

SUPREME COURT OF THE STATE  
OF WASHINGTON

Received  
Washington State Supreme Court

E AUG - 7 2014  
Ronald R. Carpenter  
Clerk

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WASHINGTON MOTORSPORTS LIMITED,

Respondent,

vs.

SPOKANE RACEWAY PARK, INC.,

and

SUSAN ROSS, TERRY and BRYAN GRAHAM, and THE MEADOWS AT DRY  
CREEK, LLC,

Appellants.

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REPLY RE: MOTION TO DISQUALIFY COUNSEL AND  
RESPONSE TO MOTION FOR SANCTIONS

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RICHARD D. WALL  
Attorney for Appellants/Petitioner

Richard D. Wall, WSBA# 16581  
RICHARD D. WALL, P.S.  
505 W. Riverside Avenue, Suite 400  
Spokane, WA 99201-3700  
(509) 747-5646

 ORIGINAL

## I. FACTS:

### a. **Status of Appellants as Parties to the Underlying Receivership Action:**

As noted by Respondent, none of the Appellants are named parties to the underlying receivership action. However, Susan Ross owns a significant number of shares in Washington Motorsports Limited Partnership ("WML") and, therefore, has a direct interest in the receivership proceedings to the extent that those proceedings have an impact on the value of her shares. (Declaration of Susan Ross Re: Motion to Disqualify Counsel and Motion for Sanctions) Ms. Ross also has a direct interest in whether the assets of WML are being depleted as the result of unnecessary and unjustified fees charged by the Receiver, Mr. Davidson, and/or his attorneys. Ms. Ross further has a direct interest in avoiding any real or apparent conflict of interest that could provide an incentive for the Receiver to incur additional unnecessary attorney fees and costs in this matter to the detriment WML's shareholders.

### b. **Notice of Withdrawal and Substitution of Counsel:**

The Order Authorizing Employment of Davidson, Backman, Medeiros, PLLC, was signed and entered by Judge Plese on July 27, 2014. (Declaration of Aaron Goforth, Exhibit 4) None of the Appellants was provided any notice that the Receiver was seeking appointment of his own law firm to act as legal counsel in this or any other matter. No notice was given to counsel for Appellants that any such order was going to be presented to the Superior Court. Thus, Appellants had no opportunity to oppose the motion or order and were not aware that such an order had been entered at the time the Notice of Substitution of Counsel was filed and served.

**c. History of Fees Paid to Receiver and Receiver's Attorney:**

Mr. Davidson was appointed as General Receiver for WML in July 2005, and authorization for the employment of the law firm of Reed & Geisa, P.S. as attorneys for the Receiver was entered on March 4, 2006. (Declaration of Aaron Goforth, Exhibit 3) From April 2009 to July 2014, the law firm of Reed & Geisa has billed a total of \$1,050,08.00 in attorney fees, exclusive of costs, to be paid from the assets of WML. (Declaration of Richard Wall, Exhibit A) Mr. Davidson and his law firm have billed an additional \$379,089.50 for his services as the Receiver and other services provided by his law firm. (Declaration of Richard Wall, Exhibit B) The amount of fees billed prior to April 2009 is not known at this time.

Ms. Ross has never received notice of any application to the Superior Court for payment of fees filed by either Reed & Geisa, P.S. or Mr. Davidson. (Declaration of Susan Ross) Service of Notice of Intent to Compensate Reed & Geisa is given to only seven individuals via email. (Declaration of Richard Wall, Exhibits C & D) None of those persons represents Ms. Ross. Notice of Intent to Compensate is similarly given only to a limited list of individuals, none of whom represents Ms. Ross. Thus, Ms. Ross, along with the vast majority of WML shareholders has been kept completely in the dark about the amount of WML assets being expended on Receivership fees and attorney fees.

**II. ARGUMENT**

**a. The Representation of the Receiver by his Own Law Firm Presents a Clear Conflict of Interest in This Case.**

An attorney shall not represent a client if the representation involves a concurrent conflict of interest. RPC 1.7(a) A conflict of interest exists if there is a significant risk that the representation will be materially limited by the lawyer's personal interest. RPC 1.7(a)(2)

Here, Barry Davidson has been appointed to act as Receiver for WML. As Receiver, Mr. Davidson has a duty to preserve WML's assets for the benefit of its creditors, including its shareholders. *See, Prest v. Adams*, 142 Wash. 111, 252 P. 686 (1927). The unnecessary expenditure of attorney fees by the Receiver is contrary to the Receiver's obligation to WML's creditors, since it reduces the value of the estate rather than preserving its assets.

When a receiver acts as his own paid attorney, the receiver has a personal, financial interest in the outcome of decisions regarding the employment of counsel. Because the receiver obtains a direct financial benefit each time counsel is employed to perform legal work that can be billed to the estate, the receiver has an incentive to direct work to legal counsel, even if that work has little or no value to the estate and/or its creditors.

In this case, Appellants' concerns regarding the employment of Mr. Davidson's own law firm as attorney for the Receiver is not based on idle speculation. The history of this case demonstrates that a significant portion of the assets of WML have been used to pay the fees of the Receiver and the law firm of Reed & Geisa, P.S. Since April 2009, the Receiver and Reed & Geisa have billed almost \$1.5 million in fees for their services, exclusive of cost. The most recent Report of Operations and Financial Affairs filed by the Receiver indicates that the total assets of WML in cash is \$5,276,248.96. Declaration of Richard Wall, Exhibit E) WML has no other significant assets. The total amount of fees charged by the Receiver and his attorneys in just the past 5 years raises serious questions about the propriety of those fees, particularly when

compared to the total assets of the receivership estate. Under these circumstances, the employment by Mr. Davidson of his own law firm as attorneys for the Receiver creates, at a minimum, the appearance of impropriety as well as a direct conflict of interest.

**b. RCW 7.60.180 Does Not Eliminate the Conflict of Interest Present in this Case.**

Respondent argues that the motion to disqualify "ignores Washington law" because Washington's receivership statute provides that a person is not disqualified to act as attorney for a receiver "solely because of the person's employment by, representation of, or other relationship with a creditor or other party." RCW 7.60.180(2) However, the statute also provides that such person can act as attorney for the receiver only if it is determined by the court "that there is no actual conflict of interest or inappropriate appearance of a conflict." RCW 7.60.180(2).

The fact that RCW 7.60.180 does not prohibit a receiver from employing his own law firm does not mean that it is appropriate in every case or that there is never a conflict of interest. Here, in light of the history of this case, the existence of an actual conflict is clear and the appearance of a conflict is unavoidable. Moreover, the Order Authorizing the Employment of Davidson, Backman, Medeiros, PLLC by the Receiver contains no finding by the trial court, as is required by RCW 7.60.180(2), that there is no actual or apparent conflict of interest here.

**c. The Superior Court Order Authorizing Employment of Davidson, Backman, Medeiros, PLLC, is Not Binding on Ms. Ross Because she Was Not Given Notice or an Opportunity to Be Heard.**

Respondents claim that Ms. Ross has waived any challenge to the Order Authorizing Employment of Davidson, Backman, Medeiros, PLLC as Attorney for Receiver because she did not object to or appeal from the Order. However, Respondents are well aware that the motion requesting such authorization was not served on Ms. Ross and that she did not receive actual notice of either the motion or the order.

Due process requires notice and an opportunity to be heard. *Amunrud v. Board of Appeals*, 158 Wash.2d 208, 216, 143 P.3d 571 (2006). Ms. Ross and her counsel were unaware prior to receiving the Notice of Withdrawal and Substitution of Counsel that the employment of any law firm other than Reed & Geisa, P.S. had been authorized by the Superior Court. Since Ms. Ross had no notice or opportunity to respond to the motion for authorization to employ Davidson, Backman, Medeiros, PLLC, she cannot, consistent with fundamental principles of due process, be bound by the order authorizing such employment.

**d. The Motion to Disqualify is Not Untimely.**

Ms. Ross did not become aware that the Receiver had employed new counsel until she was served with the Notice of Withdrawal and Substitution of Counsel on June 30, 2014. The motion to disqualify was filed and served ten days later on July 10, 2014.

By arguing that the motion is untimely, Respondent appears to misconstrue the motion. Ms. Ross does not object to Mr. Goforth representing WML and the Receiver. Rather, Ms. Ross objects to Mr. Davidson being represented by his own law firm, which Mr. Goforth has now chosen to join.

**e. The Motion to Disqualify is Not Being Used as a "Tactical Weapon" Against WML.**

The timing of the Order Authorizing Employment of Davidson, Backman, Medeiros, PLLC as Attorney for the Receiver, the filing and service of the Notice of Withdrawal and Substitution of Counsel, and Respondent's Answer to the Petition for Review have all been within the complete control of the Receiver and his attorneys. Ms. Ross's motion requests that the Answer be struck solely on the grounds that, at the time it was filed, the law firm under whose name it was filed could not legally represent WML or the Receiver. Respondent presents no argument that the Answer should be allowed, even in the event this Court grants the motion to disqualify. Any prejudice to the Receiver or to WML from granting the motion to disqualify is entirely the result of choices that have been made by the Receiver and his attorney, not by Ms. Ross. Indeed, it may well be that the timing of the filing of the Answer was intentional and was done for the purpose of providing a basis for resisting any potential motions to disqualify Mr. Davidson's law firm.

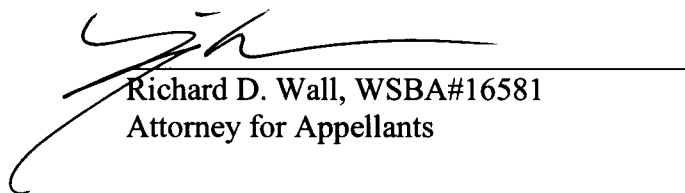
**f. The Motion to Disqualify is Not Frivolous.**

Ms. Ross, as a shareholder and creditor of WML, has a real and substantial interest in ensuring that the assets of the estate are not squandered on excessive and unnecessary professional and legal fees. Her motion to disqualify Davidson, Backman, Medeiros, PLLC, as attorney for the Receiver in this matter is well founded, is based upon the existence of both an apparent conflict of interest and an actual conflict of interest. The motion is clearly not frivolous.

### III. CONCLUSION:

For the foregoing reasons, this Court should grant Appellants' motion to disqualify counsel and deny Respondent's motion for sanctions.

Respectfully submitted this 5<sup>th</sup> day of August, 2014.



Richard D. Wall, WSBA#16581  
Attorney for Appellants

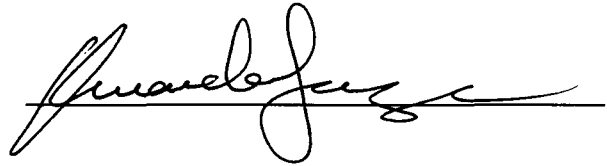


CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date a true and correct copy of the foregoing was sent  
via legal messenger to the following:

Aaron D. Goforth  
Davidson Backman Medeiros, PLLC  
601 W. Riverside Ave., Suite 1550  
Spokane, WA 99201

Dated this 5<sup>th</sup> day of August, 2014.

A handwritten signature in black ink, written over a horizontal line. The signature is cursive and appears to read "Davidson Backman Medeiros".

SUPREME COURT OF THE STATE  
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---

WASHINGTON MOTORSPORTS LIMITED,

Respondent,

vs.

SPOKANE RACEWAY PARK, INC.,

and

SUSAN ROSS, TERRY and BRYAN GRAHAM, and THE MEADOWS AT DRY  
CREEK, LLC,

Appellants.

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DECLARATION OF SUSAN ROSS RE:  
MOTION TO DISQUALIFY COUNSEL AND MOTION FOR SANCTIONS

---

RICHARD D. WALL  
Attorney for Appellants/Petitioner

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Washington State Supreme Court

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Ronald R. Carpenter  
Clerk

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Spokane, WA 99201-3700  
(509) 747-5646



ORIGINAL

I, Susan Ross, Appellant, am over the age of 18 and competent to give testimony in this matter.

1. Pursuant to an Settlement Agreement between me Barry W. Davidson, the appointed Receiver for Washington Motorsports Limited Partnership (WML), I am the owner of 21 "A" Units of stock in WML, and 9.5 "B" Units of stock. (Attached hereto is a true and correct copy of the Order Approving Settlement Agreement Re: WML Units Claimed by Susan Ross)

2. The value of my units of stock depends entirely on the value of the assets of WML. This lawsuit has been pending in the Superior Court for more than ten years. Mr. Davidson was appointed Receiver of WML in 2005. Since that time, I have seen several reports issued by Mr. Davidson regarding the financial status of WML. Of particular concern to me as a unit holder has been the large amount of fees paid for legal and other professional services to the Receiver and his attorney as reflected in those reports.

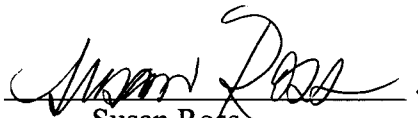
3. As a unit holder, I have not ever received any notice of the Receiver's intent to request authorization for payment of fees from the assets of WML. I have never received notice of any orders by the Superior Court authorizing payment of fees to the Receiver and/or his attorneys.

4. I did not receive notice of any request by the Receiver to employ his own law firm as attorneys for the Receiver and WML. Based on the amount of fees paid to the Receiver and to

his attorneys over the past five years, of which I have only recently become aware, I have serious questions as to whether the amount of fees paid in this matter has been reasonable and in the best interests of WML's creditors, including the unit holders.

5. I believe that having Mr. Davidson's own law firm represent WML and himself as the Receiver in this matter presents a clear conflict of interest. Mr. Davidson's sole concern should be to act in the best interest of WML's creditors and its stockholders. Mr. Davidson should not be influenced by any potential for personal, financial gain when making any decisions regarding his conduct as Receiver and the employment of counsel on behalf of WML.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge.

Signed at Spokane, Washington, on Aug 5, 2014, .  
Susan Ross

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date a true and correct copy of the foregoing was sent  
via legal messenger to the following:

Aaron D. Goforth  
Davidson Backman Medeiros, PLLC  
601 W. Riverside Ave., Suite 1550  
Spokane, WA 99201

Dated this 5<sup>th</sup> day of August, 2014.

A handwritten signature in black ink, appearing to read "Aaron D. Goforth", is written over a horizontal line.

**EXHIBIT**

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS LIMITED  
PARTNERSHIP, a/k/a Washington Motorsports,  
Ltd., by and through Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and General  
Partner of Washington Motorsports Limited  
Partnership,

Defendant.

