. 185th Street  
Bothell, WA 98011  
Telephone: (425) 486-4040 x5223 Fax: (425) 486-8701  
[john@osc-voc.com](mailto:john@osc-voc.com)

**EDUCATION**

University of Northern Colorado, Greeley, Colorado, **Master's of Arts in Vocational Rehabilitation Counseling**, 1992

University of Northern Colorado, Greeley, Colorado, **Bachelor of Science in Human Rehabilitative Services**, 1991

Department of Human Resources Departmental Scholar Award recipient, 1991

**CERTIFICATIONS**

**Certified Rehabilitation Counselor** (C.R.C. #20725), Commission on Rehabilitation Counselor Certification, Martingale, Illinois

**Certified Case Manager** (C.C.M. #031550), Commission for Case Manager Certification, Martingale, Illinois

**Vocational Expert for the Social Security Administration** (BPA #0230), Seattle, Washington

**Registered Vocational Rehabilitation Counselor with Washington State Department of Labor and Industries**, (VRC #8602), Olympia, Washington

**Registered Vocational Rehabilitation Counselor with the State of Alaska Department of Labor, Workers' Compensation Division**, Anchorage, Alaska

**Certified Vocational Rehabilitation Counselor with the Oregon Workers' Compensation Division** (Certification #AJ0538)

**Registered Vocational Rehabilitation Counselor with the Department of Veterans Affairs** (Certification #346-465), Seattle, Washington

**EMPLOYMENT HISTORY**

**4/94 - Present:** OSC Vocational Systems, Inc., Bothell, Washington

**Rehabilitation Counselor/Case Manager**

- \* Provide vocational rehabilitation services as a subcontractor for Washington State Department of Labor & Industries and the State of Alaska Department of Workers Compensation, including case management, vocational assessment, vocational rehabilitation plan development, implementation and monitoring.
- \* Provide vocational rehabilitation services as a contract counselor for the Department of Veteran's Affairs, evaluating employment potential, independent living support, and service needs, for veterans with service-connected disabilities.
- \* Provide vocational assessments, recommendations and testimony for private attorneys in civil litigation cases in Washington State, California, Oregon, Alaska, and Hawaii.
- \* Provide expert opinion and testimony for the Social Security Administration Office of Hearings and Appeals in Washington State and Oregon.
- \* Complete specialized vocational research, including labor market access to local, state and national labor market information and assess injury impact on wage earning capacity.
- \* Administer and interpret psychometric testing materials.
- \* Assist clients with job development, resume preparation and placement.
- \* Life Care Planning.
- \* Case Management Services.

**Rehabilitation Counselor/Case Manager/Branch Manager, Skagit and Whatcom Counties: 4/94 - 4/98**

- \* Provide vocational rehabilitation services as a subcontractor for Washington State Department of Labor & Industries and the State of Alaska Department of Workers Compensation, including case management, vocational assessment, vocational rehabilitation plan development, implementation and monitoring.
- \* Provide vocational rehabilitation services as a contract counselor for the Department of Veteran's Affairs, evaluating employment potential, independent living support, and service needs, for veterans with service-connected disabilities.
- \* Provide vocational rehabilitation services for the Office of the City Attorney, City of Bellingham, Bellingham, Washington.
- \* Provide vocational assessments and recommendations for private attorneys in civil litigation cases in Washington State, Alaska, and Hawaii.
- \* Provide vocational expert opinions in civil litigations, arbitrations, and mediations.
- \* Provide vocational expert opinions for the Social Security Administration's Office of Hearings and Appeals Washington and Oregon, Washington State Board of Industrial Appeals, Washington State Court, and U.S. District Court in Seattle, WA, and Honolulu, Hawaii.
- \* Complete specialized vocational research, including labor market access to local, state and national labor market information and assess loss of wage earning capacity.
- \* Advise, coordinate and direct activities of Vocational Rehabilitation Counselors and Job Developers.
- \* Administer and interpret psychometric testing materials.
- \* Assist with job development, resume preparation and client placement.

**2/93 - 4/94:** Vocational Consulting, Inc., Tacoma, Washington

**Vocational Rehabilitation Counselor**

- \* Provided vocational rehabilitation services as a subcontractor for the Washington State Department of Labor & Industries.
- \* Evaluated qualifications for employability of injured worker and implementation of rehabilitation plans.
- \* Administered and interpreted psychometric testing materials.
- \* Assisted clients in job development, resume preparation and client placement.
- \* Completed specialized vocational research, including labor market access to local state and national labor market information and assessed loss of wage earning capacity.
- \* Assisted in the supervision of vocational rehabilitation counselor interns.

**5/92 - 8/92:** Center for Technical Assistance in Training, Greeley, Colorado

**Research Assistant - Master's Internship in Vocational Rehabilitation Counseling**

- \* Designed and implemented a community-based research study on disabled clients' satisfaction with employment.
- \* Implemented survey design, performed client interviews, analyzed research data, and completed written reports.

**5/91 - 12/91:** Schaffer Rehabilitation Center, Greeley, Colorado.

**Case Manager, Job Coach and Trainer - Internship for Bachelor of Science degree in Human Rehabilitation Services**

- \* Provided vocational rehabilitation counseling and job coaching to persons with severe disabilities.
- \* Duties included: skill development and client placement, psychometric testing, development of vocational rehabilitation plans, systematic instruction and evaluation, as well as training and supervision of job coaches.

**PERTINENT CONTINUING EDUCATION / PUBLICATIONS**

Fountaine, J. et al (2015) **Certification Standards of Professionals Coordinating Life Care Plans for Individuals Who Have Acquired Brain Injury**, Journal of NeuroRehabilitation, Sept 2015, 235 - 241. IOS Press.

Fountaine, J. et al (2015) **The Collateral Source Rule and the Affordable Care Act: Implications for Life Care Planning and Economic Damages**, Journal of Life Care Planning, Vol. 13, No. 3, 3-16. Athens, GA: Elliott & Fitzpatrick, Inc.

Guest lecturer, University of Washington Law School- Forensics class, **Vocational Rehabilitation, Case Management and Life Care Planning Expert Testimony**, William H. Gates Hall, March, 2014, Seattle, Washington.

