

APPELLANTS MOITION TO SUPRESS

NO. 74776-2-1

COURT OF APPEALS OF THE STATE OF WASHINGTON

DIVISION ONE

PAUL SCHMIDT (PRO SE)

APPELLANT,
VS.

U.S. BANK NATIONAL ASSOC. AS TRUSTEE FOR GREENPOINT MORTGAGE
FUNDING TRUST MORTGAGE PASS-THROUGH,

RESPONDENT

PAUL SCHMIDT (PRO SE)

BOX 26 BLACK DIAMOND WA 98010

luapel@aol.com 253-335-2313

8-25-17

FILED
COURT OF APPEALS DIV 1
STATE OF WASHINGTON
2017 AUG 28 AM 11:54

8-25-17

RESPONDENT US BANKS ANSWER SHOULD BE SUPPRESSED AND NOT CONSIDERED DUE TO MISSING THE 30 DAY DEADLINE PER RAP 13.4D.

ON 6-27-17 SCHMIDT FILED A MOTION TO RECONSIDER THE APPEALS COURT DECISION REGARDING CASE 74776-2-1 AT THAT TIME US BANKS ATTORNEY, RYAN CARSON WAS SERVED A COPY. USPS TRACKING SHOWS IT WAS DELIVERED ON 6-29. (SEE ATTACHED)

ON TUES 8-15-17 I RECEIVED A LETTER FROM THE COURT DATED 8-11-17 STATING US BANK HAD REPLIED ON 8-7-17. THE REPLY WAS IN THAT SAME BATCH OF MAIL, I RECEIVED ON 8-15-17 A FULL 16 DAYS BEYOND THE 30 DAY DEADLINE. THE REPLY BY CARSON THAT IS DATED 8-7-17 IS 9 DAYS BEYOND THE 30 DAY DEADLINE OF 7-28-17 AS DESCRIBED IN RAP 13.4D AND IN INSTRUCTIONS FROM THE COURT DATED 5-30-17. FURTHERMORE THERE IS NO REQUEST FOR SIGNATURE OR PROOF OF SERVICE TO MY PO BOX 26.

THIS ANSWER SHOULD BE SURPRESSED WITHOUT REVIEW AND COMPLETELY DISREGARDED.

THANK YOU

PAUL SCHMIDT

A handwritten signature in black ink that reads "Paul Schmidt". The signature is written in a cursive style with a large initial "P" and "S".

8-25-17

A COPY OF THE MOTION TO SUPPRESS HAS BEEN SERVED TO US BANKS ATTORNEY

RYAN CARSON

3500 15TH AVE W STE 200

SEATTLE WA 98119-1330

PAUL SCHMIDT

A handwritten signature in black ink that reads "Paul Schmidt". The signature is written in a cursive style with a long horizontal stroke at the end.

ENJMCCLAW
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WA

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5426900219
(800)275-8777

06/28/2017 1:59 PM
Product Description Sale Qty Final Price
PM Exp 1-Day (Domestic) (SEATTLE, WA 98101) (Weight: 0 Lb 4.60 Oz) (Signature Requested) (Scheduled Delivery Day) (Thursday 06/29/2017 03:00 PM) (Money Back Guarantee) (USPS Tracking #) (EL167879062US) 1 \$23.75

PM Exp Insurance (Up to \$100.00 included) \$23.75
PM Exp 1-Day (Domestic) (SEATTLE, WA 98119) (Weight: 0 Lb 4.70 Oz) (Signature Requested) (Scheduled Delivery Day) (Thursday 06/29/2017 03:00 PM) (Money Back Guarantee) (USPS Tracking #) (EL167879059US) 1 \$0.00
PM Exp Insurance (Up to \$100.00 included) \$47.50

Total \$100.00
Cash Change (\$52.50)

Includes up to \$100 insurance

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WA STATE SUPREME COURT

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* 17621203367 *



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3600 15th AVE W STE 200
SEA, WA 98107

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ORIGIN (POSTAL SERVICE USE ONLY)
 1-Day 2-Day Military DPO

PO ZIP Code **98022** Scheduled Delivery Date (MM/DD/YY) **6/29/17** Postage **\$ 23.75**

Date Accepted (MM/DD/YY) **6/28/17** Scheduled Delivery Time 10:30 AM 12 NOON 3:00 PM Insurance Fee COD Fee

Time Accepted **1400** AM PM 10:30 AM Delivery Fee Return Receipt Fee Live Arrival Transportation Fee

Weight **4.60** Flat Rate Signature Required Signature Indlg. **23.75**

DELIVERY (POSTAL SERVICE USE ONLY)
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RICHARD D. JOHNSON,
Court Administrator/Clerk

*The Court of Appeals
of the
State of Washington*

DIVISION I
One Union Square
600 University Street
Seattle, WA
98101-4170
(206) 464-7750
TDD: (206) 587-5505

May 30, 2017

Ryan M Carson
Wright Finlay & Zak LLP
3600 15th Ave W Ste 200
Seattle, WA 98119-1330
rcarson@wrightlegal.net

Paul Schmidt
PO Box 26
Black Diamond, WA 98010

CASE #: 74776-2-1
US Bank National Association, Respondent v. Paul Schmidt, Appellant

Counsel:

Enclosed please find a copy of the Order Denying Motion for Reconsideration entered in the above case.

Within 30 days after the order is filed, the opinion of the Court of Appeals will become final unless, in accordance with RAP 13.4, counsel files a petition for review in this court. The content of a petition should contain a "direct and concise statement of the reason why review should be accepted under one or more of the tests established in [RAP 13.4](b), with argument." RAP 13.4(c)(7).

In the event a petition for review is filed, opposing counsel may file with the Clerk of the Supreme Court an answer to the petition within 30 days after the petition is served.

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

law

Enclosure

c: The Hon. L. Gene Middaugh

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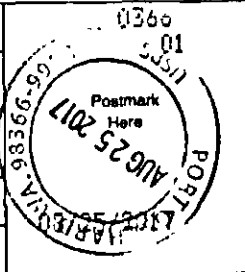
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Certified Mail (USPS Certified Mail #)	1	\$3.35
Total		\$3.84

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