

# **PETITION FOR IMPEACHMENT INQUIRY**

SUBMITTED TO

**HOUSE OF REPRESENTATIVES  
OF THE  
STATE OF WASHINGTON**

**2024**

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AGAINST

**BOB FERGUSON**

**Attorney General of the State of Washington**

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Submitted By

Cody R. Hart

901 Metcalf Street #71

Sedro Woolley, WA [98284]

## IN THE HOUSE OF REPRESENTATIVES

Cody R. Hart, one of We the People, and an Elector of the State of Washington, pursuant to Constitution of The State of Washington Article I Section 3, invokes the right to petition the Washington State House of Representatives for the following resolution.

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**RESOLUTION**

Directing certain committees to initiate investigations into Bob Ferguson, Attorney General of the State of Washington, inquiring into whether sufficient grounds exist for the House of Representatives to exercise its Constitutional power to impeach Bob Ferguson, Attorney General of the State of Washington, for high crimes, or misdemeanors, or malfeasance in office.

*Resolved*, That Bob Ferguson, Attorney General of the State of Washington, is hereby under Impeachment Inquiry for high crimes, or misdemeanors, or malfeasance in office and that certain committees are directed to investigate the following allegation, hereinafter ARTICLE, in support thereof.

## ARTICLE I: JUDGEMENT OF MALFEASANCE IN OFFICE

The Constitution of The State of Washington provides that the House of Representatives “shall have the sole Power of Impeachment” and that state officers “shall be liable to impeachment for high crimes or misdemeanors, or malfeasance in office”. Revised Code of Washington (RCW) 9.92.120 requires that A Public Officer upon conviction of malfeasance shall require “forfeiture of his or her office,

and shall disqualify him or her from ever afterward holding any public office in this state.” As explained in *Hoflin v. City of Ocean Shores*, 847 P. 2d 428 - Wash: Supreme Court 1993 “The forfeiture statute mandates forfeiture of public office if the public officer is convicted of "any felony or malfeasance in office".[79] Malfeasance generally refers to the commission of an unlawful act by a public official.”

Public records support that Bob Ferguson, in his conduct as Attorney General of the State of Washington engaged in high crimes or misdemeanors, or malfeasance in office, and as a result had judgement issued against him for committing unlawful acts in the State of Washington Superior Court, as supported by the following;

On or about January 1, 2021 Attorney General Bob Ferguson, in his official capacity, was named as defendant in Thurston County Superior Court case 18-2-04658-34 for violating state law.

On or about September 29, 2021 Thurston County Superior Court Judge Sharon D. Amamilo issued Judgement in case 18-2-04658-34 against Attorney General Bob Ferguson, in his official capacity, finding that “*Attorney General’s enforcement policy and de facto rule regarding the unlicensed use of the title “Engineer” is unlawful*”.

On or about February 7, 2023 The Court of Appeals of The State of Washington Division II judged that the plaintiff in Thurston County case 18-2-04658-34, Paul Tappel, lacked standing and remanded back to the trial court for dismissal. Notably, the Court of Appeals judgement did not dispute the facts or merits of the case in the judgement against Bob Ferguson that found Bob Ferguson had acted unlawfully.

It is alleged the violations of law judged to have been committed by Attorney General Bob Ferguson in his official capacity resulted in a loss of public funds in excess of \$100,000,000 (One Hundred Million Dollars), resulted in death and harm to United States Citizens and residents of the State of Washington, and has damaged the environment.

WHEREFORE, Bob Ferguson, as Attorney General of the State of Washington, by such conduct, warrants an Impeachment Inquiry, trial and removal from office, and disqualification from ever afterward holding any public office in this state.

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#### CONCLUSION

For the foregoing reasons, Cody R. Hart respectfully submits this Petition for Impeachment Inquiry for House of Representatives Consideration.

Dated the 23<sup>rd</sup> day of July, 2024



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Cody R. Hart  
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1  EXPEDITE  
2  No hearing set  
3  Hearing is set  
4 Date: September 17, 2021  
5 Time: 9:30 a.m.  
6 Judge/Calendar: Honorable Sharonda D.  
7 Amamilo

8 SUPERIOR COURT OF WASHINGTON FOR THURSTON COUNTY

9 FISHERIES ENGINEERS, INC., a  
10 Washington Corporation, PAUL TAPPEL, an  
11 individual and professional engineer,

12 Petitioners,

13 v.

