

FILED
SUPREME COURT
STATE OF WASHINGTON
6/10/2022 3:40 PM
BY ERIN L. LENNON
CLERK

IN THE SUPREME COURT OF THE STATE OF
WASHINGTON

THE MEADOWS OWNERS)	
ASSOCIATION,	)	No. 100783-3
)	
Plaintiff,	)	ANSWER TO APPELLANT’S
	)	MOTION FOR EXTENSION OF
JAYAKRISHNAN K. NAIR and	)	TIME
JANE DOE NAIR,)	
)	
Appellants,)	
)	
JOYOUS INVESTMENTS, LLC)	
)	
Respondent,)	
)	
WILLIAMS SAVINGS FUND)	
SOCIETY, FSB, D/B/A)	
CHRISTIANA TRUST; and FIRST)	
TECH CREDIT UNION,)	
)	
Defendants.)	

This is the Answer by Respondent Joyous Investments, LLC (“Joyous”) to the Motion for Extension of Time (the “Extension Motion”) by Appellant Jayarkishnan K. Nair (“Nair”). The Extension Motion is to extend the time allowed Nair to file his Petition for Review.

The underlying case was to foreclose the Plaintiff condominium association's lien for unpaid condominium. Nair did not appeal the underlying judgment and foreclosure decree, or the Superior Court's confirmation of the resulting sheriff's sale. Joyous purchased at the sheriff's sale on July 27, 2018, which was subject to the typical one-year redemption period.

Nair disputed the amount required to redeem and the expiration of the one-year redemption period. After repeated delays by Nair, his claims were finally resolved in Joyous' favor by Superior Court Judge Okrent's Order after a motion hearing on June 30, 2020, and pursuant to an Order entered on July 13, 2020.

Nair's Notice of Appeal was filed on August 12, 2020. Exhibit 1. Under RAPs 9.2(a) and 9.6(a), Nair was supposed to file a statement that there would be no verbatim report of proceedings and his designation of clerk's papers both by September 11, 2020. If Nair had done so, his opening brief would have been due on October 26, 2020, under RAP 10.2(a).

But Nair repeatedly delayed resolution of this matter by failing to comply with the Rules of Appellate Procedure. Nair's failures included (1) failing to pay the filing fee for the appeal in a timely manner, (2) delay in filing his statement that there would be no verbatim report for months, and (3) delay in designating and then arranging for transmission of the clerk's papers to the Court of Appeals. See Exhibits 2-9.

After Nair finally filed his designation of clerk's papers with the Superior Court on January 19, 2021, RAP 10.2(a) required him to file his opening brief by March 5, 2021. Exhibit 10. But Nair did not file his opening brief until July 26, 2021. Exhibits 11 - 13. After Joyous filed a timely response brief, Nair then obtained an extension to file his reply brief. Exhibit 14.

But after he still failed to file any reply brief, the Court of Appeals ruled in favor of Joyous in an Opinion filed on January 24, 2022. Exhibit 15. An Order denying Nair's motion for reconsideration was filed on February 28, 2022. Exhibit 16.

Under RAP 13.4(a), the deadline for Nair to file a Petition for Review was March 30, 2022.

Nair's delay tactics and disregard for the Rules of Appellate Procedure have continued with his initially filing only a cover sheet and not an actual petition for review on March 30, 2022, and not paying the filing fee until April 11, 2022. Exhibits 17 and 18. Nair next failed to comply with Clerk Lennon's requirement that he file and serve both a full petition for review and a motion for an extension by April 14, 2022. Nair did file a full petition on April 15 but ignored the direction to file an extension motion as well.

On April 18, 2022, Deputy Clerk Pendleton gave notice of her own motion to dismiss, for consideration on May 12, 2022, motion calendar. Exhibit 19. Nair finally filed his Extension Motion on May 12, 2022. Deputy Clerk Pendleton then struck her own motion to dismiss and left Nair's Extension Motion for consideration by a Department of the Court at the

same time as it considers his Petition for Review (if the Extension Motion is granted). Exhibit 20.

The status of the subject condominium has been left in limbo while Nair has failed to follow the Rules of Appellate Procedure and prosecute his appeal in a timely manner. This is unjust to Joyous, a family investment vehicle. Joyous respectfully requests that this Court bring this matter to a long overdue conclusion by dismissing Nair's late Petition for Review.

This document contains 668 words, excluding the parts of the document exempt from the word count by RAP 18.17.

June 10, 2022.

Respectfully submitted,

/s/Michael Fulbright
WSBA #11821
Law Office of Michael Fulbright
1420 NW Gilman Blvd, Suite 2 PMB9092
Issaquah, WA 98027
Telephone: (425) 829-4579
Fax: None
E-mail: mike@fulbrightlegal.com

Attorney for Respondent Joyous
Investments, LLC

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury under the laws of the State of Washington that on the date below I (1) electronically filed the foregoing Answer with the Washington Supreme Court, and (2) caused a copy of the foregoing Answer to be served on Appellant Nair via the Court's electronic filing system and email service.

Signed at Navarre, Florida, on June 10, 2022.

/s/Michael Fulbright
WSBA #11821
Law Office of Michael Fulbright
1420 NW Gillman Blvd, Suite 2 PMB9092
Issaquah, WA 98027
Telephone: (425) 829-4579
Fax: None
E-mail: mike@fulbrightlegal.com

Attorney for Respondent Joyous
Investments, LLC

EXHIBIT 1

17-2-05181-31
NACA 126
Notice of Appeal to Court of Appeals
8708728



Form 1. Notice of Appeal
(Trial Court Decision)
[Rule 5.3a]

FILED

2020 AUG 12 PM 2:50

SUPERIOR COURT OF WASHINGTON FOR SNOHOMISH COUNTY
HEIDI PERCY
COUNTY CLERK
SNOHOMISH CO. WASH

Meadows Home Owners Association

V/S

Jayakrishnan K. Nair

) CASE NO. 17-2-05181-31

) NOTICE OF APPEAL TO
) COURT OF APPEALS

Jayakrishnan Nair seeks review by the designated appellate court of the judgment entered on 07/13/2020, denying defendants motion and confirming expiration of redemption period.

A copy of the decision is attached to this notice.

08/09/2020

Respondent

Jayakrishnan Nair
8646 230th Way NE
Redmond WA 98053
jknair@gmail.com
(201) 205 7500

gn

FILED

2020 JUL 13 PM 3:46

HEIDI PERCY
COUNTY CLERK
SNOHOMISH CO. WASH

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF SNOHOMISH

THE MEADOWS OWNERS
ASSOCIATION, a Washington non-profit
corporation,

Plaintiff,

v.

JAYAKRISHNAN K. NAIR, et al.,

Defendants.

