

Dec 16, 2016, 8:21 am

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Supreme Court No. 93777-0-

Appeal Cause No. 73336-2-1

SUPREME COURT OF THE STATE OF WASHINGTON

Byron Barton and Jean Barton

Appellants

V.

JP MORGAN CHASE BANK, N.A., FIRST AMERICAN TITLE,

QUALITY LOAN SERVICE CORPORATION OF WASHINGTON,

AND TRIANGLE PROPERTY DEVELOPMENT, INC., A Washington Corporation

Respondents

Appeal from the Court of Appeals Division 1

The Honorable Becker, J.

Plaintiff 's answer to Triangle Property Development, Inc. 's

Response to Waiver of Rules and Extension of Time Submission

Byron and Jean Barton
3119 S.E. 18ST
Renton, WA. 98058
(206) 355-8300
byronandjean@comcast.net
Pro Se

Supplement Motion RAP 9.5 Objections

"As provided by RAP 9.5 Objection (c) Objections to Report of Proceedings. A party may serve and file Objections to, and propose amendments to, a narrative report of proceedings or verbatim report of proceedings ***within 10 days*** after receipt of the report of proceedings or receipt of the notice of filing of the report of proceedings with the appellate court. If objections or amendments to the report of proceedings are served and filed, any objections or proposed amendments must be heard by the trial court judge before whom the proceedings were held for settlement and approval, except objections to the form of a report of proceedings, which shall be heard by motion in the appellate court. The court may direct court reporters or authorized transcriptionists to pay for the expense of any modifications of the proposed report of proceedings. The motion procedure of the court deciding any objections shall be used in settling the report of proceed."

Objection to Triangle answer to RAP 18.8 because they failed to follow RAP 9.5 **10 day requirement**. Their answer

should fall on deaf ears and the clerk should void their answer from the WA St Supreme Court record.

"AND FILING OF PAPERS (a) Service. Except when a rule requires the appellate court commissioner or clerk or the trial court clerk to serve a particular paper, and except as provided in rule 9.5, a person filing a paper must, at or before the time of filing, serve a copy of the paper on all parties, amicus, and other persons who may be entitled to notice. If a person does not have an attorney of record, service should be made upon the person. Service must be made as provided in CR 5(b), (f), and (g). (b) Proof of Service. Proof of service should be made by an acknowledgment of service, or by an affidavit, or, if service is by mail, as provided in CR 5(b). Proof of service may appear on or be attached to the papers filed. (c) Filing. Papers required or permitted to be filed in the appellate court must be filed with the clerk, except that an appellate court judge may permit papers to be filed with the judge, in which event the judge will note the filing date on the papers and promptly transmit them to the appellate court clerk. (d) Filing by Facsimile. (Reserved. See GR 17--Facsimile Transmission.) (e) Service and Filing by an Inmate Confined in an Institution. An

inmate confined in an institution may file and serve papers by mail in accordance with GR 3.1."

Triangle was served November 16, 2016 and Triangle answered and signed on December 8, 2016. See, enclose documents.

As required to object to all of Triangle responses because Triangle's attorney failed to follow the court rules that require a response **within 10 days**.

The WA St Supreme Court should look at the fraud by J.P. Morgan/Chase Bank in this case because those documents were in the exhibits and front of the trial court and the Appeals Court Division one in which they turn a blind eye to.

/s/ Byron Barton

Byron Barton

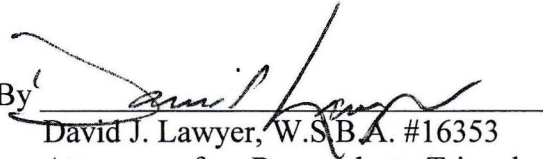
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Appendicitis

DATED this 8th day of December, 2016.

INSLEE, BEST, DOEZIE & RYDER, P.S.

By



David J. Lawyer, W.S.B.A. #16353

Attorneys for Respondent Triangle Property
Development, Inc.

CERTIFICATE OF SERVICE

I certify under penalty of perjury that the attached document was served upon WA State Supreme Court, and property served to counsel of record, November 16, 2016.

/s/ Byron Barton

Byron Barton

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ORIGINAL

01 IF 1A 273-000000000000.

- 2. That, according to the Proof of Claim and Forensic Document Examiner Report, the Respondents are now in DEFAULT and WITHOUT RECOURSE and no evidence has been presented to the contrary. (See Exhibit C Forensic Document Examiner Report of Brain Forrest).
- 3. If the Bank or the Bank's continue to attempt to collected on a NULLY and VOID contract or attempt to foreclose on this property after this declaration, then they do so knowing they have no standing or right of enforcement. Therefore, doing so will make them guilty of extortion, theft and fraud. All Federal felonies punishable with prison time.
- 4. Should the Bank's take any form action of Public recording such as Affidavit of Correction, Affidavit of Erroneous Recording, Affidavit of Erroneous Release and/ or legal action upon the NULLY and VIOD contract and/ or proceed with foreclosure action, they do so at their full commercial liability and shall be named a co-defendant against them in a wrongful civil action 3 x damages.

Jean M Barton is knowledgeable makes this affidavit for the purpose of giving notice to correct the above-described instrument, mortgage and/ or Deed of Trust by Striking the Bank's mortgage contract 3014060077; 0772783908 in entirety for payment(s) is NULL and VIOD for Breach of Contract and fraudulent actions of the Banker's that impaired the mortgage.

Dated: December 27, 2011.

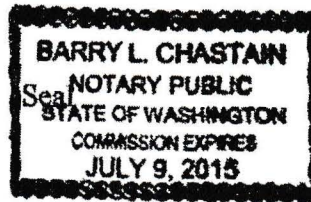
Jean Marie Barton
 Principal Jean Marie Barton
 State of Washington
 County of King

NOTARY

IN WITNESS WHEREOF, I, a notary Public of the State of Washington, duly commissioned and sworn, have hereunto set my hand and affixed my official seal in the King County at Seattle on this date of December 29, 2011

Barry L. Chastain
 Barry L. Chastain

Notary
My commission expires: 7 / 9 / 2015



Declaration of Service

I, Byron L. Barton, Pro Se. certify under penalty of perjury under the laws of the State of Washington, that on the date of Nov. 16 2016 I signed this declaration of service. I signed this declaration of service. To the following and mail via first class, postage prepaid, to the following counsel listed below:

David James Lawyer

Inslee Best Doezie & Ryder PS

PO Box 90016

Bellevue, WA 98009-9016

Joseph Ward McIntosh

McCarthy & Holthus LLP

108 1st Ave S Ste 300

Seattle, WA 98104-2104

Zana Zahra Bugaighis

Davis Wright Tremaine LLP

1201 3rd Ave Ste 2200

Seattle, WA 98101-3045

Fred B Burnside

Davis Wright Tremaine LLP

1201 3rd Ave Ste 2200

Seattle, WA 98101-3045

Byron Barton

Byron Barton

Nov. 16, 2016

Date

Declaration of Service

I, Byron L. Barton, Pro Se. certify under penalty of perjury under the laws of the State of Washington, that on the date of 12-15-2016 I signed this declaration of service. I signed this declaration of service. To the following and mail via first class, postage prepaid, to the following counsel listed below:

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Bellevue, WA 98009-9016

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1201 3rd Ave Ste 2200

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Fred B Burnside

Davis Wright Tremaine LLP

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Seattle, WA 98101-3045

Byron Barton

Byron Barton

12-15-2015

Date

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