14 THE STATE OF WASHINGTON,  
15 GOVERNOR JAY INSLEE, in his official  
16 capacity, ATTORNEY GENERAL BOB  
17 FERGUSON, in his official capacity, and  
18 BOARD OF REGISTRATION FOR  
19 PROFESSIONAL ENGINEERS & LAND  
20 SURVEYORS, an agency of the State of  
21 Washington,

22 Respondents.

NO. 18-2-04658-34

[PROPOSED] ORDER GRANTING  
PETITIONERS' MOTION FOR SUMMARY  
JUDGMENT AND DENYING  
RESPONDENTS' MOTION FOR  
SUMMARY JUDGMENT

23 THIS MATTER having come before the Court on Petitioners' Motion for Summary  
24 Judgment, and the Court having considered the following:

- 25 1. Petitioners' Motion for Summary Judgment;
- 26 2. Declaration of Paul Tappel in Support of Petitioners' Motion for Summary  
Judgment, with exhibits thereto;
3. Declaration of Alan Schuchman in Support of Petitioners' Motion for Summary  
Judgment, with exhibits thereto;

ORDER GRANTING PETITIONERS' MOTION FOR  
SUMMARY JUDGMENT - 1

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1 4. Respondents' Response in Opposition to Petitioners' Motion for Summary  
2 Judgment;

3 5. Petitioners' Reply in Support of Their Motion for Summary Judgment;

4 6. Declaration of Alan Schuchman in Support of Petitioners' Reply in Support of  
5 Their Motion for Summary Judgment, with the exhibit thereto;

6 7. Respondents' Motion for Summary Judgment, with appendices thereto;

7 8. Petitioners' Opposition to Respondents' Motion for Summary Judgment;

8 9. Respondents' Reply in Support of their Motion for Summary Judgment;

9 10. Declaration of I. Vandewege in Support of Respondents' Reply in Support of  
10 Motion for Summary Judgment;

11 11. Declaration of S. Nicholson in Support of Respondents' Reply in Support of Motion  
12 for Summary Judgment;

13 12. Petitioners' Surreply and Motion to Strike Respondents' Reply in Support of  
14 Motion for Summary Judgment and Related Declarations in Whole or Part;

15 13. Respondents' Amended Reply in Support of Respondents' Motion for Summary  
16 Judgment;

17 14. Respondents' Response to Petitioners' Surreply and Motion to Strike;

18 15. Petitioners' Supplemental Brief in Support of Motion for Summary Judgment;

19 16. Respondents' Supplemental Briefing on Statutory Immunity under RCW  
20 18.235.190;

21 17. Petitioners' Response to Respondents' Supplemental Briefing on Statutory  
22 Immunity under RCW 18.235.190;

23 18. Respondents' Response to Petitioners' Supplemental Brief in Support of Motion  
24 for Summary Judgment;

25 19. The pleadings filed in this action;

26 20. The files and records herein; and

ORDER GRANTING PETITIONERS' MOTION FOR  
SUMMARY JUDGMENT - 2

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1           21.     Oral argument by all parties.

2                   **I.           FINDINGS OF FACT & CONCLUSIONS OF LAW**

3           The Court, being fully advised, and based on the undisputed material facts submitted,  
4 hereby enters the following Findings of Fact and Conclusions of Law:

5           1.           Petitioners sought declaratory and injunctive relief against Respondents Board of  
6 Professional Engineers & Land Surveyors (the “Board”), the Attorney General, and the State of  
7 Washington. (Petitioners no longer seek relief against Respondent Governor Jay Inslee.)  
8 Specifically, Petitioners brought claims under common law, the Uniform Declaratory Judgment  
9 Act (“UDJA”), and/or the Administrative Procedures Act (“APA”) for declaratory and injunctive  
10 relief against the Board and the State of Washington. Petitioners sought declaratory relief against  
11 the Attorney General under common law and the UDJA.

12           2.           As a licensed professional engineer, Petitioners Paul Tappel and his engineering  
13 firm Fisheries Engineers, Inc. have a recognized interest in ensuring that others in their profession  
14 abide by the same rules and requirements. *See Day v. Inland Empire Optical, Inc.*, 76 Wn.2d 407,  
15 416–17 (1969). Petitioners fall within the zone of interest contemplated by Chapter 18.43 RCW  
16 (the “Act”) which governs their profession. Petitioners have also sustained an injury-in-fact as a  
17 result of Respondents’ undisputed actions as set forth herein. Accordingly, this Court finds that  
18 Petitioners have standing under common law, the APA, and the UDJA to bring this challenge  
19 against the Board and the State of Washington, and Petitioners have standing under common law  
20 and the UDJA to bring this challenge against the Attorney General.

