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Received
Washington State Supreme Court

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THE SUPREME COURT
OF THE STATE OF WASHINGTON

SEP 29 2014

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Ronald R. Carpenter
Clerk

73104-1

THE BOEING COMPANY,

WA Supreme Court No. ~~90168-6~~

WA Supreme Court No. 90208-9

Plaintiff,

Snohomish County Superior

Court No. 13 2 07139 6

vs,

PRENTISS B. DAVIS, pro se

DEFENDANT'S RESPONSE TO
PLAINTIFF'S BRIEF TO WA
SUPREME COURT

Defendant,

DATED: SEPTEMBER 15, 2014

(Reply Brief)

INTRODUCTION

1. The Defendant, PRENTISS B. DAVIS, pro se, is responding to the Plaintiff's, THE BOEING COMPANY (Boeing), brief dated September 15, 2014. The Defendant respectfully requests that the Supreme Court deny Boeing's requests: (1) "III. ARGUMENT (A)" because Boeing's crimes are within the jurisdiction of the WA Supreme Court based on contractual and US Laws of US Land. When Boeing hired the Defendant, both the Boeing HR and SPEEA (Boeing Union) supplied the Defendant with Boeing/SPEEA contract employee information regarding ERISA and WA Insurance Laws that all Parties were/are supposed to follow. Boeing's criminal acts are so far outside the scope of ERISA and the WA Insurance Laws, The U.S. Constitution, ADA Laws and Civil Rights Laws that are in effect in WA as were explained in the Defendant's briefs that this Case should be heard in the Supreme Court. (2) "III. ARGUMENT (B)" because Boeing presented to the Superior Court Jury, false and non-

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existent "Defendant's" medical records and false scooter request(s) that were entered in for Court evidence never directly shown to the Jury, note some of these false pieces of evidence were present during the Defendant's deposition with the Boeing lawyer, invalid jury questions of medical records/definitions to prejudice the jury against the Defendant physical condition and ex post facto "Class classification" before and after the Defendant's lower back injury in a Boeing turnstile on February 5, 2007, used Boeing IME doctors' and mobility business personnel's invalid false testimony that served Boeings illegal agenda against the Defendant to hide Boeing's crimes against the Defendant since August of 2006 that were responsible for the Defendant's ongoing severe lower back injury and continued chronic excruciating lower back pain, and issued the Superior Court jury questionnaire options that were anti-ADA Laws, anti-Civil Rights Laws, anti-ERISA Laws and anti-US Constitution Laws that were listed in the Defendant's previous briefs. (3) "III. ARGUMENT (C)" because the jury instructions had too many errors including physical disability definitions, inaccurate medical definitions, anti-ADA "Classification", etc., and contained false medical information in the Certified Appeal Board Record.

HISTORY

2. The Defendant hired into Boeing in August of 2006 with no lower back injury and no lower back pain. The Defendant's TX and OH doctors, his manager and a 16 year WA Police Officer (Boeing Security Officer) requested access to Boeing Everett handicap parking for the Defendant from the Boeing Doctor. The WA Police Officer's manager called the Defendant expressing his displeasure that his officer went over his head by going to the Boeing Doctor. The Boeing Doctor refused handicap parking access to all of the above. Boeing required that the Defendant carry approximately 35 pounds of Boeing backpack, encrypted 17 inch laptop computer, Boeing and FAA service books every day before and after his lower back injury in a Boeing turnstile on February 5, 2007 for approximately 20 months, forced entry through company turnstiles in Everett, WA and S. Charleston, SC. Note, Boeing maintains 24/7 surveillance video and Boeing badge swipe at each Boeing turnstile. The Defendant was examined by multiple doctors/specialist