Case No. 03-2-06856-4

ORDER GRANTING WML'S  
MOTION FOR ORDER APPROVING  
SETTLEMENT AGREEMENT  
RE: WML UNITS CLAIMED BY  
SUSAN ROSS

THIS MATTER came before the Court on April 8, 2009, upon WML'S MOTION  
FOR ORDER APPROVING SETTLEMENT AGREEMENT RE: WML UNITS CLAIMED  
BY SUSAN ROSS. The Court considered the documents, pleadings, and admissible  
evidence on file.

1 Based upon the record in this case, the Court makes the following:

2 **FINDINGS OF FACT AND CONCLUSION OF LAW**

3  
4 1. On July 1, 2005, this Court ordered that Barry W. Davidson be appointed as  
5 General Receiver of WML. On that same date, this Court entered Findings of Fact and  
6 Conclusions of Law in Support of Order Appointing Barry W. Davidson as General Receiver  
7 of WML.

8 2. On October 12, 2005, Susan Ross submitted a Proof of Interest to the Receiver  
9 claiming ownership of 33 "A" units and 10.5 "B" units. Clerk's Side #503, Exhibit 1.  
10 Specifically, she claimed ownership of the following "A" units: 512A, 513A, 527A, 528A,  
11 529A, 561A, 621A, 650A, 651A, 652A, 771A, 772A, 773A, 830A, 1001A, 1002A, 1003A,  
12 1030A, 1031A, 1210A, 1211A, 1212A, 1319A, 1320A, 1321A, 1322A, 1323A, 1339A,  
13 1340A, 1400A, 1401A, 1452A, 1485A, and the following "B" units: 205B, 220B, 228B,  
14 235B, 239B, 241B, 265B, 278B, 280B, 377.5B, and 379B. *Id.* Ms. Ross's Proof of Interest  
15 did not include any documentation or any explanation supporting her claims of ownership.  
16  
17

18 *Id.*

19 3. On March 12, 2007, WML moved for summary judgment on Ms. Ross's claim  
20 to ownership of units 512A, 513A, 1030A, 1031A, and 278B (3<sup>rd</sup> Adjudication Motion).  
21 Clerk's Side #497. On April 30, 2007, WML moved for summary judgment on Ms. Ross's  
22 claim to ownership of units 771A, 772A, 773A, 1400A, 1401A, 241B, 379B (8<sup>th</sup> Adjudication  
23 Motion). Clerk's Side #672.  
24  
25



1           4.     On June 1, 2007, this Court entered a written order granting WML's motion  
2 with respect to units 512A and 513A (determining WML to be the rightful owner thereof)  
3 (Clerk's Side #744). On June 11, 2007, Ms. Ross moved this Court for reconsideration of that  
4 Order. Clerk's Side #764. On January 11, 2008, this Court granted Ms. Ross's motion for  
5 reconsideration, and determined that issues of fact regarding the ownership of units 512A and  
6 513A remained for resolution through an evidentiary hearing. Clerk's Side #1100.

7  
8           5.     On June 22, 2007, this Court entered a written order denying WML's motion  
9 with respect to units 1030A, 1031A, and 278B (determining issues of fact remained for  
10 resolution through an evidentiary hearing). Clerk's Side #797. Also on June 22, 2007, this  
11 Court entered an order denying WML's motion with respect to units 771A, 772A, 773A,  
12 1400A, 1401A, 241B, 379B (determining issues of fact remained for resolution through an  
13 evidentiary hearing). Clerk's Side #796.

14  
15           6.     On August 31, 2007, Ms. Ross submitted an Amended Proof of Interest which  
16 claimed ownership of the same units identified in her original Proof of Interest, but which  
17 provided certain information and documentation relating to some of her claims to ownership.  
18 Clerk's Side #882.

19  
20           7.     On October 26, 2007, WML noted an evidentiary hearing to be held by this  
21 Court to resolve the disputed facts regarding Ms. Ross's claims to unit ownership. Clerk's  
22 Side #989. That hearing was cancelled and rescheduled several times in 2007 and throughout  
23 2008 to accommodate the schedule of the Court and counsel. *E.g.*, Clerk's Side ##1018,  
24 1032, 1122, 1235, 1304 & 1402.  
25

1           8.       On July 28, 2008, WML and Ms. Ross participated in a voluntary mediation  
2 conducted by retired Superior Court Judge James Murphy. That mediation did not result in a  
3 settlement of Ms. Ross's unit claims, but it did set the groundwork for the Settlement  
4 Agreement that was ultimately entered between WML and Ms. Ross.  
5

6           9.       On December 1, 2008, Ms. Twyford filed a Notice of Intent to Withdraw as the  
7 attorney for Ms. Ross. Clerk's Side #1488. On December 8, 2008, WML timely objected to  
8 Ms. Twyford's Notice of Intent to Withdraw on the basis that such withdrawal would visit  
9 unnecessary expense and delay upon WML's receivership estate in relation to the resolution  
10 of Ms. Ross's claims to ownership of WML units. Clerk's Side #1497. On January 7, 2009,  
11 this Court entered an order permitting Ms. Twyford to withdraw if the dispute with Ms. Ross  
12 was not resolved through settlement. Clerk's Side #1522. On January 11, 2009, Ms. Ross  
13 signed the Settlement Agreement with WML which is the subject of this motion.  
14

15           10.      On March 3, 2009, WML filed its MOTION FOR ORDER APPROVING  
16 SETTLEMENT AGREEMENT RE: WML UNITS CLAIMED BY SUSAN ROSS, a  
17 Declaration of Barry W. Davidson in support of the same, a Notice of Hearing regarding the  
18 same (setting the hearing for April 8, 2009), and a Certificate of Service identifying all  
19 individuals upon whom the settlement pleadings were served. Clerk's Side ##1548, 1549,  
20 1550 & 1554.  
21  
22

23           11.      Pursuant to RCW 7.60.190(6), any objections to WML's Motion were required  
24 to be filed and served upon the Receiver and the Receiver's counsel by no later than Friday,  
25 April 3, 2009 (three business days prior to this hearing). To date, no such objections have

1 been filed or served.

2 **Settlement Terms and Conditions**

3 12. Certain of the Settlement Agreements' terms and conditions are set forth  
4 below: Upon Court approval,

5 a. Ms. Ross will be recognized as the owner of WML "A" units 512A,  
6 513A, 527A, 528A, 529A, 561A, 621A, 650A, 651A, 652A, 830A, 1001A, 1002A, 1003A,  
7 1210A, 1211A, 1212A, 1400A, 1401A, 1452A, and 1485A; and the following "B" units:  
8 205B, 220B, 228B, 235B, 239B, 241B, 265B, 280B, 377.5B, and 379B. The purported  
9 transferor of each of the foregoing units is specifically identified in the Settlement Agreement  
10 (¶3.a).

11 b. Ms. Ross will withdraw and release any and all claims to any other  
12 WML units, including but not limited to, WML units 771A, 772A, 773A, 1030A, 1031A,  
13 1319A, 1320A, 1321A, 1322A, 1323A, 1339A, 1340A, 278B (¶3.b).

14 c. The Receiver will record the owners of the foregoing units as the  
15 putative transferors thereof as set forth hereafter. From the first dollars of any distribution to  
16 said putative transferors, the Receiver will pay directly to Ross the amounts said putative  
17 transferors purportedly received from Ms. Ross when the units were previously transferred to  
18 Ross. These amounts total \$5,400:

| <u>TRANSFEROR</u>                                 | <u>WML UNIT NUMBER</u> | <u>HOLDBACK</u> |
|---|------------------------|-----------------|
| Alexander Saliby, PR of the<br>Peckenpaugh Estate | 771A, 772A, 773A       | \$750.00        |
| Laurel and Harvey Aney                            | 1030A, 1031A           | \$350.00        |

*John Axlen*  
*Ross*

|   |                                    |                         |                   |
|---|------------------------------------|-------------------------|-------------------|
| 1 | The Heirs of the Coy Smith Estate: | 1319A, 1320A, 1321A,    | \$2,000.00        |
| 2 | Shirley Bloom & Betty Marthe       | 1322A, 1323A            |                   |
| 3 | John Axlen                         | 1339A, 1340A            | \$300.00          |
| 3 | Lester Hosford                     | 278B                    | <u>\$2,000.00</u> |
| 4 |                                    | <b>TOTAL HOLDBACK =</b> | <b>\$5,400.00</b> |

5 (¶3.b).

6 d. WML and Ms. Ross will mutually release each other from claims as  
7 specifically identified in the Settlement Agreement (¶4).

8 e. The Settlement Agreement specifically does not release anyone other  
9 than Ms. Ross (¶4).

11 f. The Settlement Agreement is subject to prior approval of this Court.

12 **WML's Damages and the Merits of its Liability Theory**

13 13. Because the matters at issue in this proposed settlement are not causes of  
14 action, but rather primarily involve a dispute over unit ownership, typical "merits" and  
15 "damages" analyses do not apply. The likelihood of success by either party is uncertain.

17 **The Risks and Expenses of Continued Litigation**

18 14. If this matter is not resolved by settlement, resolution of the unit ownership  
19 dispute will require a trial and potential appeals. By settling, WML and Ms. Ross are able to  
20 avoid these fees and costs and achieve an outcome that provides certainty to both sides.

22 **The Absence of Bad Faith, Collusion, or Fraud**

23 15. The proposed settlement is the result of hard-nosed, arms' length negotiations  
24 which began in formal mediation with retired Judge James Murphy and continued and was  
25

1 successfully concluded through negotiations. The proposed settlement is not the result of any  
2 bad faith, collusion, or fraud.

3  
4 **The Extent of the Receiver's Investigation of the Case**

5 16. The Receiver and his counsel have thoroughly investigated and evaluated the  
6 merits of Ms. Ross's claims to unit ownership. WML and Ms. Ross have engaged in motion  
7 practice regarding Ms. Ross's claims. Relevant documents have been analyzed, and witnesses  
8 have been interviewed and deposed.

9  
10 **The Interests of Parties Not Being Released**

11 17. The proposed settlement only releases certain claims by and between  
12 Ms. Ross. There is no legitimate reason why anyone else should be released simply because  
13 WML is settling its disputes with Ms. Ross.

14  
15 **Recommendation of Neutral Parties, if any**

16 18. The Settlement Agreement has not been recommended or opposed by any  
17 neutral parties.

18  
19 **Number of Objectors and Nature of Objections**

20 19. No objections have been filed in opposition to this Motion.

21 **ORDER**

22 Based upon the forgoing, it is **ORDERED, ADJUDGED and DECREED** that:

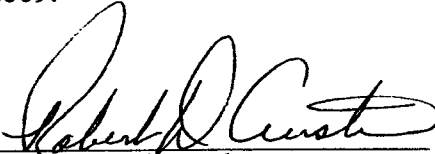
23 1. WML'S MOTION FOR ORDER APPROVING SETTLEMENT  
24 AGREEMENT RE: WML UNITS CLAIMED BY SUSAN ROSS is **hereby GRANTED**.

25 2. The Receiver is authorized to take all such actions as are necessary and

1 reasonable to timely perform the terms and conditions of the Settlement Agreement with


2 Ms. Ross.

3  
4 DONE IN OPEN COURT this 8<sup>th</sup> day of April, 2009.

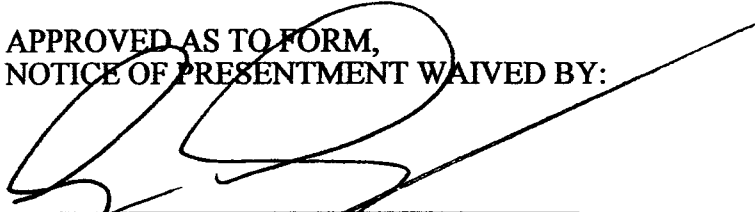
5  
6   
7 Robert D. Austin, Judge

8 PRESENTED BY:

9 REED & GIESA, P.S.

10  
11   
12 John P. Giesa, WSBA #6147  
13 Aaron D. Goforth, WSBA #28366  
14 Robin Lynn Haynes, WSBA #38116  
15 Attorneys for Barry W. Davidson, in his capacity  
16 as Receiver and as Acting Managing General Partner  
17 of Washington Motorsports Limited Partnership

18 APPROVED AS TO FORM,  
19 NOTICE OF PRESENTMENT WAIVED BY:

20   
21 John P. Munding, WSBA #21734  
22 Chapter 11 Bankruptcy Trustee for  
23 Spokane Raceway Park, Inc.

24  
25 \_\_\_\_\_  
Susan Ross, *pro se*

SUPREME COURT OF THE STATE  
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WASHINGTON MOTORSPORTS LIMITED,

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and

SUSAN ROSS, TERRY and BRYAN GRAHAM, and THE MEADOWS AT DRY  
CREEK, LLC,

Appellants.

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DECLARATION OF RICHARD WALL RE:  
MOTION TO DISQUALIFY COUNSEL AND MOTION FOR SANCTIONS

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RICHARD D. WALL  
Attorney for Appellants/Petitioner

Richard D. Wall, WSBA# 16581  
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505 W. Riverside Avenue, Suite 400  
Spokane, WA 99201-3700  
(509) 747-5646

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Washington State Supreme Court

AUG - 7 2014

Ronald R. Carpenter  
Clerk

  
ORIGINAL

I, Richard D. Wall, attorney for Appellants, declare as follows;

1. Attached hereto are true and correct copies of the following pleadings filed in Spokane Superior Court case number 03-2-06856-4:

Exhibit A - Statutory Itemized Billing Statements for the law firm of Reed & Giesa, P.S., from 2/02/2009 to 7/18/2014;

Exhibit B - Statutory Itemized Billing Statement for Receiver and Professional Employed by Receiver from 11/19/2009 to 7/10/2014;


Exhibit C - Notice of Intent to Compensate Reed & Giesa, P.S. filed 2/13/2012;

Exhibit D - Declaration of Service Re: Notice of Intent to Compensate Professionals and Statutory Itemized Billing Statements filed 2/13/2012

Exhibit E - Report of Operations and Financial Affairs for March 2014, filed April 30, 2014.

2. I am attorney of record for all Appellants in this matter, including Susan Ross. I did not receive any notice of the Motion for Order Authorizing Employment of Davidson Backman Medeiros, PLLC, filed in Spokane Superior Court case number 03-2-06856-4. Nor did I receive a copy of the Order granting the motion.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge.

Signed at Spokane, Washington, on 8/5/2014,  Richard D. Wall

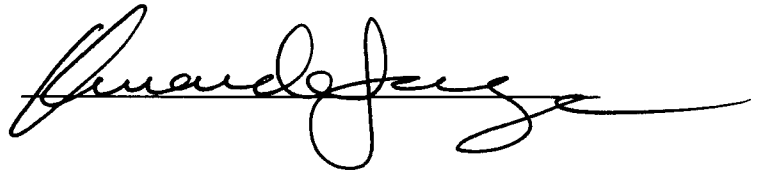


CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date a true and correct copy of the foregoing was sent  
via legal messenger to the following:

Aaron D. Goforth  
Davidson Backman Medeiros, PLLC  
601 W. Riverside Ave., Suite 1550  
Spokane, WA 99201

Dated this 5<sup>th</sup> day of August, 2014.

