

FILED
SUPREME COURT
STATE OF WASHINGTON
8/15/2022 12:47 PM
BY ERIN L. LENNON
CLERK

NO. 100783-3

SUPREME COURT
OF THE STATE OF WASHINGTON

THE MEADOWS OWNERS ASSOCIATION,

Plaintiff,

v.

JAYAKRISHNAN K. NAIR and JANE OR JOHN DOE NAIR

Appellants,

JOYOUS INVESTMENTS, LLC,

Respondent,

WILLMINGTON SAVINGS FUND SOCIETY, FSB, D/B/A
CHRISTIANA TRUST, NOT INDIVIDUALLY BUT AS TRUSTEE
FOR PREMIUM MORTGAGE ACQUISITION TRUST, a Delaware
corporation; and FIRST TECH CREDIT UNION,

Defendants

SECOND ANSWER TO PETITION FOR REVIEW BY RESPONDENT

JOYOUS INVESTMENTS, LLC

Michael G. Fulbright
Attorney for Joyous Investments, LLC,
as Respondent

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WSBA No. 11821

This Second Answer is by Respondent Joyous Investments, LLC (“Joyous”).

Acting pro se, Appellant Jayarkishnan K. Nair (“Nair”) originally filed (1) a Petition for Review on April 15, 2022 (the “First Petition for Review”), and (2) a Motion for Extension of Time on May 12, 2022 (the “First Extension Motion”). On June 10, 2022, Joyous filed (1) an Answer to Appellant’s Motion for Extension of Time (the “First Extension Answer”) and (2) an Answer to Petition for Review (the “First Petition Answer”).

On June 24, 2022, attorney David O. filed a Motion for Extension of Time to File Revised Petition for Review on behalf of Nair (the “Second Extension Motion”). Attorney David O. never filed a revised Petition for Review and subsequently withdrew from representing Nair in this action (effective August 15, 2022).

But on August 1, 2022, Nair filed another pro se Petition for Review (the “Second Petition for Review”). A note at the

top page 2 of the Second Petition for Review states it is intended as a “placeholder” pending completion of the final document by attorney David O. (which did not occur). The only other differences from the First Petition for Review were a different date and fonts on the cover page, a different signature date on the last page, and the Second Petition for Review did not include the Exhibits that accompanied the First Petition for Review. Otherwise, the Second Petition for Review is the same as the First Petition for Review.

As of the filing of this Answer, the Court has not ruled on the First Extension Motion, the First Petition for Review, the Second Extension Motion, or the Second Petition for Review.

By letter of August 5, 2022, Deputy Clerk Pendleton stated that because of attorney David O.s Notice of Intent to Withdraw the Court accepted for filing Nair’s Second Petition for Review and would consider it along with the First Extension Motion, the First Petition for Review and the Second Extension

Motion. That letter gave Joyous until September 6, 2022, to answer the Second Petition for Review.

This Second Answer is for the Second Petition for Review and Joyous is concurrently filing an Answer to the Second Extension Motion (the “Second Extension Answer”).

As set forth in the Second Extension Answer, Joyous believes that the Court should not grant the Second Extension Motion or consider the Second Petition for Review. But if the Court should grant the Second Extension Motion and consider the Second Petition for Review and because the Second Petition for Review is substantively and in all material respects identical to the First Petition for Review, Joyous hereby incorporates its First Petition Answer by this reference and requests that the Court accept and treat the First Petition Answer as its Answer to the Second Petition for Review.

If considered, Joyous respectfully requests that the Court deny Nair’s Second Petition for Review.

This document contains 485 words, excluding the parts of the document exempt from the word count by RAP 18.17.

August 15, 2022.

Respectfully submitted,

/s/Michael Fulbright
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Attorney for Respondent Joyous
Investments, LLC

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury under the laws of the State of Washington that on the date below I (1) electronically filed the foregoing Second Answer with the Washington Supreme Court, and (2) caused a copy of the foregoing Second Answer to be served on Appellant Nair via the Court's electronic filing system and email service.

Signed at Navarre, Florida, on August 15, 2022.

/s/Michael Fulbright
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LAW OFFICE OF MICHAEL FULBRIGHT

August 15, 2022 - 12:47 PM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 100,783-3
Appellate Court Case Title: Joyous Investments, LLC v. Jayakrishnan Nair
Superior Court Case Number: 17-2-05181-9

The following documents have been uploaded:

- 1007833_Answer_Reply_20220815124141SC392722_2024.pdf
This File Contains:
Answer/Reply - Answer to Petition for Review
The Original File Name was Answer to Second Petition.pdf

A copy of the uploaded files will be sent to:

- jknair@gmail.com

Comments:

This Answer is for the Petition for Review filed on August 1, 2022.

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Note: The Filing Id is 20220815124141SC392722