

1 named a new agent and address, and renamed the Co-op as the Olympia Food
2 (“Fourteen Ounce Okie Dokie”) Cooperative. The Co-op was incorporated and its
3 articles amended in 1981 under the provisions of RCW 24.03 of the Washington
4 Nonprofit Corporation Act. The attachments are the current Articles and the 1981
5 amendments, which are the only amendments. There are no records that the Co-op
6 reorganized or attempted to reorganize at any time under the Co-op Act.

- 7 2. Under the Articles of Incorporation, the Co-op is a nonprofit corporation. The Co-
8 op is not a member-owned organization. A regular Co-op membership requires
9 payment of a one-time membership fee of \$5 plus total refundable dues of \$24, as
10 either a single one-time payment or in annual installments of \$6/year.

11 In the event of dissolution, the Articles direct that assets must be distributed in the
12 following priority:

- 13 a. All debts are to be satisfied.
14 b. The Board determines the non-profit organizations to which the Co-
op will donate its surplus funds.

- 15 3. The Co-op conducted its regular annual election of officers in November 2011,
16 after Plaintiffs filed their lawsuit. Though voter participation dropped off
17 considerably from the 2010 election, the same pattern as in 2010 recurred in the
18 November 2011 board election: All candidates who had stated a position in favor of
19 the Co-op’s resolution to boycott and divest from Israel won office, and all by
20 substantial margins over the opponents of BDS. See Exhs. B (Co-op’s
21 announcement of election results), C (Olympia BDS voter’s guide, posted at
22 <http://www.olympiabds.org/2011/co-op-board-election-2012-voters-guide.html>)

- 23 4. I searched all of the notes of staff meetings from 1993 through 2006, when the Co-

1 op began keeping electronic records, in an effort to find a record of a Phillip Morris
2 boycott. I was unable to find references to any such boycott. I did find a copy of
3 the proposal for the boycott of products from China. See Exh. D.

4 5. The staff meeting notes reflecting staff discussion of boycott proposals that I
5 reviewed contained no references to business or other entities that had honored any
6 of the boycott calls. The absence of recorded discussion held even in connection
7 with the proposal to boycott all products from Colorado, despite that proposal's
8 reference to three other co-op stores that had honoured the boycott, with varying
9 degrees of compliance. In the discussions of the proposal to boycott all Israeli
10 products, one staff member asked the question, "Is it nationally recognized?" This
11 was the sum total of all recorded staff interest in the extent to which any boycott
12 under consideration had actually been honoured.

13 6. Plaintiffs testify that they submitted to the Board two petitions signed by more than
14 350 members, demanding rescission of the resolution to boycott and divest from
15 Israel. They accuse the Board of failing to respond to the petitions. I was present
16 at Board meetings in August 2010 and after. No one presented the Board with any
17 petition for a membership vote. A single petition did come to the attention of
18 Board members during the August 11 2011 Member Forum, which failed to
19 provide the information and clarity required by the published procedure for such
20 petitions. A redacted copy of it is attached to this declaration as Exhibit E. In
21 addition to inadequate information to verify the petitioners' membership status, the
22 petition language was ambiguous, seeking not only rescission, but "community
23 discussion and community vote." The Bylaws vest authority in the Board to hold

1 only a membership vote, rather than a broader community vote. Our efforts to seek
2 clarification yielded only feedback that the *petition sponsors did not want a*
3 *membership vote*. As a result, I posted a notice on the Co-op's official blog
4 reiterating the Board's invitation to introduce a member-initiated ballot:

5 **Member Vote:** Representatives of the 'It's Our Co-op' group who
6 solicited signatures on a petition outside of the stores have told the Co-op Board
7 that the petition was not intended to trigger a member vote. However, any
8 member is welcome to propose a member initiated ballot process and should
9 contact the Co-op board to begin this process. (board@olympiafood.coop)

10 See attached Exhibit F. No one responded to the Board's call for a member-
11 initiated ballot. The Board's response to the threat to sue the Co-op by the
12 Plaintiffs' attorney included a reminder -- and renewal -- of our September 2010
13 solicitation for a member-initiated ballot. He responded by refusing, on behalf of
14 his clients, to exhaust the alternative avenue for resolution that is provided by the
15 Bylaws:

16 You respond as an alternative to litigation that our clients avail themselves of
17 "the member-initiated ballot process." This suggestion is not well taken. It is
18 the Board that failed to follow the procedural rules, and it is the Board's
19 responsibility to take remedial action. It is neither fair nor justified to impose
20 on our clients the burden of correcting errors that were not of their making.
21 Doing so would be tantamount to admitting the Israel Boycott and Divestment
22 policies resulted from legitimate Board action, as opposed to procedural
23 unfairness and disregard for the rules and principles of OFC. Our clients are
responsible for neither the Board's original misconduct nor its ongoing refusal
to take remedial action. They therefore respectfully refuse to take up your
proposal.

See Exhibit G (emphases in original).