A handwritten signature in black ink, appearing to read "Aaron D. Goforth". The signature is written in a cursive style with a long horizontal line extending to the right.

**EXHIBIT A**

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Honorable Annette S. Plese

**FILED**

JUL 18 2014

SPOKANE COUNTY CLERK

SUPERIOR COURT, SPOKANE COUNTY,  
STATE OF WASHINGTON

In re: Receivership Proceeding of

Case No. **03-2-06856-4**

**WASHINGTON MOTORSPORTS LIMITED PARTNERSHIP**, a/k/a Washington Motorsports, Ltd., by and through Barry W. Davidson, in his capacity as Receiver and as Acting Managing General Partner.

**STATUTORY ITEMIZED BILLING STATEMENT OF PROFESSIONALS (REED & GIESA, P.S.) EMPLOYED BY THE RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the Receiver and Acting Managing General Partner of Washington Motorsports, Ltd. ("WML"), hereby files the following Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by the Receiver, indicating the timekeeper, time spent, billing rates, and a detailed list of expenses as required by RCW 7.60.180(4).

REED & GIESA, P.S., Attorney for Receiver, incurred fees totaling the sum of \$9,217.00 and costs totaling \$1,256.36 between May 1, 2014 and June 30, 2014, as follows:

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| <b>Timekeeper:</b>          | <b>Hours:</b> | <b>Billing Rate:</b> | <b>Total:</b>      |
|-----------------------------|---------------|----------------------|--------------------|
| Aaron D. Goforth (Attorney) | 26.30         | \$275.00/hour        | \$ 7,232.50        |
| Tara J. Nichols (Paralegal) | <u>14.70</u>  | \$135.00/hour        | <u>\$ 1,984.50</u> |
| <b>TOTAL:</b>               | <b>41.00</b>  |                      | <b>\$ 9,217.00</b> |

**Expenses:**

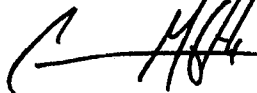
- 1. Photocopies (Washington State Supreme Court: \$ 5.44
- 2. Pro-Rated Westlaw: \$1,250.92

**TOTAL: \$1,256.36**

The redacted billing statement supporting the above fees and expenses are attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed & Giesa, P.S. filed contemporaneously herewith.

DATED this 18<sup>th</sup> day of July 2014.

DAVIDSON BACKMAN MEDEIROS, PLLC



Aaron D. Goforth, WSBA No. 28366  
*Attorneys for Receiver*  
 1550 Bank of America Financial Center  
 601 West Riverside Avenue  
 Spokane, Washington 99201  
 (509) 624-4600

Honorable Annette S. Plese

**FILED**

MAY 09 2014

**SPOKANE COUNTY CLERK**

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

In re Receivership of WASHINGTON  
MOTORSPORTS LIMITED  
PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER  
RCW 7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of Washington  
Motorsports Ltd. ("WML"), through his attorneys, hereby files the following Statutory Itemized  
Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by the Receiver indicating the  
timekeeper, time spent, billing rates, and a detailed list of expenses as required by  
RCW 7.60.180(4).

REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of \$39,893.00  
and costs totaling \$2,081.48, incurred between February 1, 2014 and April 30, 2014 as follows:

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| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 5.20   | 350.00       | 1,820.00           |
| Aaron D. Goforth (Attorney)       | 114.00 | 275.00       | 31,350.00          |
| Tara J. Nichols (Legal Assistant) | 49.80  | 135.00       | 6,723.00           |
|                                   |        |              | <b>\$39,920.50</b> |

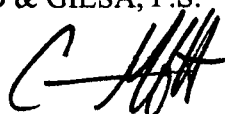
**Expenses:**

|                     |  |                   |
|---------------------|--|-------------------|
| 1. Westlaw Research |  | 2,081.48          |
| <b>TOTAL</b>        |  | <b>\$2,081.48</b> |

The redacted billing statements supporting the above fees and expenses are attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed & Giesa, P.S, filed contemporaneously herewith.

DATED this 9<sup>th</sup> day of May, 2014.

REED & GIESA, P.S.



John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his capacity as  
Receiver and as Acting Managing General Partner  
of Washington Motorsports Limited Partnership

Honorable Annette S. Plese

**FILED**

FEB - 6 2014

**THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK**

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER  
RCW 7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of Washington  
Motorsports Ltd. ("WML"), through his attorneys, hereby files the following Statutory Itemized  
Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by the Receiver indicating the  
timekeeper, time spent, billing rates, and a detailed list of expenses as required by  
RCW 7.60.180(4).

STATUTORY ITEMIZED BILLING STATEMENT OF  
PROFESSIONALS (REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW 7.60.180(4) - Page 1

**REED & GIESA, P.S.**  
ATTORNEYS AT LAW  
222 NORTH WALL STREET, SUITE 410  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 838-6341  
(509) 838-6341

1                    REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of \$39,920.50  
 2 and costs totaling \$1,829.55, incurred between November 1, 2013 and January 31, 2014 as  
 3 follows:  
 4

| Timekeeper                        | Hours | Billing Rate | Total              |
|-----------------------------------|-------|--------------|--------------------|
| John P. Giesa (Attorney)          | 37.90 | 350.00       | 13,265.00          |
| Aaron D. Goforth (Attorney)       | 76.90 | 275.00       | 21,147.50          |
| Tara J. Nichols (Legal Assistant) | 40.80 | 135.00       | 5,508.00           |
|                                   |       |              | <b>\$39,920.50</b> |

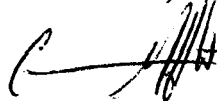
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9 **Expenses:**

|  |                   |
|--|-------------------|
| 1. Westlaw Research                                      | 1,214.01          |
| 2. Division III Court of Appeals (phone conference fees) | 40.00             |
| 3. David Caviezel, Inc., Court Reporter                  | 561.50            |
| 4. Attorney Conference (conference call service)         | 14.04             |
| <b>TOTAL</b>   | <b>\$1,829.55</b> |

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13                    The redacted billing statements supporting the above fees and expenses are attached to  
 14 the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed & Giesa, P.S, filed  
 15 contemporaneously herewith.  
 16

17                    DATED this 6<sup>th</sup> day of February, 2014.

18                    REED & GIESA, P.S.

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21                    John P. Giesa, WSBA #6147

22                    Aaron D. Goforth, WSBA #28366

23                    Attorneys for Barry W. Davidson, in his capacity as  
 24 Receiver and as Acting Managing General Partner  
 25 of Washington Motorsports Limited Partnership



Honorable Annette S. Plese

**FILED**

NOV 15 2013

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER  
RCW 7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of Washington  
Motorsports Ltd. ("WML"), through his attorneys, hereby files the following Statutory Itemized  
Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by the Receiver indicating the  
timekeeper, time spent, billing rates, and a detailed list of expenses as required by RCW  
7.60.180(4).

1                    REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of \$86,217.00  
 2 and costs totaling \$4,137.72, incurred between August 1, 2013 and October 31, 2013 as follows:

| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 152.20 | 350.00       | 53,270.00          |
| Aaron D. Goforth (Attorney)       | 47.50  | 275.00       | 13,062.50          |
| Robin Lynn Haynes (Attorney)      | 5.80   | 200.00       | 1,160.00           |
| Tara J. Nichols (Legal Assistant) | 138.70 | 135.00       | 18,724.50          |
|                                   |        |              | <b>\$86,217.00</b> |

8 **Expenses:**

|   |                   |
|---|-------------------|
| 9 1. Westlaw Research                         | 1,469.50          |
| 10 2. Division III Court of Appeals           | 20.00             |
| 11 3. David Caviezel, Inc., Court Reporter    | 1,234.50          |
| 12 4. Server Shayne                           | 150.00            |
| 13 5. Abadan Reprographics & Imaging          | 399.47            |
| 14 6. Deposition Witness Fees                 | 45.00             |
| 15 7. Pacer Service Center                    | 0.30              |
| 16 8. Spokane County Court Clerk (Hearing CD) | 25.00             |
| 17 9. Photocopies                             | 793.95            |
| 18 <b>TOTAL</b>                               | <b>\$4,137.72</b> |

19 The redacted billing statements supporting the above fees and expenses are attached to  
 20 the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed & Giesa, P.S, filed  
 21 contemporaneously herewith.

22 DATED this 15<sup>th</sup> day of November, 2013.

23 REED & GIESA, P.S.

24   
 \_\_\_\_\_  
 John P. Giesa, WSBA #6147

Aaron D. Goforth, WSBA #28366

Attorneys for Barry W. Davidson, in his capacity as  
 Receiver and as Acting Managing General Partner  
 of Washington Motorsports Limited Partnership

Honorable Annette S. Plese

**FILED**

**APR 24 2012**

THOMAS R FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW  
7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by

1 the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
 2 expenses as required by RCW 7.60.180(4).  
 3

4 REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 5 \$78,581.00 and costs totaling \$2,799.28, incurred between February 1, 2012 and April  
 6 15, 2012 as follows:  
 7

| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 3.50   | 350.00       | 1,225.00           |
| Aaron D. Goforth (Attorney)       | 251.70 | 275.00       | 69,217.50          |
| Robin Lynn Haynes (Attorney)      | 8.90   | 200.00       | 1,780.00           |
| Tara J. Nichols (Legal Assistant) | 47.10  | 135.00       | 6,358.50           |
|                                   |        |              | <b>\$78,581.00</b> |

8 **Expenses:**

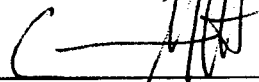
|                                       |                   |
|---------------------------------------|-------------------|
| 1. Westlaw Research                   | 479.36            |
| 14 2. Knox County Probate Court       | 4.00              |
| 15 3. Benewah County Courthouse       | 28.00             |
| 16 4. Parrish Court Reporting         | 750.75            |
| 17 5. Heather Gipson, Court Reporter  | 246.00            |
| 18 6. Spokane County Bar Association  | 21.00             |
| 19 7. Spokane County Clerk            | 541.00            |
| 20 8. Spokane County Auditor          | 237.00            |
| 21 9. Lincoln County Sheriff's Office | 162.12            |
| 22 10. Server Shayne                  | 330.05            |
|                                       | <hr/>             |
| <b>Total</b>                          | <b>\$2,799.28</b> |

23 The redacted billing statements supporting the above fees and expenses are  
 24 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &  
 25 Giesa, P.S, filed contemporaneously herewith.

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DATED this 29<sup>th</sup> day of April, 2012.

REED & GIESA, P/S/



---

John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

Honorable Annette S. Plese

**FILED**

**AUG 10 2012**

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE**

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,**

**Plaintiff,**

**v.**

**SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,**

**Defendant.**

**Case No. 03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER  
RCW 7.60.180(4)**

**Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by**

1 the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
 2 expenses as required by RCW 7.60.180(4).  
 3

4 REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 5 \$40,380.00 and costs totaling \$3,248.69, incurred between April 16, 2012 and July 31,  
 6 2012 as follows:  
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| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 4.00   | 350.00       | 1,400.00           |
| Aaron D. Goforth (Attorney)       | 123.70 | 275.00       | 34,017.50          |
| Robin Lynn Haynes (Attorney)      | 4.70   | 200.00       | 940.00             |
| Tara J. Nichols (Legal Assistant) | 29.80  | 135.00       | 4,023.00           |
|                                   |        |              | <b>\$40,380.50</b> |

8 **Expenses:**

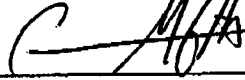
|                                      |                   |
|--------------------------------------|-------------------|
| 1. Westlaw Research                  | 1,875.56          |
| 14 2. Photocopies                    | 561.90            |
| 15 3. King County Clerk              | 5.00              |
| 16 4. Heather Gipson, Court Reporter | 130.00            |
| 17 5. Kootenai County Clerk          | 10.00             |
| 18 6. Kootenai County Recorder       | 64.00             |
| 19 7. Spokane County Clerk           | 233.00            |
| 20 8. Division III Court of Appeals  | 99.80             |
| 9. Pacer Service Center              | 7.30              |
| 10. Server Shayne                    | 262.13            |
| <b>Total</b>                         | <b>\$3,248.69</b> |

21 The redacted billing statements supporting the above fees and expenses are  
 22 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &  
 23 Giesa, P.S, filed contemporaneously herewith.  
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DATED this 10<sup>th</sup> day of August, 2012.

REED & GIESA, P.S.



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John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership



Honorable Annette S. Plese

**FILED**

NOV 21 2012

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER  
RCW 7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by  
the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
expenses as required by RCW 7.60.180(4).

STATUTORY ITEMIZED BILLING STATEMENT OF  
PROFESSIONALS (REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW 7.60.180(4) - Page 1

REED & GIESA, P.S.  
ATTORNEYS AT LAW  
222 NORTH WALL STREET, SUITE 410  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 838-6341  
(509) 838-6341

1            REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 2 \$54,928.50 and costs totaling \$1,476.05, incurred between August 1, 2012 and  
 3  
 4 November 15, 2012 as follows:

| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 4.60   | 350.00       | 1,610.00           |
| Aaron D. Goforth (Attorney)       | 177.00 | 275.00       | 48,675.00          |
| Robin Lynn Haynes (Attorney)      | 5.60   | 200.00       | 1,120.00           |
| Tara J. Nichols (Legal Assistant) | 26.10  | 135.00       | 3,523.50           |
|                                   |        |              | <b>\$54,928.50</b> |

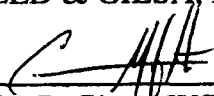
**Expenses:**

|    |                                |                   |
|----|--------------------------------|-------------------|
| 1. | Westlaw Research               | 790.46            |
| 2. | Heather Gipson, Court Reporter | 604.00            |
| 3. | Division III Court of Appeals  | 13.59             |
| 4. | Server Shayne                  | 68.00             |
|    | <b>Total</b>                   | <b>\$1,476.05</b> |

14            The redacted billing statements supporting the above fees and expenses are  
 15 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &  
 16 Giesa, P.S, filed contemporaneously herewith.  
 17

18            DATED this 20<sup>th</sup> day of November, 2012.

19  
 20            REED & GIESA, P.S.

