

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

In re

Douglas Allen Stratemeyer,  
Lawyer (Bar No. 21638).

Supreme Court No. 201988-3

DISCIPLINARY COUNSEL  
DECLARATION

I, Sachia Stonefeld Powell, declare and state:

1. I am the disciplinary counsel assigned to the disciplinary investigations involving Respondent lawyer, Douglas Allen Stratemeyer. This statement is submitted in support of ODC's Petition for Interim Suspension under ELC 7.2(a)(3).

2. On November 18, 2015, Stephen P. Thornock, a former client, filed a grievance against Respondent. In it, Mr. Thornock alleged that Respondent did not complete the work he was hired to do, did not communicate with him, and did not return Mr. Thornock's client file or unearned fees. See, Grievance filed by Stephen P. Thornock, attached as Exhibit A.<sup>1</sup>

3. On November 19, 2015, the Office of Disciplinary Counsel (ODC) sent a copy of Mr. Thornock's grievance to Respondent and

---

<sup>1</sup> In accordance with the General Rules, the following personal identifiers will be redacted from the exhibits to this declaration: Social Security numbers, financial account numbers, driver's license numbers, telephone numbers, and dates of birth of minor children.

requested his written response within 30 days. See, Acknowledgement dated November 19, 2015, attached as Exhibit B.

4. Respondent did not respond.

5. On December 23, 2015, ODC sent Respondent a “10-day letter” and requested his written response by January 5, 2016. See, Letter to Douglas Stratemeyer dated December 23, 2015, attached as Exhibit C.

6. On January 14, 2016, Respondent e-mailed his written response. See, e-mail from Douglas Stratemeyer to ODC dated January 14, 2016, attached as Exhibit D.

7. Respondent did not provide Mr. Thornock or ODC with a copy of Mr. Thornock’s client file.

8. On July 27, 2016, Larry Bookheimer II, a former client, filed a grievance against Respondent. In it, Mr. Bookheimer alleged that Respondent did not complete the work he was hired to do, did not communicate with him, and did not return Mr. Bookheimer’s unearned fees. See, Grievance filed by Larry Bookheimer, II, attached as Exhibit E.

9. On July 29, 2016, ODC sent a copy of Mr. Bookheimer’s grievance to Respondent and requested his written response within 30 days. See, Acknowledgement dated July 29, 2016, attached as Exhibit F.

10. Respondent did not respond.

11. On September 1, 2016, ODC sent Respondent a “10-day letter” and requested his written response by September 14, 2016. See, Letter to Douglas Stratemeyer dated September 1, 2016, attached as Exhibit G.

12. Respondent never provided a written response to Mr. Bookheimer’s grievance.

13. On August 19 and September 8, 2016, Investigator Natasha Averill emailed Respondent in an attempt to set up a meeting with him. Respondent never responded to the emails. See, Declaration of Investigator Natasha Averill, attached as Exhibit H.

14. Respondent’s business address on file with the Washington State Bar Association is 8040 – 161<sup>st</sup> Avenue NE, #246, Redmond, WA 98052-3807. This is also listed as his home address.

15. The address at 8040 – 161<sup>st</sup> Avenue NE, #246 in Redmond is a mail drop. See, Exhibit H.

16. ODC Investigator Averill was able to locate another residential address for Respondent in Redmond. See, Exhibit H.

17. On September 13, 2016, Investigator Averill went to the Redmond address referenced in ¶ 16 and knocked on the door. When she received no response, she left a business card on the door and requested a phone call. See, Exhibit H.

18. On September 16, 2016, Respondent's wife, Cheryl Stratemeyer, e-mailed Investigator Averill. In it, she chronicled some recent events and stated that Respondent was in North Carolina but "will contact you when he is back in the Northwest, if not sooner." On September 20, 2016, Investigator Averill responded and requested assistance in obtaining Mr. Thornock's client file. Ms. Stratemeyer did not respond. See, Exhibit H.

19. After review of Respondent's response to Mr. Thornock's grievance, ODC determined that more information was necessary from Respondent to determine the merits of the grievance.

20. On September 27, 2016, ODC issued an investigatory subpoena duces tecum, compelling Respondent's attendance at a deposition scheduled at 9:00 a.m. on Monday, October 10, 2016. The subpoena commanded the production of "[y]our complete file and whatever documents may be in your possession or control relating to your representation of Stephen P. Thornock, and all financial records, including trust account and client ledgers, canceled checks, and bank statements relating to funds received in connection with your representation of Stephen P. Thornock." See, subpoena duces tecum (file 15-02073), attached as Exhibit I.

21. On September 27, 2016, ODC also issued a second subpoena duces tecum, compelling Respondent's attendance at a deposition scheduled at 9:00 a.m. on Monday, October 10, 2016. The subpoena was issued as a result of Respondent's failure to respond to ODC's requests for a response to Mr. Bookheimer's grievance, and commanded the production of "[y]our complete file and whatever documents may be in your possession or control relating to your representation of Larry P. Bookheimer II, and all financial records, including trust account and client ledgers, canceled checks, and bank statements relating to funds received in connection with your representation of Larry P. Bookheimer II." See, subpoena duces tecum (file 16-01165), attached as Exhibit J.