21           3.           RCW 18.235.190 does not confer immunity upon the Board, or any of the other  
22 Respondents, in this dispute. Per its plain terms, RCW 18.235.190 provides immunity to individual  
23 board members related to disciplinary actions and other officials acts; it does not apply to the  
24 Board, the State of Washington, or Attorney General for this type of challenge under the common  
25 law, APA, and UDJA.

1           4.       RCW Chapter 18.43 (the “Act”) sets forth the law upon which the qualifications,  
2 testing, licensure, and regulation of professional engineers and land surveyors in the State is based.

3           5.       The Act delegates authority to the Board and Attorney General of Washington (the  
4 “Attorney General”) to interpret and enforce the Act.

5           6.       The Act provides in relevant part that “In order to safeguard life, health, and  
6 property, and to promote the public welfare . . . it shall be unlawful for any person . . . to use in  
7 connection with his or her name or otherwise assume, use, or advertise any title or description  
8 tending to convey the impression that he or she is a professional engineer or a land surveyor, unless  
9 such person has been duly registered under the provisions of this act.” RCW 18.43.010.

10          7.       The Act also defines the Practice of Engineering as including representing “himself  
11 or herself to be a professional engineer, or through the use of some other title implies that he or  
12 she is a professional engineer.” RCW 18.43.020 (8)(b). Unlicensed individuals are not permitted  
13 under the Act to engage in the Practice of Engineering as defined. RCW 18.43.010 and .120.

14          8.       The Act also defines the term “engineer” to mean a “professional engineer” as  
15 thereafter defined by the Act. RCW 18.43.020(3). The terms “professional engineer” and  
16 “engineer” are used interchangeably in the Act itself, in other legislation, in the Washington  
17 Administrative Code, and by the Respondents and advertisements with the public.

18          9.       Accordingly, per the plain language of the statute, it is unlawful for an unlicensed  
19 person to use the title “Engineer” when doing so “tend[s] to convey the impression” or “implies”  
20 that he or she is a professional engineer. *See* RCW 18.43.010, .020.

21          10.       While the use of the title “Engineer” may not tend to convey the impression of  
22 licensure in every context, this Court finds that the use of the title “Engineer,” or any variation  
23 thereof, necessarily tends to convey the impression of licensure when it is used by someone who  
24 either engages in the practice of engineering (as it is defined under RCW 18.43.020(8)(a)), or who  
25 works within an agency, organization, or business that engages in or offers engineering services  
26 and is not a registered professional engineer. Under those circumstances, there is no meaningful



1 way to distinguish between the licensed engineers and the unlicensed individuals who work under  
2 them, if both are permitted to use the professional title "Engineer."

3 11. The Court finds that at one point both the Board and Attorney General properly  
4 interpreted the Act.

5 12. The Court finds that the Board's and Attorney General's current adopted  
6 interpretation and enforcement policy violates the Act.

7 13. The Court further finds that Respondent State of Washington has violated the Act  
8 by advertising and providing Engineer titles to its employees who are not duly licensed under the  
9 Act.

## 10 II. ORDER & JUDGMENT

11 It is, therefore, ORDERED, ADJUDGED AND DECREED that:

12 1. Respondents' Motion for Summary Judgment is DENIED.

13 2. Petitioners' Motion for Summary Judgment is GRANTED as follows:

14 a. Respondents' affirmative defenses, asserted on the grounds of mootness,  
15 standing, common law immunity and/or immunity under RCW 18.235.190, and lack of jurisdiction  
16 under the APA, are hereby DISMISSED with prejudice;

17 b. Declaratory Judgment is hereby entered against Respondents Board of  
18 Professional Engineers and Land Surveyors and the Attorney General of Washington, adjudging  
19 that: (i) the Board's and Attorney General's enforcement policy and de facto rule regarding the  
20 unlicensed use of the title "Engineer" is unlawful and inconsistent with the plain text of the Act,  
21 and (ii) that the use of the title "Engineer," or any variation thereof, is unlawful when used by  
22 someone who engages in the practice of engineering (as it is defined under RCW 18.43.020(8)(a))  
23 or who works within an agency, organization, or business that engages in or offers engineering  
24 services if that person is not a registered professional engineer, because under such circumstances,  
25 the title necessarily tends to convey the impression of licensure, which is prohibited under the Act;  
26 and

ORDER GRANTING PETITIONERS' MOTION FOR  
SUMMARY JUDGMENT - 5

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1 c. Judgment for Injunctive Relief is hereby entered against the State of  
2 Washington, enjoining the State from allowing its employees to use the title "Engineer" in a  
3 manner that violates the Act's requirements as set forth herein.