Case No. 17-2-05181-31

ORDER CONFIRMING EXPIRATION
OF REDEMPTION PERIOD, VACATING
RESTRAINING ORDER, FOR
ISSUANCE OF SHERIFF'S DEED AND
DENYING DEFENDANT NAIR'S
MOTION

[Clerk's Action Required]

THIS MATTER came before the Court on Joyous Investments, LLC's (the Sheriff Sale Purchaser) Motion, Declaration and Certificate of Service for Confirmation that the Redemption Period Has Expired, Vacation of Restraining Order and Issuance of Sheriff's Deed, and Response to Defendant's Amended Motion (the "Joyous Motion"). The Court has also considered the files and records herein, including (1) the Joyous Motion, including the Exhibits thereto, (2) the supporting Declarations by Devan Hegseth, Matthew Hale and Paul Lee, (3) Defendant Nair's Motion to Compel Accounting and Issue Certificate of Redemption filed on June 23, 2020 (the "Nair Motion"), including the Exhibits thereto, and (4) the oral arguments of

ORDER CONFIRMING EXPIRATION OF
REDEMPTION PERIOD, VACATING RESTRAINING
ORDER, FOR ISSUANCE OF SHERIFF'S DEED, AND
DENYING DEFEDANT NAIR'S MOTION - 1

Law Office of Michael Fulbright
1409 140th Place NE, Suite 102
Bellevue, WA 98007
425-429-6888

1 Defendant Nair and counsel for Joyous Investments, LLC. Defendant Nair's motion for a
2 continuance of the hearing on this matter was not timely and was denied by the Court. The
3 Court finds that the redemption period for the Sheriff's sale in this action has expired without
4 redemption by Defendant Nair, that the restraining order entered on August 9, 2019, should be
5 vacated, that Joyous Investments, LLC is entitled to the Sheriff's Deed for the Property subject
6 of this action and that the Nair Motion should be denied.

8 NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED as
9 follows:

- 10 1. The redemption period for the Sheriff's Sale in this matter expired on January 27,
11 2020, without any redemption by Defendant Nair.
- 12 2. Defendant Nair is not entitled to any further equitable extension of the redemption
13 period. The Nair Motion is DENIED.
- 14 3. The restraining order entered in this matter on August 9, 2019, is hereby vacated.
- 15 4. Upon payment of any applicable fee, the Snohomish County Sheriff is ordered to
16 issue a Sheriff's Deed to Joyous Investments, LLC for the real property subject of this action.

18 DONE BY THE COURT this 30th day of June, 2020.

20 
21 _____
22 JUDGE RICHARD T. OKRENT

1 Presented by:

2 LAW OFFICE OF MICHAEL FULBRIGHT

3 /s/Michael Fulbright

4 State Bar Number 11821

5 Attorney for Joyous Investments, LLC

6 Law Office of Michael Fulbright

7 1409 140th Place NE, Suite 102

8 Bellevue, WA 98007

9 Tel: (425) 429-6888

10 Fax: None

11 Email: mike@fulbrightlegal.com

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25
26 **ORDER CONFIRMING EXPIRATION OF
REDEMPTION PERIOD, VACATING RESTRAINING
ORDER, FOR ISSUANCE OF SHERIFF'S DEED, AND
DENYING DEFENDANT NAIR'S MOTION - 3**

**Law Office of Michael Fulbright
1409 140th Place NE, Suite 102
Bellevue, WA 98007
425-429-6888**

EXHIBIT 2

The Court of Appeals
of the
State of Washington

RICHARD D. JOHNSON,
Court Administrator/Clerk

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

August 25, 2020

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053
jknair@gmail.com

Michael Gene Fulbright
Law Office of Michael Fulbright
1409 140th PI NE Ste 102
Bellevue, WA 98007-3963
mike@fulbrightlegal.com

CASE #: 81754-0-I

Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant

Counsel:

The following notation ruling by Commissioner Masako Kanazawa of the Court was entered on August 21, 2020:

On August 12, 2020, Jayakrishnan Nair filed a notice of appeal without paying the filing fee or providing an order of indigency entered by the trial court. Nor has he filed proof of service of his notice of appeal. By September 7, 2020, Nair shall (1) pay the filing fee or provide an order of indigency entered by the trial court and (2) file proof of service of his notice of appeal. If he fails to do so, this case will be dismissed without further notice of this Court.

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

HCL

EXHIBIT 3

*The Court of Appeals
of the
State of Washington*

RICHARD D. JOHNSON,
Court Administrator/Clerk

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

October 6, 2020

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053
jknair@gmail.com

Michael Gene Fulbright
Law Office of Michael Fulbright
1409 140th PI NE Ste 102
Bellevue, WA 98007-3963
mike@fulbrightlegal.com

CASE #: 81754-0-I

Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant

Counsel:

The following notation ruling by Commissioner Masako Kanazawa of the Court was entered on October 5, 2020:

A designation of clerk's papers and a statement of arrangements remain overdue. This case will be dismissed without further notice of this Court unless appellant files the required documents by October 23, 2020.

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

HCL

EXHIBIT 4

The Court of Appeals
of the
State of Washington

RICHARD D. JOHNSON,
Court Administrator/Clerk

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

November 4, 2020

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053
jknair@gmail.com

Michael Gene Fulbright
Law Office of Michael Fulbright
1409 140th PI NE Ste 102
Bellevue, WA 98007-3963
mike@fulbrightlegal.com

CASE #: 81754-0-1
Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant

Counsel:

The following notation ruling by Commissioner Jennifer Koh of the Court was entered on November 4, 2020:

In order to complete this Court's file, appellant Jayakrishnan Nair is requested to file a copy of his receipt showing payment of the filing fee for this matter on or before November 23, 2020.

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

HCL

EXHIBIT 5

The Court of Appeals
of the
State of Washington

RICHARD D. JOHNSON,
Court Administrator/Clerk

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

December 1, 2020

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053
jknair@gmail.com

Michael Gene Fulbright
Law Office of Michael Fulbright
1409 140th PI NE Ste 102
Bellevue, WA 98007-3963
mike@fulbrightlegal.com

CASE #: 81754-0-1
Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant

Counsel:

The following notation ruling by Commissioner Jennifer Koh of the Court was entered on December 1, 2020, regarding Appellant's Motion to Extend Time to File Receipt for Payment of Filing Fee until December 3, 2020:

Granted.

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

HCL

EXHIBIT 6

The Court of Appeals
of the
State of Washington

RICHARD D. JOHNSON,
Court Administrator/Clerk

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

December 14, 2020

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053
jknair@gmail.com

Michael Gene Fulbright
Law Office of Michael Fulbright
1409 140th PI NE Ste 102
Bellevue, WA 98007-3963
mike@fulbrightlegal.com

CASE #: 81754-0-1

Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant

Counsel:

The following notation ruling by Commissioner Jennifer Koh of the Court was entered on December 14, 2020, regarding the Receipt for the Filing Fee:

On December 3, 2020, Appellant filed a copy of a money order, indicating he intended to pay the filing fee for this matter to the superior court and would file a copy of his receipt to show that payment. By December 31, 2020, Appellant should file proof of payment of the filing fee. The clerk's papers are also overdue. Appellant should contact the superior court and confirm payment for the transfer of clerk's papers to this Court.

