

No. 922777-2

IN THE WASHINGTON SUPREME COURT

BRENT McFARLAND,

Petitioner,

v.

BNSF RAILWAY COMPANY,

Respondent

**FILED**

SEP 21 2015

CLERK OF THE SUPREME COURT  
STATE OF WASHINGTON

**FILED**

SEP 21 2015

COURT OF APPEALS  
DIVISION III  
STATE OF WASHINGTON  
By \_\_\_\_\_

Court of Appeals No. 32066-9-III

Franklin County Court Cause No. 12-2-50088-9

PETITIONER'S VERIFIED MOTION TO EXTEND TIME TO FILE PETITION FOR  
DISCRETIONARY REVIEW IN THE WASHINGTON SUPREME COURT PURSUANT  
TO RULE 13.4 RAP

I, C. Marshall Friedman, pursuant to Rule 18.8 RAP, being more than 21 years of age state and declare as follows:

1. I am counsel for Petitioner Brent P. McFarland.
2. I have experienced severe medical issues concerning my single, daughter, age 33 who lives with me.
3. My daughter was unexpectedly diagnosed with breast cancer and has recently undergone a double mastectomy and removal of two lymph ducts.
4. My daughter has been undergoing chemotherapy and has been unable to independently perform multiple otherwise normal daily activities.
5. Her mother is deceased and I am her only living parent and have been required to devote a very substantial portion of my time to her care and well-being.
6. In addition, this experience has had a traumatic emotional affect on me.

7. As a result, I was unable to devote the time necessary to complete the Petition for Discretionary Review and file it with the court within the 30 day time limit.

8. I most respectfully request that the time limit to file the petition for discretionary review be extended.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct, and that this declaration was executed on September 11, 2015, at St. Louis, Missouri.



C. Marshall Friedman

I, C. Marshall Friedman, hereby declare that I caused to be served a true and correct copy of the foregoing Petition for Discretionary Review in the Washington Supreme Court Pursuant to Rule 13.4 RAP by first-class US Mail delivery, to all parties named below.

- (1) Bradley Scarp, Esq., Kelsey E. Endres, Esq., Montgomery Scarp, PLLC, 1218 Third Avenue, Suite 2700, Seattle, Washington 98101, Attorneys for Defendant - Respondent BNSF Railway Company;
- (2) William J. Flynn, Jr., Flynn Merriman McKennan PS, 8203 W., Quinault Ave., Suite 600, Kennewick, WA 98336-7128 formerly plaintiff's counsel

Dated this 11th day of September, 2015



C. Marshall Friedman