22. On October 3, 2016, Respondent was personally served with the two subpoenas duces tecum. The process server reported that, when he arrived to serve Respondent, Respondent charged at him, grabbed him, and ripped his shirt as he shoved him. The process server noted that Respondent was also verbally abusive. See, Declaration of Service dated October 5, 2016, attached as Exhibit K.

23. On October 10, 2016, Respondent did not appear at the deposition. See, transcript of deposition, attached as Exhibit L.

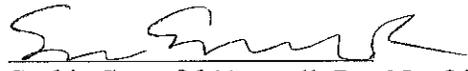
24. On October 10, 2016, Respondent faxed a statement to disciplinary counsel. Although this statement appears to have been faxed

at 7:38 a.m., it was not delivered to disciplinary counsel until after the deposition. See, Handwritten letter from Douglas Stratemeyer received via facsimile on October 10, 2016, attached as Exhibit M.

25. In the statement, Respondent expressed his displeasure with the WSBA, indicated that he was experiencing health problems, implied that he would not be appearing at the deposition, and stated that he would be sending the subpoenaed material. See, Exhibit M. As of today, we have received no subpoenaed documents. He had not, however, been excused from appearing at the deposition.

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

Oct. 27, 2016  
Date & Place Seattle,  
WA

  
Sachia Stonefeld Powell, Bar No. 21166  
Disciplinary Counsel

# **EXHIBIT A**

# GRIEVANCE AGAINST A LAWYER



Office of Disciplinary Counsel  
Washington State Bar Association  
1325 Fourth Avenue, Suite 600  
Seattle, WA 98101-2539

## GENERAL INSTRUCTIONS

- Read our information sheet Lawyer Discipline in Washington before you complete this form, particularly the section about consenting to disclosure of your grievance to the lawyer.
- If you have a disability or need assistance with filing a grievance, call us at (206) 727-8207. We will take reasonable steps to accommodate you.
- Please note that this form is only for new grievances. *If you have already filed a grievance, do not use this form to send us additional information.* Mail any additional information with your grievance file number to the address above.
- If you provide an email address, you will receive a confirmation email after you submit your grievance. *We will communicate with you by letter after we review your grievance.*

Date Received: 11/18/2015 7:53:00 AM  
Confirmation Number: 201511180001

### INFORMATION ABOUT YOU

**Thornock, Stephen P.**  
Last Name, First Name, Middle Initial

3562 East Summer Estates Circle  
Address

Address Line 2

Cottonwood Heights, UT 84121  
City, State, and Zip Code

United States  
Country

██████████  
Phone Number

Alternate Phone Number

spthornock@gmail.com  
Email Address

### INFORMATION ABOUT THE LAWYER

**Stratemeyer, Douglas**  
Last Name, First Name

8040 161st Avenue NE; #246  
Address

Address Line 2

Redmond, WA 98052  
City, State, and Zip Code

Country

Phone Number

Bar Number (if known)

### INFORMATION ABOUT YOUR GRIEVANCE

Describe **your** relationship to the lawyer who is the subject of your grievance:  
I am a client

Is there a court case related to your grievance?

Yes

If yes, what is the case name and file number?

I am not sure, all I know is Doug Filed a Motion for to Vacate.

Explain your grievance in **your own words**. Give all important dates, times, places, and court file numbers. You may attach additional materials by using the file upload feature below.

I retained Douglas Stratemeyer back on March 3, 2014 for \$1,300. I have been trying to expunge a record from my past. I reached out to Doug to get this done. He told me it would take 6-8 weeks to have this taken care of. Things started out normal in the beginning then they started to go weird. Doug wanted me to find out why I still had interest on my restitution that was over 10 years old (this is what I paid him for). These are things he should have done. It took me months to figure out what had happened and after going back and forth with Doug and the courts, Doug finally took the reins. Then he started to give me excuses as to why he wasn't working on my case. We are now a year and a half past the time I retained him. Doug finally does a motion to vacate, I signed the documents mailed them back and I hear nothing from him for awhile. He told me he was out of own and would be following up soon. Then I email him again and I get the same email back. I start emailing Doug once a week to figure out what is going on with the case and I hear nothing back. I call him, he says he is going to be reaching out to the prosecutor in a few days, I wait I hear nothing back. It has been a rollercoaster ride with him.

I emailed him yesterday and received a response with another excuse on why he hasn't been working on my case. He states in his email that he is going to be leaving law to pursue his dream of writing.

To be frank I am sick of this. This should have been handled a year ago. This should have been taken care of and followed through back in September. To be honest I do not feel like he has actually filled my motion.