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

HCL

EXHIBIT 7

The Court of Appeals
of the
State of Washington

RICHARD D. JOHNSON,
Court Administrator/Clerk

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

January 5, 2021

Jayakrishnan Nair
8646 230th Way NE
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jknair@gmail.com

Michael Gene Fulbright
Law Office of Michael Fulbright
1409 140th PI NE Ste 102
Bellevue, WA 98007-3963
mike@fulbrightlegal.com

CASE #: 81754-0-I
Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant

Counsel:

The following notation ruling by Commissioner Jennifer Koh of the Court was entered on January 5, 2021:

This Court's records indicate that the clerk's papers and verbatim report of proceeding are overdue. Appellant should contact the trial court and confirm that payment for the clerk's papers has been received and that the clerk's papers will be transmitted to this Court. Appellant should also file proof of service of the statement of arrangements on the transcriptionist and should contact the transcriptionist to confirm that the report of proceedings will be filed. Failure to resolve these deficiencies or file a proper motion for extension of time by January 19, 2021 may result in sanctions.

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

HCL

EXHIBIT 8

The Court of Appeals
of the
State of Washington

RICHARD D. JOHNSON,
Court Administrator/Clerk

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

March 11, 2021

Jayakrishnan Nair
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jknair@gmail.com

Michael Gene Fulbright
Law Office of Michael Fulbright
1409 140th PI NE Ste 102
Bellevue, WA 98007-3963
mike@fulbrightlegal.com

CASE #: 81754-0-1
Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant

Counsel:

The following notation ruling by Commissioner Jennifer Koh of the Court was entered on March 11, 2021:

This Court's records indicate that the clerk's papers are long overdue. Appellant Jayakrishnan Nair has not contacted this Court since filing a status report on January 20, 2021 stating that the clerk's papers would be transmitted within 7 days. Nair has not provided any explanation for the ongoing delay. Nair has also failed to file an amended statement of arrangements as directed by ruling entered January 22, 2021. Accordingly, this matter is dismissed as abandoned.

Please be advised a ruling by a Commissioner "is not subject to review by the Supreme Court." RAP 13.3(e)

Should counsel choose to object, RAP 17.7 provides for review of a ruling of the Commissioner. Please note that a "motion to modify the ruling must be served... and filed in the appellate court not later than 30 days after the ruling is filed."

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

HCL

EXHIBIT 9

*The Court of Appeals
of the
State of Washington*

LEA ENNIS,
Court Administrator/Clerk

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

April 19, 2021

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053
jknair@gmail.com

Michael Gene Fulbright
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1409 140th PI NE Ste 102
Bellevue, WA 98007-3963
mike@fulbrightlegal.com

CASE #: 81754-0-1
Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant

Counsel:

The following notation ruling by Commissioner Jennifer Koh of the Court was entered on April 19, 2021:

On April 12, 2021, Appellant Jayakrishman Nair filed a motion to modify my ruling entered March 11, 2021 dismissing this matter as abandoned, along with an amended statement of arrangements indicating that no verbatim report of proceedings would be filed. Based on Nair's description of personal and family incidents that complicated his ability to timely respond to this Court's correspondence, I hereby withdraw my March 11, 2021 ruling. This appeal may proceed. However, the clerk's papers remain overdue. Nair is requested to confirm that the trial court will transmit the clerk's papers. If the clerk's papers are not filed by April 30, 2021, Nair shall file a written statement explaining the delay, no later than May 5, 2021.

Sincerely,



Lea Ennis
Court Administrator/Clerk

HCL

EXHIBIT 10

Form 15

(Replaces Current Form 15)

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON
DIVISION 1

Meadows Home Owners Association,)
v/s) No. 81754-0-I
Jayakrishnan Nair)
\) DESIGNATION OF
CLERKS PAPERS

ELECTRONICALLY FILED
1/19/2021 12:03 PM
Heidi Percy
County Clerk
Snohomish County, WASH
Case Number: 17-2-05181-31

TO THE CLERK OF THE KC SUPERIOR COURT

Please prepare and transmit to the Court of Appeals, Division 1, these files from the docket:

Date	Docket Code	Description	
5/22/2017	SM	Summons	17-2-05181-31 1
5/22/2017	CMP	Complaint	17-2-05181-31 2
5/22/2017	CICS	Case Information Cover Sheet	17-2-05181-31 3
6/6/2017	AFSR	Affidavit/Declaration/Certificate/Confirmation of Service	17-2-05181-31 4
6/7/2017	AFSR	Affidavit/Declaration/Certificate/Confirmation of Service	17-2-05181-31 5
6/15/2017	NTAPR	Notice of Appearance	17-2-05181-31 6
6/15/2017	AFSR	Affidavit/Declaration/Certificate/Confirmation of Service	17-2-05181-31 7
7/6/2017	ORDSL	Order Dismissing Litigant	17-2-05181-31 8
7/19/2017	AF	Affidavit	17-2-05181-31 9
7/19/2017	AFS	Affidavit in Support	17-2-05181-31 10
7/19/2017	MTDFL	Motion for Default	17-2-05181-31 11
7/19/2017	JDDF	Judgment and Decree of Foreclosure	17-2-05181-31 12
9/21/2017	AFSR	Affidavit Declaration Certificate Confirmation of Service	17-2-05181-31 13
9/26/2017	MTAF	Motion and Affidavit Declaration	17-2-05181-31 14
9/26/2017	ORAR	Order Regarding Access to Records	17-2-05181-31 15
10/2/2017	MTDFL	Motion for Default	17-2-05181-31 16

Statement of Arrangements

10/2/2017	JDDF	Judgment and Decree of Foreclosure	17-2-05181-31 17
10/11/2017	WRG	Writ of Garnishment	17-2-05181-31 18
11/14/2017	ANW	Answer to Writ	17-2-05181-31 19
12/18/2017	LTR	Letter	17-2-05181-31 20
12/18/2017	MT	Motion	17-2-05181-31 21
1/19/2018	AFS	Affidavit in Support	17-2-05181-31 22
1/19/2018	JDOAGD	Judgment on Answer of Garnishee Defendant	17-2-05181-31 23
2/8/2018	AFSR	Affidavit Declaration Certificate Confirmation of Service	17-2-05181-31 24
2/8/2018	NTAPR	Notice of Appearance	17-2-05181-31 25
4/3/2018	ORV	Order Vacating	17-2-05181-31 26
4/26/2018	PRC	Praecipe	17-2-05181-31 27
4/26/2018	ORSI	Order of Sale Issue	17-2-05181-31 28
5/14/2018	SHRTOS	Sheriffs Return on Order of Sale	17-2-05181-31 29
5/29/2018	PRC	Praecipe	17-2-05181-31 30
5/29/2018	ORSI	Order of Sale Issue	17-2-05181-31 31
6/21/2018	AFML	Affidavit of Mailing	17-2-05181-31 32
6/21/2018	DCLRM	Declaration of Mailing	17-2-05181-31 33
7/27/2018	MTSC	Motion for Order to Show Cause	17-2-05181-31 34
7/27/2018	AFS	Affidavit in Support	17-2-05181-31 35
7/27/2018	ORTSC	Order to Show Cause	17-2-05181-31 36
8/3/2018	NTC	Note for Calendar	17-2-05181-31 37
8/3/2018	SHRTOS	Sheriffs Return on Order of Sale	17-2-05181-31 38
8/3/2018	NT	Notice	17-2-05181-31 39
8/10/2018	RSP	Response	17-2-05181-31 40

