

No. 46802-6-II

COURT OF APPEALS, DIVISION II,
OF THE STATE OF WASHINGTON

CHRISTOPHER GUEST and SUZANNE GUEST,
Appellants,

vs.

DAVID LANGE and KAREN LANGE,
Respondents.

RESPONDENTS' ANSWER TO APPELLANTS' BRIEF

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I. IDENTITY OF RESPONDENTS

Respondents The Coe Family Trust, Michael A. and Carol Coe, and Carol A. and John L. White (hereinafter collectively referred to as “Respondents”) answer Appellants Christopher and Suzanne Guests’ Brief.

II. ARGUMENT

A. This Appeal Should be Denied as to Respondents The Coe Family Trust, Michael A. and Carol Coe, and Carol A. and John L. White as the Appellants Identify No Assignment of Errors, Offer No Authority, and Do Not Make Any Argument Related to These Respondents.

Pursuant to RAP 10.3(g), “[t]he appellate court will only review a claimed error which is included in an assignment of error or clearly disclosed in the associated issue pertaining thereto.” Additionally, the Court will not consider an issue that is unsupported by authority or reasoned argument. *Joy v. Dep’t of Labor & Indus.*, 170 Wash. App. 614, 629-30, 285 P.3d 187, 194-95 (2012).

On or about October 20, 2014, Appellants Suzanne and Christopher Guest filed a Notice of Appeal identifying several decisions of the trial court. This included the following decisions related to the Respondents:

- Amended Order Granting Michael Coe and The Coe Family Trust’s Motion to Intervene and to Continue Trial Date filed 5/24/13 (CP at 1277-1278);

- Order Granting The Coe Family Trust and Michael Coe's Motion for Default Declaratory Judgment, or, in the Alternative, Motion to Compel filed 8/16/13 (CP at 1813-1815);
- Order Granting The Coe Family Trust and Michael A. Coe, Michael A. Coe and Carol Coe, and Carol Ann and John L. White's Motion to Dismiss Pursuant to CR 12(b)(6) and Denying Without Prejudice the Motion to Continue the Trial Date filed 11/1/13 (CP at 2483-2486);
- Order Denying the Guests' RCW 11.96A.050 Motion for Mandatory Change of Venue and for an Award of Fees, Costs, and Expenses and Cancelling the Guest RCW 11.96A.320 and RCW 11.96A.300 October 11, 2013 Motion Hearing filed 11/1/13 (CP at 2478-2482);
- Memorandum of Journal Entry filed 12/13/13 (CP at 3134-3136);
- Order Denying Guests' Motion for Reconsideration filed 1/10/14 (CP at 3246-3247);
- Order re: 1-10-14 Hearing filed 1/10/14 (CP at 3248-3254); and
- Order Granting The Coe Family Trust and Michael A. Coe, Michael A. and Carol Coe, and Carol Ann and John L. White's Second Motion to Dismiss Pursuant to CR12(b)(6) filed 4/11/14 (CP at 3614-3616).

The Appellants do not include any of the above listed decisions in their assignment of errors. *See* Appellants' Brief, pages 2-3. Likewise, they do not provide any argument or authority related to these decisions.

III. CONCLUSION

As the Appellants identify no assignment of errors, nor offer any authority or argument, relating to decisions of the trial court involving the Respondents, the Respondents respectfully request this Court rule that the trial court's decisions relating to the Respondents are affirmed.¹

DATED this 31st day of July, 2015.

Respectfully submitted,



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¹ To be clear, the overall result is affirmative declaratory relief in favor of the Respondents, and dismissal of any and all claims against the Respondents.

In re Guest, et ux. v. Lange, et al.
Washington State Court of Appeals Division Two
Court of Appeals No. 46802-6-II

CERTIFICATE OF SERVICE

The undersigned certifies under the penalty of perjury under the laws of the State of Washington that I am now and at all times herein mentioned, a citizen of the United States, a resident of the State of Washington, over the age of eighteen years, not a party to or interested in the above-entitled action, and competent to be a witness herein.

On the date given below I caused to be served a true and accurate copy of the foregoing Respondents' Answer to Appellants' Brief on the following individuals via electronic mail and legal messenger:

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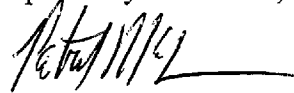
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DATED this 31st day of July, 2015.

Respectfully submitted,



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