

FILED
Court of Appeals
Division III
State of Washington
1/25/2023 4:36 PM

FILED
SUPREME COURT
STATE OF WASHINGTON
1/26/2023
BY ERIN L. LENNON
CLERK

Supreme Court No. 101630-1
Appellate Ct. Div. III No. 38318-1

SUPREME COURT OF THE STATE OF WASHINGTON

IN RE TAX FORECLOSURE SALE SURPLUS OF 58
CIRCLE, REPUBLIC, WASHINGTON (Ferry County)
PARCEL NO. 23824210001000

IRWIN LAW FIRM, INC.,
a Washington State Legal Entity
Christal Olivia Irwin, Principal Attorney,
Appellant(s)

v.

FERRY COUNTY TREASURER,
RODAK, Rochelle, and
FERRY COUNTY PROSECUTOR
Burke, Kathryn Isabel,
Respondent(s).

**MOTION FOR EXTENSION OF TIME
TO FILE PETITION FOR REVIEW AND TO CONSOLIDATE FOR
DIRECT REVIEW**

APPEAL FROM THE SUPERIOR COURT FOR
FERRY COUNTY

Hon. Jessica Reeves
Cause No. 20-2-00055-10

C. Olivia Irwin (WSBA #43924)
Attorney for Irwin Law Firm, Inc.
1331 E. Ivy Avenue
Colville, WA 99114
(509) 685-7074

I. MOTION

Petitioner(s) Attorney C. Olivia Irwin, moves this Court to extend time for filing of *Petition for Review* to the date/time of receipt based on RAP 18.8 and *Declaration of Counsel in Support of Petitioner's Motion to Extend Time to File Petition for Review, and to Consolidate for Direct Review*, filed concurrently.

II. ARGUMENT

While sincerest apology is extended for the inconvenience of the court or any party in reviewing the motion, there is good cause to grant it in this case. Justice requires that the minor delay of one day overlooked in the interest of access to justice, and of reaching the merits .

RAP 18.8(b) *Restriction on Extension of Time* states that time will be extended for a *Petition for Review* “in extraordinary circumstances and to prevent a gross miscarriage of justice. Both interests will be served in granting this motion.

Motion for Extension of Time for Filing Petition for Review

Additional authority for granting this motion can be found under RAP 1.2(a)¹ and (c), and RAP 18.8(a) which generally provides that the appellate court may, on its own initiative or on motion of a party, waive or alter the provisions of any of these rules and enlarge or shorten the time within which an act must be done in a particular case in order to serve the ends of justice.”

III. CONCLUSION

The Motion to Extend Time for filing the Petition for Review and to Consolidate for Direct Review in this matter must be granted because RAP 18.8(b) was fulfilled. There were extraordinary circumstances, and the *Petition for Review* must be accepted to prevent the gross injustice of access to justice denied.

¹“These rules will be liberally interpreted to promote justice and facilitate the decision of cases on the merits. “

IV. CERTIFICATION

Respectfully submitted this 25th Day of January 2022
with a net automated word count of 267 words per RAP
18.17(b);(c)(16), RAP 17.4(c)(17).

A handwritten signature in cursive script, reading "Olivia Irwin", is written above a horizontal line.

C. Olivia Irwin (WSBA No. 43924)

IRWIN LAW FIRM, INC.

January 25, 2023 - 4:36 PM

Transmittal Information

Filed with Court: Court of Appeals Division III
Appellate Court Case Number: 38318-1
Appellate Court Case Title: In re: Tax Foreclosure Sale Surplus of 58 Rosehaven Circle, et al
Superior Court Case Number: 20-2-00055-1

The following documents have been uploaded:

- 383181_Affidavit_Declaration_20230125150053D3834612_1842.pdf
This File Contains:
Affidavit/Declaration - Other
The Original File Name was ILF3-DeclofCounselREMot4ExtTime-n-Consolidate.pdf
- 383181_Motion_20230125150053D3834612_7417.pdf
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Motion 1 - Extend Time to File
The Original File Name was ILF3-Mot4ExtTimeand2AmendPetition-n-Consolidate.pdf

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Comments:

Motion to Extend Time also includes Motion to Consolidate for Direct Review.

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Address:
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COLVILLE, WA, 99114-3437
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**AFFIDAVIT OF GOOD CAUSE FOR EXTENSION OF TIME TO FILE
AND IN SUPPORT OF CONSOLIDATION FOR DIRECT REVIEW**

APPEAL FROM THE SUPERIOR COURT FOR
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Cause No. 20-2-00055-10

C. Olivia Irwin (WSBA #43924)
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II. DECLARATION

I Christal Olivia Irwin, J.D., being over 18 years of age, and competent to testify in a court of law, hereby declare:

An attempt was made to submit the Petition for Review in this matter electronically on January 12, 2023 per RAP 13.4. However, as commonly occurs, technical issues extended the time necessary for the task beyond that which was allotted. As indicated in the Court's letter dated January 17, 2023, the transaction was completed less than 24 hours later, and interested parties served simultaneous to that filing. Therefore there was no delay service or notice to, or otherwise prejudice to any party.

Declaration of Counsel in Support of Motion for Extension of Time to File Petition for Review-1-

The Court will please note that the fee for *Petition for Review* in this matter had been paid weeks prior to filing, and was on hold with the Court's receptionist as of the date the Court's letter was issued.

The Court will please note that Irwin Law Firm, Inc. of which I remain president and principal attorney, has entered windup status. The e-mail account for the firm has been closed. All pleadings and electronic correspondence should be directed to me at jetcityjustice@gmail.com as registered with the Washington State Bar Association.

I further declare that this is one of three matters which I continue to represent the firm's interests as against the same parties/court officers.

Declaration of Counsel in Support of Motion for Extension of Time to File Petition for Review-2-

Irwin Law Firm v. Ferry County et al, (Lincoln County Superior Court No.17-2-00076-1) and *Irwin Law Firm v. Ferry County et al*. Originally filed in Okanogan County (19-2-00380-24) all raise issues of misconduct in court administration and attorney contracting---over which the Supreme Court purportedly serves direct supervisory role.

Additionally, these matters were all subject to a Global Settlement, the enforcement of which by pure happenstance is still under review by the Appellate Court (No. 382346)

Wherefore I ask the court to extend time for filing the Petition for review on this matter to the date received; and also to consider allowing consolidating this matter with the other cases cited

Declaration of Counsel in Support of Motion for Extension of Time to File Petition for Review-3-

for direct review, in the interest of the just and speedy determination of all matters.

II. CERTIFICATION

The foregoing is true and complete to the best of my knowledge and belief, and submitted this 25th day of January, 2023 under penalty of perjury laws of the State of Washington.

A handwritten signature in cursive script, appearing to read "Olivia Irwin", written over a horizontal line.

C. Olivia Irwin (WSBA No. 43924)

IRWIN LAW FIRM, INC.

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