8/10/2018	AFS	Affidavit in Support	17-2-05181-31 41
8/10/2018	AF	Affidavit	17-2-05181-31 42
8/10/2018	DCLRM	Declaration of Mailing	17-2-05181-31 43
8/14/2018	MTHRG	Motion Hearing	17-2-05181-31 44
8/14/2018	ORDYMT	Order Denying Motion Petition	17-2-05181-31 45
8/14/2018	MT	Motion	17-2-05181-31 46
8/14/2018	NTC	Note for Calendar	17-2-05181-31 47
8/16/2018	DCLRM	Declaration of Mailing	17-2-05181-31 48
8/16/2018	MT	Motion	17-2-05181-31 49
8/16/2018	NTC	Note for Calendar	17-2-05181-31 50
8/17/2018	DCLRM	Declaration of Mailing	17-2-05181-31 51
8/17/2018	AFS	Affidavit in Support	17-2-05181-31 52
8/22/2018	CHMIN	Court Hearing Minutes	17-2-05181-31 53
8/23/2018	MTST	Motion to Shorten Time	17-2-05181-31 54
8/23/2018	AT	Attachment	17-2-05181-31 55
8/23/2018	DCLR	Declaration Affidavit	17-2-05181-31 56
8/23/2018	ORDYMT	Order Denying Motion Petition	17-2-05181-31 57
8/28/2018	MTHRG	Motion Hearing	17-2-05181-31 58
8/28/2018	ORCFS	Order Confirming Sale	17-2-05181-31 59
8/28/2018	OR	Order	17-2-05181-31 60
8/31/2018	LTR	Letter	17-2-05181-31 61
9/5/2018	RCP	Receipts	17-2-05181-31 62
9/7/2018	MTRC	Motion for Reconsideration	17-2-05181-31 63
9/7/2018	AT	Attachment	17-2-05181-31 64

9/7/2018	PROR	Proposed Order Findings	17-2-05181-31 65
9/7/2018	NTC	Note for Calendar	17-2-05181-31 66
9/18/2018	AFSR	Affidavit Declaration Certificate Confirmation of Service	17-2-05181-31 67
9/18/2018	MTHRG	Motion Hearing	17-2-05181-31 68
7/30/2019	AFSR	Affidavit Declaration Certificate Confirmation of Service	17-2-05181-31 69
7/30/2019	MT	Motion	17-2-05181-31 70
7/30/2019	MT	Motion	17-2-05181-31 71
7/30/2019	DCLR	Declaration Affidavit	17-2-05181-31 72
7/30/2019	PROR	Proposed Order Findings	17-2-05181-31 73
7/30/2019	NTMDLF	Note for Motion Docket Late Filing	17-2-05181-31 74
8/1/2019	AFML	Affidavit of Mailing	17-2-05181-31 75
8/1/2019	MT	Motion	17-2-05181-31 76
8/1/2019	DCLR	Declaration Affidavit	17-2-05181-31 77
8/1/2019	MT	Motion	17-2-05181-31 78
8/1/2019	ORDYMT	Order Denying Motion Petition	17-2-05181-31 79
8/1/2019	NTMDLF	Note for Motion Docket Late Filing	17-2-05181-31 80
8/2/2019	MT	Motion	17-2-05181-31 81
8/2/2019	DCLR	Declaration Affidavit	17-2-05181-31 82
8/2/2019	MT	Motion	17-2-05181-31 83
8/2/2019	DCLR	Declaration Affidavit	17-2-05181-31 84
8/2/2019	PROR	Proposed Order Findings	17-2-05181-31 85
8/2/2019	RTS	Return of Service	17-2-05181-31 86
8/2/2019	NTC	Note for Calendar	17-2-05181-31 87
8/2/2019	NTAPR	Notice of Appearance	17-2-05181-31 88

8/5/2019	MT	Motion	17-2-05181-31 89
8/5/2019	NT	Notice	17-2-05181-31 90
8/5/2019	NTC	Note for Calendar	17-2-05181-31 91
8/5/2019	RTS	Return of Service	17-2-05181-31 92
8/6/2019	AFSRML	Affidavit of Service by Mail	17-2-05181-31 93
8/9/2019	AFSR	Affidavit Declaration Certificate Confirmation of Service	17-2-05181-31 94
8/9/2019	RSP	Response	17-2-05181-31 95
8/9/2019	TMO	Temporary Order	17-2-05181-31 96
8/9/2019	CHMIN	Court Hearing Minutes	17-2-05181-31 97
8/12/2019	NTC	Note for Calendar	17-2-05181-31 98
8/13/2019	CHMIN	Court Hearing Minutes	17-2-05181-31 99
8/26/2019	AFSR	Affidavit Declaration Certificate Confirmation of Service	17-2-05181-31 100
8/26/2019	AFSR	Affidavit Declaration Certificate Confirmation of Service	17-2-05181-31 101
8/26/2019	MT	Motion	17-2-05181-31 102
8/26/2019	DCLR	Declaration Affidavit	17-2-05181-31 103
8/26/2019	DCLR	Declaration Affidavit	17-2-05181-31 104
8/26/2019	NTC	Note for Calendar	17-2-05181-31 105
4/7/2020	CP	Copy	17-2-05181-31 106
5/29/2020	MTAF	Motion and Affidavit Declaration	17-2-05181-31 107
5/29/2020	DCLR	Declaration Affidavit	17-2-05181-31 108
5/29/2020	NTC	Note for Calendar	17-2-05181-31 109
6/23/2020	MTCM	Motion to Compel	17-2-05181-31 110
6/23/2020	NTC	Note for Calendar	17-2-05181-31 111
6/30/2020	RSP	Response	17-2-05181-31 112