Guest lecturer, University of Washington Law School- Forensics class, **Vocational Rehabilitation, Case Management and Life Care Planning Expert Testimony**, William H. Gates Hall, March, 2013, Seattle, Washington.

Guest lecturer, Seattle University School of Law - Forensics class, **Vocational Rehabilitation, Case Management and Life Care Planning Expert Testimony**, Sullivan Hall - Room 101, April, 2012, Seattle, Washington.

Fountaine J., et al; (Presenter) American Rehabilitation Economics Association (AREA) Conference, **Determining the Reasonableness of Past Medical Bills, and Case Manager/Life Care Plan Interactive with Economist**, Santa Barbara, CA, 9/30/11.

Fountaine, J., et al; (Presenter) American Rehabilitation Economics Association (AREA) Annual Conference 2011, **Determining the Reasonableness of Past Medical Bills**, Seattle, WA, 6/9/11.

Guest lecturer, Seattle University School of Law - Forensics class, **Vocational Rehabilitation, Case Management and Life Care Planning Expert Testimony**, Sullivan Hall - Room 101, April, 2011, Seattle, Washington.

Fountaine, J., et al; **Past Medical Bill Review: Who is Best Qualified to Determine the Reasonableness of Costs?**, Trial News, September 2010.

Guest lecturer, Seattle University School of Law - Forensics class, **Vocational Rehabilitation, Case Management and Life Care Planning Expert Testimony**, Sullivan Hall - Room 101, April, 2010, Seattle, Washington.

Speaker, **Preconference Thinking Outside the Box: Anatomy of a Case and Special Considerations, Part 3 of 3**, International Association of Rehabilitation Professionals (IARP) Conference October 29, 2009, Memphis, Tennessee.

Fountaine J., et al, (2009), **Bereavement and Mortality: A Methodology for Assessing Capacity and Functioning Following the Loss of a Spouse**, Journal of Life Care Planning, Vol. 7, No. 4, 163-179. Athens, GA: Elliott & Fitzpatrick, Inc.

Speaker, **“Worklife Expectancy and Life Expectancy Data, Methodology and Thinking Outside the Box – Effects on Earning Capacity Assessments and Life Care Plans,”** International Association of Rehabilitation Professionals (IARP), October 30, 2008, Weston Florida.

Fountaine, J. et al, (2008), Contributor to the **CDMS Study Guide, 5<sup>th</sup> Edition**. Athens, GA: Elliott & Fitzpatrick, Inc.

Fountaine, J. et al, (2007), Contributor to the **Workers’ Compensation Update**. Eau Claire, WI, Lorman Education Services.

Fountaine, J. et al, (2007), **Rules of Evidence vs. Professional Certifications: The Real Basis for Establishing Admissible Testimony by Rehabilitation Counselors and Case Managers**. The Rehabilitation Professional, Vol. 15, No. 4, 7-16. Athens, GA: Elliott & Fitzpatrick, Inc.

Speaker, **“Earning Capacity Data, Methodology and Thinking Outside the Box,”** International Association of Rehabilitation Professionals (IARP), 2007 National Conference, November 1, 2007, Las Vegas, Nevada.

Speaker, **“Applied Methodology in Vocational Rehabilitation,”** International Association of Rehabilitation Professionals (IARP), 2006 Washington Chapter Conference, September 30, 2006, Tacoma, Washington.



**PERTINENT CONTINUING EDUCATION / PUBLICATIONS (cont.)**

**"Conference for Advanced Studies in Forensic Rehabilitation,"** International Association of Rehabilitation Professionals (IARP), January 23-27, 2006, Montego Bay, Jamaica.

Fountaine, J. (2006). Contributor to **Methods and Protocols, Meeting the Criteria of General Acceptance and Peer Review Under Daubert and Kumho**. Athens, GA: Elliott & Fitzpatrick, Inc.

Fountaine, J. (2005). Contributor to **The Quick Desk Reference for Forensic Rehabilitation Consultants**. Athens, GA: Elliott & Fitzpatrick, Inc.

Speaker, **"Successful Handling Of Wrongful Death Cases in Washington,"** Lorman Educational Services, March 22, 2005, Seattle, Washington.

Speaker, **"Life Care Planning in Washington,"** Lorman Educational Services, October 14, 2004, Seattle, Washington.

Fountaine, J. et al, (2004), **The Efficacy of Professional Clinical Judgment: Developing Expert Testimony in Cases Involving Vocational Rehabilitation and Care Planning Issues**, Journal of Life Care Planning, Vol. 3, No. 3, 131-150. Athens, GA: Elliott & Fitzpatrick, Inc.

Speaker, Rehabilitation Association of Montana (R.A.M.), 2004 Spring Conference, April 29-30, Missoula, Montana.

Fountaine, J. & Petgrave, C., (2004), **Book Review**, Wolfesberger, W., The Future of Children with Significant Impairments: What Parents Fear and Want, and What They and Others May Be Able to Do About It, Journal of Life Care Planning, Vol. 3, No. 1, 55-56. Athens, GA: Elliott & Fitzpatrick, Inc.

Fountaine, J. (2002). Contributor to **Approaches to estimating lost earnings: Strategies for the rehabilitation consultant**. Athens, GA: Elliott & Fitzpatrick, Inc.

Fountaine, J. (2001). Contributor to **Comprehensive Study Guide for the examinations of Certification of Disability Management Specialist (CDMS), Case Manager Certification (CCM), Certified Life Care Planner (CLCP)**. Athens, GA: Elliott & Fitzpatrick, Inc.

**Issues in Forensic Rehabilitation**, Elliott & Fitzpatrick, Inc., September 28 & 29, 2000, New Orleans, LA.

**Vocational Rehabilitation and Counseling Contractor Training**, U.S. Department of Veterans Affairs, Vocational Rehabilitation Division, Seattle Washington, October, 1999

Speaker, **"Understanding Brain Injury,"** Washington State Convention and Trade Center, May 14, 1999, Seattle, Washington.

**Case Management By The Year 2000**, Western Regional Case Managers Meeting, May 1-3, 1998, Palm Springs, California.

Speaker, **"Emerging Vocational and Economic Issues in Legal Assessments,"** Whatcom County Bar Association, February 5, 1997, Bellingham, Washington.

**"Getting Started as a Vocational Expert,"** National Association of Rehabilitation Professionals in the Private Sector, Forensic Section Seminar, July 12-13, 1996, Snowbird Ski & Summer Resort, Salt Lake City, Utah.

