



STATE OF WASHINGTON
DEPARTMENT OF COMMUNITY,
TRADE AND ECONOMIC DEVELOPMENT

128 - 10th Avenue SE • PO Box 42525 • Olympia, Washington 98504 • (360) 725-4000

January 14, 2004

Jason Mercier, Budget Analyst
Evergreen Freedom Foundation
PO Box 552
Olympia, WA 98507

RE: PUBLIC RECORDS REQUEST DATED JANUARY 9, 2004

Dear Jason:

This letter is in response to your January 9, 2004, follow-up public records request to the Department of Community, Trade and Economic Development (CTED) under RCW 42.17. Your request sought: "copies of the supplemental documents referenced in the contract."

The following record is responsive to your request: Exhibits of the "Master Site Development And Location Agreement Between The Boeing Company And The State Of Washington, County Of Snohomish, City Of Everett And Certain Other Governmental Units And Authorities Of Or In The State Of Washington" ("Agreement"). This Agreement is being provided with the following information redacted or withheld: portions of attached exhibits at C-10, D-3 and E, and all of Exhibit D-1 ("Relevant Exhibits").

This information in the Relevant Exhibits is being withheld at this time because it includes proprietary and valuable trade secret information of Boeing and information in connection with the siting, recruitment, expansion, retention, or relocation of Boeing's business. This information is therefore exempt from disclosure at this time, pursuant to RCW 42.17.319(1)(b); RCW 42.17.310(1)(h.) See December 19, 2003, letter from Boeing (enclosed). The Boeing Company has identified that the redacted and withheld information contains valuable proprietary information and trade secrets that has economic value to Boeing. Trade secrets are also protected intellectual property under the Uniform Trade Secrets Act at chapter 19.108 RCW. RCW 19.108.010(4); also see RCW 4.24.601, RCW 4.24.611. See also RCW 42.17.260(1) (reference to other statutes as basis to withhold information from disclosure under the Public Disclosure Act.)

This letter represents the agency's final response to your public records request.

Sincerely,

Martha Choe
Director

Enclosures

cc: Lynn Ristig, Chief Counsel, The Boeing Company