6/30/2020	MTHRG	Motion Hearing	17-2-05181-31 113
7/13/2020	ORDYMT	Order Denying Motion Petition	17-2-05181-31 114
7/24/2020	NTC	Note for Calendar	17-2-05181-31 115
7/29/2020	DCLRM	Declaration of Mailing	17-2-05181-31 116
7/29/2020	MTHRG	Motion Hearing	17-2-05181-31 117
7/29/2020	LTR	Letter	17-2-05181-31 118
7/29/2020	ORSK	Order Striking	17-2-05181-31 119
7/30/2020	MTRC	Motion for Reconsideration	17-2-05181-31 120
8/4/2020	RSP	Response	17-2-05181-31 121
8/4/2020	MTCM	Motion to Compel	17-2-05181-31 122
8/4/2020	PROR	Proposed Order Findings	17-2-05181-31 123
8/4/2020	NTMDLF	Note for Motion Docket Late Filing	17-2-05181-31 124
8/12/2020	NTC	Note for Calendar	17-2-05181-31 125
8/12/2020	NACA	Notice of Appeal to Court of Appeals	17-2-05181-31 126
8/14/2020	IRLC	Transmittal Letter Copy Filed	17-2-05181-31 127
8/17/2020	RSP	Response	17-2-05181-31 128
8/19/2020	MTHRG	Motion Hearing	17-2-05181-31 129
8/20/2020	ORMRC	Order on Motion for Reconsideration	17-2-05181-31 130



Jayakrishnan Nair,
Pro Se Appellant

October 19 2020

8646 230th Way NE
Redmond WA 98053
(201) 205 7500

Statement of Arrangements

EXHIBIT 11

The Court of Appeals
of the
State of Washington

LEA ENNIS,
Court Administrator/Clerk

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

June 28, 2021

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053
jknair@gmail.com

Michael Gene Fulbright
Law Office of Michael Fulbright
1409 140th PI NE Ste 102
Bellevue, WA 98007-3963
mike@fulbrightlegal.com

CASE #: 81754-0-1
Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant

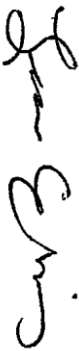
Counsel:

The following notation ruling by Commissioner Jennifer Koh of the Court was entered on June 25, 2021, regarding Appellant's Motion for Change of Venue:

Appellant Jayakrishnan Nair has filed a motion for a change of venue to Division II, claiming that he does not believe that the judges of Division I will decide his cases without “racial prejudice.” Although he cites no rule or statute authorizing the relief he requests, this Court views the “elementary considerations of fairness” to “require careful consideration of a request for recusal” of an appellate judge, if not an entire division of an appellate court. *State v. Carlson*, 66 Wn. App. 909, 916-17, 833 P.2d 463 (1992). Even so, a litigant before this Court “cannot wait until he has received an adverse ruling” to request recusal or rely on arguments or facts that would not cause a “judge’s impartiality to be reasonably questioned” by “a reasonably prudent and disinterested person.” *Id.* at 912, 917, 919. In his motion, Nair describes circumstances leading him to believe that previous decisions of this Court in his cases were the result of “systemic racism, nepotism, xenophobia, incompetence and possibly even shameless corruption.” But, Nair describes his general perceptions and does not identify facts suggesting that the impartiality of any specific judge of this Court could be reasonably questioned. Instead, it appears that Nair relies solely on the fact that the outcomes of previous appellate proceedings were adverse to his interests. Because Nair’s general perception of bias and disagreement with the outcomes of previous cases cannot override this Court’s obligation to decide the cases before it according to the Rules of Appellate Procedure and relevant legal authority, his motion is denied.

Nair's opening brief has been overdue since June 3, 2021. Nair should file the brief or a proper motion for extension of time by July 16, 2021.

Sincerely,

A handwritten signature in black ink, appearing to read "Lea Ennis". The signature is written in a cursive, flowing style.

Lea Ennis
Court Administrator/Clerk

HCL

EXHIBIT 12

*The Court of Appeals
of the
State of Washington*

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

LEA ENNIS
Court Administrator/Clerk

July 22, 2021

Michael Gene Fulbright
Law Office of Michael Fulbright
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mike@fulbrightlegal.com

Jayakrishnan Nair
8646 230th Way Ne
Redmond, WA 98053
jknair@gmail.com

Case #: 817540
Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant
Snohomish County Superior Court No. 17-2-05181-9

Counsel:

The following notation ruling by Commissioner Masako Kanazawa of the Court was entered on July 22, 2021, regarding the Appellant's Motion to Extend Time and Respondent's Motion to Dismiss:

According to my ruling of June 25, 2021, Appellant Jayakrishnan Nair's opening brief was due on July 16, 2021. On July 7, 2021, Respondent Meadows Home Owners Association filed a motion to dismiss this case if Nair does not file the brief by July 16, 2021. On July 19 and 20, Nair filed letters indicating that his brief was nearly complete but he was having technical difficulties in finishing and filing it. On July 21, 2021, Nair filed a motion to extend the time for filing the brief until July 23, 2021. As it appears that Nair will be filing his brief within a week of the latest due date, the Association's motion to dismiss is hereby denied. Nair's motion to extend the time for filing to July 23, 2021 is granted. However, if Nair fails to file the brief by July 23, 2021, sanctions may be imposed without further notice.

Sincerely,



Lea Ennis
Court Administrator/Clerk

hcl

EXHIBIT 13

JAYAKRISHNAN NAIR - FILING PRO SE

July 26, 2021 - 6:37 AM

Transmittal Information

Filed with Court: Court of Appeals Division I
Appellate Court Case Number: 81754-0
Appellate Court Case Title: Meadows Home Owners Association, Respondent v. Jayakrishnan Nair, Appellant
Superior Court Case Number: 17-2-05181-9

The following documents have been uploaded:

- 817540_Briefs_20210726063345D1616732_3053.pdf
This File Contains:
Briefs - Appellants
The Original File Name was Krishna.pdf

A copy of the uploaded files will be sent to:

- mike@fulbrightlegal.com

Comments:

Sender Name: JAYAKRISHNAN NAIR - Email: JKNAIR9@GMAIL.COM
Address:
8646 230TH WAY NE
Suite, Apt, Bldg, or Other
Redmond, WA, 98053
Phone: (347) 746-2470

Note: The Filing Id is 20210726063345D1616732

EXHIBIT 14

*The Court of Appeals
of the
State of Washington*

LEA ENNIS
Court Administrator/Clerk

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October 15, 2021

Michael Gene Fulbright
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8646 230th Way Ne
Redmond, WA 98053
jknair@gmail.com

Case #: 817540
Joyous Investments, LLC, Respondent v. Jayakrishnan Nair, Appellant
Snohomish County Superior Court 17-2-05181-9

Counsel:

The following notation ruling by Commissioner Ennis, Lea of the Court was entered on October 14, 2021, regarding Appellant's Motion for Extension of Time to File Appellant Reply Brief:

Appellant's reply brief was due September 17, 2021. A motion to extend time to file was filed on October 7, 2021 indicating the appellant has hired counsel who will need "at least a few days". The motion is granted to November 8, 2021. No further extensions should be anticipated.