21  
 22              
 23            John P. Giesa, WSBA #6147  
 24            Aaron D. Goforth, WSBA #28366  
 25            Attorneys for Barry W. Davidson, in his  
              capacity as Receiver and as Acting Managing  
              General Partner of Washington Motorsports  
              Limited Partnership

Honorable Annette S. Plese

**FILED**

FEB 19 2013

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER  
RCW 7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by  
the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
expenses as required by RCW 7.60.180(4).

1            REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 2 \$45,440.00 and costs totaling \$2,570.00, incurred between November 16, 2012 and  
 3  
 4 January 31, 2013 as follows:

| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 23.20  | 350.00       | 8,120.00           |
| Aaron D. Goforth (Attorney)       | 108.00 | 275.00       | 29,700.00          |
| Robin Lynn Haynes (Attorney)      | 13.80  | 200.00       | 2,760.00           |
| Tara J. Nichols (Legal Assistant) | 36.00  | 135.00       | 4,860.00           |
|                                   |        |              | <b>\$45,440.00</b> |

**Expenses:**

|    |                            |                   |
|----|----------------------------|-------------------|
| 1. | Westlaw Research           | 2,555.00          |
| 2. | Spokane County Court Clerk | <u>15.00</u>      |
|    | <b>Total</b>               | <b>\$2,570.00</b> |

13            The redacted billing statements supporting the above fees and expenses are  
 14 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &  
 15 Giesa, P.S, filed contemporaneously herewith.  
 16

17            DATED this 19<sup>th</sup> day of February, 2013.

18            REED & GIESA, P.S.

19            

20            \_\_\_\_\_  
 21            John P. Giesa, WSBA #6147  
 22            Aaron D. Goforth, WSBA #28366  
 23            Attorneys for Barry W. Davidson, in his  
 24            capacity as Receiver and as Acting Managing  
 25            General Partner of Washington Motorsports  
                  Limited Partnership

Honorable Annette S. Plese

**FILED**

MAY 07 2013

**THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK**

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER  
RCW 7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by  
the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
expenses as required by RCW 7.60.180(4).

1                    REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 2 \$85,761.00 and costs totaling \$3,365.38, incurred between February 1, 2013 and  
 3 April 30, 2013 as follows:  
 4

| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 80.80  | 350.00       | 28,280.00          |
| Aaron D. Goforth (Attorney)       | 176.90 | 275.00       | 48,647.50          |
| Robin Lynn Haynes (Attorney)      | 11.70  | 200.00       | 2,340.00           |
| Tara J. Nichols (Legal Assistant) | 48.10  | 135.00       | 6,493.50           |
|                                   |        |              | <b>\$85,761.00</b> |

**Expenses:**

|                                   |                   |
|-----------------------------------|-------------------|
| 1. Westlaw Research               | 3,077.38          |
| 2. Heather Gipson, Court Reporter | 248.00            |
| 3. Division III Court of Appeals  | <u>40.00</u>      |
| <b>Total</b>                      | <b>\$3,365.38</b> |

14                    The redacted billing statements supporting the above fees and expenses are  
 15 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &  
 16 Giesa, P.S, filed contemporaneously herewith.  
 17

18                    DATED this 7<sup>th</sup> day of May, 2013.

19                    REED & GIESA, P.S.

20                    

21                    John P. Giesa, WSBA #6147  
 22                    Aaron D. Goforth, WSBA #28366  
 23                    Attorneys for Barry W. Davidson, in his  
 24                    capacity as Receiver and as Acting Managing  
 25                    General Partner of Washington Motorsports  
                      Limited Partnership

Honorable Annette S. Plese

FILED

FEB 13 2012

THOMAS R. FALLOQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW  
7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by

1 the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
 2 expenses as required by RCW 7.60.180(4).  
 3

4 REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 5 \$38,133.50 and costs totaling \$1,958.99, incurred between November 21, 2011 and  
 6 January 31, 2012 as follows:  
 7

| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 1.20   | 350.00       | 420.00             |
| Aaron D. Goforth (Attorney)       | 120.00 | 275.00       | 33,000.00          |
| Robin Lynn Haynes (Attorney)      | 1.90   | 200.00       | 380.00             |
| Tara J. Nichols (Legal Assistant) | 32.10  | 135.00       | 4,333.50           |
|                                   |        |              | <b>\$38,133.50</b> |

8 **Expenses:**

|                                       |                   |
|---------------------------------------|-------------------|
| 1. Westlaw Research                   | 279.38            |
| 14 2. Postage                         | 18.56             |
| 15 3. Photocopies                     | 181.50            |
| 16 4. Silver Lake Court Reporters     | 617.15            |
| 17 5. Heather Gipson, Court Reporter  | 124.00            |
| 18 6. Spokane County Bar Association  | 5.00              |
| 19 7. Spokane County Clerk            | 40.00             |
| 20 8. Spokane County Sheriff's Office | 200.43            |
| 21 9. Lincoln County Sheriff's Office | 300.00            |
| 22 10. Server Shayne                  | 192.97            |
|                                       | <hr/>             |
| <b>Total</b>                          | <b>\$4,718.90</b> |

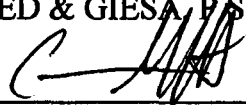
23 The redacted billing statements supporting the above fees and expenses are  
 24 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &  
 25 Giesa, P.S, filed contemporaneously herewith.

DATED this 10<sup>th</sup> day of February, 2012.



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REED & GIESA, P.S.



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John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

Honorable Annette S. Plese

**FILED**

**NOV 22 2011**

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW  
7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by

STATUTORY ITEMIZED BILLING STATEMENT OF  
PROFESSIONALS (REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW 7.60.180(4) - Page 1

REED & GIESA, P.S.  
ATTORNEYS AT LAW  
222 NORTH WALL STREET, SUITE 410  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 838-6341  
(509) 838-8341

ORIGINAL

1 the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
 2 expenses as required by RCW 7.60.180(4).  
 3

4 REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 5 \$56,099.50 and costs totaling \$4,718.90, incurred between August 16, 2011 and  
 6 November 21, 2011 as follows:  
 7

| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 0.90   | 350.00       | 315.00             |
| Timothy J. Giesa (Attorney)       | 2.90   | 285.00       | 826.50             |
| Aaron D. Goforth (Attorney)       | 172.60 | 275.00       | 47,465.00          |
| Robin Lynn Haynes (Attorney)      | 13.30  | 200.00       | 2,660.00           |
| Tara J. Nichols (Legal Assistant) | 35.80  | 135.00       | 4,833.00           |
|                                   |        |              | <b>\$56,099.50</b> |

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**Expenses:**

|    |  |                   |
|----|--|-------------------|
| 14 | 1. Westlaw Research                                    | 356.13            |
| 15 | 2. Postage   | 26.90             |
| 16 | 3. Spokane County Clerk                                | 344.75            |
| 17 | 4. Lincoln County Clerk                                | 20.00             |
| 18 | 5. Heather Gipson, Court Reporter                      | 418.00            |
| 19 | 6. Spokane County Bar Association                      | 9.75              |
| 20 | 7. Washington Secretary of State                       | 60.00             |
| 21 | 8. Court of Appeals, Division III                      | 28.29             |
| 22 | 9. Banner Bank   | 20.00             |
| 23 | 10. Spokane County Sheriff's Department                | 200.00            |
| 24 | 11. Adept Escrow Services, Inc.                        | 95.00             |
| 25 | 12. The Spokesman-Review (publication of sale notices) | 2997.52           |
|    | 13. Pacer Service Center                               | 10.56             |
|    | 14. Spokane County Auditor                             | 132.00            |
|    | <b>Total</b>   | <b>\$4,718.90</b> |

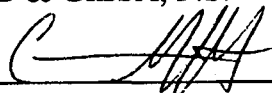
The redacted billing statements supporting the above fees and expenses are  
 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &

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Giesa, P.S, filed contemporaneously herewith.

DATED this 22<sup>nd</sup> day of November, 2011.

REED & GIESA, P.S.



\_\_\_\_\_  
John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

Honorable Annette S. Plese

**FILED**

**AUG 22 2011**

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE**

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW  
7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by

1 the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
 2 expenses as required by RCW 7.60.180(4).  
 3

4 REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 5 \$48,396.00 and costs totaling \$2,889.96, incurred between May 16, 2011 and August 15,  
 6 2011 as follows:  
 7

| 8 Timekeeper                         | Hours  | Billing Rate | Total                 |
|--------------------------------------|--------|--------------|-----------------------|
| 9 John P. Giesa (Attorney)           | 1.00   | 350.00       | 350.00                |
| 10 Aaron D. Goforth (Attorney)       | 154.00 | 275.00       | 42,350.00             |
| 11 Robin Lynn Haynes (Attorney)      | 11.20  | 200.00       | 2,240.00              |
| 12 Tara J. Nichols (Legal Assistant) | 25.60  | 135.00       | 3,456.00              |
|                                      |        |              | 14 <b>\$48,396.00</b> |


15 **Expenses:**

|                                      |                         |
|--------------------------------------|-------------------------|
| 16 1. Westlaw Research               | 1183.26                 |
| 17 2. Spokane County Clerk           | 32.00                   |
| 18 3. Silver Lake Court Reporters    | 583.50                  |
| 19 4. Spokane County Bar Association | 3.00                    |
| 20 5. Washington Secretary of State  | 165.00                  |
| 21 6. Server Shayne Process Serving  | 225.20                  |
| 22 7. Sterling Savings Bank          | 20.00                   |
| 23 8. Susan Robson, Court Reporter   | 38.00                   |
| 24 9. Heather Gipson, Court Reporter | 640.00                  |
|                                      | <u>640.00</u>           |
|                                      | <b>Total \$2,889.96</b> |

25 The redacted billing statements supporting the above fees and expenses are  
 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &  
 Giesa, P.S, filed contemporaneously herewith.

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DATED this 19<sup>th</sup> day of August, 2011.

REED & GIESA, P.S.  


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John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

Honorable Annette S. Plese

FILED

MAY 20 2011

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW  
7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by

ORIGINAL



1 the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
 2 expenses as required by RCW 7.60.180(4).  
 3

4 REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 5 \$53,526.00 and costs totaling \$1,400.91, incurred between March 1, 2011 and May 15,  
 6 2011 as follows:  
 7

| 8 Timekeeper                            | Hours  | Billing Rate | Total                 |
|---|--------|--------------|-----------------------|
| 9 John P. Giesa (Attorney)              | 5.20   | 350.00       | 1,820.00              |
| 10 Aaron D. Goforth (Attorney)          | 152.10 | 275.00       | 41,827.50             |
| 11 Robin Lynn Haynes (Attorney)         | 23.00  | 200.00       | 4,600.00              |
| 12 Tara J. Nichols (Legal Assistant)    | 38.40  | 135.00       | 5,184.00              |
| 13 Allisyn K. Hartman (Legal Assistant) | 0.70   | 135.00       | 94.50                 |
|   |        |              | 14 <b>\$53,526.00</b> |

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 17 **Expenses:**

|   |                   |
|---|-------------------|
| 18 1. Westlaw Research                      | 548.909           |
| 19 2. Spokane County Clerk                  | 43.50             |
| 20 3. Postage                               | 18.12             |
| 21 4. Silver Lake Court Reporters           | 486.55            |
| 22 5. Benton County Superior Court Clerk    | 1.50              |
| 23 6. Spokane County Bar Association        | 38.25             |
| 24 7. Washington State Department of Health | 40.00             |
| 25 8. Server Shayne Process Serving         | 40.00             |
| 9. Washington Secretary of State            | 20.00             |
| 10. Pacific Northwest Title Company         | 79.00             |
| 11. The Commerce Bank of Washington         | 20.00             |
| 12. Sting Ray Legal Services                | 65.00             |
| <b>Total</b>                                | <b>\$1,400.91</b> |

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The redacted billing statements supporting the above fees and expenses are attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed & Giesa, P.S, filed contemporaneously herewith.

DATED this 20<sup>th</sup> day of May, 2011.

REED & GIESA, P.S.  


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John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

Honorable Annette S. Plese

**FILED**

**MAR 09 2011**

**THOMAS R FALLQUIST  
SPOKANE COUNTY CLERK**

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE**

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

**STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW  
7.60.180(4)**

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by

STATUTORY ITEMIZED BILLING STATEMENT OF  
PROFESSIONALS (REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW 7.60.180(4) - Page 1

REED & GIESA, P.S.  
ATTORNEYS AT LAW  
222 NORTH WALL STREET, SUITE 410  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 838-6341  
(509) 838-6341

ORIGINAL

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1 the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
 2 expenses as required by RCW 7.60.180(4).  
 3

4 REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 5 \$50,950.50 and costs totaling \$764.02, incurred between November 1, 2010 and  
 6 February 28, 2011 as follows:  
 7

| 8 Timekeeper                         | Hours  | Billing Rate | Total                 |
|--------------------------------------|--------|--------------|-----------------------|
| 9 John P. Giesa (Attorney)           | 25.40  | 300.00       | 7,620.00              |
| 10 Aaron D. Goforth (Attorney)       | 72.70  | 225.00       | 16,357.50             |
| 11 Robin Lynn Haynes (Attorney)      | 138.60 | 165.00       | 22,869.00             |
| 12 Tara J. Nichols (Legal Assistant) | 34.20  | 120.00       | 4,104.00              |
|                                      |        |              | 13 <b>\$50,950.50</b> |

14 **Expenses:**

|   |                 |
|---|-----------------|
| 15 1. Westlaw Research                      | 432.50          |
| 16 2. Spokane County Clerk                  | 25.50           |
| 17 3. Postage                               | 23.94           |
| 18 3. Becky Weeks, Court Reporter           | 44.00           |
| 19 4. Heather Gipson, Court Reporter        | 164.00          |
| 20 4. Grays Harbor Superior Court Clerk     | 5.50            |
| 21 5. Snohomish Superior Court Clerk        | 9.50            |
| 22 5. Peoplefinders.com                     | 19.50           |
| 23 6. Attorney Conference                   | 11.58           |
| 24 7. Washington State Department of Health | <u>28.00</u>    |
| 25 <b>Total</b>                             | <b>\$764.02</b> |

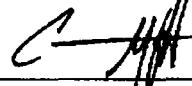
The redacted billing statements supporting the above fees and expenses are

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attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed & Giesa, P.S, filed contemporaneously herewith.

DATED this 9<sup>th</sup> day of March, 2011.

REED & GIESA, P.S.



