

FILED
SUPREME COURT
STATE OF WASHINGTON
2/27/2018 12:14 PM
BY SUSAN L. CARLSON
CLERK

SUPREME COURT
OF THE STATE OF WASHINGTON

SWANSON HAY COMPANY, a
Washington corporation, HATFIELD
ENTERPRIZES, INC., a Washington
corporation, and SYSTEM-TWT
TRANSPORT, a Washington corporation,

Petitioners,

v.

STATE OF WASHINGTON
EMPLOYMENT SECURITY
DEPARTMENT,

Respondent.

MACMILLAN-PIPER, INC.,

Petitioner,

v.

STATE OF WASHINGTON
EMPLOYMENT SECURITY
DEPARTMENT,

Respondent.

Nos. 95246-9
95442-9

REPLY ON
MOTION TO
CONSOLIDATE

Petitioners System-TWT Transport/Hatfield Enterprizes,
Inc./MacMillan-Piper, Inc. received the State's response to their motion to

Reply on Motion
to Consolidate - 1

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consolidate. The State's response tries, at times, to suggest that the petitions before the Court involve different issues. But even the State is compelled to admit the petitions' "issues raised are largely related." Resp. at 2. It further states that it would not oppose consolidation if review were granted. *Id.* Thus, even the State believes the cases should be considered as one by this Court.

For the reasons set forth in petitioners' motion, this Court should grant review. The legal issues in the cases are essentially identical. System/Hatfield's case is fully briefed. MacMillan-Piper's case only awaits the State's answer, now due on March 5, 2018. As the Court has set both cases for its May 1, 2018 department meetings (Clerk Carlson's February 26, 2018 letters), the Court has ample time to process both cases for the May 1 department meetings.

The Court should grant the motion to consolidate.

DATED this 27th day of February, 2018.

Respectfully submitted,



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DECLARATION OF SERVICE

On said day below I electronically served a true and accurate copy of the ***Reply on Motion to Consolidate Pursuant to RAP 3.3(b)*** in Supreme Court Cause No. 95442-9 to the following parties:

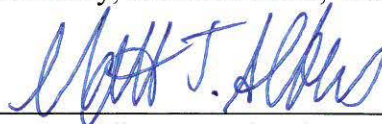
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Original efiled with:
Supreme Court
Clerk's Office

I declare under penalty of perjury under the laws of the State of Washington and the United States that the foregoing is true and correct.

Dated this 27th day of February, 2018 at Seattle, Washington.



Matt J. Albers, Paralegal
Talmadge/Fitzpatrick/Tribe

TALMADGE/FITZPATRICK/TRIBE

February 27, 2018 - 12:14 PM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 95442-9
Appellate Court Case Title: MacMillan-Piper, Inc. v. Department of Employment Security
Superior Court Case Number: 15-2-23444-7

The following documents have been uploaded:

- 954429_Answer_Reply_20180227121336SC427277_5008.pdf
This File Contains:
Answer/Reply - Reply to Answer to Motion
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Comments:

Reply on Motion to Consolidate

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