

FILED
SUPREME COURT
STATE OF WASHINGTON
10/26/2023 3:48 PM
BY ERIN L. LENNON
CLERK

No. 102373-1

SUPREME COURT
OF THE STATE OF WASHINGTON

In re the Marriage of:

DONNA M. COCHENER

Respondent,

and

CHRISTIAN T.
METCALFE,

Petitioner.

MOTION TO STRIKE
PETITIONER'S REPLY
RE: PETITION FOR
REVIEW

Respondent Donna Cochener asks this Court to strike petitioner Christian Metcalfe's Reply re: Petition for Review. The rules do not allow for a reply *unless* "the answering party seeks review of issues not raised in the petition for review." RAP 13.4(d). Respondent did not seek

review of any issues in her answer thus petitioner is not entitled to file a reply. This Court should strike the reply.

This motion is submitted for consideration without oral argument.

I certify that this motion is in 14-point Georgia font and contains 76 words, in compliance with the Rules of Appellate Procedure. RAP 18.17(b).

DATED this 26th day of October, 2023.

,SMITH GOODFRIEND, P.S.

By: /s/ Valerie A. Villacin
Valerie A. Villacin
WSBA No. 34515

1619 8th Avenue North
Seattle, WA 98109-3007
(206) 624-0974

Attorneys for Respondent

DECLARATION OF SERVICE

The undersigned declares under penalty of perjury, under the laws of the State of Washington, that the following is true and correct:

That on October 26, 2023, I arranged for service of the foregoing Motion to Strike Petitioner's Reply Re: Petition for Review, to the court and to the parties to this action as follows:

Office of Clerk Washington Supreme Court Temple of Justice P.O. Box 40929 Olympia, WA 98504-0929	<input type="checkbox"/> Facsimile <input type="checkbox"/> Messenger <input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> E-File
Hillary J. Collyer Lasher Holzapfel Sperry & Ebberson PLLC 601 Union Street, Suite 2600 Seattle, WA 98101-2302 collyer@lasher.com	<input type="checkbox"/> Facsimile <input type="checkbox"/> Messenger <input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> E-Mail
Sharon J. Blackford Sharon Blackford PLLC 600 Stewart St Ste 400 Seattle, WA 98101-1217 sharon@washingtonappellatelaw.com	<input type="checkbox"/> Facsimile <input type="checkbox"/> Messenger <input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> E-Mail

Asti Gallina Riverside Law Group 905 W Riverside Avenue, Suite 404 Spokane, WA 99201 amg@riverside-law.com	<input type="checkbox"/> Facsimile <input type="checkbox"/> Messenger <input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> E-Mail
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DATED at Everett, Washington this 26th day of
October, 2023.

/s/ Victoria K. Vigoren
Victoria K. Vigoren

SMITH GOODFRIEND, PS

October 26, 2023 - 3:48 PM

Transmittal Information

Filed with Court: Supreme Court

Appellate Court Case Number: 102,373-1

Appellate Court Case Title: In the Matter of the Marriage of: Donna M. Cochener and Christian T. Metcalfe

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