I told Doug months ago that I was fed up with this and I would be contacting the bar and that is when I started to get results from him, now he is pulling the same stunts and enough is enough. I have emails to back up everything and they go more in detail. I will need to send these to you either by fax or mail because they exceed your 10 megabytes. I am beyond frustrated and the emails will tell the story as to why. I have let Doug know that if I don't see results soon, I will further pursue a complaint with the bar.

I have done everything Doug has asked and then some.

This is unethical and not what an Attorney should be doing. I just wanted to get this off of my record so I could move on with my life and further my education, but this is hindering that. I am looking to you for help.

I am attaching the latest email from Doug so you can see what I am talking about on how this is relevant to my case.

#### AFFIRMATION

I affirm that the information I am providing is true and accurate to the best of my knowledge. I have read Lawyer Discipline in Washington and I understand that all information that I submit can be disclosed to the lawyer.

# **EXHIBIT B**



# WSBA

OFFICE OF DISCIPLINARY COUNSEL

## Acknowledgment That We Have Received A Grievance

Date: November 19, 2015 ODC File: 15-02073

### **To the Grievant:**

We received your grievance against a lawyer and opened a file with the file number indicated above. We are requesting a written response from the lawyer. You generally have a right to receive a copy of any response submitted by the lawyer. After we review the lawyer's response, if it appears that the conduct you describe is not within our jurisdiction, does not violate the Supreme Court's Rules of Professional Conduct (RPC), or does not warrant further investigation, we will write you a letter to tell you that. If we begin an investigation of your grievance, we will give you our investigator's name and telephone number. If, as a result of an investigation and formal proceeding, the lawyer is found to have violated the RPC, either the Disciplinary Board or the Supreme Court may sanction the lawyer. Our authority and resources are limited. We are not a substitute for protecting your legal rights. We do not and cannot represent you in legal proceedings. If you believe criminal laws have been broken, you should contact your local police department or prosecuting attorney. There are time deadlines for both civil and criminal proceedings, so you should not wait to take other action.

Grievances filed with our office are not public information when filed, but **all information related to your grievance may become public**. Our office handles a large number of files. We urge you to communicate with us only in writing, including any objection you have to information related to your grievance becoming public, until we complete our initial review of your grievance. You should hear from us again within four weeks.

## Request for Lawyer Response

### **To the Lawyer:**

The grievance process is governed by the Rules for Enforcement of Lawyer Conduct (ELC). Although we have reached no conclusions on the merits of this grievance, we are requesting your preliminary written response. If you do not respond to this request within **thirty (30) days** from the date of this letter, we will take additional action under ELC 5.3(h) to compel your response. You must personally assure that all records, files, and accounts related to the grievance are retained until you receive written authorization from us, or until this matter is concluded and all possible appeal periods have expired.

Absent special circumstances, and unless you provide us with reasons to do otherwise, **we will forward a copy of your entire response to the grievant**. If the grievant is not your client, or you are providing personal information, please clearly identify any information to be withheld and we will forward a copy of your redacted response to the grievant, informing the grievant that he or she is receiving a redacted copy. Decisions to withhold information may be considered by a review committee of the Disciplinary Board. If you believe further action should be deferred because of pending litigation, please explain the basis for your request under ELC 5.3(d).

Sincerely,

Felice P. Congalton  
Associate Director

Original: **Grievant: Stephen P. Thornock**  
cc: **Lawyer: Douglas Allen Stratemeyer (with copy of grievance)**

DO NOT SEND US ORIGINALS. We will scan and then destroy the documents you submit.

# **EXHIBIT C**



# WSBA

## OFFICE OF DISCIPLINARY COUNSEL

Felice P. Congalton  
Associate Director

December 23, 2015

Douglas Allen Stratemeyer  
Attorney at Law  
8040 161st Ave NE # 246  
Redmond, WA 98052-3807

Re: ODC File: 15-02073  
Grievance filed by Stephen P. Thornock

Dear Mr. Stratemeyer:

We asked you to provide a written response to the above referenced grievance. To the best of our knowledge, your response, which is required by Rule 5.3(b) of the Rules for Enforcement of Lawyer Conduct (ELC), has not been received.

Under ELC 5.3(h), you must file a written response to the allegations of this grievance within ten days of this letter, *i.e.*, on or before **January 5, 2016**. If we do not receive your response within the ten-day period, we will subpoena you for a deposition. If we must serve a subpoena, you will be liable for the costs of the deposition, including service of process, and attorney fees of \$500. You should be aware that failing to respond is, in itself, grounds for discipline and may subject you to interim suspension under ELC 7.2(a)(3).

Sincerely,

A handwritten signature in cursive script that reads "Felice P. Congalton" followed by a small mark.

Felice P. Congalton  
Associate Director

cc: Stephen P. Thornock

# **EXHIBIT D**

## Rachel Konkler

---

**From:** Douglas Stratemeyer <doug@dougstratemeyer.com>  
**Sent:** Thursday, January 14, 2016 2:42 PM  
**To:** caa  
**Subject:** Grievance filed by Steven Thornock; ODC No.: 15-02073

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

I do not expect empathy, or even ask for it, as I've already learned all too well either will be futile. However, the facts are relevant.

