



1 **II. PARTIES AND JURISDICTION**

2       **2.1.** Plaintiff West is “any person” as defined in RCW 42.30.130 with  
3 standing to seek relief under the OPMA.

4       **2.2.** Defendant Burien City Council is a “governing body” as defined in  
5 RCW 42.30.020 that has violated the Open Public Meetings Act by conducting an  
6 unlawful meeting, failing to deliberate in public and by taking actions and final  
7 outside of the context of lawfully noticed Open Public Meetings.

8       **2.3.** Defendant Burien City Council members Kevin Schilling, Alex  
9 Andrade, Linda Akey, and Stephanie Moras are members of a governing board  
10 who violated the OPMA by conducting unlawful serial or seriatim meetings, by  
11 knowingly and deliberately conducting deliberations behind closed doors and by  
12 taking “action” and ”final action” outside the context of a properly noticed and  
13 scheduled open public meeting.

14       **2.4.** The City of Burien is a municipal entity responsible and liable for the  
15 acts of its agents, employees, and officers under the doctrines of Master and  
16 Servant, Principal and Agent, and Respondeat Superior.

17       **2.5.** The King County Superior Court has jurisdiction over the parties and  
18 subject matter of this claim.  
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20 **III. ALLEGATIONS**

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22       **3.1.** On Various times that will be shown<sup>2</sup>, including April 25, 2024, Burien  
23 City Council members Kevin Schilling, Alex Andrade, Linda Akey, and Stephanie  
24 Moras unlawfully and knowingly conducted “meetings” of a quorum of the Burien  
25 City Council without compliance with the requirements of a lawful open public  
26 meeting meeting or executive session.

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<sup>2</sup> Plaintiff reserves the right to Amend and/or supplement the Complaint after discovery has been completed.

1           **3.2.** On or about April 25, 2024 the Burien City Council members Kevin  
2 Schilling, Alex Andrade, Linda Akey, and Stephanie Moras knowingly violated  
3 the OPMA by deliberating and taking action and final action in the absence of  
4 proper notice or other lawful compliance with the OPMA.

5           **3.3.** The Burien City Council members met and conducted a meeting on  
6 April 25 without providing notice, posting or distributing an agenda or even  
7 informing their own staff.

8           **3.4.** By their actions and omissions, the named Burien City Council  
9 members knowingly and deliberately violated the OPMA, for which they are  
10 liable for the relief below.

11           **3.5.** The City of Burien is liable for the acts of its public officers under the  
12 Doctrines of Master and Servant, Principal and Agent, and Respondeat Superior.

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14 **IV. CAUSE OF ACTION**

15           **4.1. OPMA CLAIM**

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17           By their acts and omissions the named defendants violated the OPMA  
18 knowingly, and created a cause of action under RCW 42.30 for violation of the  
19 OPMA, for individual penalties for each violation, and for costs, fees, and  
20 injunctive relief in regard to violations of the OPMA by a quorum of the governing  
21 body of the City of Burien, and plaintiff is entitled, under RCW 42.30, to the relief  
22 sought below.

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24 **V REQUEST FOR RELIEF**

25           Wherefore, Plaintiff respectfully requests the following relief:  
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