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SUPREME COURT  
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Sep 21, 2011, 1:17 pm  
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SUPREME COURT  
OF THE STATE OF WASHINGTON

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RECEIVED BY E-MAIL *bjh*

CHRISTA L. ALBICE, a married woman, and BART A. TECCA and KAREN L. TECCA, husband and wife,

Respondents,

v.

PREMIER MORTGAGE SERVICES OF WASHINGTON, INC., a Washington Corporation; OPTION ONE MORTGAGE CORPORATION, a California Corporation,

Defendants,

RON DICKINSON and "JANE DOE" DICKINSON, husband and wife,

Petitioners.

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RON DICKINSON,

Petitioner,

v.

CHRISTA L. ALBICE fka CHRISTA L. DEYOUNG and BART A. TECCA and KAREN L. TECCA, husband and wife; Any Subtenants, and All Others Acting By or Through Them,

Respondents.

NO. 85260-0

STATEMENT OF  
ADDITIONAL  
AUTHORITIES

COME NOW petitioners Ron and Cheryl Dickinson and submit the following additional authorities to the Court pursuant to RAP 10.8:

Statement of Additional Authorities - 1

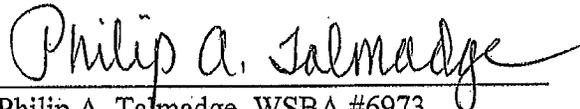
Talmadge/Fitzpatrick  
18010 Southcenter Parkway  
Tukwila, Washington 98188-4630  
(206) 574-6661 (206) 575-1397 Fax

ORIGINAL

- *Koegel v. Prudential Mutual Savings Bank*, 51 Wn. App. 108, 752 P.2d 385, *review denied*, 111 Wn.2d 1004 (1988) (defects in notice of default and timing of notice of trustee's sale did not void trustee sale where errors were nonprejudicial and borrower failed to enjoin sale as required by statute);
- *Felton v. Citizens Fed. Sav. & Loan Ass'n of Seattle*, 101 Wn.2d 416, 679 P.2d 928 (1984) (trustee sale under RCW 61.24 not a forced sale like a sheriff's sale);
- *Barstad v. Stewart Title Guaranty Co.*, 145 Wn.2d 528, 39 P.3d 984 (2002) (noting retroactive application of a statute is disfavored);
- *Magula v. Benton Franklin Title Co., Inc.*, 131 Wn.2d 171, 930 P.2d 307 (1997) (holding statutory changes operated prospectively only where the Legislature did not expressly make the amendments retroactive);
- *In re F.D. Processing, Inc.*, 119 Wn.2d 452, 832 P.2d 1303 (1992) (noting that where the statutory language is not ambiguous, the Court "presumes an amendment to the statute constitutes a substantive change in the law, and the amendment presumptively is not retroactively applied.");
- CP 783-92, 943-45 (complaints from March 2007 – parties' actions predate 2009 amendments to RCW 61.24);

DATED this 21st day of September, 2011.

Respectfully submitted,



Philip A. Talmadge, WSBA #6973

Emmelyn Hart, WSBA #28820

Talmadge/Fitzpatrick

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Attorneys for Petitioners  
Ron and Cheryl Dickinson

DECLARATION OF SERVICE

On said day below I emailed and deposited in the U.S. Mail a true and accurate copy of the following document: Statement of Additional Authorities in Supreme Court Cause No. 85260-0 to the following:

Dick Ditlevson  
Ditlevson Rodgers Dixon, P.S.  
324 West Bay Dr. NW, Suite 201  
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Original efiled with:

Washington Supreme Court  
Clerk's Office  
415 12<sup>th</sup> Street W  
Olympia, WA 98504-0929

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: September 21, 2011, at Tukwila, Washington.



Paula Chapler  
Talmadge/Fitzpatrick