4 3. Petitioners shall submit a separate post-judgment motion related to their entitlement  
5 to costs under RCW 7.24.100 within 30 days of this Order and Judgment.

6 4. This matter is otherwise hereby CLOSED, and all remaining trial dates shall be  
7 stricken.

8 ORDERED this 29th day of September, 2021.

9  
10  
11   
12 HONORABLE SHARONDA D. AMAMILO

13 Prepared and Presented By:

14 CAIRNCROSS & HEMPELMANN, P.S.

15  
16 

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25 Attorneys for Petitioners Fisheries Engineers,  
26 Inc. and Paul Tappel

ORDER GRANTING PETITIONERS' MOTION FOR  
SUMMARY JUDGMENT - 6

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1 IN THE MATTER OF CODY HART  
2 PETITION FOR IMPEACHMENT  
3 INQUIRY SUBMITTED TO HOUSE OF  
4 REPRESENTATIVES OF THE STATE  
5 OF WASHINGTON 2024 AGAINST  
6 BOB FERGUSON ATTORNEY  
7 GENERAL OF THE STATE OF  
8 WASHINGTON

**MOTION TO DISQUALIFY  
JAY INSLEE GOVERNOR OF  
THE STATE OF WASHINGTON,  
AFFIDAVIT/DECLARATION OF  
PREJUDICE IN SUPPORT**

9 I, Cody R. Hart, Petitioner, respectfully move the Legislature of the State of Washington  
10 pursuant to Constitution of State of Washington and Revised Code of Washington (RCW)  
11 42.52.020, known as the Ethics in Public Service Act, for recusal and disqualification of Jay Inslee,  
12 Governor of the State of Washington, for reason of conflict and as a result prejudice.

13 In support of this Motion, Petitioner relies on the facts, law, and argument set forth in the  
14 accompanying Memorandum in Support and by the following affidavit/declaration.



Signature of moving Party – Cody R. Hart

15 STATE OF WASHINGTON )

16 ss

17 COUNTY OF SKAGIT )

18 Cody R. Hart, being first duly sworn on oath, deposes and says I have reason to believe that Jay  
19 Inslee, Governor of the State of Washington, is conflicted and as a result prejudiced in this matter,  
20 his impartiality might reasonably be questioned, and I believe that his involvement would be in  
21 conflict with the proper discharge of his official duties as a state officer.

22 “I certify (or declare) under penalty of perjury under the laws of the State of Washington that the  
23 foregoing is true and correct.”

24 Dated: JULY 30, 2024



Cody R. Hart

1 IN THE MATTER OF CODY HART  
2 PETITION FOR IMPEACHMENT  
3 INQUIRY SUBMITTED TO HOUSE OF  
4 REPRESENTATIVES OF THE STATE  
5 OF WASHINGTON 2024 AGAINST  
6 BOB FERGUSON ATTORNEY  
7 GENERAL OF THE STATE OF  
8 WASHINGTON

**MEMORANDUM IN SUPPORT OF  
MOTION TO DISQUALIFY  
JAY INSLEE GOVERNOR OF  
THE STATE OF WASHINGTON,**

**I. ISSUE PRESENTED**

8 Should the State of Washington find Jay Inslee, Governor of the State of Washington, has  
9 an interest and to be conflicted in this matter, Petition for Impeach Inquiry against Bob Ferguson  
10 submitted by Cody Hart, and as a result, is prohibited from performing official duties in this matter.

**II. STATEMENT OF FACTS**

11  
12 1. On or about July 24, 2024 the State of Washington and Chief Clerk of the  
13 House of Representatives were served Petition for Impeachment Inquiry Submitted to the  
14 House of Representative of the State of Washington 2024 against Bob Ferguson, Attorney  
15 General of the State of Washington.

16 2. On or about July 24, 2024 in support of Petition for Impeachment inquiry against  
17 Bob Ferguson, the State of Washington and Chief Clerk of the House of Representatives were  
18 each served Thurston county superior court case no. 18-2-04658-34 judgement and order signed  
19 the 29th day of September 2021 by Superior Court Judge Sharonda D. Amamilo against Bob  
20 Ferguson, Attorney General of the State of Washington, finding Bob Ferguson had  
21 committed "unlawful" acts in his official capacity as Attorney General of the State of  
22 Washington.

23 3. Thurston county superior court case no. 18-2-04658-34 judgement against  
24 Bob Ferguson, Attorney General of the State of Washington, also included Governor Jay  
25 Inslee, in his official capacity as a respondent.