7. In my declaration of November 1, 2011, ¶4 and Exh. A, I testified that Plaintiff
Kent Davis became a paid member of the Co-op in August 2010. Responsive
declarations of Kent and Linda Davis declare that they have both been Co-op

1 members continuously since December 2004, K. Davis decl. ¶3, or early 2005, L.
2 Davis decl. ¶3. To reconfirm the accuracy of my earlier declaration, I reviewed all
3 Co-op membership records for any records showing a membership status for Kent
4 Davis before August 2010. There are no such records. The first record of
5 membership status for Kent Davis is dated August 11, 2010, showing a payment of
6 the membership fee on that date. *Id.*

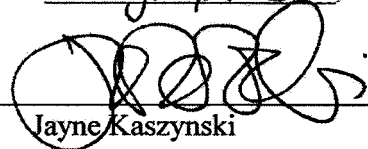
7 8. If the Co-op has a bad address for a member, with the result that the member's
8 status becomes inactive, the Co-op nevertheless continues to have a record of that
9 member's status. That record continues to show the member's full membership
10 data, active or inactive status, dues status, and a message to the effect that the
11 "address appears to be incorrect." Therefore, if Davis was a member before August
12 2010, the Co-op's database would have maintained a record of it.

13 9. The Co-op's membership records show active membership status for Linda
14 Sternhill Davis, the wife of Kent Davis, beginning on May 30, 2006. I reviewed
15 the Co-op's address records of Linda Davis and found her address to be identical to
16 the address on record for Kent Davis. I checked Linda Davis' address records
17 because Kent and Linda Davis theorized in their declarations that the Co-op had
18 made an error in recording Kent Davis' address for the nearly six years that
19 preceded the Co-op's first record of Kent's membership in August 2010. I also
20 checked the records in other ways to find possible misspellings that might have
21 caused an error, for both Kent and Linda Davis, and checked for entries in the
22 "notes" section of the membership records, where any irregularities in address or
23 membership status are recorded, finding no entries.

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

DATED this 15th day of December, 2011 at Olympia, Washington.

By 
Jayne Kaszynski

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LIST OF EXHIBITS

<u>Exhibit</u>	<u>Description</u>
A	Olympia Food Co-op Articles of Incorporation and Amendments
B	Co-op's announcement in its newsletter of November 2011 election results
C	Olympia BDS voter guide for November 2011 Co-op election
D	Proposal for boycott against products from China
E	Signature petition (redacted)
F	Notice soliciting member-initiated ballot posted to Co-op blog (September 26, 2010)
G	Robert M. Sulkin letter to Co-op board president Erin Genia (July 15, 2011)

EXHIBIT A

D-262238
FILE NUMBER

DOMESTIC



STATE OF WASHINGTON | DEPARTMENT OF STATE

I, **BRUCE K. CHAPMAN**, Secretary of State of the State of Washington and custodian of its seal, hereby certify that

ARTICLES OF INCORPORATION

of THE FOURTEEN OUNCE OKIE DOKE COOPERATIVE CLUB
a domestic corporation of Olympia, Washington,

was filed for record in this office on this date, and I further certify that such Articles remain on file in this office.

Filed at request of The Fourteen Ounce
Okie Doka Cooperative Club
Debra Lutz
2627 W. 9th St.
Olympia, WA 98502
NON-PROFIT

Filing and recording fee ... \$.....
License to June 30, 19..... \$.....
..... Excess pages @ 25¢ \$.....

Microfilmed, Roll No. 1369

Page 028 - 029

In witness whereof I have signed and have affixed the seal of the State of Washington to this certificate at Olympia, the State Capitol, December 9, 1976

BRUCE K. CHAPMAN
SECRETARY OF STATE

167269 DEC1076

ARTICLES OF INCORPORATION OF
THE FOURTEEN OUNCE OKIE DOKE COOPERATIVE CLUB

The undersigned, as incorporator of The Fourteen Ounce Okie Doke Cooperative Club, for the purpose of forming a corporation under the non profit laws 24.03 of the State of Washington, state:

I

The name of the corporation shall be The Fourteen Ounce Okie Doke Cooperative Club.

II

The term of existence shall be perpetual.

FILED

DEC 9 1976

III

The purpose for which the corporation is organized is as follows: To educate people concerning food, nutrition, and cooperative enterprises by providing healthy low-cost food in a cooperatively run, managed, and owned storefront.

SECRETARY OF STATE
STATE OF WASHINGTON

IV

The address of the initial registered office of the corporation shall be 2627 W. 9th. St., Olympia, Washington 98502

V

The name of the initial registered agent at the same address shall be Debra Lutz.

VI

The number of directors constituting the initial Board of Directors shall be three. The names and addresses of the persons who will serve as the initial directors are as follows:

- John Adams 1333 Overhulse Rd. Olympia, Washington 98502
- Carmela Courtney 1333 Overhulse Rd. Olympia, Washington 98502
- Fred Zell 1333 Overhulse Rd. Olympia, Washington 98502

VII

In the event of dissolution, the net assets are to be distributed to other non-profit organizations with similar interests and purposes as the Fourteen Ounce Okie Doke Cooperative Club.