I am finishing out my remaining client matters, having taken no new clients since June, 2015. I will then conclude my law practice, and go into the ministry upon completion of the final case.

I informed all clients of my decision. Immediately, Mr. Thornock filed this complaint.

According to the King County Superior Court, Mr. Thornock never paid all his legal financial obligations (LFO's).

He claims he paid them; I asked for a receipt, or other record of payment. He provided none.

He now claims it is my job to prove payment. There is no way to do this, short of paying it myself or submitting a false statement alleging payment. This I will not do.

Mr. Thornock's assertion is without merit, as it is deceitful and absurd.

Superior court judges routinely inform defendants at sentencing to ensure they comply with the sentence conditions. And appellate courts have held it is the responsibility of the defendant to ensure the superior court is informed that all sentence conditions, including payment of all LFO's, are satisfied fully. Mr. Thornock failed to do this.

As a result, he is not eligible for a certificate of discharge. Without the certificate, the required time period to be eligible to vacate the conviction of Failing to Register as a Sex Offender has not begun to run.

I talked many times with the prosecutor, who agreed to not object to the motion for certificate of discharge. She will oppose the motion to vacate; however, because the failure to register felony involved a prior felony sex offense.

Even without her objection, the court is unlikely to grant a motion for certificate of discharge. The judge will almost assuredly find ineligibility based on the non-payment. Why would a judge decide to not follow the requirements of the law?

Mr. Thornock deceptively elected to omit this information from his complaint.

The agreement with Thornock was for a motion to vacate; it does not include a second additional motion for certificate of discharge. He refused to pay for this motion, believing it should be provided free.

Mr. Thornock now demands both a 100% refund of the legal fee plus delivery if the entire file and motion to vacate.

Indisputably, this demand is potentially an attempt to obtain services for no payment; an attempted felony under Washington law.

The salient point is Mr. Thornock knew when he filed the complaint that he is not eligible to vacate his failure to register conviction, due to his non- payment of court ordered LFO's. And he chose to not include this in his complaint, misrepresenting that he is eligible.

Following the sudden death of my Dad, I entered a period of almost debilitating depression. He and I had lunch together almost every Monday for over 20 years.

At one point, I called a Crisis line and was hung up on. The depression worsened while working with a counselor. It was the ministry that delivered refuge, and brought an end to the depression.

During this time, the lawyer with whom I had talked years ago, and believed would cover for me if I were to be injured or ill, was unavailable (or unwilling) to help.

During the past 30 months, I have been in the emergency room so many times, that one of the ER doctors remembered me.

These visits included a 4 day hospitalization for treatment of sepsis. My wife was told in the ER that had we been 48 hours later arriving, I would not have survived.

Barely seven weeks after being discharged from the hospital, my Dad passed.

Another included a 5 day hospitalization for a severely slipped cervical disk at the C3, C4 vertebrae. A surgical procedure was required, and lengthy recovery period followed.

The past year has involved a grotesque, sickening display of unethical self dealing, dishonesty, criminal acts, and failure to follow the terms of my Dad's Will repeatedly by those entrusted by him with that task: the probate lawyer, executor, and real rstate agent. (King County Superior Court Cause No. 14-4-06861-9 SEA.

I have long been dissatisfied with the practice of law; and WSBA's unresponsiveness to the memberships' concerns, and relentless refrain urging every form of pro bono legal work while frequently expressing a dismissive disregard for any volunteer work not related to law practice.

This is the voice of experience. I have done extensive volunteer efforts, of many types, all without recognition. But then, practice of law is the definition of effort without recognition.

-Doug  
Douglas Stratemeyer

==/==/==

"Impossible Dreams are the Roadbed upon which God lays Track"

Prodigal Lines Railroad at Blue Ridge Mountains <==A North Carolina Company==> ==/==/==

Sent from Doug's MyPhone1, with interference from Apple's piece of junk iPhone 6 Plus; receipt is a miracle.

[www.dougstratemeyer.com](http://www.dougstratemeyer.com)

[www.prodigallines.com](http://www.prodigallines.com) (coming soon)

# **EXHIBIT E**



## WASHINGTON STATE BAR ASSOCIATION

1325 Fourth Ave, Ste 600  
Seattle, WA 98101-2539

### GRIEVANCE AGAINST A LAWYER

---

#### General Instructions

- Read our information sheet *Lawyer Discipline in Washington* before you complete this form.
- If you have a disability or need assistance with filing a grievance, call us at 206-727-8207. We will take reasonable steps to accommodate you.
- Please note that this form is only for new grievances. *If you have already filed a grievance, do not use this form to send us additional information.* Mail any additional information with your grievance file number to our office address or send it to the email address [caa@wsba.org](mailto:caa@wsba.org).
- If you provide an email address, you will receive a confirmation email after you submit your grievance. *We will communicate with you by letter after we review your grievance.*

