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FILED  
COURT OF APPEALS DIV I  
STATE OF WASHINGTON

2012 JAN -5 PM 2: 14

No. 67342-4-1

IN THE COURT OF APPEALS DIVISION I  
STATE OF WASHINGTON

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CHARLES ROBERT GARNER

Appellant,

v.

HOFFMAN CONSTRUCTION, INC., ET AL.

Defendants.

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APPELLANT'S REPLY BRIEF

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CHARLES ROBERT GARNER  
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CHARLES R. GARNER

IN THE COURT OF APPEALS DIVISION I  
STATE OF WASHINGTON

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CHARLES ROBERT GARNER,	)	No. 67342-4-1
Appellant,	)	APPELLANT REPLY
v.	)	BRIEF
HOFFMAN CONSTRUCTION, INC., ET AL.	)	
Respondents.	)	

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INFORMATIONAL HISTORY

Appellant filed a Brief with the Court and a Respondent filed a Brief with the Court on December 6, 2011, it was followed by a letter to Appellant Charles Robert Garner from The Court of Appeals Court Administrator/Clerk, as noted on Attachment A to this Reply Brief.

The Respondent Brief and the Appeals Court letter should have been delivered at approximately the same time. As of January 5, 2012, the Respondent Brief has not been received by Appellant. While CR 5 Specifies various ways of Service, none of those ways provided Appellant the Brief of Respondent Document, or any portion thereof.

As defined in the Letter from the Court Administrator/Clerk's letter, (Attachment A ) the case will be deemed ready for consideration by the Court whether or not this Reply Brief is filed. While not having knowledge of a Respondent's Brief is detrimental to the pursuit of any legal action by an Opposing Party, Appellant Garner believes that the Appeal is well grounded and a Reply Brief is only necessary to request the Court of Appeals to evoke RAP 18.14 MOTION ON THE MERITS (a) and (e) Considerations governing Decision on Motion (2)

Dated 5 January, 2012



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CHARLES ROBERT GARNER

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Appellant Reply - 3

ATTACHMENT A

RICHARD D. JOHNSON,  
Court Administrator/Clerk

*The Court of Appeals*  
of the  
*State of Washington*

DIVISION I  
One Union Square  
600 University Street  
Seattle, WA  
98101-4170  
(206) 464-7750  
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December 7, 2011

Mary Ann McConaughy  
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800 5th Ave Ste 4141  
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mmcconaughy@kbmlawyers.com

Charles Robert Garner  
29811 Marine View Dr Sw  
Federal Way, WA, 98023-3422

CASE #: 67342-4-1

Charles Robert Garner, Appellant v. Hoffman Construction, Inc., Respondent

Counsel:

The Brief of Respondent was filed on December 6, 2011. Pursuant to RAP 10.2 (d) any Reply Brief must be filed by January 5, 2012. On that date, whether or not a Reply Brief has been filed, the case will be deemed ready for consideration by the Court.

The Division I Calendar is available online at [www.courts.wa.gov](http://www.courts.wa.gov).

Sincerely,



Richard D. Johnson  
Court Administrator/Clerk

jh

CERTIFICATE OF SERVICE

I, Charles Robert Garner, certify that under penalty of perjury under the Laws of State of Washington, that I transmitted by United States Mail, (postage paid) an Appellant Reply Brief for Cause No. 67342-4-1 in the Court of Appeals Division 1 State of Washington to the herein under listed Party.

Mary Ann McConaughy  
Keating Bucklin & McCormack  
800 5th Ave Ste 4141  
Seattle, WA. 98104-3175

5 January 2012

A handwritten signature in cursive script, appearing to read "Charles R. Garner", is written over a horizontal line.

Charles Robert Garner

Pro Se

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