VIII

The name and address of the initial incorporator shall be Greg Reinemer 1333 Overhulse Rd. Olympia, Washington 98502.

Greg Reinemer

On this 9th day of December 1976

Greg Reinemer

appeared before me and signed this document

John A. Ryan
Notary Public

residing in Olympia, Washington

2-262238-5
FILE NUMBER



DOMESTIC

STATE OF WASHINGTON | DEPARTMENT OF STATE

I, **RALPH MUNRO**, Secretary of State of the State of Washington and custodian of its seal, hereby certify that

ARTICLES OF AMENDMENT TO
ARTICLES OF INCORPORATION

of THE FOURTEEN OUNCE OKIE DOKIE COOPERATIVE CLUB
a domestic corporation of Olympia, Washington,
(Amending articles, changing registered agent and office to Beth Hartman, 921 N. Rogers Street, Olympia, WA 98502 and Changing name to OLYMPIA FOOD COOPERATIVE)

was filed for record in this office on this date, and I further certify that such Articles remain on file in this office.

Filed at request of _____
Beth Hartman
921 North Rogers Street
Olympia, WA 98502

NON PROFIT
Filing and recording fee \$ _____
License to June 30, 19 _____ \$ _____
Excess pages @ 25c _____ \$ _____

In witness whereof I have signed and have affixed the seal of the State of Washington to this certificate at Olympia, the State Capitol,

April 29, 1981

Microfilmed, Roll No. 1574

Page 048 - 050

FILED

APR 29 1981

SECRETARY OF STATE
STATE OF WASHINGTON

ARTICLES OF AMENDMENT

Pursuant to the provisions of RCW 24.03 of the Washington Nonprofit Corporation Act, the undersigned adopts the following articles of amendment to the articles of incorporation:

- (1) The name of the corporation is the Fourteen Ounce Okie Doke Cooperative Club.
- (2) The following amendments to the articles of incorporation were adopted by the voting members of the corporation on October 6, 1980.

Article I. The name of the corporation shall be the Olympia Food Cooperative.

Article III. The purpose for which the corporation is organized is as follows:

1. To engage in the business of buying and selling food and other goods as a wholesaler and a retailer, including the rendering of services according to consumer cooperative principles;
2. to provide fairly priced, nutritious food and quality goods;
3. to educate members and the public in the wise and efficient production, purchase, and use of food, goods, and services;
4. to educate members and others in cooperative practices and structures;
5. to cooperate with other cooperatives, collectives, small businesses, and farms on a local and regional basis;
6. to promote ecologically sound lifestyles and eating habits, democratic, decentralized decision making, political self-determination, and economic self-sufficiency;
7. to engage in all such activities as are incidentally conducive to the attainment of the purpose of this corporation or to any of them and to exercise all powers now or hereafter permitted by the laws of the State of Washington for corporations formed under the Nonprofit Corporations Act, Chapter 24.03, or any successor statute.

Article IV. The address of the registered office of the corporation shall be 921 North Rogers Street, Olympia, WA 98502.

Article V. The name of the registered agent at the same address shall be Beth Hartman.

Article VI. The current officers of the corporation are as follows:

President: Ellen Madsen, 4044 11th Avenue NW; Olympia, WA 98502
Vice-president: James D. Seago Jackson, P.O. Box 7611; Olympia, WA 98501
Vice-president: Cara Stiles, 4044 11th Avenue NW; Olympia, WA 98502
Secretary: Robin Ostfeld, 13136 201st SW Avenue; Rochester, WA 98579
Treasurer: Judy Lantor, 4124 11th Avenue NW; Olympia, WA 98502

Article VII. Upon dissolution or final liquidation of the corporation, the assets of the corporation shall be distributed in the following order of priority:

1. All debts shall be satisfied.
 2. The Board of Directors shall be responsible for determining the non-profit organizations to which surplus funds shall be given.
- (3) The ballot began September 8, 1980 and ended October 6, 1980. The total number of votes cast by the voting members was 87. Of those votes, 85 were in favor of the amendment. *A quorum was present at the ballot.*

Robin Ostfeld secretary

Ellen Madsen president

State of Washington
County of Thurston

The undersigned, a notary public, in and for the state and county above set forth, hereby certifies that on April 16, 1981, personally appeared before me Robin Ostfeld / Ellen Madsen, who, being by me first duly sworn, declared that she/he is the PRESIDENT secretary of the aforementioned corporation and that she/he signed the foregoing document, and that the statements therein contained are true.

Notary Gail J. Dahl
for the state of Washington
Thurston Co.