Sincerely,



Lea Ennis
Court Administrator/Clerk

law

EXHIBIT 15

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

THE MEADOWS OWNERS	)	No. 81754-0-I
ASSOCIATION, a Washington non-profit)	
corporation,	)	DIVISION ONE
)	
Plaintiff,	)	UNPUBLISHED OPINION
)	
v.)	
)	
JAYAKRISHNAN K. NAIR, and JANE OR)	
JOHN DOES NAIR, spouses or registered)	
domestic partners and the marital)	
community composed thereof;)	
WILMINGTON SAVINGS FUND SOCIETY)	
FSB, D/B/A CHRISTIANA TRUST, NOT)	
INDIVIDUALLY BUT AS TRUSTEE FOR)	
PREMIUM MORTGAGE ACQUISITION)	
TRUST, a Delaware corporation; and)	
FIRST TECH CREDIT UNION,)	
)	
Appellants,)	
)	
JOYOUS INVESTMENTS, LLC,)	
)	
Respondent.)	
)	

HAZELRIGG, J. — Jayakrishnan K. Nair appeals from the denial of his motion for reconsideration of an order confirming the sheriff’s sale of a foreclosed property and to vacate a default judgment against him in the foreclosure proceeding. He alleges that the superior court violated his procedural due process rights and his right to represent himself pro se by disallowing a late-filed motion and denying his oral motion to continue. He also alleges he is entitled to equitable tolling of the

redemption period and that his tender of \$1,000 was adequate to redeem his property. Because Nair fails to adequately allege any error, we affirm the superior court.

FACTS

In May 2017, The Meadows Owners Association (Meadows)¹ filed a complaint for lien foreclosure based on nonpayment of fees for a condominium unit in Snohomish County. Meadows obtained a default judgment against Jayakrishnan Nair and proceeded with a sheriff's sale. Joyous Investments, LLC, (Joyous) purchased the unit at the sale. After the redemption period expired, Joyous moved to confirm the sheriff's sale and issue the deed, which was so ordered by the trial court on August 28, 2018. Nair then moved for reconsideration and to vacate the default judgment, which was denied. Nair timely appealed.

ANALYSIS

I. Scope of Appeal

We first note the scope of the appeal before us. A party may appeal only from a final judgment in an action or proceeding, including an order on a motion to vacate a judgment and final orders after judgments that impact a substantial right. RAP 2.2(a)(1), (10), (13). A party has 30 days to file a notice of appeal. RAP 5.2(a). An appellate court will only extend this time in "extraordinary circumstances" to "prevent a gross miscarriage of justice." RAP 18.8(b). While

¹ Meadows has not filed a brief or otherwise participated in this appeal. Joyous states in its brief that because Meadows was paid in full after the sheriff's sale, Meadows is not impacted by any of the issues.

Nair emphasizes that he appears pro se, we hold a pro se litigant to the same procedural rules as an attorney. In re Martin, 154 Wn. App. 252, 265, 223 P.3d 1221 (2009).

On August 14, 2018, Nair filed a motion objecting to the sheriff's sale, requesting that the sale be vacated. The trial court denied his motion that same day.² Nair filed a motion for reconsideration and to vacate the default judgment on September 7, 2018. It was also denied.³ The time for Nair to appeal those decisions has long passed, and he has failed to identify any extraordinary circumstances that would compel us to extend the time to appeal. As such, we decline to reach the issue of whether the sale should be set aside on equitable grounds.

Nair also asks this court to determine whether Joyous committed a federal crime. He does not tie this assignment of error to a particular decision of the trial court, does not provide any citations to the record in support of this claim, and fails to provide any legal authority in support of this issue. See RAP 2.2(a), 10.3(a)(6). This question is beyond the scope of this court and we decline to reach it.

Accordingly, our review is limited to Nair's due process challenge, the issue of equitable tolling of the redemption period, and the determination as to the adequacy of his tender for redemption.

² The trial court also sanctioned Nair under CR 11 "for engaging in vexatious litigation."

³ Although the order was not transmitted to this court, both parties appear to agree in their briefing that Nair filed a motion for reconsideration, which was denied.

II. Due Process Challenge

Nair argues he was deprived of an opportunity to be heard and to represent himself because the trial court disallowed his Interim Response to Motion for Vacating Restraining Order and Issuance of Sheriff's Deed, and denied his oral motion to continue.

We review constitutional challenges de novo. Hale v. Wellpinit Sch. Dist. No. 49, 165 Wn.2d 494, 503, 198 P.3d 1021 (2009). We review a decision denying a motion to continue for an abuse of discretion, reversing only if the decision is "exercised on untenable grounds or reasons." Wood v. Milionis Constr., Inc., 198 Wn.2d 105, 133, 492 P.3d 813 (2021).

RAP 10.3(a)(6) requires an appellant in their brief to include the argument in support of the issue "with citations to legal authority and references to relevant parts of the record." While we construe the Rules of Appellate Procedure liberally, we also hold a pro se litigant to the same procedural rules as an attorney. RAP 1.2(a); Martin, 154 Wn. App. at 265.

This court "will not consider an inadequately briefed argument." Norcon Builders, LLC v. GMP Homes VG, LLC, 161 Wn. App. 474, 486, 254 P.3d 835 (2011); see also Cowiche Canyon Conservancy v. Bosley, 118 Wn.2d 801, 809, 828 P.2d 549 (1992) (court would not consider arguments unsupported by reference to the record or citation of authority); see also Orwick v. City of Seattle, 103 Wn.2d 249, 256, 692 P.2d 793 (1984) ("It is not the function of trial or appellate courts to do counsel's thinking and briefing.").

Nair neglects to do more than cast bare allegations of constitutional and civil rights violations by the trial court. He cites only the Fourteenth Amendment to the United States Constitution, article 1, section 3 of the Washington State Constitution, and section 1654 of Title XXVIII of the United States Code. He fails to lay out the test for procedural due process, to apply law to any facts, and to provide citations to the record in support of his allegations.

Additionally, the trial court was acting pursuant to its discretion under the Snohomish County Local Court Rules, which state “[a]ny material offered at a time later than required by this rule may be stricken by the court and not considered.” SNOHOMISH COUNTY SUPER. CT. LOCAL CIV. R. 7(c). Nair’s motion was filed June 30, 2020 at 10:59 a.m. The hearing during which the judge disallowed Nair’s motion was conducted on June 30, 2020 and docketed at 9:30 a.m. The judge was permitted by the local court rules to disallow any late material, and Nair fails to adequately brief any constitutional challenge to that decision. As such, his argument fails.

Nair likewise fails to make any legal or factual argument regarding the denial of his motion to continue. Without more, we cannot say the trial court abused its discretion in denying the oral motion to continue or violated Nair’s due process rights in doing so.

III. Redemption

Nair next argues he is entitled to equitable tolling of the redemption period because Joyous grossly exaggerated the redemption amount and that his tender of \$1,000 was adequate to redeem before the redemption period expired.

Redemption of real property from sale is controlled by Chapter 6.23 RCW. We interpret a statute de novo. Dep't. of Ecology v. Campbell & Gwinn, LLC., 146 Wn.2d 1, 9, 43 P.3d 4 (2002).