**"Sailing Into the Future,"** Pacific Regional Conference sponsored by National Rehabilitation Association, June 6-8, 1996, Honolulu, Hawaii.

**"Moving Outside Your Comfort Zone,"** Vocational Expert Witness Seminar sponsored by National Association of Service Providers in Private Rehabilitation and National Rehabilitation Counseling Association, March 30, 1996, Tacoma, Washington.

**"Supervising in the Field of Vocational Rehabilitation,"** sponsored by National Association of Rehabilitation Professionals in the Private Sector, March 22 and 23, 1996, Tukwila, Washington.

**"The Use, Questioning, and Testimony of Vocational Experts,"** sponsored by Social Security Administration Office of Hearings and Appeals, October 20, 1995, Seattle, Washington.

**"Contractor Training,"** sponsored by Department of Veterans Affairs, Vocational Rehabilitation & Counseling Services, September 26, 1995, Seattle, Washington.

**"Job Modification Technology Fair,"** sponsored by Washington State Department of Labor and Industries, September 18, 1995, Olympia, Washington.

**"Contracted Provider Training,"** sponsored by Washington State Department of Labor and Industries, July 28, 1995, Olympia, Washington.

#### **AFFILIATIONS**

International Academy of Life Care Planners (IALCP)

International Association of Rehabilitation Professionals (IARP)

National Rehabilitation Association (NRA)

National Rehabilitation Counseling Association (NRCA)

Faculty Member, **Lorman Education Services**

Editorial Board Member, **Forensic Rehabilitation and Economics – A Journal of Debate and Discussion**

**John Fountaine  
Testimony List**

**OSC Vocational Systems, Inc.**

<b>From:</b>	<b>To:</b>					
1/1/2013	12/31/2016					
<b>Court case title</b>	<b>Docket #</b>	<b>Deposition / Testimony</b>	<b>Court/Location</b>	<b>Referrer</b>	<b>Client</b>	<b>Date</b>
Re: Rebecca Cates		Trial		Sherri M. Anderson	Cates, Rebecca	12-2016
Neda Goharkhay v. Sasan Yaghmaee	16-3-00158-4 SEA	Deposition		Wolfgang Anderson	Goharkhay v. Yaghmaee	12-2016
Ruth Jelinek v. American National Property & Casualty Co. dba Anpac Insurance Co.	2:15-CV-00779-RAJ	Trial	Western District Court of Seattle	David J. Balint	Jelinek, Ruth	11-2016
Steven R. & Nicole S. Newby v. Lowe's Home Ctr; First Choice of The Carolinas Inc.; John Doe Manufacturing Corp. & John Doe Installation Corp.	2:15-cv-01850-JCC	Deposition	Western District Court of Seattle	Terry P. Abeyta	Newby, Steven	11-2016
Re: Mendy Brockman		Trial	Denver District Court	Phillip B. Chupik	Brockman, Mendy	11-2016
Re: Reveriano Caballero Martinez		Hearing		Dale T. Wagner	Caballero Martinez, Reveriano	11-2016
Paul D. & Sheila J. Anderson v. Dennis B. Chase; Fedex Ground Package System Inc.	150900279	Deposition	Utah Third Judicial District Court of Salt Lake City	Michael A. Worel	Anderson, Paul/Sheila	10-2016
In Re: Shelley Cronan Chase	16 13931	Hearing	Board of Industrial Insurance Appeals	William H. Taylor	Chase, Shelley	10-2016
Shari & Mitchell Gillins v. Paul K. Gardner MD; Scott M. Larson MD and Intermountain Healthcare dba Utah Valley Regional Med Ctr.	150400088	Deposition	Utah Fourth Judicial District Court	Michael A. Worel	Gillins, Shari	10-2016
Cindy & Duane Dahl v. Karen McNeill DDS & John Doe McNeill; Karen McNeill DDS PLLC dba Smile Artistry	15-2-14406-5 SEA	Trial	King County Superior Court	Carl-Erich Kruse	Dahl, Cindy	10-2016
Nathan Lowman v. Jennifer & John Doe Wilbur; County Corner; Anacortes Hospitality Inc. dba Country Corner, Puget Sound Energy and County of Skagit	08-2-04958-1	Deposition	Snohomish County Superior Court	T. Jeffrey Keane	Lowman, Nate	10-2016
Ann Hofstetter-Sarton v. Wanda Dodd		Hearing	Clark County Superior Court	Gary M. Rusing	Dodd, Wanda	10-2016
Durham v. Hartford		Hearing		Rafael Edward Uruquiza	Durham, LeeAnna	08-2016

**John Fountaine  
Testimony List**

**OSC Vocational Systems, Inc.**

Court case title	Docket #	Deposition / Testimony	Court/Location	Referrer	Client	Date
Rickalan Curwood v. Christensen Inc.; KJS Company LLC, Ali M.&Sandra K. Raad & Christensen, Inc. v. J&S Masonry Inc.	14-2-03057-6 SEA	Deposition	King County Superior Court	Michael L. Jacobs	Curwood, Rickalan	08-2016
Judy&David Bloyer v. King-Cassidy Corp. & King Anderson LLC	15-2-20838-1	Trial	King County Superior Court	David T. Lyons	Bloyer, Judith	08-2016
Cindy & Duane Dahl v. Karen McNeill DDS & John Doe McNeill dba Smile Artistry	15-2-14406-5 SEA	Deposition	King County Superior Court	Carl-Erich Kruse	Dahl, Cindy	08-2016
Re: Barnes, Song		Deposition		Shaketta A. Denson	Barnes, Song	08-2016
Re: Barnes, Song		Deposition		Shaketta A. Denson	Barnes, Song	07-2016
The Assc. Of U. Physician dba UW Physicians v. Matthew Wayne&Jane Doe Michel v. State of WA dba WA Med Ctr & Jay T. Rubinstein MD, PhD	15-2-12001-8 SEA	Trial	King County Superior Court	Thomas R. Golden	Michel, Matt	06-2016
Allan A. Tabingo v. American Triumph LLC & American Seafood Co., LLC	15-2-17089-9 SEA	Deposition	King County Superior Court	Joseph S. Beard	Tabingo, Allan A.	06-2016
Ruth Jelinek v. American National Property&Casualty Co. dba Anpac Insurance Co.	2:15-CV-00779-RAJ	Deposition	Western District Court of Seattle	David Balint	Jelinek, Ruth	06-2016
Samuel Thompson v. Michael Cooper et al.	3AN-09-06600 CI	Trial	Third Judicial District of Alaska Superior Court at Anchorage	Matthew D. Regan	Thompson v. Central Plumbing	06-2016
Brian Hollins v. Richard&Jane Doe Zbaraschuk & Alexia&John Doe Zbaraschuk		Trial		Laurie Shiratori	Hollins, Brian	06-2016
Hal & Judy Brown v. Nicholas Okon DO & NW Stroke Solutions PLLC		Deposition		Tom D'Amore	Brown, Hal	06-2016
Ryan M. Pszonka et al v. Snohomish Co.; Tim Ward et al v. Snohomish Co. ; Gregory Regelbrugge et al v. WA State; Randi Lester&Robin Youngblood v. Snohomish Co.	14-2-18401-8 SEA	Deposition	King County Superior Court	Corrie Yackulic	OSO v. Snohomish Co.	05-2016
Re: Andrea Keenan		Trial		Fred Langer	Keenan, Andrea	05-2016