including Boeing's IME in SC after his Boeing turnstile injury prior to Boeing's order for the Defendant to return to Everett, WA in July of 2008. Not one medical input was allowed by any of these doctors including the Boeing Doctor into the Certified Appeal Board Record in the Superior Court jury trial. Each and every one of these doctors was in agreement with their medical opinion that the Defendant's lower back was injured in a Boeing turnstile on February 5, 2007. Within two months of arriving back in Everett, WA, Boeing denied the Defendant's disability claim and his disability appeal. Starting in September of 2008 Boeing stopped any and all income and Boeing health insurance to the Defendant and cut off all communication between Boeing and the Defendant except for an 800 number. Boeing mentioned the August 1, 2011 and the October 12, 2011 time loss compensation cessation in their response (above) even though the Defendant had loss all of this long before those dates. Cerebral Palsy does not heal. The Defendant's back injury has never healed from that Boeing turnstile injury and constant Boeing abuse while employed with Boeing in Everett, WA and S. Charleston, SC for approximately two years. But, Boeing has claimed that the Defendant's lower back injury was a result of cerebral palsy which is not possible.

ARGUMENT

3. Boeing entered illegal false medical records and testimony into the Certified Appeal Board Records regarding the Defendant. Boeing used a group of Everett IME doctors (a Gang of Boeing Everett IME doctors) to add false medical records regarding the Defendant; eg., false Defendant chiropractor examination dated after the Defendant hired into Boeing in August of 2006 and before his injury in February of 2007. During demanded Boeing exams these Boeing Everett IME doctors two at a time both simultaneously physically put their hands on the Defendant, stripped him of his clothes in less than a minute, pulled out their voice recorder, and interrogated the Defendant torturing him and leaving him nightmares, similar to US Terrorist interrogation of Terrorists at GITMO. Boeing maintained a mobility equipment representative on Boeing property, and then used that Rep (Mr. Ericksen) to give false testimony against the Defendant. Mobility companies are usually independent companies and subsidized by

state and federal funding whose purpose is to help the physically challenged with mobility car and home equipment like the February 2007 scooter that the Boeing Doctor supplied to the Defendant while he serve Boeing in a SC factory. Even though the Defendant personally told Mr. Ericksen about the Boeing Doctor's refusal of access to Boeing handicap parking for the Defendant, that the Defendant blamed the Boeing Doctor for his lower back injury in a Boeing turnstile, Mr. Ericksen gave false testimony for the Certified Appeal Board Records that falsely indicated that the Defendant made a request for a scooter prior to his lower back injury in a Boeing turnstile (The Defendant told this to the Superior Court Judge with Jury absent in an effort to highlight this to the Jury). During a Boeing deposition with the Defendant, Boeing produced a false yellow lined Defendant's OH doctor's request for a Boeing scooter written prior to the Defendant's injury in the Boeing turnstile in February of 2007, and showed it to the Defendant. The Defendant answered "impossible". During the Superior Court jury trial, the Defendant's response "impossible" was struck from the Court Transcript records and replaced with a "no response". That false yellow lined doctor's request was never shown to the Supreme Court Jury. That false Oh doctor's request was impossible, because the Defendant never spoke with the OH doctor about any scooter. The scooter was a spontaneous offer from the Boeing Doctor offered the same day the Defendant filed an injury claim with the Dept. of L&I for the Boeing turnstile injury, and informed the Boeing Doctor of the filing of that injury claim that same day. The WA Attorney General rep seems to believe that the Defendant voluntarily left Everett, WA and voluntarily chose to represent himself per a recent letter from Mr. Morris (a response dated August 26, 2014 to the Defendant's concerns in the Defendant's last WA Supreme Court brief requesting assistance from the WA Attorney General). Of note, the Defendant returned to Everett, WA from SC per Boeing's orders in July of 2008. Boeing was supposed to relocate him from TX to WA per Boeing hiring agreement, but did not. The Defendant remained in Everett, WA for the next five years, paid his own TX and WA bills, used WA Dial-a-Ride (DART) to attend each and every Boeing demand to be in each and every Boeing IME doctor's office, Boeing Attorney's demand for depositions, etc. DART eventually contacted the Defendant and canceled his DART privileges after reviewing the Boeing trips and denying the two Defendant's doctor's