---

John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

Honorable Annette S. Plese

**FILED**

**NOV 03 2010**

THOMAS R FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW  
7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by

ORIGINAL

1 the Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of  
 2 expenses as required by RCW 7.60.180(4).  
 3

4 REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 5 \$46,608.00 and costs totaling \$1,612.04, incurred between July 1, 2010 and October 31,  
 6 2010 as follows:  
 7

| 8 Timekeeper                         | Hours  | Billing Rate | Total                 |
|--------------------------------------|--------|--------------|-----------------------|
| 9 John P. Giesa (Attorney)           | 5.00   | 300.00       | 1,500.00              |
| 10 Aaron D. Goforth (Attorney)       | 137.80 | 225.00       | 31,005.00             |
| 11 Robin Lynn Haynes (Attorney)      | 63.00  | 165.00       | 10,395.00             |
| 12 Tara J. Nichols (Legal Assistant) | 30.90  | 120.00       | 3,708.00              |
|                                      |        |              | 13 <b>\$46,608.00</b> |

14 **Expenses:**

|   |                   |
|---|-------------------|
| 15 1. Westlaw Research                      | 1193.34           |
| 16 2. Spokane County Clerk                  | 26.75             |
| 17 3. Storey & Miller court Reporters       | 180.00            |
| 18 4. Spokane County Court of Appeals       | 20.00             |
| 19 5. Peoplefinders.com                     | 1.95              |
| 20 6. Banner Bank                           | 150.00            |
| 21 7. Washington State Department of Health | <u>40.00</u>      |
| 22 <b>Total</b>                             | <b>\$1,612.04</b> |

23 The redacted billing statements supporting the above fees and expenses are  
 24 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &  
 25 Giesa, P.S, filed contemporaneously herewith.

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DATED this 3<sup>rd</sup> day of November, 2010.

REED & GIESA, P.S.



---

John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership



Honorable Annette S. Plese

**FILED**

**JUL 22 2010**

THOMAS R FALLOQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW  
7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals Employed by the Receiver  
indicating the timekeeper, time spent, billing rates, and a detailed list of expenses as  
required by RCW 7.60.180(4).

1            REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 2 \$82,537.50 and costs totaling \$2,026.97, incurred between March 29, 2010 and June 30,  
 3 2010 as follows:

| Timekeeper                        | Hours  | Billing Rate | Total              |
|-----------------------------------|--------|--------------|--------------------|
| John P. Giesa (Attorney)          | 18.00  | 300.00       | 5,400.00           |
| Aaron D. Goforth (Attorney)       | 251.00 | 225.00       | 56,475.00          |
| Robin Lynn Haynes (Attorney)      | 85.30  | 165.00       | 14,074.50          |
| Tara J. Nichols (Legal Assistant) | 54.90  | 120.00       | 6,588.00           |
|                                   |        |              | <b>\$82,537.50</b> |

11 **Expenses:**

|  |                   |
|--|-------------------|
| 1. Long distance phone calls             | 3.72              |
| 2. Westlaw Research                      | 1,592.39          |
| 3. Tennessee Vital Records               | 7.00              |
| 4. Spokane County Superior Court Clerk   | 40.75             |
| 5. Spokane County Bar Association        | 9.75              |
| 6. Postage                               | 5.08              |
| 7. Server Shayne                         | 135.00            |
| 8. Jeffery A. Wilson, Court Reporter     | 100.00            |
| 9. Washington State Department of Health | 60.00             |
| 10. Office of Vital Records              | 12.00             |
| 11. Pacer Service Center                 | <u>61.28</u>      |
| <b>Total</b>                             | <b>\$2,026.97</b> |

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 24            The redacted billing statements supporting the above fees and expenses are  
 25 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &

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Giesa, P.S, filed contemporaneously herewith.

DATED this 22<sup>nd</sup> day of July, 2010.

REED & GIESA, P.S.



---

John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

Honorable Annette S. Plese

**FILED**

**MAR 30 2010**

THOMAS R FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington Motorsports  
Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW  
7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals Employed by the Receiver  
indicating the timekeeper, time spent, billing rates, and a detailed list of expenses as  
required by RCW 7.60.180(4).

STATUTORY ITEMIZED BILLING STATEMENT OF  
PROFESSIONALS (REED & GIESA, P.S.) EMPLOYED  
BY THE RECEIVER PER RCW 7.60.180(4) - Page 1

REED & GIESA, P.S.  
ATTORNEYS AT LAW  
222 NORTH WALL STREET, SUITE 410  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 838-6341  
(509) 838-6341

ORIGINAL

1                    REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of  
 2 \$103,678.50 and costs totaling \$1,807.14, incurred between November 12, 2009 and  
 3  
 4 March 28, 2010 as follows:

| Timekeeper                        | Hours  | Billing Rate | Total               |
|-----------------------------------|--------|--------------|---------------------|
| John P. Giesa (Attorney)          | 46.70  | 300.00       | 14,010.00           |
| Aaron D. Goforth (Attorney)       | 272.40 | 225.00       | 61,290.00           |
| Robin Lynn Haynes (Attorney)      | 118.10 | 165.00       | 19,486.50           |
| Tara J. Nichols (Legal Assistant) | 74.10  | 120.00       | 8,892.00            |
|                                   |        |              | <b>\$103,678.50</b> |

11  
 12 **Expenses:**

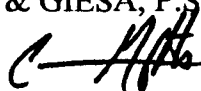
|   |                   |
|---|-------------------|
| 13 1. Long distance phone calls           | 30.37             |
| 14 2. Photocopies                         | 259.35            |
| 15 3. Westlaw Research                    | 1,121.98          |
| 16 4. Pima County Superior Court Clerk    | 2.50              |
| 17 5. Spokane County Superior Court Clerk | 215.50            |
| 18 6. Spokane County Bar Association      | 20.00             |
| 19 7. Postage                             | 7.18              |
| 20 8. Court of Appeals, Division III      | 35.22             |
| 21 9. Jeffery A. Wilson, Court Reporter   | 50.00             |
| 22 10. Pacer Service Center               | <u>65.04</u>      |
|   | <b>Total</b>      |
|   | <b>\$1,807.14</b> |

23                    The redacted billing statements supporting the above fees and expenses are  
 24 attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed &  
 25 Giesa, P.S, filed contemporaneously herewith.

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DATED this 30 day of March, 2010.

REED & GIESA, P.S.



---

John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

Honorable Robert D. Austin

**FILED**  
JUN 26 2009

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his capacity  
as Receiver and as Acting Managing  
General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED BY  
THE RECEIVER PER RCW 7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the following  
Statutory Itemized Billing Statement of Professionals Employed by the Receiver  
indicating the timekeeper, time spent, billing rates, and a detailed list of expenses as  
required by RCW 7.60.180(4).

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Giesa, P.S, filed contemporaneously herewith.

DATED this 26<sup>th</sup> day of June, 2009.

REED & GIESA, P.S.



John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

Honorable Robert D. Austin

**FILED**

**APR 17 2009**

**THOMAS R. FALLOQUIST  
SPOKANE COUNTY CLERK**

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS LIMITED  
PARTNERSHIP, a/k/a Washington Motorsports,  
Ltd., by and through Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and General  
Partner of Washington Motorsports Limited  
Partnership,

Defendant.

Case No. 03-2-06856-4

STATUTORY ITEMIZED BILLING  
STATEMENT OF PROFESSIONALS  
(REED & GIESA, P.S.) EMPLOYED BY  
THE RECEIVER PER RCW 7.60.180(4)

Barry W. Davidson, the Receiver and Acting Managing General Partner of  
Washington Motorsports Ltd. ("WML"), through his attorneys, hereby files the  
following Statutory Itemized Billing Statement of Professionals Employed by the

STATUTORY ITEMIZED BILLING STATEMENT OF  
PROFESSIONALS (REED & GIESA, P.S.) EMPLOYED BY  
THE RECEIVER PER RCW 7.60.180(4) - Page 1

REED & GIESA, P.S.  
ATTORNEYS AT LAW  
222 NORTH WALL STREET, SUITE 410  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 838-6341  
(509) 838-6341

ORIGINAL

Receiver indicating the timekeeper, time spent, billing rates, and a detailed list of expenses as required by RCW 7.60.180(4).

REED & GIESA, P.S., Attorneys for the Receiver, fees totaling the sum of \$50,749.50 and costs totaling \$825.54, incurred between January 16, 2009 and March 31, 2009 as follows:

| <b>Timekeeper</b>                 | <b>Hours</b> | <b>Billing Rate</b> | <b>Total</b>       |
|-----------------------------------|--------------|---------------------|--------------------|
| John P. Giesa (Attorney)          | 13.50        | 300.00              | 4,050.00           |
| Aaron D. Goforth (Attorney)       | 154.00       | 225.00              | 34,650.00          |
| Robin Lynn Haynes (Attorney)      | 36.60        | 165.00              | 5,989.50           |
| Tara J. Nichols (Legal Assistant) | 50.50        | 120.00              | 6,060.00           |
|                                   |              |                     | <b>\$50,749.50</b> |

**Expenses:**

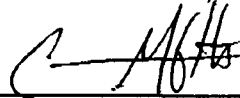
|   |                 |
|---|-----------------|
| 1. Long distance phone calls                    | 3.38            |
| 2. Photocopies                                  | 455.25          |
| 3. Westlaw Research                             | 265.06          |
| 4. U.S. Postage                                 | 42.85           |
| 5. Kitsap County Clerk                          | 25.00           |
| 6. Spokane County Superior Court Clerk's Office | 6.00            |
| 7. Whitman County Clerk                         | 4.00            |
| 8. Division III Appeals Court Conference charge | 10.00           |
| 9. Spokane County Bar Association               | <u>14.00</u>    |
| <b>Total</b>                                    | <b>\$825.54</b> |

The redacted billing statements supporting the above fees and expenses are

attached to the Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed & Giesa, P.S, filed contemporaneously herewith.

DATED this 16<sup>th</sup> day of April, 2009.

REED & GIESA, P.S.



John P. Giesa, WSBA #6147  
Aaron D. Goforth, WSBA #28366  
Attorneys for Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner of Washington Motorsports  
Limited Partnership

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**EXHIBIT B**

Honorable Annette S. Plese

**FILED**

JUL 10 2014

SPOKANE COUNTY CLERK

SUPERIOR COURT, SPOKANE COUNTY,  
STATE OF WASHINGTON

In re: Receivership Proceeding of

Case No. **03-2-06856-4**

**WASHINGTON MOTORSPORTS LIMITED PARTNERSHIP**, a/k/a Washington Motorsports, Ltd., by and through Barry W. Davidson, in his capacity as Receiver and as Acting Managing General Partner.

**STATUTORY ITEMIZED BILLING STATEMENT OF RECEIVER AND PROFESSIONAL (DAVIDSON ♦ MEDEIROS) EMPLOYED BY THE RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General Partner of Washington Motorsports, Ltd. ("WML"), files the following Statutory Itemized Billing Statement of the Receiver and Professional Employed by the Receiver, indicating the timekeeper, time spent, billing rates, and a detailed list of expenses as required by RCW 7.60.180(4).

Barry W. Davidson, the General Receiver and Acting Managing General Partner of WML, and Davidson ♦ Medeiros incurred fees totaling \$45,955.00 and costs totaling \$732.66 between April 16, 2014 and June 30, 2014, as follows:

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| <b>Timekeeper:</b>                  | <b>Hours:</b> | <b>Billing Rate:</b> | <b>Total:</b>      |
|-------------------------------------|---------------|----------------------|--------------------|
| Barry W. Davidson (Attorney)        | 27.20         | \$400.00/hour        | \$10,880.00        |
| Bruce K. Medeiros (Attorney)        | 0.60          | \$275.00/hour        | \$ 165.00          |
| Jeremy S. Davidson (Attorney)       | 73.90         | \$275.00/hour        | \$20,322.50        |
| Corinne E. Nickerl (Paralegal)      | 93.90         | \$125.00/hour        | \$11,737.50        |
| Alice J. Davidson (Assistant)       | 2.00          | \$100.00/hour        | \$ 200.00          |
| Stephanie A. Abrahamson (Assistant) | <u>26.50</u>  | \$100.00/hour        | <u>\$ 2,650.00</u> |
| <b>TOTALS:</b>                      | 224.10        |                      | \$45,955.00        |

Expenses:

- 1. Postage: \$155.49
- 2. Express Mail: \$ 82.89
- 3. Photocopies/scans: \$426.00
- 4. Westlaw: \$ 68.28

Total: \$732.66

The redacted billing statement supporting the above fees and expenses is attached to the Declaration of Jeremy S. Davidson Attaching Redacted Billings of Davidson ♦ Medeiros filed herewith.

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DATED this 10 day of July 2014.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Bruce K. Medeiros, WSBA No. 16380  
Jeremy S. Davidson, WSBA No. 41237  
*Receiver and Attorneys for Receiver*  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600



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Honorable Annette S. Plese

**FILED**

APR 22 2014

SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONAL (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), files the following  
Statutory Itemized Billing Statement of the Receiver and Professional  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

**ORIGINAL**

Page 1  
Statutory Itemized Billing Statement Professional  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION

1550 BANK OF AMERICA FINANCIAL CENTER  
801 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600

1 Barry W. Davidson, the General Receiver and Acting Managing General  
2 Partner of WML, and Davidson ♦ Medeiros incurred fees totaling \$15,332.00  
3 and costs totaling \$181.90 between March 1, 2014 and April 15, 2014, as  
4 follows:  
5

| 6 <b>Timekeeper:</b>                   | <b>Hours:</b>  | <b>Billing Rate:</b> | <b>Total:</b>    |
|--|----------------|----------------------|------------------|
| 7 Barry W. Davidson (Attorney)         | 14.40          | \$400.00/hour        | \$ 5,760.00      |
| 8 Bruce K. Medeiros (Attorney)         | 0.20           | \$275.00/hour        | \$ 55.00         |
| 9 Jeremy S. Davidson (Attorney)        | 0.70           | \$225.00/hour        | \$ 157.50        |
| 10 Corinne E. Nickerl (Paralegal)      | 70.70          | \$125.00/hour        | \$ 8,837.50      |
| 11 Stephanie A. Abrahamson (Assistant) | <u>5.80</u>    | \$ 90.00/hour        | <u>\$ 522.00</u> |
| 12                                     | <b>TOTALS:</b> | 91.80                | \$15,332.00      |

15 Expenses:

|                                |                 |
|--------------------------------|-----------------|
| 16 1. Postage:                 | \$ 38.34        |
| 17 2. Conference call charges: | \$ 9.16         |
| 18 3. Photocopies/scans:       | <u>\$134.40</u> |
| 19 Total:                      | \$181.90        |

20 The redacted billing statement supporting the above fees and expenses  
21 is attached to the Declaration of Bruce K. Medeiros Attaching Redacted  
22 Billings of Davidson ♦ Medeiros filed herewith.

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DATED this 22<sup>nd</sup> day of April 2014.

