

01/04/2021 4:08:05 PM

Linda Myhre Enlow
Thurston County Clerk

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**STATE OF WASHINGTON
THURSTON COUNTY SUPERIOR COURT**

DEPARTMENT OF LABOR AND
INDUSTRIES OF THE STATE OF
WASHINGTON

Plaintiff,

v.

FOWLER NAT D. AND MARY M.
DBA FARM BOY DRIVE IN

Defendant.

NO. 20-2-02460-34

SECOND DECLARATION OF
LYNDSEY BANKS

I, Lyndsey Banks, declare under the penalty of perjury under the laws of the State of Washington that the following is true and correct:

1. I am over the age of eighteen and am otherwise competent to testify. I make these statements on personal knowledge and belief.
2. I am employed by the Department of Labor & Industries of the State of Washington, Division of Occupational Safety and Health (DOSH) as the Region 4 Compliance Manager. DOSH's Region 4 covers areas from the Columbia River north to Thurston, Mason, and Grays Harbor Counties, and from the Washington Coast east to Klickitat County.
3. As the Region 4 Compliance Manager, I am responsible for all compliance activities performed in the region under the Washington Industrial Safety and Health Act (WISHA). I manage a group of Compliance Safety and Health Officers (CSHOs) and

1 their supervisors. Among other things, the CSHOs perform WISHA inspections at
2 jobsites throughout the region. Inspections may be prompted by employee or citizen
3 complaints, or observations made by DOSH staff. Some inspections are also randomly
4 performed based on factors such as the business in which an employer is engaged and
5 the employer's history of on-the-job injuries and illnesses.

- 6 4. On January 1, 2021, Farm Boy posted on its Facebook page a flyer advertising a "Rally"
7 for January 4, 2021, at Farm Boy's location. The flyer states that "REBELLION TO
8 TYRANTS IS OBEDIENCE TO GOD," and indicates that "WE DO NOT FOLLOW
9 UNCONSTITUTIONAL COURT ORDERS." The flyer continues, "Join us for our civil
10 disobedience and grand re-opening at Farm Boy in defiance of these unconstitutional
11 court orders." A true and correct copy of the January 1, 2021 Facebook post is attached
12 hereto as Exhibit 1.

13
14 DATED this 4th day of January, 2021 in Olympia, Washington by:

15
16
17 
18 LYNDSEY BANKS

Exhibit 1

FARM BOY

RALLY 1/4 @ 2PM

3840 MAYTOWN RD SW, OLYMPIA



REBELLION TO TYRANTS IS OBEDIENCE TO GOD

Threat from the Judge in Farm Boy's court hearing:

“Violation of this order is a gross misdemeanor, and upon conviction shall be punished by a fine of not more than [\$10,000] or by imprisonment for not more than six months, or by both. Violation of this order may also subject the violator to Contempt of Court.”

WE DO NOT FOLLOW UNCONSTITUTIONAL COURT ORDERS

Join us for our civil disobedience and grand re-opening at Farm Boy in defiance of these unconstitutional court orders. Music, speeches, and food. They allow people to riot and to openly destroy property but they want to throw law abiding business owners in jail?

Our next court date is 1/5/21 (the next day), will they put us in jail?