1 2 3 4	☐ EXPEDITE ☐ No hearing is set  √ Hearing is set Date: January 13, 2011 Time: 11 a.m. Judge/Calendar: Hon. Paula Casey/ Hon. Christopher Wickham		
5			
6	,	•.	
7 8	SUPERIOR COURT OF WASHINGTON FOR THURSTON COUNTY		
9	KENT L. and LINDA DAVIS; JEFFREY and SUSAN TRININ; and SUSAN MAYER, derivatively on behalf of OLYMPIA FOOD COOPERATIVE,	No. 11-2-01925-7 DECLARATION OF NANCY	
11	Plaintiffs,	KOPPELMAN OPPOSING DEFENDANTS' SPECIAL MOTION	
12	v.		
13 14 15 16 17	GRACE COX; ROCHELLE GAUSE; ERIN GENIA; T.J. JOHNSON; JAYNE KASZYNSKI; JACKIE KRZYZEK; JESSICA LAING; RON LAVIGNE; HARRY LEVINE; ERIC MAPES; JOHN NASON; JOHN REGAN; ROB RICHARDS; SUZANNE SHAFER; JULIA SOKOLOFF; and JOELLEN REINECK WILHELM,		
18	Defendants.		
19 20 21 22 23 24 25 26	I, Nancy Koppelman, declare under penalty of perjury of the laws of the State of Washington that the following statements are true and correct and based on personal knowledge:  1. I am over the age of 18, have knowledge of the facts set forth below, and am competent to testify thereto.  2. I am a professor of American studies and history at Evergreen State College in Olympia, Washington.		

- 3. I joined the Olympia Food Cooperative (the "Co-op") as a member in [], have remained a member of the Co-op since that time, and served at one time on the Board of Directors.
- 4. I am familiar with the enactment in July 2010 by the Board of a resolution to boycott and divest from Israel, which I believe was improper and unlawful.
- 5. Although it was given no advance notice of the Board's plans to vote on the proposal to boycott and divest from Israel, the Co-op community quickly caught wind of the Board's improper action. Prompt requests were made by certain Co-op members to rescind the resolution/policies, and the Board faced widespread criticism for its action. It soon became clear to me, however, that the Board had no intention of rescinding the resolution/policies.
- 6. As a result of the Board's improper and unlawful enactment of the Israel Boycott and Divestment resolution/policies, a number of Co-op members either cancelled their memberships or otherwise stopped shopping at the Co-op in protest. For example, in protest against the process by which the Board enacted the Israel Boycott and Divestment resolution/policies, I no longer shop at the Co-op. I am aware of numerous other Co-op members who take the same position.
- 7. At a meeting on or around August 12, 2010, two petitions were submitted to the Board of the Co-op requesting that the Israel Boycott and Divestment resolution/policies be rescinded, including mine. Together, these petitions contained the signatures of approximately 350 members of the Co-op. So far as I am aware, no action was ever taken by the Board in response to those petitions. In fact, it soon became clear to me that the Board had no intention of rescinding the resolution/policies.
- 8. Many present Co-op members who oppose the process by which the Board enacted the Israel Boycott and Divestment resolution/policies support the Plaintiffs in

2	
3	
4	
5	
6	
7	
8	
9	
5 6 7 8 9 10 11 12 13 14 15 16 17	
11	
12	
40	
IO	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	

their lawsuit against the Defendants. Although I am not a lawyer, I believe the Plaintiffs "fairly and adequately" represent those Co-op members.

Dated this 30th day of November, 2011.

Manay Koppelman

DECLARATION OF NANCY KOPPELMAN - Page 3

LAW OFFICES OF

MCNAUL EBIL NAWROT & HELGREN PLLC
600 University Street, Suite 2700

Seattle, Washington 98101-3143

(206) 467-1816

26