A. Equitable Tolling

Absent an exception, a judgment debtor has 12 months from the date of the sheriff's sale to redeem the property. RCW 6.23.020(1). One such exception equitably tolls the redemption period "when the redemptioner in possession submits a grossly exaggerated statement of the sum required to redeem" such that the judgment debtor "cannot with due diligence ascertain the sum required to redeem within the time remaining." Millay v. Cam, 135 Wn.2d 193, 206, 955 P.2d 791 (1998).

In support of this assignment of error, Nair offers only his bare allegations as to fraud. He asserts that Joyous was not required to pay off a prior deed of trust and should not have, that the interest rate was incorrect, and that Joyous collected more rent than it reported. We agree with Joyous that nothing in RCW 6.23.020(2)(c) required it to pay the senior lien in a particular way to benefit Nair. Nair provides no support to counter Joyous's contention that its only option to stop the trustee's sale for the senior lien was to pay it in full. Joyous, in contrast, provided sworn declarations and accountings about the amounts paid and rents collected during the redemption period.

Joyous correctly asserts that RCW 6.23.020(2) allows a purchaser to collect "[t]he amount of the bid, with interest thereon at the rate provided in the judgment to the time of redemption." (Emphasis added). The July 19, 2017

Order of Default provided a 12 percent annual interest rate. RCW 6.23.090(1) allows a purchaser to obtain insurance for the property, and the clerk's minutes for the hearing suggest that the trial court found Joyous had to pay to insure the property.⁴ Nair provides no basis for his assertion that this interest rate or the insurance expenses contravened any law apart from his own bare allegations of misconduct.

Finally, Nair alleges Joyous collected more rents than they reported, claiming the home could have been rented at \$1,500 per room per month, based on his own calculations. He offers no legal authority supporting the contention that Joyous as purchaser was required to rent the unit at all, let alone for a particular amount or following a particular business model like the one he offers. Given that Nair had a year to redeem the unit, it was reasonable for Joyous to continue renting to the current tenant. There is nothing about the rental income that suggests a gross exaggeration in Joyous's reporting.

Because Nair has failed to support any of his allegations with law or fact, we affirm the trial court's confirmation of the sheriff's sale to Joyous.

B. Adequate Tender

Nair next argues his tender of \$1,000 on August 5, 2019, was sufficient to redeem or toll the expiration of the redemption period. His argument that this tender was sufficient rests entirely on his allegations of gross exaggeration of expenses and rents, which are unsupported in fact or law. As such, his tender

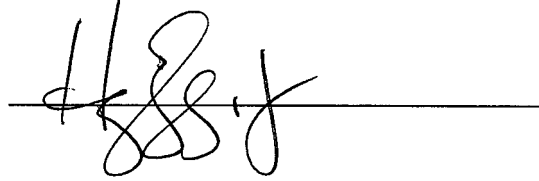
⁴ The hearing was not recorded and no written order was transmitted to this court. The parties submitted clerk's minutes generated at the hearing which contain the court clerk's written summary of the proceeding, but nothing more.

No. 81754-0-1/8

of \$1,000 was inadequate compared to the \$339,823.02 required by statute.

RCW 6.23.020(2).

Finding no error in the trial court's rulings, we affirm.

A handwritten signature in black ink, appearing to be "H. E. J.", written over a horizontal line.

WE CONCUR:

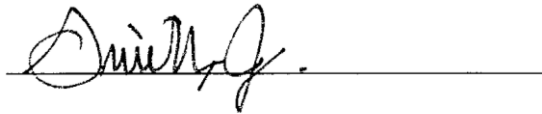
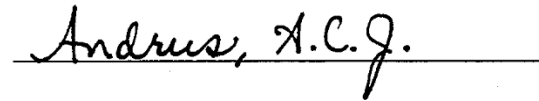
A handwritten signature in black ink, appearing to be "Smith, J.", written over a horizontal line.A handwritten signature in black ink, appearing to be "Andrus, A.C.J.", written over a horizontal line.

EXHIBIT 16

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

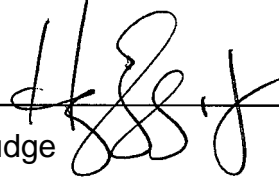
THE MEADOWS OWNERS	)	No. 81754-0-I
ASSOCIATION, a Washington non-profit)	
corporation,	)	DIVISION ONE
)	
Plaintiff,	)	ORDER DENYING MOTION
	)	FOR RECONSIDERATION
v.)	
)	
JAYAKRISHNAN K. NAIR, and JANE OR)	
JOHN DOES NAIR, spouses or registered)	
domestic partners and the marital)	
community composed thereof,)	
)	
Appellants,)	
)	
JOYOUS INVESTMENTS, LLC,)	
)	
Respondent,)	
)	
WILMINGTON SAVINGS FUND SOCIETY)	
FSB, D/B/A CHRISTIANA TRUST, NOT)	
INDIVIDUALLY BUT AS TRUSTEE FOR)	
PREMIUM MORTGAGE ACQUISITION)	
TRUST, a Delaware corporation; and)	
FIRST TECH CREDIT UNION,)	
)	
Defendants.)	

The appellant, Jayakrishnan K. Nair, filed a motion for reconsideration of the opinion filed on January 24, 2022. A majority of the panel has determined that the motion should be denied; now, therefore, it is hereby

No. 81754-0-1/2

ORDERED that the motion for reconsideration be, and the same is,
hereby denied.

For the Court:



Judge

EXHIBIT 17

FILED
SUPREME COURT
STATE OF WASHINGTON
3/30/2022 4:00 PM
BY ERIN L. LENNON
CLERK

In the
Supreme Court for the
State of Washington

NO. _____

JOYOUS INVESTMENTS LLC, RESPONDENT V. JAYAKRISHNAN NAIR, APPELLANT

(Court of Appeals- 81754-0-I)

PETITIONERS:
JAYAKRISHNAN NAIR

PETITION FOR REVIEW

Petitioners appearing Pro Se.