DAVIDSON ♦ MEDEIROS



Bruce K. Medeiros, WSBA No. 16380  
Barry W. Davidson, WSBA No. 07908  
Jeremy S. Davidson, WSBA No. 41237  
*Receiver and Attorney for Receiver*  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

Honorable Annette S. Plese

**FILED**

MAR 14 2014

SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONAL (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), files the following  
Statutory Itemized Billing Statement of the Receiver and Professional  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

Page 1  
Statutory Itemized Billing Statement Professional  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

**ORIGINAL**

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION

1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600

1

Barry W. Davidson, the General Receiver and Acting Managing General Partner of WML, and Davidson ❖ Medeiros incurred fees totaling \$11,534.50 and costs totaling \$113.80 between December 1, 2013 and January 31, 2014, as follows:

| <b>Timekeeper:</b>                  | <b>Hours:</b> | <b>Billing Rate:</b> | <b>Total:</b>    |
|-------------------------------------|---------------|----------------------|------------------|
| Barry W. Davidson (Attorney)        | 10.40         | \$400.00/hour        | \$4,160.00       |
| Jeremy S. Davidson (Attorney)       | 3.50          | \$275.00/hour        | \$ 962.50        |
| Jeremy S. Davidson (Attorney)       | 11.70         | \$225.00/hour        | \$2,632.50       |
| Corinne E. Nickerl (Paralegal)      | 27.50         | \$125.00/hour        | \$3,437.50       |
| Stephanie A. Abrahamson (Assistant) | <u>3.80</u>   | \$ 90.00/hour        | <u>\$ 342.00</u> |
| TOTALS:                             | 56.90         |                      | \$11,534.50      |

Expenses:

|                       |                 |
|-----------------------|-----------------|
| 1. Postage:           | \$ 28.40        |
| 2. Photocopies/scans: | <u>\$ 85.40</u> |
| Total:                | \$113.80        |

The redacted billing statement supporting the above fees and expenses is attached to the Declaration of Bruce K. Medeiros Attaching Redacted Billings of Davidson ❖ Medeiros filed herewith.

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Honorable Annette S. Plese

**FILED**

DEC 13 2013

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS LIMITED PARTNERSHIP**, a/k/a Washington Motorsports, Ltd., by and through Barry W. Davidson, in his capacity as Receiver and as Acting Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a Washington for profit corporation and General Partner of Washington Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING STATEMENT OF RECEIVER AND PROFESSIONAL (DAVIDSON ♦ MEDEIROS) EMPLOYED BY THE RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General Partner of Washington Motorsports, Ltd. ("WML"), files the following Statutory Itemized Billing Statement of the Receiver and Professional Employed by the Receiver, indicating the timekeeper, time spent, billing rates, and a detailed list of expenses as required by RCW 7.60.180(4).

Page 1  
Statutory Itemized Billing Statement Professional  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

**ORIGINAL**

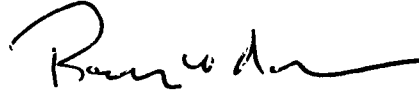
DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION  
1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600



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DATED this 12<sup>th</sup> day of December 2013.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600



Honorable Annette S. Plese

**FILED**

**OCT -9 2013**

THOMAS R FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONAL (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), files the following  
Statutory Itemized Billing Statement of the Receiver and Professional  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

**ORIGINAL**

Page 1  
Statutory Itemized Billing Statement Professional  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION

1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600

1 Barry W. Davidson, the General Receiver and Acting Managing General  
2 Partner of WML, and Davidson ❖ Medeiros incurred fees totaling \$21,773.50  
3 and costs totaling \$1,746.17 between August 1, 2013 and September 30,  
4 2013, as follows:

| <b>Timekeeper:</b>                  | <b>Hours:</b> | <b>Billing Rate:</b> | <b>Total:</b>      |
|-------------------------------------|---------------|----------------------|--------------------|
| Barry W. Davidson (Attorney)        | 29.30         | \$400.00/hour        | \$11,720.00        |
| Jeremy S. Davidson (Attorney)       | 12.70         | \$225.00/hour        | \$ 2,857.50        |
| Corinne E. Nickerl (Paralegal)      | 49.00         | \$125.00/hour        | \$ 6,125.00        |
| Stephanie A. Abrahamson (Assistant) | <u>11.90</u>  | \$ 90.00/hour        | <u>\$ 1,071.00</u> |
| TOTALS:                             | 102.90        |                      | \$21,773.50        |

14 Expenses:

|    |                       |                   |
|----|-----------------------|-------------------|
| 15 | 1. Postage:           | \$ 332.57         |
| 16 | 2. Filing fees:       | \$ 14.00          |
| 17 | 3. Photocopies/scans: | <u>\$1,399.60</u> |
| 18 | Total:                | \$1,746.17        |

19 The redacted billing statement supporting the above fees and expenses  
20 is attached to the Declaration of Barry W. Davidson Attaching Redacted  
21 Billings of Davidson ❖ Medeiros filed herewith.

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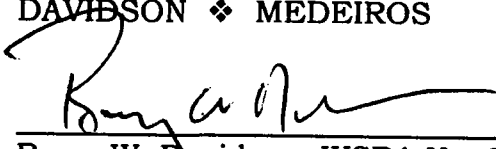
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DATED this 0<sup>th</sup> day of October 2013.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver and Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

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Honorable Annette S. Plese

**FILED**

AUG 02 2013

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS LIMITED PARTNERSHIP**, a/k/a Washington Motorsports, Ltd., by and through Barry W. Davidson, in his capacity as Receiver and as Acting Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a Washington for profit corporation and General Partner of Washington Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING STATEMENT OF RECEIVER AND PROFESSIONAL (DAVIDSON ♦ MEDEIROS) EMPLOYED BY THE RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General Partner of Washington Motorsports, Ltd. ("WML"), files the following Statutory Itemized Billing Statement of the Receiver and Professional Employed by the Receiver, indicating the timekeeper, time spent, billing rates, and a detailed list of expenses as required by RCW 7.60.180(4).

**ORIGINAL**

Page 1  
Statutory Itemized Billing Statement Professional  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION  
1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4800

1 Barry W. Davidson, the General Receiver and Acting Managing General  
 2 Partner of WML, and Davidson ♦ Medeiros incurred fees totaling \$9,171.00  
 3 and costs totaling \$68.78 between June 21, 2013 and July 31, 2013, as  
 4 follows:  
 5

| 6 <b>Timekeeper:</b>                   | <b>Hours:</b>  | <b>Billing Rate:</b> | <b>Total:</b>   |
|--|----------------|----------------------|-----------------|
| 7 Barry W. Davidson (Attorney)         | 14.40          | \$400.00/hour        | \$5,760.00      |
| 8 Jeremy S. Davidson (Attorney)        | 2.80           | \$225.00/hour        | \$ 630.00       |
| 9 Corinne E. Nickerl (Paralegal)       | 21.60          | \$125.00/hour        | \$2,700.00      |
| 10 Stephanie A. Abrahamson (Assistant) | <u>0.90</u>    | \$ 90.00/hour        | <u>\$ 81.00</u> |
| 11                                     | <b>TOTALS:</b> | 39.70                | \$9,171.00      |

13  
 14 **Expenses:**

- |    |                       |                |
|----|-----------------------|----------------|
| 15 | 1. Postage:           | \$26.16        |
| 16 | 2. Photocopies/scans: | <u>\$67.40</u> |
| 17 | <b>Total:</b>         | \$93.56        |

18 The redacted billing statement supporting the above fees and expenses  
 19 is attached to the Declaration of Barry W. Davidson Attaching Redacted  
 20 Billings of Davidson ♦ Medeiros filed herewith.  
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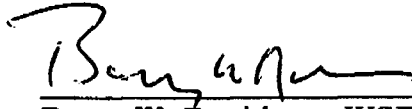
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DATED this 2<sup>nd</sup> day of August 2013.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver and Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

Honorable Annette S. Plese

**FILED**

FEB 20 2013

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONAL (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), files the following  
Statutory Itemized Billing Statement of the Receiver and Professional  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

**ORIGINAL**

1 Barry W. Davidson, the General Receiver and Acting Managing General  
 2 Partner of WML, and Davidson ❖ Medeiros incurred fees totaling \$28,980.50  
 3 and costs totaling \$1,919.66 between September 1, 2012 and January 31,  
 4 2013, as follows:

| 6 <b>Timekeeper:</b>                   | <b>Hours:</b>  | <b>Billing Rate:</b> | <b>Total:</b>    |
|--|----------------|----------------------|------------------|
| 7 Barry W. Davidson (Attorney)         | 29.70          | \$375.00/hour        | \$11,137.50      |
| 8 Bruce K. Medeiros (Attorney)         | 0.70           | \$275.00/hour        | \$ 192.50        |
| 9 Christopher J. Cusack (Attorney)     | 48.40          | \$200.00/hour        | \$ 9,680.00      |
| 10 Corinne E. Nickerl (Paralegal)      | 57.50          | \$125.00/hour        | \$ 7,187.50      |
| 11 Stephanie A. Abrahamson (Assistant) | <u>8.70</u>    | \$ 90.00/hour        | <u>\$ 783.00</u> |
| 12                                     | <b>TOTALS:</b> | 145.00               | \$28,980.50      |

14  
 15 **Expenses:**

|                                |                   |
|--------------------------------|-------------------|
| 16 1. Postage:                 | \$ 405.82         |
| 17 2. Facsimile:               | \$ 4.50           |
| 18 3. Conference call service: | \$ 23.14          |
| 19 4. Filing fees:             | \$ 60.00          |
| 20 5. PACER charges:           | \$ 18.40          |
| 21 6. Photocopies/scans:       | <u>\$1,407.80</u> |

22 **Total:** \$1,919.66

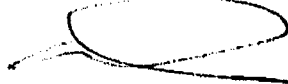
23 The redacted billing statement supporting the above fees and expenses  
 24 is attached to the Declaration of Bruce K. Medeiros Attaching Redacted  
 25 Billings of Davidson ❖ Medeiros filed herewith.



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DATED this 18th day of February 2013.

DAVIDSON ♦ MEDEIROS



Bruce K. Medeiros, WSBA No. 16380  
Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

**FILED**

Honorable Annette S. Plese  
SEP 20 2012

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONAL (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), hereby files the following  
Statutory Itemized Billing Statement of the Receiver and Professional  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

 **ORIGINAL**

Page 1  
Statutory Itemized Billing Statement Professional  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.svr

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION  
1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600

Barry W. Davidson, the General Receiver and Acting Managing General Partner of WML, and Davidson ♦ Medeiros, incurred fees totaling \$10,255.00 and costs totaling \$65.65 between July 1, 2012 and August 31, 2012, as follows:

| <b>Timekeeper:</b>                  | <b>Hours:</b> | <b>Billing Rate:</b> | <b>Total:</b>   |
|-------------------------------------|---------------|----------------------|-----------------|
| Barry W. Davidson (Attorney)        | 11.30         | \$375.00/hour        | \$ 4,237.50     |
| Christopher J. Cusack (Attorney)    | 17.30         | \$200.00/hour        | \$ 3,460.00     |
| Corinne E. Nickerl (Paralegal)      | 20.10         | \$125.00/hour        | \$ 2,512.50     |
| Stephanie A. Abrahamson (Assistant) | <u>0.50</u>   | \$ 90.00/hour        | <u>\$ 45.00</u> |
| TOTALS:                             | 49.20         |                      | \$10,255.00     |

Expenses:

|                       |                |
|-----------------------|----------------|
| 1. Postage:           | \$12.95        |
| 4. Facsimile:         | \$ 2.50        |
| 2. Photocopies/Scans: | <u>\$50.20</u> |
| Total:                | \$65.65        |

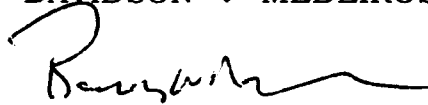
The redacted billing statement supporting the above fees and expenses is attached to the Declaration of Barry W. Davidson Attaching Redacted Billings of Davidson ♦ Medeiros filed herewith.

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DATED this 14<sup>th</sup> day of September 2012.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver and Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

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Honorable Annette S. Plese

**FILED**

JUL 10 2012

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONAL (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), hereby files the following  
Statutory Itemized Billing Statement of the Receiver and Professional  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

**ORIGINAL**

1 Barry W. Davidson, the General Receiver and Acting Managing General  
 2 Partner of WML, and Davidson ❖ Medeiros, incurred fees totaling  
 3 \$17,369.00 and costs totaling \$471.45 between April 1, 2012 and June 30,  
 4 2012, as follows:

| 6 <b>Timekeeper:</b>                   | <b>Hours:</b>  | <b>Billing Rate:</b> | <b>Total:</b>      |
|--|----------------|----------------------|--------------------|
| 7 Barry W. Davidson (Attorney)         | 13.80          | \$375.00/hour        | \$ 5,175.00        |
| 8 Christopher J. Cusack (Attorney)     | 51.50          | \$200.00/hour        | \$10,300.00        |
| 9 Corinne E. Nickerl (Paralegal)       | 15.00          | \$125.00/hour        | \$ 1,875.00        |
| 10 Stephanie A. Abrahamson (Assistant) | 0.10           | \$ 90.00/hour        | \$ 9.00            |
| 11 Terri A. Mercer (Assistant)         | <u>0.20</u>    | \$ 50.00/hour        | <u>\$ 10.00</u>    |
| 12                                     | <b>TOTALS:</b> | <b>80.60</b>         | <b>\$17,369.00</b> |

15 **Expenses:**

- 16 1. Postage: \$ 28.75
- 17 2. Filing Fees: \$ 60.00
- 18 3. Bond: \$250.00
- 19 4. Facsimile: \$ 1.50
- 20 2. Photocopies/Scans: \$131.20

21 **Total: \$471.45**

22 The redacted billing statement supporting the above fees and expenses  
 23 is attached to the Declaration of Barry W. Davidson Attaching Redacted  
 24 Billings of Davidson ❖ Medeiros filed herewith.