**John Fountaine  
Testimony List**

**OSC Vocational Systems, Inc.**

Court case title	Docket #	Deposition / Testimony	Court/Location	Referrer	Client	Date
Carlos Gutierrez v. Icicle Seafoods Inc.	15-2-06480-1SEA	Deposition	King County Superior Court	Fransisco Duarte	Gutierrez, Carlos	04-2016
The Assoc. Of U. Physician dba UW Physicians v. Matthew Wayne&Jane Doe Michel v. State of WA dba WA Med Ctr & Jay T. Rubinstein MD, PhD	15-2-12001-8 SEA	Deposition	King County Superior Court	Thomas R. Golden	Michell, Matt	04-2016
Judy&David Bloyer v. King-Cassidy Corp. & King Anderson LLC	15-2-20838-1	Deposition	King County Superior Court	David T. Lyons	Bloyer, Judith	03-2016
Adamson v. Port of Bellingham	14-2-00396-6	Trial	US Federal Court in Seattle	Seth A. Woolson	Adamson v. Port of Bellingham	03-2016
Sotero&Marco Ocampo Pedroza; Jermy T. Asmus & John C. Chang v. SFC Homes LLC; Bennett Custom Homes LLC, RDP Construction Inc., Iron Mountain Constructors LLC & CCI Construction Group LLC v. SFC Homes LLC v. CCI Construction Group LLC & Iron Mountain Constructors LLC.	12-2-37044-3 SEA	Deposition	King County Superior Court	Brad J. Moore	Chang, John	03-2016
In Re the marriage of Monika Christine Horn & Joerg-Thomas Pfennig	15-3-00620-1 SEA	Trial	King County Superior Court	Wolfgang Anderson	Horn, Monika Christine	02-2016
Nathan & Sherry Speer v. William Robin&Jane Doe Mers; Seahurst Pediatrics, PLLC; State Farm Mutual Automobile Insurance Co.	14-2-31340-3	Deposition	King County Superior Court	Thomas Bierlein	Speer, Nathan	02-2016
In Re: Davida Sbriglia	15 12864 & 15 12966	Hearing	Board of Industrial Insurance Appeals	James R. Walsh	Sbriglia, Davida	12-2015
Brandon Whitbeck v. Leonard B. Kolodychuk MD & Peacehealth Med Group-Whatcom, Ctr Orthopedics & Sports Medicine	14-2-010954	Deposition	Whatcom County Superior Court	Douglas R. Shepherd	Whitbeck, Brandon	12-2015
Re: Gerlyn Jaskey		Deposition		Aaron Denton	Jaskey, Gerlyn	11-2015
Andrea Erickson v. James Holstine DO & Peacehealth	13-2-01078-6	Trial	Whatcom County Superior Court	Douglas R. Shepherd	Erickson, Andrea	11-2015

**John Fountaine  
Testimony List**

**OSC Vocational Systems, Inc.**

Court case title	Docket #	Deposition / Testimony	Court/Location	Referrer	Client	Date
Bryan O. Johnson v. Nathan Stipe&Jane Doe; Cognizant Tech. Solutions Corp.aka Cognizant Tech. Solutions US Corp and/or Cognizant Tech. Solutions Svc. LLC	14-2-22885-6 SEA	Trial	King County Superior Court	Elizabeth M. Quick	Johnson, Bryan	10-2015
in Re: Robert Taylor	15 11261	Hearing	Board of Industrial Insurance Appeals	James R. Walsh	Taylor, Robert	10-2015
in Re: Lori Adams	15 10217	Hearing	Board of Industrial Insurance Appeals	James R. Walsh	Adams, Lori	09-2015
Aolani E. Glover v. State of WA dba Harborview Med Ctr & Lulu M. Gizaw, PA-C	10-2-35124-8 SEA	Trial	King County Superior Court	Thomas R. Golden	Glover, Aolani	09-2015
James A. Gotcher v. Inter-City Contractors Inc.	13-2-37148-1 SEA	Deposition	King County Superior Court	John Budlong	Gotcher, James	09-2015
Wynn & Suzanne Lolland v. State of WA; Mario A. Jimenez&Jane Doe Perez & Pedro&Jane Doe Lopez	14-2-25244-7KNT	Deposition	King County Superior Court	C. Steven Fury	Lolland, Wynn	08-2015
Bryan O. Johnson v. Nathan Stipe&Jane Doe; Cognizant Tech. Solutions Corp.aka Cognizant Tech. Solutions US Corp and/or Cognizant Tech. Solutions Svc. LLC	14-2-22885-6 SEA	Deposition	King County Superior Court	Suzanne Pierce	Johnson, Bryan	08-2015
Re: Sonya Cline		Trial	Portland, OR	Tom D'Amore	Cline, Sonya	08-2015
Re: Patricia Degan		Arbitration Testimony	JAMS	T. Jeffrey Keane	Degan, Patricia	08-2015
Joshua Joseph Allison v. State of Alaska Office of Children Services	4FA-14-01691 CI	Deposition	Alaska Fourth Judicial District Superior Court at Fairbanks	Aisha T. Bray	Allison, Joshua	07-2015
Re: Charles Pamplin		Trial		Tom D'Amore	Pamplin, Charles	07-2015
Re: Patricia Degan		Deposition		Mark A. Horey	Degan, Patricia	06-2015
Re: Susan Hass		Hearing		Bryan M. Donahue	Hass, Susan	05-2015
Re: Lynda S. Johnson	14 19677	Hearing	Board of Industrial Insurance Appeals	Dale T. Wagner	Johnson, Lynda	05-2015