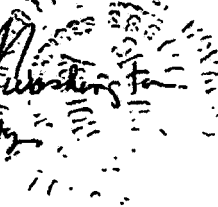


EXHIBIT B

THE FINAL COUNT

Cezanne Murphy-Levesque 275

Joshua Simpson 274

Rob Richards 256

Joseph Webster 241

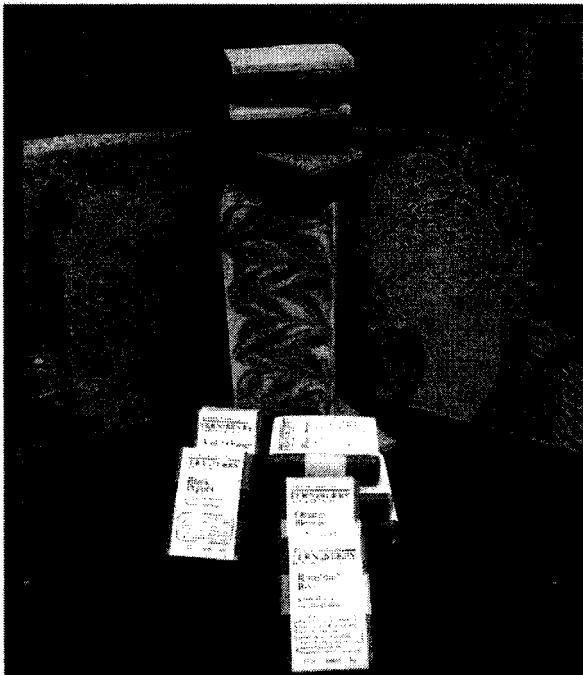
Allyson Ruppenthal 232

Keith Dublanica 172

Board Election Results!

After a late night of verifying and counting ballots, we are happy to welcome our three new Board members: Cezanne Murphy-Levesque, Joshua Simpson, and Joseph Webster. We also welcome back returning Board member Rob Richards for his second term.

We received 434 valid ballots, plus 47 that were unable to be counted due to inactive or unverifiable membership status. All votes were verified by two separate counts. Many thanks to our group of late-night ballot counters! Volunteer Jackie Krzyzek verified piles of ballots, while Fern Moore, Jason Baghboudarian, and volunteers Laura and Jaime Kaszynski counted votes. Aurora Kaszynski-McGinnis (age "almost 8") provided levity, artwork, and helped us eat pizza.



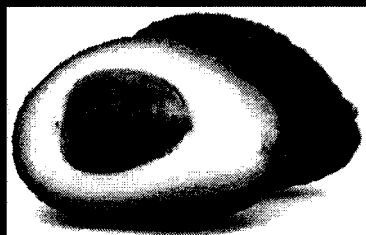
Fern and Berry's gorgeous, naturally colored and patterned soaps.

photo: courtesy Fern & Berry

Local Products Spotlight: Fern & Berry

By Jenn Kliese, Staff Member

Thess Fenner, maker of Fern & Berry soap, scrubs, and face cleansers, is an Olympia area artist who found soap making seven years ago while helping an acquaintance make coffee soap for family gifting. Little did she know that an afternoon playing with oils and lye would turn into a giant passion and a little business to boot.



Avocado "soothes, nourishes, and revitalizes skin."

offer. Word of mouth increased desire for her products. Thess has sold her soaps at outdoor markets in Olympia and online as well, but is particularly happy to be at the Co-op. "I've never been so happy about where my stuff is sold as when the Co-op started carrying it. Online sales can be so impersonal."

Here is what Thess has to say about her process:

"I am fascinated by aromas, my nose loves to smell things. Working with essential oils is very satisfying. I often sniff through my essential oil collection just to get familiar with them before blending. When I blend I start with a bit of aromatherapy as inspiration. Then I expand it out in search for an experience, a feeling, or a story to tell. Many of the blends I have are the result of hours of thinking, sniffing up new combinations. I find the ocean inspires me. High country hikes through Pacific Northwest trees and meadows inspire me, as does the wind blowing a leaf to the ground or a new crocus coming up in spring.

After a few hundred blends I have to narrow it down. I have a system to stand in the shower with 4 bars of soap, washing a quarter of my body with each one, closing my eyes to smell them. And when I leave the shower I am always curious about which ones would linger on my skin. I like that, so I tend to look for that quality in a soap."

Thess believes that what you put on your body is just as important as what you put in it. That is why she starts with only the highest quality food-based ingredients, mostly organic and sourced as

close to home as possible from the most reliable and conscientious of MW suppliers. All of Fern & Berry's ingredients go through a complex rubric that tests for quality and environmental, economic and social impacts. All scents are custom-blended using only steam distilled or pressed essential oils. Everything she makes is colored using only earth clays, herbs, herbal infusions, and/or essential oils. No parabens, artificial fragrances, or toxins are ever used. Thess avoids the use of palm oil, a mainstay ingredient in other soaps on the market, because of palm oil plantations' rapid destruction of rain forests. Fern & Berry products are also vegan. While it is easy to make vegan products, Thess has been disappointed in the quality available. "Vegan does not always mean healthier, environmentally better, or even greener." So Thess has worked hard to make her vegan offerings the most impeccable on the market.