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DATED this 6<sup>th</sup> day of July 2012.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver and Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

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Honorable Annette S. Plese  
**FILED**

APR 23 2012

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONAL (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
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Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), hereby files the following  
Statutory Itemized Billing Statement of the Receiver and Professional  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

**ORIGINAL**

Page 1  
Statutory Itemized Billing Statement Professional  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION  
1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600



Barry W. Davidson, the General Receiver and Acting Managing General Partner of WML, and Davidson ♦ Medeiros, incurred fees totaling \$11,183.50 and costs totaling \$796.20 between February 1, 2012 and March 31, 2012, as follows:

| <b>Timekeeper:</b>                  | <b>Hours:</b> | <b>Billing Rate:</b> | <b>Total:</b>   |
|-------------------------------------|---------------|----------------------|-----------------|
| Barry W. Davidson (Attorney)        | 7.50          | \$375.00/hour        | \$ 2,812.50     |
| Christopher J. Cusack (Attorney)    | 31.70         | \$200.00/hour        | \$ 6,340.00     |
| Corinne E. Nickerl (Paralegal)      | 15.60         | \$125.00/hour        | \$ 1,950.00     |
| Stephanie A. Abrahamson (Assistant) | <u>0.90</u>   | \$ 90.00/hour        | <u>\$ 81.00</u> |
| TOTALS:                             | 55.70         |                      | \$11,183.50     |

Expenses:

- 1. Postage: \$ 90.60
  - 2. Photocopies/Scans: \$705.60
- Total: \$796.20

The redacted billing statement supporting the above fees and expenses is attached to the Declaration of Barry W. Davidson Attaching Redacted Billings of Davidson ♦ Medeiros filed herewith.

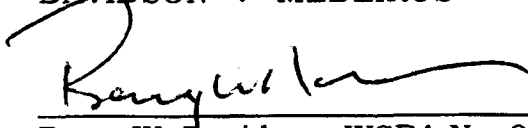
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DATED this 23<sup>rd</sup> day of April 2012.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver and Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

Honorable Annette S. Plese

**FILED**

**FEB 24 2012**

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONAL (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), hereby files the following  
Statutory Itemized Billing Statement of the Receiver and Professional  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

Page 1  
Statutory Itemized Billing Statement Professional  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

**ORIGINAL**

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION

1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600

1 Barry W. Davidson, the General Receiver and Acting Managing General  
 2 Partner of WML, and Davidson ❖ Medeiros, incurred fees totaling \$4,686.00  
 3 and costs totaling \$144.82 between December 1, 2011 and January 31,  
 4 2012, as follows:

| 6 <b>Timekeeper:</b>                   | <b>Hours:</b>  | <b>Billing Rate:</b> | <b>Total:</b>   |
|--|----------------|----------------------|-----------------|
| 7 Barry W. Davidson (Attorney)         | 5.30           | \$375.00/hour        | \$ 1,987.50     |
| 8 Christopher J. Cusack (Attorney)     | 10.60          | \$175.00/hour        | \$ 1,855.00     |
| 9 Corinne E. Nickerl (Paralegal)       | 6.10           | \$125.00/hour        | \$ 762.50       |
| 10 Stephanie A. Abrahamson (Assistant) | <u>0.90</u>    | \$ 90.00/hour        | <u>\$ 81.00</u> |
| 11                                     | <b>TOTALS:</b> | 22.90                | \$4,686.00      |

14 **Expenses:**

|                                |                |
|--------------------------------|----------------|
| 15 1. Postage:                 | \$ 18.38       |
| 16 2. Photocopies/Scans:       | \$ 91.20       |
| 17 3. Conference call charges: | \$ 33.56       |
| 18 4. PACER charges:           | <u>\$ 1.68</u> |
| 19                             |                |
| 20 <b>Total:</b>               | \$144.82       |

21 The redacted billing statement supporting the above fees and expenses  
 22 is attached to the Declaration of Barry W. Davidson Attaching Redacted  
 23 Billings of Davidson ❖ Medeiros filed herewith.

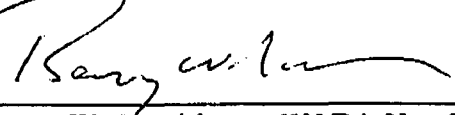
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DATED this 23<sup>rd</sup> day of February 2012.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver and Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

Honorable Annette S. Plese

**FILED**

**SEP 19 2011**

THOMAS R FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONALS (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), hereby files the following  
Statutory Itemized Billing Statement of the Receiver and Professionals  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

**ORIGINAL**

Page 1  
Statutory Itemized Billing Statement Professionals  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION

1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600

1 Barry W. Davidson, the General Receiver and Acting Managing General  
 2 Partner of WML, and Davidson ♦ Medeiros, incurred fees totaling \$5,864.50  
 3 and costs totaling \$194.11 between June 1, 2011 and August 31, 2011, as  
 4 follows:  
 5

| 6 <b>Timekeeper:</b>                  | <b>Hours:</b>  | <b>Billing Rate:</b> | <b>Total:</b>   |
|---------------------------------------|----------------|----------------------|-----------------|
| 7 Barry W. Davidson (Attorney)        | 10.50          | \$375.00/hour        | \$3,937.50      |
| 8 Corinne E. Nickerl (Paralegal)      | 15.20          | \$125.00/hour        | \$1,900.00      |
| 9 Stephanie A. Abrahamson (Assistant) | <u>0.30</u>    | \$ 90.00/hour        | <u>\$ 27.00</u> |
| 10                                    | <b>TOTALS:</b> | 26.00                | \$5,864.50      |

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 13 **Expenses:**

- |    |                       |                 |
|----|-----------------------|-----------------|
| 14 | 1. Postage:           | \$ 28.19        |
| 15 | 2. Photocopies/Scans: | \$153.20        |
| 16 | 3. PACER:             | <u>\$ 12.72</u> |
| 17 | <b>Total:</b>         | \$194.11        |

18 The redacted billing statement supporting the above fees and expenses  
 19 is attached to the Declaration of Barry W. Davidson Attaching Redacted  
 20 Billings of Davidson ♦ Medeiros filed herewith.  
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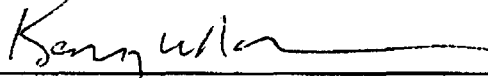
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DATED this 19<sup>th</sup> day of September 2011.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver and Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600



Honorable Annette S. Plese

**FILED**

JUN -9 2011

THOMAS R FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONALS (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), hereby files the following  
Statutory Itemized Billing Statement of the Receiver and Professionals  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

**ORIGINAL**

Page 1  
Statutory Itemized Billing Statement Professionals  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION

1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600

Barry W. Davidson, the General Receiver and Acting Managing General Partner of WML, and Davidson ❖ Medeiros, incurred fees totaling \$48,854.00 and costs totaling \$3,127.09 between June 1, 2010 and May 31, 2011, as follows:

| <b>Timekeeper:</b>                  | <b>Hours:</b> | <b>Billing Rate:</b> | <b>Total:</b>    |
|-------------------------------------|---------------|----------------------|------------------|
| Barry W. Davidson (Attorney)        | 76.00         | \$375.00/hour        | \$28,500.00      |
| Bruce K. Medeiros (Attorney)        | 3.80          | \$275.00/hour        | \$ 1,045.00      |
| Robert S. Delaney (Attorney)        | 0.80          | \$275.00/hour        | \$ 220.00        |
| Jeremy S. Davidson (Attorney)       | 12.80         | \$225.00/hour        | \$ 2,880.00      |
| Corinne E. Nickerl (Paralegal)      | 119.00        | \$125.00/hour        | \$14,875.00      |
| Stephanie A. Abrahamson (Assistant) | 13.10         | \$ 90.00/hour        | \$ 1,179.00      |
| Megan E. Camm                       | <u>3.10</u>   | \$ 50.00/hour        | <u>\$ 155.00</u> |
| TOTALS:                             | 228.60        |                      | \$48,854.00      |

Expenses:

|    |                       |                  |
|----|-----------------------|------------------|
| 1. | Facsimile:            | \$ 1.50          |
| 2. | Postage:              | \$ 406.90        |
| 3. | Photocopies/Scans:    | \$2,126.60       |
| 4. | PACER:                | \$ 20.24         |
| 5. | Filing Fees:          | \$ 80.00         |
| 6. | Conference Call Fees: | \$ 14.11         |
| 7. | Express Mail:         | \$ 49.34         |
| 8. | Garnishment Fees:     | \$ 178.40        |
| 7. | Bond Fee:             | <u>\$ 250.00</u> |

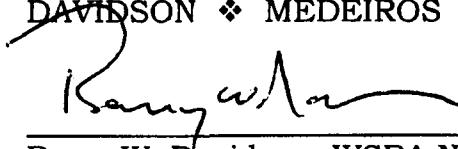
Total: \$3,127.09

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The redacted billing statement supporting the above fees and expenses is attached to the Declaration of Barry W. Davidson Attaching Redacted Billings of Davidson ♦ Medeiros filed herewith.

DATED this 8<sup>th</sup> day of June 2011.

DAVIDSON ♦ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver and Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

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Honorable Annette S. Plese

**FILED**

**JUN 14 2010**

**THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK**

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONALS (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), hereby files the following  
Statutory Itemized Billing Statement of the Receiver and Professionals  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

Page 1  
Statutory Itemized Billing Statement Professionals  
Employed by Receiver Per RCW 7.60.180(4)  
WML\Pleadings.cn

**DAVIDSON ♦ MEDEIROS**  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION  
1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600

1 Barry W. Davidson, the General Receiver and Acting Managing General  
 2 Partner of WML, and Davidson ♦ Medeiros, incurred fees totaling  
 3 \$44,134.00 and costs totaling \$1,562.27 between November 1, 2009 and  
 4 May 31, 2010, as follows:  
 5

| 6 <b>Timekeeper:</b>                   | <b>Hours:</b>  | <b>Billing Rate:</b> | <b>Total:</b>    |
|--|----------------|----------------------|------------------|
| 7 Barry W. Davidson (Attorney)         | 70.70          | \$350.00/hour        | \$24,745.00      |
| 8 Bruce K. Medeiros (Attorney)         | 9.30           | \$275.00/hour        | \$ 2,557.50      |
| 9 Jeremy S. Davidson (Attorney)        | 33.80          | \$225.00/hour        | \$ 7,605.00      |
| 10 Corinne E. Nickerl (Paralegal)      | 68.90          | \$125.00/hour        | \$ 8,612.50      |
| 11 Martha J. Steltenpohl (Assistant)   | 3.80           | \$100.00/hour        | \$ 380.00        |
| 12 Stephanie A. Abrahamson (Assistant) | <u>2.60</u>    | \$ 90.00/hour        | <u>\$ 234.00</u> |
| 13                                     | <b>TOTALS:</b> | 189.10               | \$44,134.00      |

16 **Expenses:**

|                             |                   |            |
|-----------------------------|-------------------|------------|
| 17 1. Facsimile:            | \$ 35.50          |            |
| 18 2. Postage:              | \$ 70.56          |            |
| 19 3. Photocopies:          | \$ 352.20         |            |
| 20 4. PACER:                | \$ 19.76          |            |
| 21 5. Filing Fees:          | \$ 28.00          |            |
| 22 6. Conference Call Fees: | \$ 50.88          |            |
| 23 7. Bond Fee:             | <u>\$1,005.37</u> |            |
| 24                          | <b>Total:</b>     | \$1,562.27 |

1 The redacted billing statements supporting the above fees and  
2 expenses are attached to the Declaration of Barry W. Davidson Attaching  
3 Redacted Billings of Davidson ♦ Medeiros filed herewith.  
4

5 DATED this 12<sup>th</sup> day of June 2010.

6 DAVIDSON ♦ MEDEIROS

7 

8 Barry W. Davidson, WSBA No. 07908  
9 Receiver and Attorney for Receiver  
10 1550 Bank of America Financial Center  
11 601 West Riverside Avenue  
12 Spokane, Washington 99201  
13 (509) 624-4600  
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Honorable Robert D. Austin

**FILED**

NOV 19 2009

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**STATUTORY ITEMIZED BILLING  
STATEMENT OF RECEIVER AND  
PROFESSIONALS (DAVIDSON ♦  
MEDEIROS) EMPLOYED BY THE  
RECEIVER PER RCW 7.60.180(4)**

Barry W. Davidson, the General Receiver and Acting Managing General  
Partner of Washington Motorsports, Ltd. ("WML"), hereby files the following  
Statutory Itemized Billing Statement of the Receiver and Professionals  
Employed by the Receiver, indicating the timekeeper, time spent, billing  
rates, and a detailed list of expenses as required by RCW 7.60.180(4).

1 Barry W. Davidson, the General Receiver and Acting Managing General  
 2 Partner of WML, and Davidson ♦ Medeiros, incurred fees totaling  
 3 \$96,525.00 and costs totaling \$3,659.86 between November 1, 2008 and  
 4 October 31, 2009, as follows:  
 5

| 6 <b>Timekeeper:</b>                   | <b>Hours:</b>  | <b>Billing Rate:</b> | <b>Total:</b>      |
|--|----------------|----------------------|--------------------|
| 7 Barry W. Davidson (Attorney)         | 182.00         | \$300.00/hour        | \$54,600.00        |
| 8 Bruce K. Medeiros (Attorney)         | 43.70          | \$275.00/hour        | \$12,017.50        |
| 9 Corinne E. Nickerl (Paralegal)       | 208.50         | \$110.00/hour        | \$22,935.00        |
| 10 Jeremy S. Davidson (Attorney)       | 28.40          | \$175.00/hour        | \$ 4,970.00        |
| 11 Jeremy S. Davidson (Attorney)       | 10.50          | \$ 75.00/hour        | \$ 787.50          |
| 12 Stephanie A. Abrahamson (Assistant) | <u>13.50</u>   | \$ 90.00/hour        | <u>\$ 1,215.00</u> |
| 13                                     | <b>TOTALS:</b> | 486.60               | \$96,525.00        |

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 16 **Expenses:**

|                             |                 |
|-----------------------------|-----------------|
| 17 1. Facsimile:            | \$ 124.00       |
| 18 2. Postage:              | \$ 413.52       |
| 19 3. Photocopies:          | \$2,484.85      |
| 20 4. PACER:                | \$ 67.28        |
| 21 5. Filing Fees:          | \$ 225.00       |
| 22 6. Westlaw:              | \$ 28.50        |
| 23 7. Conference Call Fees: | \$ 44.76        |
| 24 8. Bond Fee:             | \$ 250.00       |
| 25 9. Express Mail:         | <u>\$ 21.95</u> |

Total: \$3,659.86

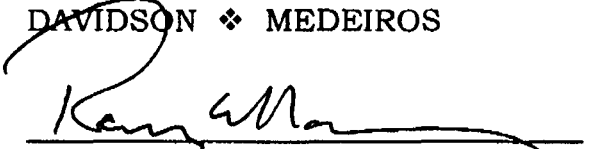


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The redacted billing statements supporting the above fees and expenses are attached to the Declaration of Barry W. Davidson Attaching Redacted Billings of Davidson ❖ Medeiros filed herewith.

DATED this 18<sup>th</sup> day of November 2009.