**John Fountaine  
Testimony List**

**OSC Vocational Systems, Inc.**

Court case title	Docket #	Deposition / Testimony	Court/Location	Referrer	Client	Date
Cynthia Mead v. Legacy Health System; Legacy Good Samaritan Hospital & Medical Ctr & Hubert Leonard MD	0402-01947	Trial	Circuit Court of OR State for Multnomah County	Mark R. Bocci	Mead, Cynthia	04-2015
Aolani E. Glover v. State of WA dba Harborview Med Ctr & Lulu M. Gizaw, PA-C	10-2-35124-8 SEA	Deposition	King County Superior Court	Thomas Golden	Glover, Aolani	04-2015
Daniel A. & Jennifer Hutson v. Richard C. Rooney MD & David A. Paly MD	14-2-04560-3 KNT	Trial	King County Superior Court	Tyler Goldberg-Hoss	Hutson, Daniel	04-2015
Ashlie Chrowl v. Eugene Emergency Physicians, et al	1613-24125	Trial	Lane Co. Circuit Ct.	David K. Miller	Chrowl, Ashlie	04-2015
Christina Mettias and N.J.M v., USA	12-00527 ACK-KSC	Trial	District Court of Hawaii	Harry Yee	Mettias v. USA	03-2015
Lora Lynn Johnson v. Jon Leroy Johnson	12-3-00448-0	Trial	Whatcom County Superior Court	Greg Kosanke	Johnson, Jon	02-2015
Susan Camicia v. Howard S. Wright Construction & City of Mercer Island	07-2-29545-3	Deposition	King County Superior Court	John Budlong	Camicia, Susan	02-2015
Daniel A. & Jennifer Hutson v. Richard C. Rooney MD & David A. Paly MD	14-2-04560-3 KNT	Deposition	King County Superior Court	Tyler Goldberg-Hoss	Hutson, Daniel	02-2015
Re: Teresa J. Hellermann	14 10308 & 14 10406	Hearing	Board of Industrial Insurance Appeals	Dale T. Wagner	Hellermann, Teresa	01-2015
James R. Hausman v. Holland America Line et al & Hal Antillen NV	2:13-cv-00937-BJR	Deposition	Western District Court of Seattle	Asia N. Wright	Hausman, James	01-2015
Re: Aregash Gebru	13-2-35264-8	Trial	King County Superior Court	Eugene N. Bolin Jr.	Gebru, Aregash	01-2015
Kelli Carpenter v. Deming Surgical Associates.; Victor Cruz MD	2:14-cv-00064-JHC-SCY	Deposition	District Court of New Mexico	Adam T. Funk	Carpenter, Kelli	01-2015
Re: Aregash Gebru		Deposition		Eugene N. Bolin Jr.	Gebru, Aregash	12-2014
Gary&Florence McIntyre, guardian of D.A.M&L.A.M v. Harrison Med Ctr; Wes Sound Emergency; Christine Perry-Ockerman DO; Brett Johnson MD, So Sound Inpatient; Naushaba Marri MD; Rana Tan MD; Adv Med Imaging; Olympic Med Imaging; Howard Douds MD	13-2-09089-4	Deposition	Pierce County Superior Court	Thomas R. Golden	McIntyre, Gary	12-2014

**John Fountaine  
Testimony List**

**OSC Vocational Systems, Inc.**

Court case title	Docket #	Deposition / Testimony	Court/Location	Referrer	Client	Date
Christina Mettias and N.M v., USA	12-00527 ACK-KSC	Deposition	District Court of Hawaii	Mark Davis	Mettias v. USA	11-2014
Kavin C. Balfour v. Jay P. & Jane Doe Snowden	13-2-30829-1 SEA	Trial	King County Superior Court	Daniel McLafferty	Balfour, Kevin	11-2014
David Ivan Keith, personal rep of Estate of David Eugene Keith v. Cooper Tools Inc.	09-2-06445-6	Deposition	Snohomish County Superior Court	Rodney L. Umberger	Keith, David Eugene / Estate of	11-2014
Re: Cynthia Applegate	14 10441 & 14 16650	Deposition	Board of Industrial Insurance Appeals	Dale T. Wagner	Applegate, Cynthia	11-2014
Re: Linda Meyers		Hearing		William Taylor	Meyers, Linda	11-2014
Re: Rick Brunner	14 11084	Hearing	Board of Industrial Insurance Appeals	James R. Walsh	Brunner, Rick	10-2014
Re: Allen Pederson		Hearing		David W. Robinson	Pederson, Allen	10-2014
Lucy Weinrich & Floyd D. Smith v. State of Utah dba U of Utah Health Science Ctr.	120401412	Deposition	Third Judicial District Ct., West Jordan, Salt Lake Co., UT	Clark Newhall	Weinrich, Lucy	10-2014
Godfrey v. Ste. Michelle Wine Estates et al.	12-2-12968-7	Trial	Pierce County Superior Court	Robert Kornfeld	Godfrey, Rolfe	10-2014
Delia Tobon & Patricia Bahena, personal rep for Elias C. Tobon v. Columbia River Medical Ctr & Victor Brooks MD & City of Pasco	12-2-50466-3	Deposition	Franklin County Superior Court	Anthony A. Russo	Tobon, Elias	09-2014
Bradley Edmond Plumb & RuthAnne Dene Plumb v. Group Health of WA	12-2-04863-5	Deposition	Spokane County Superior Court	Craig Mason	Plumb, Bradley	08-2014
Rolfe & Kirstine Godfrey v. Ste. Michelle Wine Estates Ltd. dba Chateau Ste. Michelle & Saint Gobain Containers Inc.	12-2-12968-7	Deposition	Pierce County Superior Court	Robert Kornfeld	Godfrey, Rolfe	06-2014
Re: Terri Lyons		Deposition		Debra Toews	Lyons, Terri	06-2014
Andrea Erickson v. James Holstine DO & Peacehealth	13-2-01078-6	Deposition	Whatcom County Superior Court	Douglas R. Shepherd	Erickson, Andrea	05-2014
Philip Tucker & Toni Hotten v. Cascade General Inc. & USA	CV09-1491-AC	Trial	District Court for the District of Oregon, Portland Division	Gordon T. Carey Jr.	Tucker, Phillip	05-2014
Sean Fitzgerald v. Adam Shelby	132687	Trial	Circuit Court. of Columbia Co. OR	Dr. Aaron DeShaw Esq.	Fitzgerald, Sean	04-2014