Thess started selling soap on a more regular basis about two or so years ago. She had friends who would buy them as gifts to send out to friends, and decided to always have a few selections on hand to

~ Quality above all else ~

Fern & Berry soaps are like no other soaps on the market. The amount of attention put into the development of her recipes and the ingredient sourcing is unparalleled.

close to home as possible from the most reliable and conscientious of MW suppliers. All of Fern & Berry's ingredients go through a complex rubric that tests for quality and environmental, economic and social impacts. All scents are custom-blended using only steam distilled or pressed essential oils. Everything she makes is colored using only earth clays, herbs, herbal infusions, and/or essential oils. No parabens, artificial fragrances, or toxins are ever used. Thess avoids the use of palm oil, a mainstay ingredient in other soaps on the market, because of palm oil plantations' rapid destruction of rain forests. Fern & Berry products are also vegan. While it is easy to make vegan products, Thess has been disappointed in the quality available. "Vegan does not always mean healthier, environmentally better, or even greener." So Thess has worked hard to make her vegan offerings the most impeccable on the market.

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Calendula—the great skin healer

Thess compares mainstream "natural" body care with Fern & Berry. "Between marketing, the need to make a profit, and trying to capture niche markets, many product manufacturers have let their users down. Marketing has taken the place of knowledge and it has also had an impact on an individual's ability to know what is better for them. In the age of 'science can cure aging,' the list of natural ingredients has shrunk in favor of something a bit more science-like. There are many products that I just don't trust because I don't know where they get their ingredients and most often because their ingredients aren't any that I would ever use. . . I simply decided that what I wanted I was going to have to make myself. Starting with that, rather than a profit approach, meant I could invent something very nice, high quality and fun to use."

Fern & Berry formulations are also very grounded in ingredients that have natural benefits. She likes to use clays in soaps for their cleansing and softening abilities and salt for its water softening abilities. Calendula, oats, green tea, avocado, and aloe are other favorites for her face cleansers because they are hands down some of the most soothing, nourishing and revitalizing ingredients. Product texture, consistency, and color are difficult to achieve in her scrubs and face care without FDA colors, terchins, glycols or other emulsifiers and take some skill and effort to create, but it's well worth it for your health and the environment's.

Fern & Berry soaps are an extraordinary experience in your shower: subtle scents that linger, an absolutely creamy lather and long lasting bar. Thess Fenner is very much a master of her craft. Try out one of her bar soaps, scrubs, or face cleansers available at the Westside Co-op. It's guaranteed that you will be more than delighted!

EXHIBIT C



- [Home](#)
- [News](#)
- [Who Are We?](#)
- [Why BDS?](#)
- [Get Involved](#)
- [Supporters](#)
- [Resources](#)

Co-op Board Election 2011 – Voter’s Guide

By [Admin](#) | Published: October 27, 2011

[Share](#)

A year has already passed since the Co-op membership voted in five candidates that had all stated support of the boycott of Israeli products. This year, 4 seats are up for election, and there is a total of 6 candidates. The deadline for voting is November 15.

From a BDS perspective, **we have summarized each candidates stated stand on the Co-op’s current boycott of Israeli products.** As far as we know, **only one candidate, Keith Dublanica, has taken an active stand against the boycott, when he urged the former board to rescind the boycott last fall.** See more details below!

The most important thing: Go to the Co-op and VOTE before November 15!

Also, like last year, Olympia BDS has sent out a questionnaire of additional questions to each candidate, in co-operation with the local organizations [Bridges Not Walls](#), [Olympia Seed Exchange](#), and [POWER](#). Board members at the Co-op will work on a large number of issues, some of which we hope are reflected in the answers to our questions. [Click here to see all the responses!](#)

The Candidates and the Boycott of Israeli Goods



Cezanne Murphy-Levesque says generally about boycotts that “I have an inherent desire to protect the human rights of all people, so I choose to participate. I believe I share this desire with most folks and this is why boycotts work.” Also, specifically about the current boycott: “I would like to see the Co-op do more to educate members and the greater community about past and current boycott participation. There is still a significant rift in the community regarding the Israeli product boycott. I think that the Co-op should consider another round of public meetings to keep the conversation going.”



Joshua Simpson has come out in strong support of the boycott, saying “I cannot think of a more peaceful way to oppose the occupation and oppression of the people of Palestine than continuing the current boycott” as an answer to our question.



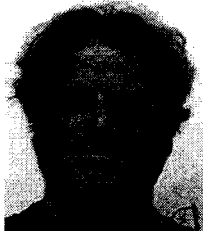
Joseph Webster said in response to our question that “Any political entity guilty of injustice and oppression should be boycotted. In regard to the boycott of Israeli goods, I think the Co-op’s stand is correct because I do not think that any sane person on this planet would want to be treated as the Palestinians are, not even Israelis.”



Rob Richards was one of the board members who initially consented to institute the boycott, for which he is now being sued. At the advice of his legal council, he chose not to answer any questions on the boycott of Israeli Goods, and says “I have a clear record on this issue that can be drawn from.”