---

**Date Received:** 7/27/2016 7:31:47 PM

**Confirmation Number:** 201607270005

---

#### Information about You

**Prefix:**  
**Name:** Larry P Bookheimer II  
**Address:** 15983 W. Adams Street  
Goodyear, AZ 85338 USA  
**Phone Number:** [REDACTED]  
**Email Address:** [heatherbook72@gmail.com](mailto:heatherbook72@gmail.com)

#### Information about the Lawyer

**Bar Number:** 21638  
**Name:** Douglas Allen Stratemeyer  
**Address:** 8040 161st Ave NE # 246  
Redmond, WA 98052-3807 USA  
**Phone Number:** [REDACTED]  
**Email Address:** [doug@stratemeyerlaw.com](mailto:doug@stratemeyerlaw.com)

---

#### Information about the Grievance

**Describe your relationship to the lawyer who is the subject of your grievance:**

I am a client.

**Is your grievance about conduct in a court case?** No

**Explain your grievance in your own words. Give all important dates, times, places, and court file numbers.**

At the end of January 2015, I hired Douglas Stratemeyer to vacate 2 criminal convictions from 2003. I do not have the signed contract, only the electronic. I signed it and mailed it to him. I also emailed my WATCH Report per his request. I paid him \$1500 for this service per the agreement with check #3852. That check cleared my bank account on 3/4/15. During my initial conversation with Mr. Stratemeyer, he indicated that my convictions should only take "a few months" to vacate. By early July when I had not heard from him, I followed up, only to learn that he had excuse after excuse for not working on my case yet. He filed a motion to vacate, but that was it, nothing else. The case # in Thurston Co. is 03-1-00951-6. After failing to hear from Mr. Stratemeyer, I contacted the Court Clerk and learned that there was no activity on my case, other than the filing. On October 28, I exchanged emails with Mr. Stratemeyer, and he said "I'll contact the court about setting a date, and follow up with you so we'll both know. I'll send notice to the prosecutor." By early December when my calls, emails and text messages went unanswered, I contacted the prosecutor's office. They had received nothing from Mr. Stratemeyer. I emailed him again on December 17, 2015 and received no response. I sent Mr. Stratemeyer a certified letter dated 1-26-16 asking for my money back. He contacted me and said he wanted to "wrap this up for me." I acquiesced. Again, several months have gone by, and Mr. Stratemeyer fails to communicate with me. I have sent emails, text messages and have called him with no response. I sent another certified letter dated June 10, 2016 asking for my money back. No response from him and no returned check. My wife, Heather Bookheimer, contacted the bar on my behalf (as I have extremely limited availability during the workday) and asked for assistance. She spoke with Ashley who in turn attempted to reach Mr. Stratemeyer with no success. I repeatedly explained that I was relocating to Arizona in late

2015, and needed to have this wrapped up and my convictions vacated so I could seek other employment in Arizona. I am a crane operator and did not want to work outside in the heat of an Arizona summer. Unfortunately, I've had to do just that because this case is not resolved. I need the \$1500 that I paid Mr. Stratmeyer to be returned so I can hire a different attorney to handle my case. Thank you for your assistance.

### **Attached Files**

- AGREEMENT -CONVICTION VACATE FELONY Version 01-12-2015 (1).pdf
- Bank Statement - Stratmeyer Check.pdf
- Letter to Stratmeyer 1-26-16.docx
- Letter to Stratmeyer 6-8-16.docx
- LETTER\_-VACATE\_-BOOKHEIMER[1].pdf

---

### **Affirmation**

I affirm that the information I am providing is true and accurate to the best of my knowledge. I have read *Lawyer Discipline in Washington* and I understand that all information that I submit can be disclosed to the lawyer I am complaining about and others.

Douglas Stratemeyer, Attorney at Law  
8040 161<sup>st</sup> Avenue Northeast  
Redmond, WA 98052

February 4 2016

Mr. Stratemeyer,

I hired you on January 30, 2016 to vacate 2 criminal felony convictions. On March 4, 2015 the \$1500 check I wrote to you for the previously mentioned service cleared my bank. You told me when we spoke in January that my case would take "approximately 8 weeks to resolve." You also said "it would be done no later than second quarter."

On July 2<sup>nd</sup>, the motion was filed to vacate my convictions; however, according to the Court Clerk, there has been no activity since that date. Our last communication was on October 28<sup>th</sup> when we exchanged emails. You indicated that you will "I'll contact the court about setting a date, and follow up with you so we'll both know. I'll send notice to the prosecutor."

When I heard nothing from you, and my phone calls went unanswered, I contacted the prosecutor's office in December 2015. They said they never received anything with my name on it. Nothing had been filed. My last email to you was dated December 17<sup>th</sup>, which unfortunately has not been answered.