**John Fountaine  
Testimony List**

**OSC Vocational Systems, Inc.**

Court case title	Docket #	Deposition / Testimony	Court/Location	Referrer	Client	Date
Re: Dickerson, Jessica (Minor)	11-2-00248-5 SEA	Trial	Whatcom County Superior Court	Douglas R. Shepherd	Dickerson, Jessica (Minor)	03-2014
Curtis Chavez v. Zurich American Insurance Co.	13-2-29725-6 SEA	Deposition	King County Superior Court	Karen Koehler	Chaves, Curtis	03-2014
Daniel Leinbach v. Ayaz Talantuli	11-2-42700-5 SEA	Trial	King County Superior Court	Stephen F. Frost	Leinbach, Daniel	02-2014
Re: Shawn Burwick	13 12675 & 13 17373 & 13 21971	Deposition	Board of Industrial Insurance Appeals	James R. Walsh	Burwick, Shawn L.	02-2014
Shawn L. Burwick	1312675 & 1317373 & 1321971	Deposition	Board of Industrial Insurance Appeals	James R. Walsh	Burwick, Shawn L.	01-2014
Re: Rani Thykkuttathill		Trial		Jean Magladry	Thykkuttathil, Rani	01-2014
Daniel Leinbach v. Ayaz Talantuli	11-2-42700-5 SEA	Deposition	King County Superior Court	Stephen F. Frost	Leinbach, Daniel	01-2014
Marcus W. Dill v City of Lynnwood Police Dept	12-2-04423-4	Trial	Snohomish County Superior Court	Stephen Monro	Dill, Marcus	12-2013
Jackson, Falcon S.	13 12661	Hearing	Board of Industrial Insurance Appeals	James R. Walsh	Jackson, Falcon S.	12-2013
Re: Whitney et al v. USA		Deposition		Harry Yee	Whitney, et al v. USA	12-2013
Adam Brehm & Vanessa N. Brehm v. Washington Hanover LLC et al	12-2-05273-5 SEA	Deposition	King County Superior Court	Brad J. Moore	Brehm, Adam	12-2013
Re: Whitney et al v. USA		Deposition		Harry Yee	Whitney, et al v. USA	12-2013
Falcon, Jackson	13 12661	Deposition	Board of Industrial Insurance Appeals	William A. Garling	Jackson, Falcon S.	11-2013
Re: Michael Earl R.		Trial		Bruce R. Parker	Michael, Earl R.	11-2013
Anthony Dickerson & Julia Dickerson v. C. Shayne Mora MD, Bellingham Obstetric & Gynecologic Assc.	11-2-00248-5 SEA	Deposition	Whatcom County Superior Court	Douglas R. Shepherd	Dickerson, Jessica (Minor)	11-2013
Marcus W. Dill v City of Lynnwood Police Dept	12-2-04423-4	Deposition	Snohomish County Superior Court	Stephen Monro	Dill, Marcus	10-2013
Re: Pierre Bibbs		Deposition	Board of Industrial Insurance Appeals	James R. Walsh	Bibbs, Pierre	10-2013
Luis M. Castilla and Maria S. Castilla v Tricon enterprises, LLC	12-2-28531-4 KNT	Deposition	King County Superior Court	Brad Moore	Castilla, Luis A.	10-2013

**John Fountaine  
Testimony List**

**OSC Vocational Systems, Inc.**

Court case title	Docket #	Deposition / Testimony	Court/Location	Referrer	Client	Date
Re: Patrick Brown		Hearing	Board of Industrial Insurance Appeals	James R. Walsh	Brown, Patrick	10-2013
Joshua Bordo v Shinn Mechanical, Inc	12-2-12995-9 KNT	Trial	King County Superior Court	Robert B. Kornfeld	Bordo, Joshua	07-2013
Brian A. Melotte, as Guardian Ad Litem for Sophia A. Sanchez v Toppenish School District No. 202	10-2-02378-9	Deposition	Yakima County Superior Court	Terry Abeyta	Sanchez, Sophia	07-2013
Benjamin L. Austin v F/V Southeast, LLC	12-2-01908-8 SEA	Deposition	King County Superior Court	Joseph Stacey	Austin, Ben	07-2013
Marilyn T. Reynolds v King County	12-2-11308-4-SEA	Deposition	King County Superior Court	Michael Myers	Reynolds, Marilyn	07-2013
Linh Luu v Phu V. Doan	11-2-08415-9KNT	Trial	King County Superior Court	Roberto Diaz-Luong	Luu, Linh	07-2013
John Michael McCormick and Candace McCormick v Micah Lagerway	10-2-00609-1	Trial	Whatcom County Superior Court	Edward S. Alexander	McCormick, John 'Mike' M.	04-2013
Rani Thykkuttathil & Ryan Wellman	2:12-cv-01749-RSM	Deposition	US District Court Western District Court of Washington at Seattle	Jean Magladry	Thykkuttathil, Rani	03-2013
Richard Davis v Timothy Beaver	11-2-25739-8 KNT	Trial	King County Superior Court	C. Steven Fury	Davis, Richard	03-2013
Re: Darald D. George	12-13668	Hearing	Board of Industrial Insurance Appeals	Zachary Herschensohn	George, Darald	03-2013
Stephen Cantu v Bleyke Danielson	12-2--00193-1	Deposition	Island County Superior Court	Riley D. Lee	Cantu, Steve	02-2013
John Michael McCormick and Candace McCormick v Micah Lagerway	10-2-00609-1	Deposition	Whatcom County Superior Court	Edward S. Alexander	McCormick, John 'Mike' M.	02-2013
Elizabeth Armintrout		Trial		Sherri M. Anderson	Armintrout, Elizabeth	01-2013
Raul Amavisca v I-Flow, LLC	2:11-CV-1628-CV	Deposition	United States District Court for Western WA District	Corrie Yackulic	Amavisca, Raul	01-2013

# EXHIBIT 13

SUPERIOR COURT OF WASHINGTON FOR BENTON COUNTY

JULIE M. ATWOOD,

Plaintiff,

v.