U.S. Mailing Address:
8646 230th Way NE Redmond WA 98053
jknair@gmail.com
(425) 470 3990

DATED: 03/30/2022

JAYAKRISHNAN NAIR - FILING PRO SE

March 30, 2022 - 4:00 PM

Filing Petition for Review

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: Case Initiation
Appellate Court Case Title: Joyous Investments, LLC, Respondent v. Jayakrishnan Nair, Appellant (817540)

The following documents have been uploaded:

- PRV_Petition_for_Review_20220330155956SC748186_1627.pdf
This File Contains:
Petition for Review
The Original File Name was Supreme_PRV.pdf

A copy of the uploaded files will be sent to:

- mike@fulbrightlegal.com

Comments:

Sender Name: JAYAKRISHNAN NAIR - Email: JKNAIR9@GMAIL.COM
Address:
8646 230TH WAY NE
Suite, Apt, Bldg, or Other
Redmond, WA, 98053
Phone: (347) 746-2470

Note: The Filing Id is 20220330155956SC748186

EXHIBIT 18

THE SUPREME COURT

STATE OF WASHINGTON

ERIN L. LENNON
SUPREME COURT CLERK

SARAH R. PENDLETON
DEPUTY CLERK/
CHIEF STAFF ATTORNEY



TEMPLE OF JUSTICE

P.O. BOX 40929
OLYMPIA, WA 98504-0929

(360) 357-2077
e-mail: supreme@courts.wa.gov
www.courts.wa.gov

April 11, 2022

LETTER SENT BY E-MAIL ONLY

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053

Michael Gene Fulbright
Law Office of Michael Fulbright
1420 NW Gilman Blvd, Suite 2
Issaquah, WA 98027-5333

Hon. Lea Ennis, Clerk
Court of Appeals, Division I
600 University Street
One Union Square
Seattle, WA 98101-1176

Re: Supreme Court No. 100783-3 - Joyous Investments, LLC v. Jayakrishnan Nair
Court of Appeals No. 81754-0-I

Clerk, Counsel and Mr. Nair:

On March 30, 2022, this Court received a one-page document from Mr. Nair entitled "PETITION FOR REVIEW". The \$200 filing fee was received on April 11, 2022. The filing has been assigned the Supreme Court cause number indicated above.

Mr. Nair reported that he is having trouble with the portal, which is why he only submitted a one-page cover sheet instead of a full petition for review. If Mr. Nair wishes to proceed with this case, he needs to file a full petition for review and a motion for extension of time by April 14, 2022. If he was having trouble with the portal, he may file via email to supreme@courts.wa.gov, copying the Respondent. Failure to serve and file a proper petition for review and a motion for extension of time by April 14, 2022, will result in the dismissal of this matter for failure to file a timely petition for review.

Counsel for Respondent is advised that upon receipt of the proper petition for review and a motion for extension of time, a due date will be established for the filing of any answer to petition for review and motion for extension of time.

The parties are referred to the provisions of General Rule 31(e) regarding the requirement to omit certain personal identifiers from all documents filed in this court. This rule provides that parties "shall not include, and if present shall redact" social security numbers, financial account

numbers and driver's license numbers. As indicated in the rule, the responsibility for redacting the personal identifiers rests solely with counsel and the parties. The Clerk's Office does not review documents for compliance with the rule. Because briefs and other documents in cases that are not sealed may be made available to the public on the court's internet website, or viewed in our office, it is imperative that such personal identifiers not be included in filed documents.

The parties are advised that future correspondence from this Court regarding this matter will most likely only be sent by an e-mail attachment, not by regular mail. For attorneys, this office uses the e-mail address that appears on the Washington State Bar Association lawyer directory. Counsel are responsible for maintaining a current business-related e-mail address in that directory. For the Petitioner, this Court has an e-mail address of jknair@gmail.com. If this e-mail address is incorrect or changed, the Petitioner should immediately advise this Court in writing.

Sincerely,

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

Erin L. Lennon
Supreme Court Clerk

ELL:bw

EXHIBIT 19

THE SUPREME COURT

STATE OF WASHINGTON



ERIN L. LENNON
SUPREME COURT CLERK

SARAH R. PENDLETON
DEPUTY CLERK/
CHIEF STAFF ATTORNEY

TEMPLE OF JUSTICE

P.O. BOX 40929
OLYMPIA, WA 98504-0929

(360) 357-2077
e-mail: supreme@courts.wa.gov
www.courts.wa.gov

April 18, 2022

LETTER SENT BY E-MAIL ONLY

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053

Michael Gene Fulbright
Law Office of Michael Fulbright
1420 NW Gilman Blvd, Suite 2
Issaquah, WA 98027-5333

Re: Supreme Court No. 100783-3 – Joyous Investments, LLC v. Jayakrishnan Nair
Court of Appeals No. 81754-0-I

Counsel and Mr. Nair:

By letter dated April 11, 2022, Petitioner Mr. Nair was advised that a motion for extension of time to file a petition for review and full petition for review should be served and filed in this Court by April 14, 2022. On April 15, 2022, an untimely petition for review was received from Mr. Nair but no motion for extension of time was filed. Therefore, I have set this matter on my Deputy Clerk's May 12, 2022, Motion Calendar to consider a Clerk's motion to dismiss this matter for failure to comply with the requirements in the Rules of Appellate Procedure. See RAP 18.8 and 18.9.

Sincerely,

Sarah R. Pendleton
Supreme Court Deputy Clerk

SRP:jm

EXHIBIT 20

THE SUPREME COURT
STATE OF WASHINGTON

ERIN L. LENNON
SUPREME COURT CLERK

SARAH R. PENDLETON
DEPUTY CLERK/
CHIEF STAFF ATTORNEY



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May 12, 2022

LETTER SENT BY E-MAIL ONLY

Jayakrishnan Nair
8646 230th Way NE
Redmond, WA 98053

Michael Gene Fulbright
Law Office of Michael Fulbright
1420 NW Gilman Blvd, Suite 2
Issaquah, WA 98027-5333

Re: Supreme Court No. 100783-3 - Joyous Investments, LLC v. Jayakrishnan Nair
Court of Appeals No. 81754-0-I

Counsel and Mr. Nair:

On May 12, 2022, the Court received Mr. Nair's "MOTION FOR EXTENSION OF TIME." Therefore, the Clerk's motion to dismiss is stricken from my Deputy Clerk's May 12, 2022, Motion Calendar.

Any answer to the petition for review or motion for extension of time should be served and filed by **June 13, 2022**. The parties are directed to review the provisions set forth in RAP 13.4(d) regarding the filing of any reply to an answer to the petition for review. Any reply to the answer to the motion for extension of time should be served and filed by **June 24, 2022**.

The motion for extension of time will be set for consideration without oral argument by a Department of the Court at the same time it considers the petition for review; see RAP 13.4(i). It is noted that the Court will only consider the petition for review if it first grants the motion for extension of time. 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.

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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 "Sarah R. Pendleton". The signature is fluid and cursive, with the first name "Sarah" being the most prominent.

Sarah R. Pendleton
Supreme Court Deputy Clerk

SRP:ejn

LAW OFFICE OF MICHAEL FULBRIGHT

June 10, 2022 - 3:40 PM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 100,783-3
Appellate Court Case Title: Joyous Investments, LLC v. Jayakrishnan Nair
Superior Court Case Number: 17-2-05181-9

The following documents have been uploaded:

- 1007833_Answer_Reply_20220610153614SC567435_3241.pdf
This File Contains:
Answer/Reply - Answer to Motion
The Original File Name was Answer to Appellants Motion to Extend.pdf

A copy of the uploaded files will be sent to:

- jknair@gmail.com

Comments:

Sender Name: Michael Fulbright - Email: mike@fulbrightlegal.com
Address:
1420 NW GILMAN BLVD STE 2
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Phone: 425-829-4579

Note: The Filing Id is 20220610153614SC567435