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SUPREME COURT
STATE OF WASHINGTON
2009 MAR -5 P 2:51

NO. 81049-4

BY RONALD R. CARPENTER
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SUPREME COURT OF THE STATE OF WASHINGTON

hh
KELLY L. SHAFER,
CLERK

Respondent,

v.

DEPARTMENT OF LABOR AND
INDUSTRIES OF THE STATE OF
WASHINGTON,

Petitioner.

STATEMENT OF
ADDITIONAL
AUTHORITIES

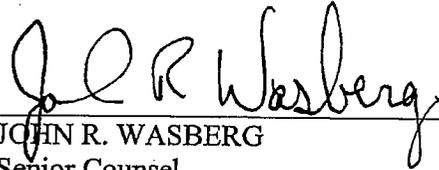
The Department of Labor and Industries, Petitioner, submits the following additional authorities:

1. WAC 263-12-060(1) (This rule of the Board of Industrial Insurance Appeals states that a notice of appeal of a Department order “shall be filed within sixty days from the date the copy of the order . . . of the department was received *by the appealing party.*”) (Emphasis added).

2. *In re Betty L. Clayberg*, BIIA Dec., 86 4295, 1988 WL 236578 (1988). This relates to the legislative history of the 1982 amendment to RCW 51.52.050 by section 4, chapter 109, Laws of 1982, discussed at page 3, n. 1 of the Department’s Answer to the amicus brief of Washington Association of Justice Foundation (Available at [<http://www.bia.wa.gov/SignificantDecisions/864295.htm>]).

RESPECTFULLY SUBMITTED this 5th day of March, 2009.

ROBERT M. MCKENNA
Attorney General

A handwritten signature in cursive script that reads "John R. Wasberg". The signature is written in black ink and is positioned above a horizontal line.

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