MISSION SUPPORT ALLIANCE, LLC,  
STEVE YOUNG, an individual, and  
DAVID RUSCITTO, an individual,

Defendants.

No. 15-2-01914-4

**DEFENDANTS MISSION SUPPORT  
ALLIANCE, LLC'S AND STEVE  
YOUNG'S SECOND  
SUPPLEMENTAL DISCLOSURE OF  
LAY AND EXPERT WITNESSES**

Pursuant to the parties' agreement and the Court's Civil Case Schedule Order, Defendants Mission Support Alliance, LLC and Steve Young hereby submit the following list of possible lay and expert witnesses. Defendants reserve the right to supplement this list as discovery is ongoing.

1. Frank Armijo  
Lockheed Martin  
1902 W Freeway Street  
Grand Prairie, TX 75051.

Mr. Armijo is the former President of Mission Support Alliance, LLC and has knowledge of the facts and circumstances related to Plaintiff's allegations and Defendants' defenses in this case.

2. Julie M. Atwood  
Sheridan Law Firm  
c/o John P. Sheridan  
705 Second Avenue, #1200

1 12. Neil Corrigan  
2 c/o Yarmuth Wilsdon PLLC  
3 Denise L. Ashbaugh  
4 Cristin Kent Aragon  
5 1420 Fifth Avenue , Suite 1400  
6 Seattle, Washington 98101  
7 (206) 516-3800

8 Mr. Corrigan is an employee for Mission Support Alliance, LLC. Mr. Corrigan may  
9 have knowledge of the facts and circumstances related to Plaintiff's allegations and  
10 Defendants' defenses in this case.  
11

12 13. Linda Delannoy  
13 c/o Yarmuth Wilsdon PLLC  
14 Denise L. Ashbaugh  
15 Cristin Kent Aragon  
16 1420 Fifth Avenue , Suite 1400  
17 Seattle, Washington 98101  
18 (206) 516-3800

19 Ms. Delannoy is a former Mission Support Alliance, LLC employee who is  
20 currently subcontracted to the Portfolio Management Group. Ms. Delannoy has knowledge  
21 of the facts and circumstances related to Plaintiff's allegations and Defendants' defenses in  
22 this case.  
23

24 14. Christine DeVere  
25 Sheridan Law Firm  
26 c/o John P. Sheridan  
705 Second Avenue, #1200  
Seattle, Washington 98104  
(206) 381-5949

Ms. DeVere is a former employee of Mission Support Alliance, LLC. Ms. DeVere  
has knowledge of the facts and circumstances related to Plaintiff's allegations and  
Defendants' defenses in this case.

15. John Fountaine  
OSC Vocational Systems, Inc.  
To be contacted through Defendants' counsel  
c/o Yarmuth Wilsdon PLLC  
Denise L. Ashbaugh

1 Cristin Kent Aragon  
2 1420 Fifth Avenue, Suite 1400  
3 Seattle, Washington 98101  
4 (206) 516-3800

5 Mr. Fontaine will provide expert testimony regarding Plaintiff's failure to  
6 adequately mitigate her damages and the reasonable amount of time it should have taken for  
7 her to find alternate employment. Mr. Fontaine will opine that given Plaintiff's  
8 experience, she should have been able to find new employment in her field of work within  
9 three to six months following the end of her MSA employment. He will testify regarding  
10 jobs that are currently available for which Plaintiff is qualified. He will also testify that  
11 Plaintiff's job search to date is inadequate and does not represent a reasonable job search,  
12 given Plaintiff's field of work and level of experience. Mr. Fontaine will further testify  
13 regarding what a reasonable job search for Plaintiff would entail given her experience and  
14 field of work. A copy of Mr. Fontaine's resume was previously provided.

15 16. Mark Frei  
16 Longenecker & Associates  
17 2514 Red Arrow Drive  
18 Las Vegas, Nevada 89135  
19 (702) 493-5636

20 Mr. Frei is an employee of Longenecker & Associates. Mr. Frei may have  
21 knowledge of the facts and circumstances related to Plaintiff's allegations regarding her  
22 application for employment with Longenecker & Associates and Defendants' defenses  
23 regarding that matter.

24 17. Juliett Gaffney  
25 c/o Yarmuth Wilsdon PLLC  
26 Denise L. Ashbaugh  
Cristin Kent Aragon  
1420 Fifth Avenue , Suite 1400  
Seattle, Washington 98101  
(206) 516-3800

1 Seattle, Washington 98101  
2 (206) 516-3800

3 Ms. Tanasse is a Lockheed Martin employee who is currently subcontracted to the  
4 Portfolio Management Group. Ms. Tanasse has knowledge of the facts and circumstances  
5 related to Plaintiff's allegations and Defendants' defenses in this case.


6 38. Steve Young  
7 c/o Yarmuth Wilsdon PLLC  
8 Denise L. Ashbaugh  
9 Cristin Kent Aragon  
10 1420 Fifth Avenue, Suite 1400  
11 Seattle, Washington 98101  
12 (206) 516-3800

13 Mr. Young is a defendant and an employee of Mission Support Alliance, LLC.  
14 Mr. Young has knowledge of the facts and circumstances related to Plaintiff's allegations  
15 and Defendants' defenses in this case.

16 In addition to the witnesses identified above, Defendants reserve the right to call as  
17 a witness at the time of trial any person listed on Plaintiff's primary witness disclosure, as  
18 well as Defendants' additional possible witness disclosures. Defendants further reserve the  
19 right to amend and supplement this witness list as discovery is ongoing.

