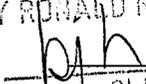


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No. 80396-0

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**SUPREME COURT
OF THE STATE OF WASHINGTON**


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FUTUREWISE, EVERGREEN ISLANDS, and SKAGIT AUDUBON
SOCIETY,

Respondents,

WASHINGTON STATE DEPARTMENT OF COMMUNITY, TRADE
AND ECONOMIC DEVELOPMENT, and WASHINGTON STATE
DEPARTMENT OF ECOLOGY,

Respondent/Intervenors,

v.

WESTERN WASHINGTON GROWTH MANAGEMENT HEARINGS
BOARD, an agency of the State of Washington,

Plaintiff,

CITY OF ANACORTES,

Appellant,

WASHINGTON PUBLIC PORTS ASSOCIATION,

Appellant/Intervenor.

**THE FUTUREWISE PARTIES' JOINDER IN THE STATE
AGENCIES' ANSWER TO AMICUS CURIAE BRIEF OF
PACIFIC LEGAL FOUNDATION AND KITSAP ALLIANCE OF
PROPERTY OWNERS**

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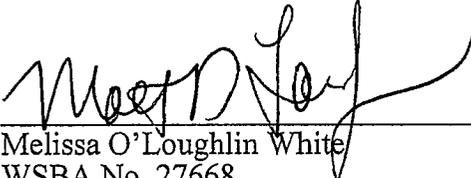
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Attorneys for Respondents

Futurewise, Evergreen Islands, and Skagit Audubon Society

Pursuant to RAP 10.1(e), Respondents Futurewise, Evergreen Islands, and Skagit Audubon Society (“the Futurewise Parties”) hereby join in the State Agencies’ Answer to Amicus Curiae Brief of Pacific Legal Foundation and Kitsap Alliance of Property Owners, and adopt by reference the analysis and argument therein.

DATED: November 20, 2007 COZEN O’CONNOR

By: 
Melissa O’Loughlin White
WSBA No. 27668
Matthew Taylor
WSBA No. 31938

Keith Scully
WSBA No. 28677
Tim Trohimovich
WSBA No. 22367

Attorneys for Respondents Futurewise,
Evergreen Islands, and Skagit Audubon
Society

DECLARATION OF SERVICE

Leslie Nii Yamashita states:

I am a citizen of the United States of America and a resident of the State of Washington, I am over the age of 21 years, I am not a party to this action, and I am competent to be a witness herein.

On this 20th day of November, 2007, I caused to be filed via electronic filing with the Supreme Court of the State of Washington the foregoing THE FUTUREWISE PARTIES' JOINDER IN THE STATE AGENCIES' ANSWER TO AMICUS CURIAE BRIEF OF PACIFIC LEGAL FOUNDATION AND KITSAP ALLIANCE OF PROPERTY OWNERS. Copies of said document were also served on the following parties as indicated below:

| Parties Served | Manner of Service |
|---|---------------------------|
| <i>Counsel for Appellant City of Anacortes:</i> | () Via Legal Messenger |
| Ian S. Munce, Anacortes City Attorney | () Via Overnight Courier |
| Anacortes Municipal Building | () Via Facsimile |
| PO Box 547 | (X) Via U.S. Mail |
| Anacortes, WA 98221-0547 | (X) Via Email |
| | |
| P. Stephen DiJulio | () Via Legal Messenger |
| Susan Elizabeth Drummond | () Via Overnight Courier |
| Foster Pepper, PLLC | () Via Facsimile |
| 1111 Third Avenue, Suite 3400 | (X) Via U.S. Mail |
| Seattle, WA 98101 | (X) Via Email |

| Parties Served | Manner of Service |
|--|--|
| <p><i>Counsel for Plaintiff Western Washington Growth Management Hearings Board:</i> Martha Lantz, Assistant Attorney General Licensing and Administrative Law Div. Office of the Attorney General PO Box 40110 Olympia, WA 98504-0110</p> | <p>() Via Legal Messenger () Via Overnight Courier () Via Facsimile (X) Via U.S. Mail (X) Via Email</p> |
| <p><i>Counsel for Respondents Futurewise, Evergreen Islands, and Skagit Audubon Society:</i> Keith Scully Tim Trohimovich Futurewise 814 Second Avenue, Suite 500 Seattle, WA 98104</p> | <p>() Via Legal Messenger () Via Overnight Courier () Via Facsimile (X) Via U.S. Mail (X) Via Email</p> |
| <p><i>Counsel for Appellant/Intervenor Washington Public Ports:</i> Eric S. Laschever Steve J. Thiele Stoel Rives LLP 600 University Street, Suite 3600 Seattle, WA 98101-3197</p> | <p>() Via Legal Messenger () Via Overnight Courier () Via Facsimile (X) Via U.S. Mail (X) Via Email</p> |

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Rec. 11-20-07

Please note that any pleading filed as an attachment to e-mail will be treated as the original. Therefore, if a filing is by e-mail attachment, it is not necessary to mail to the court the original of the document.

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From: Yamashita, Leslie Nii [mailto:LNii@cozen.com]

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To: OFFICE RECEPTIONIST, CLERK

Cc: White, Melissa O'Loughlin; Taylor, Matthew D.

Subject: No. 80396-0; Futurewise, et al. v. City of Anacortes, et al. - Objection to Motion for Leave to File Amicus Curiae Brief

Please find attached in PDF format Respondents The Futurewise Parties' Joinder in the States Agencies' Answer to Amicus Curiae Brief of Pacific Legal Foundation and Kitsap Alliance of Property Owners, which we would request be filed among the papers of Supreme Court Case No. 80396-0; Futurewise, et al. v. City of Anacortes, et al. This document is submitted by Matthew Taylor, WSBA No. 31938, phone: (206) 340-1000, email: mtaylor@cozen.com.

Thank you for your attention to this matter.

<<Futurewise Parties' Joinder in State Agencies' Answer to Amicus Curiae Brief.pdf>>

Leslie Nii Yamashita, Legal Secretary
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Direct - (206) 373-7235
Main - (206) 340-1000

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