Allyson Ruppenthal has not made any statements on the boycott that we are aware of.



Keith M. Dublanica says in his statement in the Co-op newsletter that “I maintain concerns from issues with the boycott. I thought due process and appropriate communication to the membership was not visible.” Also, in a letter to the Co-op board last fall, he urged the board to rescind the boycott before the newly elected board members took office: **“Rescind and recall the decision.** The Board risks a recall, or at least certainly a turnover at the coming election in the near future. You can take the right step now and not pass this on to your successors.”

How To Vote

The ballot and voting envelope is included in the Olympia Food Co-op’s latest printed newsletter, on pages 9-10. You can pick up the newsletter in either store. Remember, before you vote: **Make sure your membership is current and paid for, and that your address is up to date in the Co-op’s database.** Ask a cashier for a form to update your address if needed. The voting then works as follows:

1. Write your name and address on one of the envelopes provided.
2. Make a check mark next to the candidates you wish to vote for. **Important: You can only check four candidates**, if you check more, your ballot will not be valid.
3. Put the ballot in the envelope, seal the envelope and drop it in the ballot box in one of the stores.

(It is also possible to mail in your ballot. Make sure your full name and address show on the return address. Mail to Olympia Food Co-op, 3111 Pacific Ave SE, Olympia WA 98501)

These are the Co-op’s own official Voting Procedures (from the newsletter):

Member Voting Procedure

- 1 Write your name and address on one of the envelopes provided at either store**
- 2 Fill out a ballot and put it in the envelope.**
- 3 Seal the envelope and drop it in the ballot box.**

Or, if you would like to mail your ballot in, be sure your full name and address show on the return address. Mail to Olympia Food Co-op, 3111 Pacific AVE SE, Olympia 98501

Only ballots in envelopes with members' names will be counted. Each member may vote at either store but not both. Elections will be held from October 15 through November 15. The election period ends November 15 at closing time.

Ballot Counting Procedure:

The election coordinators will check to make sure the name on the envelope matches an active member's on the membership list. To ensure voter confidentiality, all valid ballots will be removed from their envelopes and placed in a "Valid Ballot Box" to be counted later. Election results will be posted as soon as possible and no later than November 22.



This entry was posted in [Featured](#), [News](#). Bookmark the [permalink](#).

• “

ICAHD calls on the international community – the UN, governments, political parties, human rights and political groups, trade unions, university communities and faith-based organizations, as well as concerned individuals – to do everything possible to hold Israel accountable for its occupation policies and actions while ensuring the equal rights and security of both the Palestinian and Israeli peoples

Israeli Committee Against House Demolitions

- **Olympia BDS on KPFA**

Your browser does not support the audio element.

- **Challenging Power on DVD**

» [Read more about the film...](#)

» [Buy the DVD \(\\$5 of each copy goes to Olympia BDS\)](#)

- **Social**



- **Contact Us**

contact@olympiabds.org

» [Sign Up For Email Announcements From Olympia BDS](#)

- **Latest News**

- [Olympia Food Co-op Files Motion to Strike Lawsuit Seeking to Penalize Exercise of Free Speech](#)
- [Co-op Board Election 2011 – Voter’s Guide](#)
- [Co-op Board Candidate Questionnaire 2011](#)
- [The Co-op Lawsuit Hits the Media](#)
- [Lawsuit Aims to Punish Olympia Food Co-op for Boycott of Israeli Goods](#)

-
- **News From the Global BDS Movement**

- [Invitation: Third National BDS Conference](#)
- [Veolia blows it again through normalization sports event](#)
- [UK student body slams university’s Ahava link](#)
- [Rho City Council approves resolution condemning Pizzarotti](#)
- [Palestinian Trade Union Coalition for BDS \(PTUC-BDS\) stands in solidarity with UK public sector strike](#)

Powered by [WordPress](#). Built on the [Thematic Theme Framework](#). Site design by [TrickleUp](#)

OLYMPIA BDS

[Web Design](#).

EXHIBIT D

From Staff meeting on
8/27/96

TO: Staff
FROM: Grace
RE: Boycotts, Boycotts, Boycotts

August 15, 1996

CHINA

Many of you already know that the Tibetan Rights Campaign has called for an on-going boycott of all goods made in China. This boycott is the direct result of continued occupation of Tibet and extreme violations of basic human rights in Tibet and China.

Some examples of the human rights violations being enacted by the Chinese government include:

1. an estimated 8-10 million people working in forced labor and prison camps;
2. 80% of the world's executions are carried out in China;
3. Forced sterilization of Tibetan women and forced abortion of Tibetan babies;
4. Deforestation and dumping of nuclear waste in Tibet;
5. Denial of freedom of religion, speech and the press.