20 DATED: March 23, 2017.

21 **YARMUTH WILSDON PLLC**

22 By   
23 Denise L. Ashbaugh, WSBA No. 28512-  
24 Cristin Kent Aragon, WSBA No. 39224  
25 1420 Fifth Avenue, Suite 1400  
26 Seattle, WA 98101  
Telephone: 206.516.3800  
Facsimile: 206.516.3888  
Email: [dashbaugh@yarmuth.com](mailto:dashbaugh@yarmuth.com)  
[caragon@yarmuth.com](mailto:caragon@yarmuth.com)

*Attorneys for Defendants Mission Support  
Alliance, LLC and Steve Young*

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**CERTIFICATE OF SERVICE**

I hereby certify that on this date I served true and correct copies of the foregoing document upon the following, at the addresses stated below, via the method of service indicated:


John P. "Jack" Sheridan  
The Sheridan Law Firm, P.S.  
Hoge Building, Suite 1200  
705 Second Avenue  
Seattle, WA 98104  
Email: [jack@sheridanlawfirm.com](mailto:jack@sheridanlawfirm.com)

- ☒ Via Email  
☐ Via Federal Express  
☐ Via Hand Delivery  
☐ Via U.S. Mail

Stanley J. Bensussen, WSBA No. 3759  
Mission Support Alliance, LLC  
2490 Garlick Boulevard  
Richland, Washington 99352  
Email: [Stanley\\_J\\_Bensussen@rl.gov](mailto:Stanley_J_Bensussen@rl.gov)

- ☒ Via Email  
☐ Via Federal Express  
☐ Via Hand Delivery  
☐ Via U.S. Mail

Dated: March 23, 2017 at Seattle, Washington.

  
Suzette Barber, Legal Assistant



# EXHIBIT 14

1  
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8 SUPERIOR COURT OF WASHINGTON FOR BENTON COUNTY

9 JULIE M. ATWOOD,

10 Plaintiff,

11 v.

12 MISSION SUPPORT ALLIANCE, LLC,  
13 STEVE YOUNG, an individual, and  
14 DAVID RUSCITTO, an individual,

Defendants.

No. 15-2-01914-4

DEFENDANT MISSION SUPPORT  
ALLIANCE'S **OBJECTIONS AND  
RESPONSES** TO PLAINTIFF'S  
FOURTH SET OF INTERROGATORIES  
AND REQUESTS FOR PRODUCTION  
OF DOCUMENTS TO DEFENDANT  
MISSION SUPPORT ALLIANCE, LLC

15  
16 **INTERROGATORIES**

17 **INTERROGATORY NO. 22:** Please identify all facts and circumstances  
18 surrounding Mr. Beyers' email dated September 6, 2013, wherein he instructs Christine  
19 DeVere, Cynthia Protsman and Juliet Rohrer to "stop all investigation and interview  
20 activity related to Portfolio Management until further notice." Your answer should include  
21 but not be limited to the reasons for such directive.

22 **ANSWER:** MSA responds that Mr. Beyers's temporary instruction in his September  
23 6, 2013 email to Christine DeVere, Cynthia Protsman, and Juliet Rohrer was made to ensure  
24 that MSA management understood the scope of the investigation of the anonymous  
25 complaint dated August 13, 2013, given the fact that Ms. DeVere unilaterally inserted  
26 herself into the investigation, to make sure that Mr. Jensen's group covered the topics of

1                   **REQUEST FOR PRODUCTION NO. 162:**           Please produce all documents  
2 which any expert or potential expert has consulted or reviewed as a result or in preparation  
3 of this litigation.

4                   **RESPONSE:** MSA objects to the extent this request seeks documents from  
5 “potential experts” in violation of the Civil Rules. Subject to and without waiving that  
6 objection, other than deposition transcripts, all documents MSA has provided to its experts  
7 have been previously produced in this case.

8  
9                   **REQUEST FOR PRODUCTION NO. 163:**           Please produce all EEO-1  
10 reports prepared by Defendant during the relevant time period herein.

11                   **RESPONSE:** MSA objects that this request seeks documents that are irrelevant and  
12 not reasonably calculated to lead to the discovery of admissible evidence. MSA objects that  
13 this request is overly broad as to time period.

14  
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16  
17                   **REQUEST FOR PRODUCTION NO. 164:**           Please provide all documents  
18 showing costs billed to the U.S. Government for services provided by Steve Young, and all  
19 costs billed to the U.S. Government for expenses charged by Steve Young.

20                   **RESPONSE:** MSA objects that this request seeks documents that are irrelevant and  
21 not reasonably calculated to lead to the discovery of admissible evidence. MSA objects that  
22 this request is vague and ambiguous, and overly broad as to time period. MSA further  
23 objects that this request is overly broad and unduly burdensome.

24  
25                   **REQUEST FOR PRODUCTION NO. 165:**           Please provide all documents  
26 showing costs paid by the U.S. Government for services provided by Steve Young, and all

1 the attorney-client privilege or work-product doctrine. MSA further objects to the extent  
2 this request seeks a “dress rehearsal” of trial. *Weber v. Biddle*, 72 Wn.2d 22 (1967) (“[I]t is  
3 improper to ask a party to state evidence upon which he intends to rely to prove any fact or  
4 facts”). Subject to and without waiving those objections, MSA responds that it has  
5 requested hard copy documents from, and has run searches on, key custodians’ computers  
6 for non-privileged responsive documents in MSA’s possession, custody, or control and has  
7 previously produced all such documents.

8  
9  
10 DATED this 13th day of February, 2017.

11 **YARMUTH WILSDON PLLC**

12 By s/ Cristin Kent Aragon

13 Denise L. Ashbaugh, WSBA No. 28512

14 Cristin Kent Aragon, WSBA No. 39224

15 1420 Fifth, Suite 1400

16 Seattle, WA 98101

17 Telephone: 206.516.3800

18 Facsimile: 206.516.3888

19 Email: [dashbaugh@yarmuth.com](mailto:dashbaugh@yarmuth.com)

20 [caragon@yarmuth.com](mailto:caragon@yarmuth.com)

21 By s/ Stanley J. Bensussen

22 Stanley J. Bensussen, WSBA No. 3759

23 Mission Support Alliance, LLC

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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on this date I served true and correct copies of the foregoing  
3 document upon the following, at the addresses stated below, via the method of service  
4 indicated:

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

16 Dated: February 13, 2017 at Seattle, Washington.

17 s/ Cristin Kent Aragon  
18 Cristin Kent Aragon  
19  
20  
21  
22  
23  
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25  
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