1 According to Constitution of the State of Washington Article III Section 10,

2 In case of the removal, resignation, death or disability of the governor, the  
3 duties of the office shall devolve upon the lieutenant governor....

4 (Shortened for Brevity)

5 Also, according to Black Law Dictionary disability is defined as,

6 The want of legal ability or capacity to exercise legal rights, either special or  
7 ordinary, or to do certain acts with proper legal effect.... *Berkin v. Marsh, 18*  
8 *Mont 152, 44 Pac. 528, 56 Am. St. Rep. 565....*

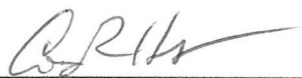
9 (Shortened for Brevity)

10 Accordingly, because Jay Inslee has an interest in this matter, and as a result is  
11 disabled, pursuant to Constitution of the State of Washington Article III Section 10 his  
12 duties of the office in this matter shall be devolve upon the lieutenant governor

13 **CONCLUSION**

14 For the clear and convincing reasons outlined above, Petitioner Cody Hart Motion to  
15 disqualify Jay Inslee, Governor of the State of Washington, from this matter should be granted.

16 Dated the 30<sup>th</sup> day of July, 2024

17  
18 

19 \_\_\_\_\_  
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22 Sedro Woolley, WA [98284]  
23 info@codyhart.org  
24  
25

1 IN THE MATTER OF CODY HART  
2 PETITION FOR IMPEACHMENT  
3 INQUIRY SUBMITTED TO HOUSE OF  
4 REPRESENTATIVES OF THE STATE  
5 OF WASHINGTON 2024 AGAINST  
6 BOB FERGUSON ATTORNEY  
7 GENERAL OF THE STATE OF  
8 WASHINGTON

**PETITIONER MOTION AND  
MEMORANDUM IN SUPPORT OF  
EXTRAORDINARY SESSION**

**MEMORANDUM IN SUPPORT OF PETITIONER  
MOTION FOR EXTRAORDINARY SESSION**

9 Pursuant to Constitution of The State of Washington Article I Section 10, Article I Section  
10 19, and other laws, Petitioner, Cody R. Hart, respectfully motions the Legislature of the State of  
11 Washington for Extraordinary Session of the Legislature to resolve the controversy in the matter  
12 of the Cody Hart Petition for impeachment inquiry submitted to the House of Representatives of  
13 the State of Washington 2024 against Bob Ferguson, Attorney General of the State of Washington.

**BACKGROUND AND FACTS**

- 14 1. On or about January 13, 2021 Bob Ferguson was administered an Oath for the Office of  
15 Attorney General stating that he would support the “*laws of the state of Washington...*”
- 16 2. On or about September 29, 2021 Thurston County Superior Court Judge Sharonda D.  
17 Amamilo issued Judgement in case 18-2-04658-34 against Attorney General Bob  
18 Ferguson, in his official capacity, finding that “*Attorney General’s enforcement policy and*  
19 *de facto rule regarding the unlicensed use of the title “Engineer” is unlawful*”.
- 20 3. On or about May 6, 2024 Attorney General Bob Ferguson filed a declaration of candidacy  
21 with the Office of Secretary of State to be a candidate for the office of Governor of the  
22 State of Washington in the August 2024 primary election declaring under oath that he was  
23 “*legally qualified to assume office*”
- 24 4. On or about July 24, 2024 the State of Washington and Chief Clerk of the House of  
25 Representatives were each served Petition for Impeachment Inquiry Submitted to the

1 House of Representative of the State of Washington 2024 against Bob Ferguson, Attorney  
2 General of the State of Washington.

- 3 5. On or about July 24, 2024 in support of Petition for Impeachment inquiry against Bob  
4 Ferguson, the State of Washington and Chief Clerk of the House of Representatives were  
5 each served Thurston county superior court case no. 18-2-04658-34 judgement and order  
6 signed the 29th day of September 2021 by Superior Court Judge Sharonda D. Amamilo  
7 against Bob Ferguson, Attorney General of the State of Washington, finding Bob Ferguson  
8 had committed “unlawful” acts in his official capacity as Attorney General of the State of  
9 Washington.

#### 10 **ARGUMENT AND LAWS RELIED UPON**

11 Special Session is warranted here, where the Petitioner is able to show that impeachment  
12 is likely to prevail on the merits and also that by inaction the House of Representatives would  
13 likely be neglecting a Constitutional duty that would ultimately result in disenfranchising voters  
14 and violating election law.

