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SUPREME COURT
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Supreme Court No. 98191-4

IN THE SUPREME COURT OF THE STATE OF
WASHINGTON

DEPARTMENT OF LABOR AND INDUSTRIES OF THE STATE OF
WASHINGTON,

Respondents

v.

TAMRA ARCHER LEIGH,

Petitioner/Appellant

OPPOSITION TO MOTION TO STRIKE
THE APRIL 24, 2020 REPLY TO ANSWER

APPELLANT

Tamra Archer Leigh, Pro Se
20714 64th Avenue Ct. E.
Spanaway, WA 98387-7564
(253) 732-7736

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APPENDIX

A

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THE SUPREME COURT
STATE OF WASHINGTON



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March 17, 2020

LETTER SENT BY E-MAIL ONLY

Tamra Archer Leigh
20714 64th Avenue Court E.
Spanaway, WA 98387

Wilson Sosa Padilla
Office of the Attorney General
1250 Pacific Avenue, Suite 105
Tacoma, WA 98402-4318

Re: Supreme Court No. 98191-4 - Tamra Archer Leigh v. Department of Labor
and Industries
Court of Appeals No. 52006-1-II

Counsel and Ms. Leigh:

On February 28, 2020, this office received the "AMENDED PETITION FOR REVIEW". On March 10, 2020, the Court received documents from Ms. Leigh indicating that she had mailed her filing fee to the Court, along with a GR 33 request for accommodations and a "Motion and Declaration for Waiver of Civil Fees and Surcharges." On March 11, 2020, the \$200 filing fee (check #25902343168) was received.

With regard to the request for accommodations, the Petitioner is advised that there are no filings due at this time. Accordingly, the request for accommodations will be set for the Court's consideration alongside the petition for review.

Since the filing fee has been paid, the motion for waiver of civil fees and surcharges appears to be moot and no action will be taken on it.

Any answer to the amended petition for review should be served and filed by April 16, 2020. The parties are directed to review the provisions set forth in RAP 13.4(d) regarding the filing of any answer to petition for review and any reply to answer.

The amended petition for review and the request for accommodations will be set for consideration without oral argument by a Department of the Court; see RAP 13.4(i). If the members of the Department do not unanimously agree on the manner of the disposition, consideration of the petition will be continued for determination by the En Banc Court.

Usually there is approximately three to four months between receipt of the petition for review in this Court and consideration of the petition. This amount of time is built into the process to allow an answer to the petition and for the Court's normal screening process. At this time it is not known on what date the matter will be determined by the Court. The parties will be advised when the Court makes a decision on the petition.

Any amicus curiae memorandum in support of or in opposition to a pending petition for review should be served and received by this Court and counsel of record for the parties and other amicus curiae by 60 days from the date the petition for review was filed; see RAP 13.4(h).

Sincerely,

A handwritten signature in black ink, appearing to read "E. Lennon", with a stylized flourish at the end.

Erin L. Lennon
Supreme Court Deputy Clerk

ELL:tl

I. IDENTITY OF PARTY IN OPPOSITION

Petitioner Tamra Archer Leigh¹ requests the relief stated in Part II.

II. STATEMENT OF RELIEF SOUGHT

Pursuant to RAP 13.4(d), Leigh asks that her April 27, 2020 Reply to Department² April 16, 2020 Answer not be stricken but considered in due course. APPENDIX pages 1-2

III. FACTS RELEVANT WITHIN RESPONDENT APRIL 16, 2020 ANSWER

A. Appellant February 21, 2020 Petition for Review.

In the spirit of fundamental judicial fairness Leigh submitted the Appellant April 27, 2020 Reply to Answer RAP 13.4(d). The issue (September 10, 2012 Protest) raised by the Department is not addressed in the Appellant February 21, 2020 Petition for Review.

B. Although the jurisdictional history includes the September 10, 2012 Protest, the Department brought it to the attention of this Court in its April 04, 2020 Answer to Petition for Review. RCW 51.52.110 and RCW 51.52.115. (CP 123)

The Department has not addressed this issue before the lower Courts.

Leigh addressed the new issue as it is relevant to the claims chronological context and in the instant case. In doing so, Leigh provided credible evidence obtained from the Departments own Account and Claim Center for claim AE62982, indexed within the Claim Imaged Documents per RCW 51.28.070 and WAC 296-14-970.

¹ Tamra Archer Leigh will be referenced as “Leigh”

² Department of Labor and Industries will be referenced as “Department”

IV. ARGUMENT

When viewing the Appellant April 27, 2020 Reply to Answer, the issue newly conveyed; Leigh's September 10, 2012 Protest has been put into perspective and given chronological context. The Motion to Strike should be denied.

V. CONCLUSION

Leigh respectfully requests this Court to not strike the April 27, 2020 Reply for the aforementioned reasons.

RESPECTFULLY SUBMITTED this 30th day of April, 2020



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The undersigned, under penalty of perjury pursuant to the laws of the State of Washington, hereby certifies that the document to which this proof of service is attached, Supreme Court of the State of Washington OPPOSITION TO MOTION TO STRIKE THE APRIL 24, 2020 REPLY TO ANSWER, was delivered as follows:


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DATED this 30th day of April, 2020



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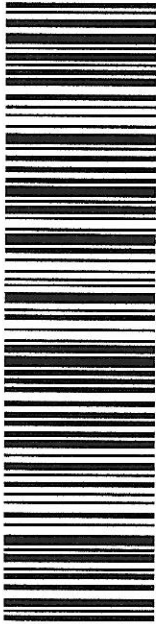
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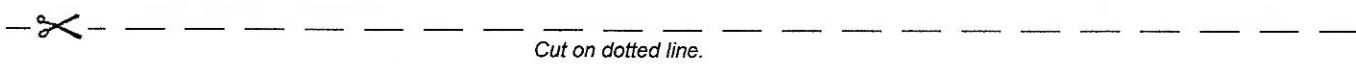
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