requests for the DART privileges to continue. The Defendant contacted the WA public defenders offices, the U. of WA Law Dept., Law Offices that defend special groups, the Dept. of L&I lawyers list, and all WA, OR & ID lawyers that he could locate on the WEB and lawyer referrals, and old telephone books in order to gain counsel for this Appeal. The Defendant failed to find a lawyer willing to go up against Boeing. Boeing is too powerful and too corrupt. The Defendant was forced out of WA, and lives in OH with his mother, a former nurse. Boeing has taken everything from the Defendant; eg., mental and physical health badly damaged, lost TX house, lost Boeing income and health insurance, loss of good credit, loss of his Boeing job per “involuntarily terminated” by Boeing because of the lower back injury that Boeing caused, etc. The irony here is that the Defendant hoped to serve on Boeing’s future Mars Mission. But, Boeing will end up forming a Totalitarian government on Mars as they have established in the State of WA. The Defendant lived in fear of a Boeing Termination three years+ because Boeing required at date of hire that the Defendant become FAA Certified which Boeing refused to do through and until his Boeing “involuntary termination”.

4. During the Superior Court jury trial April 1-3, 2014 the Defendant was told only the “Readers” could speak, and speak only what was in the transcripts. The Defendant heard the transcript for the first time except his modified Boeing deposition during that Court session. The Defendant tried to inform the jury of all of the above facts (false evidence) and failed. Boeing’s lawyer is falsely trying to say that the Defendant had every opportunity to speak up against what was falsely being presented to the Jury. That is not true. The Boeing lawyer was first to object to the Defendant’s comments while the Court was in session. During this Jury trial the one Boeing employed Juror asked the Judge to excuse him because he could not go against Boeing and the Defendant. The lead Juror asked why both the Plaintiff and the Defendant were appealing this Case.

CONCLUSION

5. The Defendant respectfully requests that the Supreme Court allow any and all of the Defendant’s petition(s) for discretionary review to be allowed to proceed through the

Supreme Court process. The Defendant stands by every word he has written to the WA Superior and Supreme Courts and states they are true and correct.

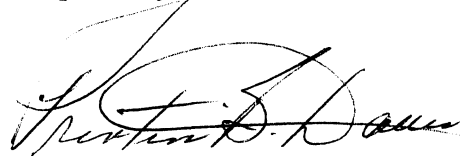
Under penalties of perjury, I declare that the facts presented above which are set out in the accompany statement of facts and other attached statements, are to the best of my knowledge and belief, are true, correct and complete.

Wherefore, Defendant prays that this Court determine that Boeing has subjected the Defendant to employment discrimination that led to his injury noted in the Injury Claim on the basis of disability, determine that Boeing owes the Defendant substantial compensation for Boeing inflicted hardships and permanent disabilities, a retirement income, and grant that such other and further relief to the Defendant, Prentiss B. Davis, as the Court deems appropriate. Defendant prays that this Court reject the Jury's verdict regarding the "Class 2" in any manner, shape or form.

Dated: ~~August 24, 2014~~ *PD*

Sept. 24, 2014 PD

Respectfully submitted,



Prentiss B. Davis
7684 Estate Avenue
Hudson, OH 44236
(817) 823-5356

CERTIFICATE OF SERVICE

SNOHOMISH COUNTY SUPERIOR CASE NO. 13 2 07139 6

WA SUPREME COURT NO. 90168-6, 90208-9

I certify that a copy of Prentiss B. Davis vs. The Boeing Company and any attachments were served, either in person, or by mail on the persons listed below:

Original to: Ronald R. Carpenter
Supreme Court Clerk
Temple of Justice
P. O. Box 40929
Olympia, WA 98504-0929

Copies to:	Director Department of Labor and Industries P. O. Box 44001 Olympia, WA 98504-4510	Boeing Company Jackie Pierce P. O. Box 3707 MS 5F-08 Seattle, WA 98124-2207
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Copies to:	J. Scott Timmons, Executive Secretary Board of Industrial Appeals 2430 Chandler Ct., SW, MS F1-13 P. O. Box 42401 Olympia, WA 98504-2401	Gary E. Keehn, Atty Keehn Kunkler, PLLC 810 Third Avenue #730 Seattle, WA 98104
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Copies to:	Office of the Attorney General/Tumwater Docket Manager P. O. Box 40121 Olympia, WA 98504-0121	Supreme Court Clerk P. O. Box 40929 Olympia, WA 98501-2314 (415 12 th Ave SW)
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