#### 15 **Impeachment is Likely to Succeed on The Merits**

16 Bob Ferguson has violated the law and judgement has been issued in Thurston County  
17 Superior Court case 18-2-04658-34 for malfeasance and is liable to impeachment.

- 18 1. According to Constitution of The State of Washington Article V Section 2;

19 *The governor and other state and judicial officers, except judges and justices of courts*  
20 *not of record, shall be liable to impeachment for high crimes or misdemeanors, or*  
21 *malfeasance in office.*

- 22 2. According to Black’s Law Dictionary, Malfeasance is defined as;

23 *The wrongful or unjust doing of some act which the doer has no right to perform, or*  
24 *which he has stipulated by contract not to do.*

- 25 3. Pursuant to RCW 9.92.120 Conviction of public officer forfeits trust.

*The conviction of a public officer of any felony or malfeasance in office shall entail, in*  
*addition to such other penalty as may be imposed, the forfeiture of his or her office,*  
*and shall disqualify him or her from ever afterward holding any public office in this*  
*state.* (Bold Added for Emphasis)



1 4. Pursuant to RCW 42.12.010 Causes of Vacancy,

2 *Every elective office shall become vacant on the happening of any of the following*  
3 *events: ...*

4 *(5) His or her conviction of a felony, or of any offense involving a violation of his*  
5 *or her official oath... (Shortened for Brevity)*

6 Bob Ferguson, Attorney General of the State of Washington has committed an unlawful  
7 act, has had judgement issued as a public record in Thurston County Superior Court case 18-2-  
8 04658-34 of acting unlawfully and as a result committed malfeasance, has had his office vacated  
9 for violating his oath, is intruding into public office, is liable to the House of Representatives for  
10 Impeachment and as a result, Impeachment will succeed on the merits in this matter.

11 **Unnecessary Delay Will Disenfranchise Voters and is Prohibited**

12 The very real, imminent, and substantial harms that allowing this matter to go unresolved  
13 and as result, allowing Bob Ferguson to remain a candidate in current 2024 election for Governor  
14 of the State of Washington , supports the claim that Special Session is proper to resolve this matter.

15 1. Pursuant to RCW 9.92.120 Conviction of public officer forfeits trust.

16 *The conviction of a public officer of any felony or malfeasance in office shall entail, in*  
17 *addition to such other penalty as may be imposed, the forfeiture of his or her office,*  
18 *and shall disqualify him or her from ever afterward holding any public office in this*  
19 *state.* (Bold Added for Emphasis)

20 2. Pursuant to RCW 42.20.030 Intrusion into and refusal to surrender public office.

21 *Every person who shall falsely personate or represent any public officer, or who shall*  
22 *willfully intrude himself or herself into a public office to which he or she has not been*  
23 *duly elected or appointed, or who shall willfully exercise any of the functions or*  
24 *perform any of the duties of such officer, without having duly qualified therefor, as*  
25 *required by law, ....*

(Shortened for Brevity, Bold Added for Emphasis)

State law is clear, upon issuance of the Judgment of committing unlawful acts, Bob  
Ferguson, Attorney General of the State of Washington, was disqualified from ever afterward  
holding any public office this state, especially the office of Governor of the State of Washington  
and is prohibited from having his name appear on the ballot as supported in *Boardwell v. Williams,*  
*173 Cal. 283, 159 Pac. 869* that stated;

1           *We can conceive of no good reason why a ballot should contain the name of a person who*  
2           *is not in fact a candidate for nomination, even though he may once have taken the steps*  
3           *which entitle him to be such candidate. The presence of his name (like that of a candidate*  
4           *who has died) could operate only to deprive [[Orig. Op. Page 4]] uniformed electors of*  
5           *their votes, to the injury of one or more of the actual candidates, and to the possible*  
6           *perversion of the free public will. We are not prepared to hold that the law requires this*  
7           *result. Boardwell v. Williams, 173 Cal. 283, 159 Pac. 869.*

8           Furthermore, *Hoflin v. City of Ocean Shores, 847 P. 2d 428 - Wash: Supreme Court 1993,*  
9           also provides clear and consistent interpretation and instruction in these situation by stating;

10           *The forfeiture statute mandates forfeiture of public office if the public officer is convicted*  
11           *of "any felony or malfeasance in office".[79] Malfeasance generally refers to the*  
12           *commission of an unlawful act by a public official. Hoflin v. City of Ocean Shores, 847 P.*  
13           *2d 428*

14           Expectedly, the Petitioners position that there is an immediacy to this matter and that  
15           Special Session is necessary is also supported by Constitutional provision such as;