The goals of the boycott are:

1. To raise general awareness about the human rights conditions in Tibet & China, and to directly improve these conditions;
2. To empower consumers by demonstrating how they can directly affect global politics and to encourage them to shop responsibly;
3. To send a clear message to American corporations that as consumers we will not support companies that are contributing to human rights abuses in China and Tibet;
4. To send a clear message to the government of China that we will not tolerate its human rights abuses;
5. To send a clear message to President Clinton that the American people do not regard human rights and trade as two separate issues, and therefore China's Most Favored Nation trading status should only be renewed if China shows improvement in its human rights record;
6. To ensure that all presidential candidates publicly address the issue of human rights in Tibet and China.

Affected Products:

1. Housewares. As much as 2/3 of our housewares are from China.
2. Pine nuts. MPW is attempting to source pine nuts not grown in China (thanks to PCC finally participating in a boycott), but at this time it appears that all commercially available pine nuts are from China.
3. Some hemp seeds. Hemp seeds as a commodity are currently coming from China, Burma, some other countries in the "far east" and Chile. Hungry Bear, who makes the hemp treats we sell, says that as much as possible they are switching to Chilean hemp seeds. There is hope that Canadian hemp seeds will be available in the near future, but until that time (or even better, when the U.S. wises up about hemp production) hemp seeds will probably come from the above listed sources. bummer.

Options:

1. Ignore the problem.
2. Discontinue all products from China including all products with Chinese ingredients.
3. Discontinue all products from China including ingredients, except hemp products.
4. Discontinue all products from China including ingredients, except pine nuts.
5. Discontinue all products from China including ingredients except hemp and pine nuts.
6. Discontinue all products from China, but not worry about ingredients.
7. Discontinue non-food Chinese products only.

Recommendation:

I recommend option 6. There are several good reasons to carry hemp products such as twine and tree-free paper. I hate giving up pine nuts, and hold out hope for a non-Chinese source, but in reality they are not staples, and we can probably live without them.

My second favorite option is number 3. There are only a handful of products, mostly pestos and pasta sauces, that contain pine nuts, so we could definitely live without them.

GARDENBURGERS

All right, the time has come. Instead of knuckling under to consumer pressure, Wholesome & Hearty has increased their disinformation campaign against PCUN, the Oregon farmworkers union. I do not feel that this response is acceptable, so I recommend that we discontinue all Gardenburger & Garden Sausage products at this time. Almond Cheeze & Almond Mylk are not part of the boycott because Wholesome & Hearty has sold the production rights to both of these products. Pacific Foods now produces Almond Mylk, and Lisnatti Cheese Company now makes Almond Cheeze.

Options for other bulk frozen burger substitutes are limited, although there is a new one from Ken & Robert's. Fantastic Foods has come out with a frozen, packaged, Nature Burger that fits the same soy-free burger substitute niche.

So, what do you think?

China Boycott

from 01/2+196 staff meeting

(2)

Grace recommends option 6; discontinuing all products from China, but not worry about ingredients.

IDEAS: ① Discount ^{Discontinue} merc items from China. Bring in local items or from other countries.

- ② Keep hemp products, which are manufactured in the U.S., but the seeds may be from China.
- ③ Discontinue pine nuts

1 Stand Aside. Proposal is consented to.

process: ① tag items in store

② put article in next newsletter

③ letter to the Olympian

④ send letter to our suppliers of why were doing

continue until the Tibetan Rights campaigner ^{this boycott} calls the boycott off.

Statements + Budgets

made: \$11,015.06 (actual)

14,754.70 (budgeted)

- ① Dues + Subscriptions budget will be increased to \$1400.00 to cover the cost of the NNFA membership
- ② The Depreciation budget should be changed as we're under 4,000
- ③ Recycling budget increase to \$846.00/quarter
- ④ Total Staff Cost budget was \$5,078.11 over. Harry is concerned and will review this.

EXHIBIT E

As members of the Olympia Food Coop, we the undersigned respectfully request that the OFC Board of Directors rescind its recent decision to support a boycott of Israel and open the discussion up for a community discussion and community vote.

	Name	Email	Member since
1.	[Redacted]	[Redacted]	[Redacted]
2.	[Redacted]	[Redacted]	[Redacted]
3.	[Redacted]	[Redacted]	[Redacted]
4.	[Redacted]	[Redacted]	[Redacted]
5.	[Redacted]	[Redacted]	[Redacted]
6.	[Redacted]	[Redacted]	[Redacted]
7.	[Redacted]	[Redacted]	[Redacted]
8.	[Redacted]	[Redacted]	[Redacted]
9.	[Redacted]	[Redacted]	[Redacted]
10.	[Redacted]	[Redacted]	[Redacted]
11.	[Redacted]	[Redacted]	[Redacted]
12.	[Redacted]	[Redacted]	[Redacted]
13.	[Redacted]	[Redacted]	[Redacted]
14.	[Redacted]	[Redacted]	[Redacted]
15.	[Redacted]	[Redacted]	[Redacted]
16.	[Redacted]	[Redacted]	[Redacted]
17.	[Redacted]	[Redacted]	[Redacted]
18.	[Redacted]	[Redacted]	[Redacted]
19.	[Redacted]	[Redacted]	[Redacted]
20.	[Redacted]	[Redacted]	[Redacted]

EXHIBIT F

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Olympia Food Co-op

Web Log of Current Events and Happenings at and around the Olympia Food Co-op

Sunday, September 26, 2010

Israeli-product Boycott: Next Steps

The Olympia Food Co-op Board of Directors is aware that members are awaiting information on the Board's process following the August 12th member forum. We apologize for the delay in providing this update.