I have called you multiple times since approximately November 1<sup>st</sup> and have left voice mails. None of my calls has been returned. In the past three weeks, my wife has also called you from her cell phone and her office. She has also left you voice mails which have also not been returned.

Both the Court Clerk and the prosecutor's office believe you accepted my money without the intention of completing the work you were hired to do and since you knew I was relocating to Arizona. Either you are too busy to help me or you don't want to be bothered.

I would like my money back within one week after receipt of this letter so I can hire another attorney who has the time to wrap this up, and I can move forward. I'm very much looking forward to finally having this behind me. Please send the check to:

Larry Bookheimer II  
15983 W. Adams Street  
Goodyear, AZ 85338

Sincerely,

Larry Bookheimer II

## AGREEMENT FOR LEGAL REPRESENTATION

The undersigned retains Douglas Stratemeyer as the attorney to represent in the following matter: *Thurston County Superior Court Cause No. 03-1-00951-6, vacation of felony conviction (VUCSA – Possession & Conspiracy to Deliver)* under Washington State law.

The complete terms of this agreement are as follows:

### **1. Scope of Representation.**

This agreement covers fees and expenses for the legal matter described above. Any additional, unanticipated work, not encompassed in this matter, shall be subject to renegotiation.

The legal service in this agreement is provided for a flat fee, and covers representation on a motion to vacate a criminal felony conviction [2 counts].

This agreement assumes a telephonic appearance at a court hearing by Douglas Stratemeyer, if a hearing is required. If the court were to decline a telephonic appearance, then a modification to this agreement and a possible additional fee and expenses might be necessary.

An appeal from any judgment or order entered in this case is excluded from this agreement and not covered by the legal fee stated below.

### **2. Legal Fee and Payment.**

The legal service in this agreement, described in paragraph 1, is provided for a flat fee of \$1500. This fee shall be paid by the undersigned with return of this agreement.

The following statement is required by the Rules of Professional Conduct 1.5(f)(2): Upon Douglas Stratemeyer's receipt of all or any portion of the flat fee, the funds are the property of Douglas Stratemeyer and will not be placed in a trust account. The fact that you have paid your fee in advance does not affect your right to terminate the client-lawyer relationship. In the event our relationship is terminated before the agreed upon legal services have been completed, you may or may not have a right to a refund of a portion of the fee.

### **3. Expenses.**

All expenses shall be paid by the client. Expenses are not included in the above legal fee and will be billed to the client. Expenses vary in each case; the following are examples of common expenses: court filing fee, paralegals, telephone toll charges, legal messenger services, on-line legal research, photocopying, and postage. A \$75 paralegal charge will apply if it is necessary to search the court file for documents.

### **4. Late Charges.**

Client agrees to pay all billings under the terms of this agreement. Amounts are due when billed to the client. Amounts unpaid after the due date are subject to a late charge of \$15.00. If court action becomes necessary to collect any amount due under this agreement or to settle any dispute under this agreement, then the jurisdiction/venue for any court action is agreed to be Redmond, King County, Washington.

### **5. Other terms and conditions.**

NONE. This document represents the full and complete terms of this agreement. There are no agreements or representations, verbal or written, made by either party relating to any term of this agreement other than those contained in this document.

### **6. Notice.**

The undersigned client agrees that any failure on his part to comply with the terms of this agreement shall be grounds for withdrawal in accordance with Washington Rule of Professional Conduct 1.15, which permits an attorney to withdraw from a pending legal matter if the client disregards an agreement regarding expenses or fees. If the client fails to comply with this agreement, such as by failing to make payment when due, then further work may be suspended.

**7. Retention and Destruction of Case File.**

The file generated in the above stated matter is not retained indefinitely by Douglas Stratemeyer, and will be destroyed.

The client may take possession of the case file, except documents protected by court rule or order or otherwise privileged. Client specifically agrees that upon termination of representation, retention of the case file and all related documents or exhibits is the sole responsibility of the client. Client specifically agrees that Douglas Stratemeyer may destroy all portions of the case file or exhibits not collected by the client sixty days after termination of representation. The client must notify Douglas Stratemeyer within sixty days after termination of representation in writing if client wants to take possession of the case file.

DATED: January \_\_\_\_\_, 2015.

\_\_\_\_\_  
DOUGLAS STRATEMEYER  
Attorney

\_\_\_\_\_  
LARRY BOOKHEIMER  
Client

Bank of America account statement for the account of Larry P. Bookheimer II and Heather L. Bookheimer for the period February 6, 2015 through March 1, 2015 is available upon request.

Douglas Stratemeyer, Attorney at Law  
8040 161<sup>st</sup> Avenue Northeast  
Redmond, WA 98052

June 10<sup>th</sup>, 2016

Mr. Stratemeyer,

It has been 1.5 years since I contacted you to have my convictions vacated. Since that time I have missed out on multiple job opportunities, including one since I relocated to Arizona. I expressed the urgency of having this behind me so I would not have to work outside in the heat of an Arizona summer. I cannot wait any longer to have this resolved.