- 16           1. Pursuant to Constitution of the State of Washington Article I Section 10,

17                     *Justice in all cases shall be administered openly, and without unnecessary delay.*

- 18           2. Pursuant to Constitution of the State of Washington Article I Section 19,

19                     *All Elections shall be free and equal, and no power, civil or military, shall at any time*  
20                     *interfere to prevent the free exercise of the right of suffrage.*

21           The harm is not theoretical. Bob Ferguson has unlawfully interfered in the 2024 Primary  
22           Election for Governor of the State of Washington and will continue to do so until stopped and  
23           Special Session is necessary to end this irreparable harm, stop the damage he is having as an  
24           ineligible candidate interfering with other candidates campaigns for governor of the State of  
25           Washington, and stop the ongoing damage he is having on voters by depriving them of their voting  
rights.

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1 **CONCLUSION**

2 For the clear and convincing reasons outlined above, Petitioner Cody Hart Motions for  
3 Special Session to resolve the controversy in the matter of the Cody Hart Petition for impeachment  
4 inquiry submitted to the House of Representatives of the State of Washington 2024 against Bob  
5 Ferguson, Attorney General of the State of Washington and ineligible candidate for Governor of  
6 the State of Washington should be granted.

7 Dated the 30<sup>th</sup> day of July, 2024

8  
9 

10 \_\_\_\_\_  
11 Cody R. Hart  
12 901 Metcalf St #71  
13 Sedro Woolley, WA [98284]  
14 info@codyhart.org  
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2 IN THE MATTER OF CODY HART  
3 PETITION FOR IMPEACHMENT  
4 INQUIRY SUBMITTED TO HOUSE OF  
5 REPRESENTATIVES OF THE STATE OF  
6 WASHINGTON 2024 AGAINST BOB  
7 FERGUSON ATTORNEY GENERAL OF  
8 THE STATE OF WASHINGTON

**AFFIDAVIT/DECLARATION OF  
PETITIONER IN SUPPORT OF  
PETITION FOR IMPEACHMENT  
INQUIRY**

9 I, Cody R. Hart, declares as follows;

10 That I am over the age of 18 years and competent to provide this declaration.

11 I am a citizen of the United States of America, registered voter and elector of the State of  
12 Washington, I declare under penalty of perjury of the law of Washington that the following to be  
13 true and correct to the best of my knowledge and belief.

- 14 1. As a Citizen and resident, I have rights as a registered voter which are protected by the  
15 statutes referenced herein. I am not a lawyer.
- 16 2. In filing this Affidavit/Declaration I am attempting to follow the framework of  
17 Constitution of the State of Washington Article V. I believe that there are violations of  
18 election law including intrusion into the public office of Attorney General as well as ballot  
19 frauds and errors that are occurring in the current 2024 primary election that will be  
20 occurring in the upcoming 2024 general election contest for Governor of the State of  
21 Washington which must be immediately addressed and/or corrected.
- 22 3. I believe on or about January 13, 2021 Bob Ferguson was administered an Oath for the  
23 Office of Attorney General stating that he would support the "laws of the state of  
24 Washington"
- 25 4. I understand Attorney General Bob Ferguson, in his official capacity, was named as  
26 defendant in Thurston County Superior Court case 18-2-04658-34 for violating state law.
5. I understand on or about September 29, 2021 Thurston County Superior Court Judge  
Sharonda D. Amamilo issued Judgement in case 18-2-04658-34 against Attorney General

1 Bob Ferguson, in his official capacity, finding that "Attorney General's enforcement  
2 policy and de facto rule regarding the unlicensed use of the title "Engineer" is unlawful"  
3 and as a result, Bob Ferguson was judged to have violated the law.

4 6. As a contributor to information in case 18-2-04658-34 against Attorney General Bob  
5 Ferguson I believe the violations of law judged to have been committed by Attorney  
6 General Bob Ferguson in his official capacity resulted in the loss of public funds in excess  
7 of \$100,000,000 (One Hundred Million Dollars), resulted in death and harm to Citizens  
8 and residents of the State of Washington, and has damage the environment.

9 7. I understand that on or about May 6, 2024 Attorney General Bob Ferguson filed a  
10 declaration of candidacy with the Office of Secretary of State to be a candidate for the  
11 office of Governor of the State of Washington in the August 2024 elections declaring  
12 under oath that he was "legally qualified to assume office".

