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SUPREME COURT
STATE OF WASHINGTON
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No. 92223-3

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IN THE SUPREME COURT
OF THE STATE OF WASHINGTON

STEPHEN P. ADAMS and JANE DOE
ADAMS, et al., Respondents

v.

LEWIS RUDOLPH; MORGAN, FAMILY AND
ESTATE, Petitioners

RESPONDENTS' ANSWER TO PETITION FOR REVIEW BY
THE SUPREME COURT OF WASHINGTON

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 ORIGINAL

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RAP 13.4.....1, 2, 3

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IDENTITY OF RESPONDENTS

Respondents Steven P. Adams and Christie L. Adams, husband and wife are the Respondents at the Court of Appeals and Defendants at trial.

COURT OF APPEALS DECISION

The Court of Appeals in Case No. 326098, issued its unpublished opinion on July 30, 2015 affirming the Trial Court's dismissal of Petitioners' Complaint and granting Adams reasonable costs and attorney fees incurred in the appeal. Respondents Steven P. Adams and Christie L. Adams do not seek review of these decisions, but instead request this Court to deny the Petition for Review

ISSUES PRESENTED FOR REVIEW

Respondents request the Petition for Review be denied due to the Petitioner's failure to comply with RAP 13.4.

STATEMENT OF THE CASE

Respondents adopt the statement of facts as set forth in the Court of Appeals Unpublished Opinion filed July 30, 2015.

ARGUMENT WHY REVIEW SHOULD NOT BE ACCEPTED

1. The Petition Does Not Articulate Any of The Basis Set Forth In RAP 13.4(b) to Justify Discretionary Review.

A Petition is granted within the discretion of this Court only:

1. If the decision of the Court of Appeals is in conflict with a decision of the Supreme Court; or
2. If the decision of the Court of Appeals is in conflict with another decision of the Court of Appeals; or
3. If a significant question of law under the Constitution of the State of Washington or of the United States is involved; or
4. If the petition involves an issue of substantial public interest that should be determined by the Supreme Court.

RAP 13.4(b).

As noted by the Court of Appeals, Petitioner did not set forth any facts nor present any evidence relevant to the Contract Forfeiture which Petitioner had requested be set aside. Herein, he seeks review of one identifiable and stated issue, an entirely new issue for review, “Forfeiture Bonds Created in Fraud and Forgery by Mr. Montgomery and Adams et al...” – an issue not raised in the Appellate Court or the Trial Court, *Petition for Review*, p.7C. Petitioner has not set forth any basis for review as outlined in RAP 13.4(b)(1-4).

Petitioner merely rehashes the nonsensical blithering of previous filings and now accuses the Appellate Court of “illegally granting Attorney’s Fees to Respondent and counsel, ” *Petition for Review*, p.7. Petitioner continues to mistakenly cite RCW 62A.9A.318(A)(B), Uniform Commercial Code, as his basis for relief.

Petitioner cites no Washington authority to support his argument that his Complaint in the Trial Court should not have been dismissed, which dismissal was affirmed by the Court of Appeals. Petitioner has not articulated any authority which supports the criteria of RAP 13.4(b).

Again. the Petitioner has not articulated any grounds for discretionary review of this determination conforming to any of the four basis specified in RAP 13.4(b).

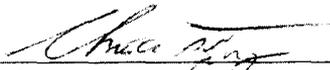
Petitioner has failed to identify how the Court of Appeals decision conflicts with any Court of Appeals or Supreme Court decision from the State of Washington. He has identified no violations of the State of Washington or United States Constitutions. Nor has he made any effort whatsoever to articulate an issue of substantial public interest presented by the decision.

CONCLUSION

For the foregoing reasons, Petitioners respectfully request that the Petition for Discretionary Review be dismissed.

DATED the 17th day of November, 2015

Respectfully submitted,


Chris A. Montgomery
WSBA #12377
Attorney for Respondents

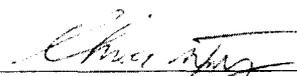
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I certify that I served a copy of the foregoing document on all parties or their counsel of record on November 4, 2015, as follows:

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I certify under penalty of perjury, under the laws of the State of Washington, that the foregoing is true and correct.

DATED this 4th day of November, 2015, at Colville, Washington.



Chris A. Montgomery
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Good Morning!

Attached please find Respondent's Answer to Petition for Review by the Supreme Court of Washington for filing in Case No. 92223-3, Appeals No. 326098-III.

Thank you!

Very truly yours,

Jeanne L. Nixon
Paralegal

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