DAVIDSON ❖ MEDEIROS



Barry W. Davidson, WSBA No. 07908  
Receiver and Attorney for Receiver  
1550 Bank of America Financial Center  
601 West Riverside Avenue  
Spokane, Washington 99201  
(509) 624-4600

CERTIFICATE OF SERVICE

I, Corinne E. Nickerl, a paralegal with the law firm of Davidson ♦ Medeiros, hereby certify that on the 18<sup>th</sup> day of November 2009, I caused a true and correct copy of the foregoing document to be served upon the following parties in the manners indicated:

|   |  |
|---|--|
| <p>Mr. John D. Munding, Trustee<br/>Crumb &amp; Munding, P.S.<br/>The Davenport Tower, PH 2290<br/>111 South Post Street<br/>Spokane, Washington 99201<br/><i>munding@crumb-munding.com</i></p> | <p>REGULAR MAIL <input type="checkbox"/><br/>CERTIFIED MAIL <input type="checkbox"/><br/>HAND DELIVERED <input type="checkbox"/><br/>FACSIMILE <input type="checkbox"/><br/>ELECTRONIC MEANS <input checked="" type="checkbox"/></p> |
|---|--|

|   |  |
|---|--|
| <p>Mr. John P. Giesa, Esq.<br/>Mr. Aaron D. Goforth, Esq.<br/>Ms. Robin Lynn Haynes, Esq.<br/>Reed &amp; Giesa, P.S.<br/>222 North Wall Street, Suite #410<br/>Spokane, Washington 99201<br/><i>jpgiesa@reedgiesa.com</i><br/><i>agoforth@reedgiesa.com</i><br/><i>rlhaynes@reedgiesa.com</i></p> | <p>REGULAR MAIL <input type="checkbox"/><br/>CERTIFIED MAIL <input type="checkbox"/><br/>HAND DELIVERED <input type="checkbox"/><br/>FACSIMILE <input type="checkbox"/><br/>ELECTRONIC MEANS <input checked="" type="checkbox"/></p> |
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| <p>Mr. Shawn B. Alexander, Esq.<br/>Attorney at Law<br/>P.O. Box 359<br/>Olga, Washington 98279<br/><i>SAlexan701@aol.com</i></p> | <p>REGULAR MAIL <input type="checkbox"/><br/>CERTIFIED MAIL <input type="checkbox"/><br/>HAND DELIVERED <input type="checkbox"/><br/>FACSIMILE <input type="checkbox"/><br/>ELECTRONIC MEANS <input checked="" type="checkbox"/></p> |
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| <p>Mr. Robert L. Christie, Esq.<br/>Christie Law Group, PLLC<br/>2100 Westlake Avenue North, Suite 206<br/>Seattle, Washington 98109<br/><i>bob@christielawgroup.com</i></p> | <p>REGULAR MAIL <input type="checkbox"/><br/>CERTIFIED MAIL <input type="checkbox"/><br/>HAND DELIVERED <input type="checkbox"/><br/>FACSIMILE <input type="checkbox"/><br/>ELECTRONIC MEANS <input checked="" type="checkbox"/></p> |
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Mr. Jerome Shulkin, Esq.  
Shulkin Hutton Inc., P.S.  
7525 Southeast 24<sup>th</sup> Street, Suite 330  
Mercer Island, Washington 98040  
*jshulkin@shulkin.com*

REGULAR MAIL   
CERTIFIED MAIL   
HAND DELIVERED   
FACSIMILE   
ELECTRONIC MEANS

Mr. Robert E. Kovacevich, Esq.  
Robert E. Kovacevich, P.L.L.C.  
818 West Riverside Avenue, Suite 525  
Spokane, Washington 99201-0995  
*kovacevichrobert@qwestoffice.net*

REGULAR MAIL   
CERTIFIED MAIL   
HAND DELIVERED   
FACSIMILE   
ELECTRONIC MEANS

Mr. James P. Emacio, Esq.  
Chief Civil Deputy Prosecuting Attorney  
Spokane County Prosecuting Attorney's  
Office  
1115 West Broadway, Second Floor  
Spokane, Washington 99260  
*JEmacio@spokanecounty.org*

REGULAR MAIL   
CERTIFIED MAIL   
HAND DELIVERED   
FACSIMILE   
ELECTRONIC MEANS

Mr. Daniel E. Huntington, Esq.  
RICHTER-WIMBERLEY, P.S.  
U.S. Bank Building  
422 West Riverside Avenue, Suite 1300  
Spokane, Washington 99201-0305  
*r-wlaw@richter-wimberley.com*

REGULAR MAIL   
CERTIFIED MAIL   
HAND DELIVERED   
FACSIMILE   
ELECTRONIC MEANS

Ms. Patricia K. Buchanan, Esq.  
Patterson Buchanan Fobes Leitch & Kalzer  
P.S., Inc.  
2112 Third Avenue, Suite 500  
Seattle, Washington 98121-2391  
*pkb@pattersonbuchanan.com*

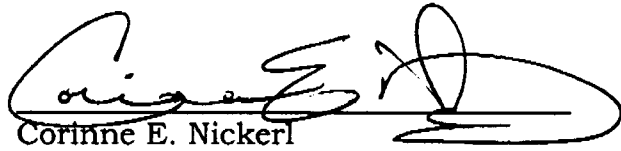
REGULAR MAIL   
CERTIFIED MAIL   
HAND DELIVERED   
FACSIMILE   
ELECTRONIC MEANS

Mr. Darrell Klein  
1404 East Broad  
Spokane, Washington 99207  
*bluesmocketwo@hotmail.com*

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DATED this 18<sup>th</sup> day of November 2009.



Corinne E. Nickerl

**EXHIBIT C**

Honorable Annette S. Plese

FILED

FEB 13 2012

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS LIMITED  
PARTNERSHIP, a/k/a Washington Motorsports,  
Ltd., by and through Barry W. Davidson, in his  
capacity as Receiver and as Acting Managing  
General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and General  
Partner of Washington Motorsports Limited  
Partnership,

Defendant.

Case No. 03-2-06856-4

NOTICE OF INTENT TO COMPENSATE  
PROFESSIONALS (REED & GIESA, P.S.)  
EMPLOYED BY RECEIVER; NOTICE OF  
RIGHT TO OBJECT; AND NOTICE OF  
HEARING

1. NOTICE OF INTENT TO COMPENSATE: PLEASE TAKE NOTICE that  
Barry W. Davidson, Receiver and Acting Managing General Partner of Washington  
Motorsports Ltd. ("WML"), intends to compensate the following professionals employed by  
the Receiver in the following amounts on or after March 14, 2012:

Reed & Giesa, P.S., attorneys for the Receiver:  
\$38,133.50 in fees and \$1,958.99 in costs  
incurred between November 21, 2011 and January 31, 2012.



**EXHIBIT D**



Honorable Annette S. Plese

FILED

FEB 13 2012

THOMAS R. FALLQUIST  
SPOKANE COUNTY CLERK

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

WASHINGTON MOTORSPORTS LIMITED  
PARTNERSHIP, a/k/a Washington  
Motorsports, Ltd., by and through Barry W.  
Davidson, in his capacity as Receiver and as  
Acting Managing General Partner,

Plaintiff,

v.

SPOKANE RACEWAY PARK, INC., a  
Washington for profit corporation and General  
Partner of Washington Motorsports Limited  
Partnership,

Defendant.

Case No. 03-2-06856-4

DECLARATION OF SERVICE RE:  
NOTICE OF INTENT TO  
COMPENSATE PROFESSIONALS  
AND STATUTORY ITEMIZED  
BILLING STATEMENTS

I hereby declare and certify under penalty of perjury under the laws of the State of Washington that on the 10<sup>th</sup> day of February, 2012, I caused true and correct copies of the following documents, along with a copy of this Declaration of Service, to be served upon the following in the manners indicated below:

John D. Munding, Trustee  
Email: munding@crumb-munding.com

Barry W. Davidson  
Email: bdavidson@Davidson-medeiros.net

Shawn B. Alexander  
Email: SAlexan701@aol.com

DECLARATION OF SERVICE RE: NOTICE OF INTENT  
TO COMPENSATE PROFESSIONALS AND STATUTORY  
ITEMIZED BILLING STATEMENTS - Page 1

REED & GIESA, P.S.  
ATTORNEYS AT LAW  
222 NORTH WALL STREET, SUITE 410  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 838-6341  
(509) 838-6341

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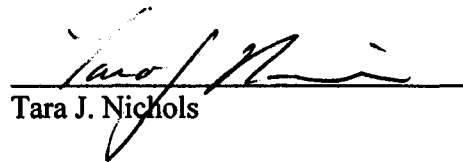
Robert E. Kovacevich  
Email: kovacevichrobert@qwestoffice.net

James P. Emacio  
Email: JEmacio@spokanecounty.org

Dan L. Catt  
Email: DCatt@spokanecounty.org

Darrell Klein  
Email: bluesmocketwo@hotmail.com

1. Notice of Intent to Compensate Professionals (Reed & Giesa, P.S.) Employed by Receiver; Notice of Right to Object; and Notice of Hearing
2. Statutory Itemized Billing Statement of Professionals (Reed & Giesa, P.S.) Employed by the Receiver Per RCW 7.60.180(4)
3. Declaration of Aaron D. Goforth Attaching Redacted Billings of Reed & Giesa, P.S.



Tara J. Nichols

**EXHIBIT E**

COPY

APR 30 2014

SPOKANE COUNTY CLERK

SUPERIOR COURT, SPOKANE COUNTY,  
STATE OF WASHINGTON

**WASHINGTON MOTORSPORTS  
LIMITED PARTNERSHIP**, a/k/a  
Washington Motorsports, Ltd., by and  
through Barry W. Davidson, in his  
capacity as Receiver and as Acting  
Managing General Partner,

Plaintiff,

v.

**SPOKANE RACEWAY PARK, INC.**, a  
Washington for profit corporation and  
General Partner of Washington  
Motorsports Limited Partnership,

Defendant.

Case No. **03-2-06856-4**

**REPORT OF OPERATIONS AND  
FINANCIAL AFFAIRS FOR  
MARCH 2014**

Davidson ❖ Medeiros, as attorneys for Barry W. Davidson, Receiver of  
Washington Motorsports, Ltd., submits this monthly report (the "Report") of  
the Receiver's operations and financial affairs pursuant to RCW 7.60.100.  
This Report is for March 2014.

COPY

1 This Report does not include balance sheet information, due to issues  
2 with the integrity of financial reports that were issued prior to the  
3 Receivership. Complete financial statements, including a balance sheet with  
4 accounts payable and accounts receivable, will not be available until after  
5 the complete adjudication of the ownership of partnership units, after the  
6 allowance or disallowance of Proofs of Claim, and after further financial  
7 investigation.  
8

9  
10 As a result of the lack of a balance sheet, and the unavailability of  
11 other financial information, this Report does not set forth financial  
12 statements prepared in accordance with Generally Accepted Accounting  
13 Principles.  
14

15 The following conventions were adopted by the Receiver in the  
16 preparation of this Report:

17 1. This Report does not include any transactions that are in the  
18 name of any other entity which may be conducting the business of  
19 Washington Motorsports, Ltd.<sup>1</sup>, or as to which Washington Motorsports, Ltd.  
20 may have some equitable or legal claim. Accordingly, the Report excludes,  
21  
22

23  
24 <sup>1</sup> See the Articles Of Limited Partnership dated as of January 1, 1972,  
25 providing at Article 1.1: "Subject to all applicable laws, the business of  
the Partnership may, however, be conducted under any other name or  
names deemed necessary or advisable by the General Partner."

1 without limitation, assets and claims which are held by:

2 a. Spokane Raceway Park, Inc. (except for certain  
3 transactions involving Washington Motorsports, Ltd. funds that occurred  
4 through a Spokane Raceway Park, Inc. account at Wells Fargo Bank, and are  
5 known to the Receiver).

7 b. U.S. Fast Foods, Inc.

8 c. General Broadcasting, Inc.

9 d. Ideas, Inc.

10 e. North American Development Corp.

11 f. American Hot Road Association.

12 2. Nothing in this Report is to be construed as an admission or  
13 determination as to the legal status of any transaction referenced herein.

14 3. This Report has been signed by Davidson ❖ Medeiros, as  
15 attorneys for the Receiver. The Receiver has relied upon information  
16 supplied by third parties in preparing and reviewing this Report. The  
17 accuracy and the integrity of the books and accounts of Washington  
18 Motorsports, Ltd. are subject to ongoing review for accuracy and  
19 completeness. Further review may require amendment of this Report.

20 4. Profit and Loss Statement. A Profit and Loss Year to Date  
21 Comparison Statement for March 2014 is attached hereto as Exhibit A.  
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# EXHIBIT A

## Profit and Loss Year to Date Comparison Statement

DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION

1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600



**Washington Motorsports Limited**  
**Profit & Loss YTD Comparison**  
 March 2014

|                                 | <u>Mar 14</u>             | <u>Jan - Mar 14</u>       |
|---------------------------------|---------------------------|---------------------------|
| <b>Ordinary Income/Expense</b>  |                           |                           |
| <b>Expense</b>                  |                           |                           |
| Bank Service Charges            | 25.00                     | 25.00                     |
| Office Expense                  | 0.00                      | 162.90                    |
| Professional Fees               | 53,398.35                 | 62,250.96                 |
| Receivership Expense            | 856.14                    | 5,742.59                  |
| <b>Total Expense</b>            | <u>54,279.49</u>          | <u>68,181.45</u>          |
| <b>Net Ordinary Income</b>      | -54,279.49                | -68,181.45                |
| <b>Other Income/Expense</b>     |                           |                           |
| <b>Other Expense</b>            |                           |                           |
| Spokane Raceway Park Settlement | 0.00                      | -6,585.02                 |
| Other Expenses                  | 350,605.02                | 350,605.02                |
| <b>Total Other Expense</b>      | <u>350,605.02</u>         | <u>344,020.00</u>         |
| <b>Net Other Income</b>         | -350,605.02               | -344,020.00               |
| <b>Net Income</b>               | <u><u>-404,884.51</u></u> | <u><u>-412,201.45</u></u> |

# EXHIBIT B

## Statement of Cash Position

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DAVIDSON ♦ MEDEIROS  
ATTORNEYS AT LAW  
A PROFESSIONAL SERVICE CORPORATION

1550 BANK OF AMERICA FINANCIAL CENTER  
601 WEST RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
FACSIMILE: (509) 623-1660  
(509) 624-4600

WASHINGTON MOTORSPORTS, LTD.

CASH POSITION

MARCH 31, 2014

Washington Trust Bank:

Checking

\$ 13,417.15

Collateralized Account

\$ 5,276,248.96

\$ 5,289,666.11

\$ 5,289,666.11

R.C. Schwartz & Associates, Inc.:

Rental Management Trust Account

\$ -

Total cash at March 31, 2014:

**\$ 5,289,666.11**