

**SUPREME COURT
OF THE STATE OF WASHINGTON**

TERA L. HENDRICKSON,

Petitioner,

v.

DEPARTMENT OF LABOR AND
INDUSTRIES OF THE STATE OF
WASHINGTON,

Respondent.

MOTION TO STRIKE
REPLY BRIEF

I. IDENTITY OF MOVING PARTY

Respondent, the Department of Labor and Industries (Department) is the moving party and requests the relief designated in Part II.

II. STATEMENT OF RELIEF SOUGHT

The Department asks the Court to strike Tera Hendrickson's June 20, 2018 reply to the Department's answer to petition for review.

III. FACTS RELEVANT TO MOTION

Hendrickson filed a petition for review in this matter. The Department filed an answer that responded to the arguments but did not raise any new grounds for review.

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IV. GROUNDS FOR RELIEF AND ARGUMENT

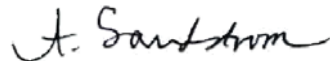
RAP 13.4(d) provides that a “party may file a reply to an answer only if the answering party seeks review of issues not raised in the petition for review.” Here the Department did not seek review on any issue. So this Court should strike the reply.

V. CONCLUSION

RAP 13.4 does not allow the reply and the Court should strike it.

RESPECTFULLY SUBMITTED this 21st day of June 2018.

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No. 95718-5

SUPREME COURT OF THE STATE OF WASHINGTON

TERA HENDRICKSON,

Appellant,

v.

DEPARTMENT OF LABOR AND
INDUSTRIES,

Respondent.

CERTIFICATE OF
SERVICE

The undersigned, under penalty of perjury pursuant to the laws of the State of Washington, declares that on the below date, she caused to be served the Department of Labor & Industries' Motion to Strike Reply Brief and this Certificate of Service in the below described manner:

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Supreme Court Clerk
Supreme Court of the State of Washington

E-Mail via Washington State Appellate Courts Portal:

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DATED this 21st day of June, 2018.



SHANA PACARRO-MULLER
Legal Assistant

WASHINGTON ST. ATTORNEY GENERAL - LABOR & INDUSTRIES DIVISION - SEATTLE

June 21, 2018 - 4:22 PM

Transmittal Information

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Appellate Court Case Title: Tera L. Hendrickson v. Department of Labor and Industries
Superior Court Case Number: 15-2-21692-9

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