Please return my \$1,500.00 within one week of receipt of this letter. Please send the check to:

Larry Bookheimer II  
15983 W. Adams Street  
Goodyear, AZ 85338

Sincerely,

Larry Bookheimer II

**DOUGLAS STRATEMEYER**  
**Attorney at Law**

8040 161<sup>st</sup> AVENUE NE; #248  
REDMOND, WASHINGTON 98052  
Telephone: 206 684 9397

[www.StratemeyerLaw.com](http://www.StratemeyerLaw.com)  
[www.DougStratemeyer.com](http://www.DougStratemeyer.com)  
[www.DougStratemeyerOnline.com](http://www.DougStratemeyerOnline.com)

January 30, 2015

Larry Bookheimer  
6238 Wade Court SE  
Lacey, WA 98513

\*\*\*

*Sent by e-mail: [larrybook2@gmail.com](mailto:larrybook2@gmail.com)*

Hello Larry:

Enclosed is the representation agreement for vacating the convictions in your case in Thurston County Superior Court. Please print, sign, and mail one copy with the payment to the above mailing address, and keep one for your records. Please call or e-mail me before signing if you have questions; or if you have any difficulty printing the documents, I can also send them by regular mail.

My representation includes review of the case, preparation of a motion to vacate conviction, appearing at the hearing if a hearing is necessary, and obtaining a corresponding court order. Expenses are in addition to the legal fee. The only expenses I anticipate are a possible on-line record access charge, and a nominal copy charge by the court for documents and serving documents with the prosecutor. Unlike many lawyers, I do not charge for copies I run myself of documents for your case. You will receive a copy of the court order vacating the convictions after it is entered with the court.

All conversations and mail between us while I am your lawyer are confidential, and protected by the attorney-client privilege. Thus, you are encouraged to discuss your case with me in detail and ask whatever questions you have.

Thank you for contacting me about your case. Frequency of communication between us will vary depending on your case progress; however, be assured that I will be devoting my best efforts to clearing this record for you. Whenever you have a question, call or e-mail me at [Doug@StratemeyerLaw.com](mailto:Doug@StratemeyerLaw.com).

Sincerely:

  
Douglas Stratemeyer

enclosure

# **EXHIBIT F**



# WSBA

## OFFICE OF DISCIPLINARY COUNSEL

### Acknowledgment That We Have Received A Grievance

Date: July 29, 2016      ODC File: 16-01165

#### **To the Grievant:**

We received your grievance against a lawyer and assigned the file number indicated above. The Office of Disciplinary Counsel must review and may investigate a grievance against a lawyer to determine if the lawyer's conduct should affect his or her license to practice law. We are requesting a written response from the lawyer. After we review the lawyer's response, if we believe your grievance should be dismissed, we will write you a letter to tell you that. If we begin an investigation of your grievance, the staff member assigned will contact you. We are not a substitute for protecting your legal rights. We cannot offer you legal advice or represent you in legal proceedings. There are time deadlines for civil and criminal cases, so you should not wait to take other action.

Grievances filed with our office are not public information when filed, but **all information related to your grievance may become public**. We urge you to communicate with us only in writing, including any objection to grievance information becoming public, until we complete our initial review of your grievance. You should hear from us again within four weeks.

### Request for Lawyer Response

#### **To the Lawyer:**

The grievance process is governed by the Supreme Court's Rules for Enforcement of Lawyer Conduct (ELC). Although we have reached no conclusions on the merits of this grievance, we are asking for your preliminary written response. If you do not respond to this request within **thirty (30) days** from the date of this letter, we will take additional action under ELC 5.3(h) to compel your response. You must personally assure that all records, files, and accounts related to the grievance are retained until you receive written authorization from us, or until this matter is concluded and all possible appeal periods have expired.

Absent special circumstances, and unless you provide us with reasons to do otherwise, **we will forward a copy of your entire response to the grievant**. See ELC 5.1(c)(3)(A) about disciplinary counsel's limited ability to withhold information from a grievant, and [wsba.org/Licensing-and-Lawyer-Conduct/File-a-Complaint-Against-a-Lawyer/Responding-to-a-Grievance](http://wsba.org/Licensing-and-Lawyer-Conduct/File-a-Complaint-Against-a-Lawyer/Responding-to-a-Grievance) for additional information. If you believe further action should be deferred because of pending litigation, please explain the basis for your request under ELC 5.3(d).

Sincerely,

Handwritten signature of Felice P. Congalton in black ink.

Felice P. Congalton  
Associate Director

Original:            **Grievant: Larry Bookheimer II**  
cc:                    **Lawyer: Douglas Allen Stratemeyer (with copy of grievance)**

DO NOT SEND US ORIGINALS. We will scan and then destroy the documents you submit.

