

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

MOTION NO. 22-372

APPROVING SECOND AMENDMENT TO 2021 CONTRACT FOR LEGAL SERVICES

WHEREAS, on March 21, 2017, Sheriff's deputies responded to a 911 call. An extended altercation between deputies and a 29-year-old suspect, Alexander W. Dold, ensued. It is our understanding that both impact weapons and a Taser were used during the altercation. Once a total of six law enforcement officers arrived, Mr. Dold was able to be controlled. Mr. Dold subsequently became unresponsive, deputies' efforts to revive him were unsuccessful, and he passed away. The incident was investigated by Snohomish County Multiple Agency Response Team (SMART); and

WHEREAS, on March 10, 2020, Plaintiffs' Jennifer Dold (sister and Personal Representative of Alexander Dold's Estate) and Kathy Duncan (Alexander Dold's mother) filed a lawsuit in United States District Court for the Western District of Washington, Case No. C20-383-RAJ; and

WHEREAS, the Rules of Professional Conduct preclude the Civil Division from representing Snohomish County, former employees of Snohomish County, and former employees of Snohomish County and volunteers acting on behalf of Snohomish County where a conflict of interest may exist, and which require outside counsel to provide representation in the civil lawsuit; and

WHEREAS, the Snohomish County Prosecuting Attorney, consistent with his authority under state law, county charter and county code, procured a Contract for Legal Services with Theron A. "Ted" Buck of Frey Buck, P.S. for the purpose representing Snohomish County; and

WHEREAS, the initial Contract for Legal Services with Theron A. "Ted" Buck and Frey Buck, P.S. executed on February 12, 2021 was not to exceed \$50,000; and

WHEREAS, the First Amended Contract for Legal Services with Theron A. "Ted" Buck and Frey Buck, P.S. executed on February 14, 2022 was not to exceed \$100,000; and

WHEREAS, litigation is still ongoing and will likely continue for the unforeseeable future;

NOW, THEREFORE, ON MOTION, the Snohomish County Council authorizes the County Executive to sign the attached Second Amendment to 2021 Contract for Legal Services with Theron A. "Ted" Buck and Frey Buck, P.S. in an amount not to exceed \$300,000.00.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

\_\_\_\_\_  
Council Chair

ATTEST:

\_\_\_\_\_  
Asst. Clerk of the Council