This Boycott: After extensive discussion and airing of diverse opinions, the Co-op Board could not consent to rescinding the boycott.

The Co-op Board is working to clarify the language around what will end the boycott and has solicited diverse informed input.

The Boycott Policy: The Co-op Board is forming a sub committee to review the OFC boycott policy. This committee will include Co-op Board members, staff members, and Co-op members at large. The Board will begin taking applications from members who are interested in serving on the committee. Applications will be available on the website November 15th.

Community Involvement: The Co-op Board is considering the next steps for community dialogue and community involvement.

Member Vote: Representatives of the 'It's Our Co-op' group who solicited signatures on a petition outside of the stores have told the Co-op Board, that the petition was not intended to trigger a member vote. However, any member is welcome to propose a member initiated ballot process and should contact the Co-op board to begin this process. (board@olympiafood.coop)

at 1:13 PM 

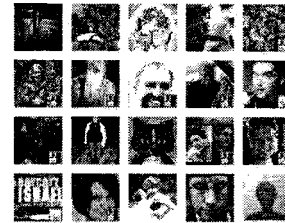
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EXHIBIT G

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ROBERT M. SULKIN

E-MAIL: RSULKIN@MCNAUL.COM

July 15, 2011

Via Certified Mail, Return Receipt Requested

Erin Genia, President
Olympia Food Co-op Board of Directors
3111 Pacific Ave SE
Olympia, WA 98501

Dear Ms. Genia:

Thank you for responding to our clients' letter of May 31, 2011.

Unfortunately, the Board's response is inadequate. You have failed to agree to rescind the Israel Boycott and Divestment policies and to follow the proper procedures to determine whether OFC should adopt these policies in accordance with its governing rules and principles. Instead, you have asked for a more detailed explanation regarding "how the Co-op's boycott decision supposedly violates the Co-op's Boycott Policy, Mission Statement, or Bylaws." With all due respect, this request is either disingenuous or strategic. In the year since the Board enacted the Israel Boycott and Divestment policies, without due authority and in violation of OFC's governing principles, the process by which they were enacted has been the subject of ongoing and vociferous debate in the OFC community. Through letters, emails, and discussion, numerous members have clearly expressed to the Board precisely "how the Co-op's boycott decision supposedly violates the Co-op's Boycott Policy, Mission Statement, or Bylaws." While you and your fellow Board members are free to disagree with those positions, you cannot seriously claim to be unaware of them.

Our clients have retained us because they are tired and frustrated by the Board's protracted refusal to abide by the basic tenets of a cooperative organization. Along with others, they have tried diligently and cooperatively to convince you and the Board to correct the procedural violations that led to enactment of the Israel Boycott and Divestment policies. Their efforts thus far have failed—but not from a lack of effort, reasonableness, or candor.

You propose as an alternative to litigation that our clients avail themselves of "the member-initiated ballot process." This suggestion is not well taken. It is the Board that failed to follow the procedural rules, and it is the Board's responsibility to take remedial action. It is neither fair nor justified to impose on our clients the burden of correcting errors that were not of

Erin Genia
July 15, 2011
Page 2

their making. Doing so would be tantamount to admitting the Israel Boycott and Divestment policies resulted from legitimate Board action, as opposed to procedural unfairness and disregard for the rules and principles of OFC. Our clients are responsible for neither the Board's original misconduct nor its ongoing refusal to take remedial action. They therefore respectfully refuse to take up your proposal.

In short, the Board has failed to satisfy our clients' demand. We will proceed accordingly.

Sincerely,



Robert M. Sulkin
Avi J. Lipman
Attorneys

RMS:ajl

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing document on:

Robert Sulkin
Avi J. Lipman
McNaul Ebel Nawrot & Helgren PLLC
600 University Street
Suite 2700
Seattle, WA 98101-3143

by **mailing** a copy thereof in a sealed, first-class postage prepaid envelope, addressed to said attorney's last-known address and deposited in the U.S. mail at Seattle, WA on the date set forth below;

by causing a copy thereof to be **hand-delivered** to said attorney's address as shown above on the date set forth below;

by sending a copy thereof via **overnight** courier in a sealed, prepaid envelope, addressed to said attorney's last-known address on the date set forth below;

by **faxing** a copy thereof to said attorney at his/her last-known facsimile number on the date set forth below; or

by **emailing** a copy thereof to said attorney at his/her last-known email address as set forth above.

DATED this 15 day of December, 2011.

DAVIS WRIGHT TREMAINE LLP

By Roni Grant
Roni Grant