13 8. It is my understanding that pursuant to RCW 9.92.120 the conviction of a public officer  
14 of any felony or malfeasance in office shall entail, in addition to such other penalty as may  
15 be imposed, the forfeiture of his or her office, and shall disqualify him or her from ever  
16 afterward holding any public office in this state. I believe the judgement in case 18-2-  
17 04658-34 qualifies as a conviction of malfeasance committed by Attorney General Bob  
18 Ferguson.

19 9. It is my understanding that as Attorney General, Bob Ferguson is a person holding office  
20 under state government, and qualifies as a Public officer or Officer Pursuant to RCW  
21 9A.04.11 (13) that states; ... (13) "Officer" and "public officer" means a person holding  
22 office under a city, county, or state government, or the federal government who performs  
23 a public function and in so doing is vested with the exercise of some sovereign power of  
24 government,...(Shortened for Brevity)

1 10. It is my understanding that pursuant to Constitution of The State of Washington Article I  
2 Section 4 I have the Right to Petition and that According to Article V, The House of  
3 Representatives of the State of Washington shall have the sole power of impeachment.

4 I believe that this situation requires immediate attention because the primary and general  
5 election will be occurring soon. I am therefore submitting this affidavit/declaration of petitioner  
6 in support of petition for impeachment inquiry and request that the House of Representatives and  
7 its members, jointly and severally, initiated Impeachment proceedings against Bob Ferguson,  
8 Attorney General of the State of Washington.

9 Signed on the 30<sup>th</sup> day of July, 2024  
10 City of Sedro Woolley  
11 County of Skagit  
State of Washington



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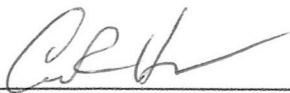
12 Cody R. Hart  
13 901 Metcalf Street #71  
14 Sedro Woolley, WA [98284]

1 IN THE MATTER OF CODY HART  
2 PETITION FOR IMPEACHMENT  
3 INQUIRY SUBMITTED TO HOUSE OF  
4 REPRESENTATIVES OF THE STATE  
5 OF WASHINGTON 2024 AGAINST  
6 BOB FERGUSON ATTORNEY  
7 GENERAL OF THE STATE OF  
8 WASHINGTON

**NOTICE OF PETITION AND MOTION  
TO ALL MEMBERS OF THE HOUSE OF  
REPRESENTATIVES OF THE  
STATE OF WASHINGTON**

9 COMES NOW, Cody R. Hart, Petitioner, hereby Notices all member of the House of  
10 Representatives, jointly and severely, of Petitioner Petition for Impeachment Inquiry against Bob  
11 Ferguson, Attorney General of the State of Washington and moves for all members of the House  
12 of Representatives, jointly and severely, to introduce the Petition or information contained  
13 therein, under their own name, and in the proper form, so Impeachment Pursuant to Article V of  
14 the Constitution of The State of Washington may proceed against Bob Ferguson, Attorney  
15 General of the State of Washington.

16 Dated the 30<sup>th</sup> day of July, 2024

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18 \_\_\_\_\_  
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1 IN THE MATTER OF CODY HART  
2 PETITION FOR IMPEACHMENT  
3 INQUIRY SUBMITTED TO HOUSE OF  
4 REPRESENTATIVES OF THE STATE  
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6 BOB FERGUSON ATTORNEY  
7 GENERAL OF THE STATE OF  
8 WASHINGTON

**NOTICE AND MOTION FOR CHIEF  
CLERK TO BRING PETITION TO THE  
SPECIAL CONSIDERATION OF ALL  
MEMBERS OF THE HOUSE OF  
REPRESENTATIVES  
[CLERKS ACTION REQUIRED]**

9 PLEASE TAKE NOTICE that Petitioner, Cody R. Hart, hereby Motions the Chief Clerk  
10 of the Houses of Representatives to immediately bring all documents submitted by Petitioner  
11 relating to this matter, including but not limited to Petitioner;

- 12 1. Petition for Impeachment Inquiry against Bob Ferguson
- 13 2. Motion to disqualify Jay Inslee governor of the State of Washington,  
14 affidavit/declaration of prejudice in support
- 15 3. Memorandum in support of motion to disqualify Jay Inslee governor of the state  
16 of Washington
- 17 4. Petitioner motion and memorandum in support of extraordinary session
- 18 5. Affidavit/declaration of petitioner in support of petition for impeachment inquiry
- 19 6. Notice of petition and motion to all members of the House of Representatives of  
20 the State of Washington

21 and this Notice and Motion to the Special consideration of all members of the House of  
22 Representatives

23 Dated the 30<sup>th</sup> day of July, 2024



24 \_\_\_\_\_  
Cody R. Hart  
901 Metcalf St #71  
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