

No. 72121-6

COURT OF APPEALS, DIVISION ONE
OF THE STATE OF WASHINGTON

KATHERINE WALZ (DOB 7/12/2004),

Respondent

v.

JADEN SINGH (DOB 1/5/2004),

Appellant

REPLY OF APPELLANT


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Attorney for Appellant

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TABLE OF CONTENTS

A. Argument	1
B. Conclusion	2

TABLE OF AUTHORITIES

Statutes

RCW 10.14.020 1

RCW 10.14.030 1

RCW 10.14.080 1

A. ARGUMENT

ALLOWING THE PROTECTION ORDER TO REMAIN IN PLACE WILL HAVE LONG-TERM NEGATIVE IMPLICATIONS FOR JADEN SINGH.

The Respondent has asserted that the issue of whether to dismiss order of protection against Jaden Singh is moot, based on the failure of the school, school district, police department, and prosecuting attorney's refusal to enforce the order. However, the Respondent's argument does not recognize the fact that the order is currently still on Jaden's record. Allowing the order of protection to remain in place may have negative ongoing implications for Jaden Singh as he enters his teenage and adult years. Accordingly, regardless of the fact that the order is not being enforced at this time, the issue of whether the protection order should remain in place is not moot, and should be addressed by this Court.

As argued in the Appellant's opening brief, Jaden's conduct should not have been found to meet the statutory requirements for an anti-harassment order under RCWs 10.14.020, 10.14.030, and 10.14.080. However, for as long as the Order of Protection remains on Jaden's record, the imprudent actions of a young boy will follow him with the same stigma as though he were

a serious offender who posed an actual threat of harm to others.

This is simply not the case.

The court erred in entering such an order in response to a conflict between two young children, given the serious and lasting implications it might have on Jaden's life. Officials at Brookside Elementary, Shoreline School District, the Lake Forest Park Police Department, and the Lake Forest Park prosecuting attorney's office have all recognized that it is not necessary to enforce this protection order to prevent any further conflict between the parties. See, Respondent's Response, at 1. Yet, despite its lack of necessity, the order currently remains on Jaden's record, which poses significant risk of harm to Jaden in the future. If the protection order is left in place and Jaden's record is pulled for any reason, whether that be for a job application, background check for an apartment, college applications, or any disciplinary reason, the record of this protection order would still be attached to his name. This could significantly impair his ability to attend the schools of his choice, get jobs, or secure housing. In effect, it prevents him from having a clean start at his adolescence and young adulthood, setting him up for a lifetime of potential struggle and disadvantage. Because the enforcement of the protection order has, in effect,

been deemed unnecessary to prevent further conflict between the parties, the order should be reversed to as not to have such detrimental consequences for Jaden in the future.

B. CONCLUSION

For these reasons, and those stated in his opening brief, Jaden Singh respectfully asks this Court to reverse the protection order in this case.

RESPECTFULLY SUBMITTED this 11 day of December 2014.



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5 **IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON**
6 **DIVISION I**

7 James Walz,
8 obo Katherine Walz (7/12/2004)
9 Respondents,
10 vs.
11 Jaden Singh (1/5/2004)
12 Petitioner.

Case No. 72121-6-I

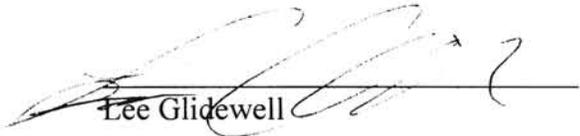
AFFIDAVIT OF SERVICE

13 I, Lee Glidewell, hereby declare as follows:

- 14 1. I am over the age of eighteen and am employed as a legal assistant at Carey & Lillevik.
- 15 2. December 12, 2014, I did the following:
- 16 a. I sent a copy of the Reply of Appellant to James Walz and Katherine Walz at 2017
17 NE 177th St, Shoreline, Washington, 98155 via USPS 1st class mail;
- 18 b. I sent a copy of the Reply of Appellant to James Walz and Katherine Walz, at 2017
19 NE 177th St, Shoreline, Washington, 98155 via USPS Certified Mail, return receipt
20 requested;

21 I declare under penalty of perjury under the laws of the state of Washington that the
22 foregoing is true and correct.

23 DATED this 12th day of December, 2014 in Seattle, Washington.

24 
25 Lee Glidewell

26
27
28 **AFFIDAVIT OF SERVICE**

Page 1 of 1

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NO. 72694-3

**COURT OF APPEALS FOR DIVISION I
STATE OF WASHINGTON**

In re the Dependency of C.C.,

SHELBY DAVISSON,

Appellant,

v.

STATE OF WASHINGTON, DSHS,

Respondent.

NOTICE OF
SUBSTITUTION OF
COUNSEL

NOTICE IS HEREBY GIVEN that **Amanda Beard**, Assistant Attorney General, is hereby substituted as counsel for the State of Washington, Department of Social and Health Services, in place of **Scott Wessel-Estes**, Assistant Attorney General, in the above-referenced matter.

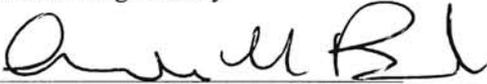
DATED this 11 day of December, 2014.

ROBERT W. FERGUSON
Attorney General

By

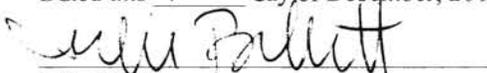

SCOTT WESSEL-ESTES, WSBA #15446
Assistant Attorney General
Withdrawing Attorney

By


AMANDA BEARD, WSBA #45626
Assistant Attorney General
Substituting Attorney

I, Julie Billett, certify that I sent via Legal Messenger the original or a copy of this Notice of Substitution of Counsel to the following: Court of Appeals, Division I; Nielsen Broman Koch PLLC, Attorney for Appellant; and Jamie Kim, Attorney Guardian ad Litem. I certify under penalty of perjury under the laws of the State of Washington, that the foregoing is true and correct.

Dated this 11 day of December, 2014 in Everett, Washington.


Julie Billett

ORIGINAL