# **EXHIBIT G**



# WSBA

## OFFICE OF DISCIPLINARY COUNSEL

Felice P. Congalton  
Associate Director

September 1, 2016

Douglas Allen Stratemeyer  
Attorney at Law  
8040 161st Ave NE # 246  
Redmond, WA 98052-3807

Re: ODC File: 16-01165  
Grievance filed by Larry Bookheimer II

Dear Mr. Stratemeyer:

We asked you to provide a written response to the above referenced grievance. To the best of our knowledge, your response, which is required by Rule 5.3(b) of the Rules for Enforcement of Lawyer Conduct (ELC), has not been received.

Under ELC 5.3(h), you must file a written response to the allegations of this grievance within ten days of this letter, i.e., on or before **September 14, 2016**. If we do not receive your response within the ten-day period, we will subpoena you for a deposition. If we must serve a subpoena, you will be liable for the costs of the deposition, including service of process, and attorney fees of \$500. You should be aware that failing to respond is, in itself, grounds for discipline and may subject you to interim suspension under ELC 7.2(a)(3).

Sincerely,

A handwritten signature in black ink that reads "Felice P. Congalton" followed by a stylized monogram.

Felice P. Congalton  
Associate Director

cc: Larry Bookheimer II

# **EXHIBIT H**

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

In re

Douglas Allen Stratemeyer,  
Lawyer (Bar No. 21638).

Supreme Court No. \_\_\_\_\_

DECLARATION OF NATASHA  
AVERILL

I, Natasha Averill, declare and state:

1. I am an investigator employed by the Office of Disciplinary Counsel (ODC) of the Washington State Bar Association. This statement is submitted in support of ODC's Petition for Interim Suspension under ELC 7.2(a)(3).

2. On August 19 and September 8, 2016, I emailed Douglas Stratemeyer at the email address he used to communicate with ODC (during the ODC intake process). See, emails from Natasha Averill to Douglas Stratemeyer, dated August 19, and September 8, 2016, attached as Exhibit 1.

3. Respondent never responded to my emails.

4. On August 19, 2016, I discovered that Respondent's business address on file with the Washington State Bar Association (8040 – 161<sup>st</sup> Avenue NE, #246, Redmond, WA 98052-3807) is a mailbox and shipping center. This address is also listed as his home address.



# **EXHIBIT 1**

## Sachia Stonefeld Powell

---

**From:** Natasha Averill  
**Sent:** Thursday, September 08, 2016 12:53 PM  
**To:** 'doug@dougstratemeyer.com'  
**Cc:** 'Cheryl Stratemeyer'  
**Subject:** FW: WSBA grievance/15-02073

Mr. Stratemeyer,

Following up with you on my earlier message. Please give me a call at (206) 727-8235 or email me so that we can set up a time to meet. Thank you.

**Natasha Averill**  
**Office of Disciplinary Counsel**  
**Washington State Bar Association**  
**(206)727-8235 (ofc)**  
**(206)225-7933 (cel)**

CONFIDENTIALITY STATEMENT: The information in this e-mail and in any attachment may contain information that court rules or other authority protect as confidential. If this e-mail was sent to you in error, you are not authorized to retain, disclose, copy or distribute the message and/or any of its attachments. If you received this e-mail in error, please notify me and delete this message. Thank you.

---

**From:** Natasha Averill  
**Sent:** Friday, August 19, 2016 4:23 PM  
**To:** 'doug@dougstratemeyer.com'  
**Subject:** WSBA grievance/15-02073

Mr. Stratemeyer,

I would like to set up a time to meet with you regarding this grievance to obtain the client file for Steven Thornock and ask you a few clarifying questions. Can you let me know when you would be available? I can come to your residence or meet you at a location that's convenient for you. You can respond to this email or give me a call at (206) 727-8235.

Thank you, Natasha Averill

**Natasha Averill**  
**Investigator**  
**Office of Disciplinary Counsel**  
**Washington State Bar Association**  
**(206)727-8235 (ofc)**  
**(206)225-7933 (cel)**

CONFIDENTIALITY STATEMENT: The information in this e-mail and in any attachment may contain information that court rules or other authority protect as confidential. If this e-mail was sent to you in error, you are not authorized to retain, disclose, copy or

distribute the message and/or any of its attachments. If you received this e-mail in error, please notify me and delete this message.  
Thank you.

# **EXHIBIT 2**

## Sachia Stonefeld Powell

---

**From:** Cheryl Stratemeyer <cheryl1205@gmail.com>  
**Sent:** Friday, September 16, 2016 1:38 PM  
**To:** Natasha Averill  
**Subject:** Fwd: WSBA Grievance/15-02073

Hello Ms. Averill,

This was sent to the wrong email the first time.

Please see below.

~Cheryl

Sent from Cheryl's iPhone

Begin forwarded message:

**From:** Cheryl Stratemeyer <[cheryl1205@gmail.com](mailto:cheryl1205@gmail.com)>  
**Date:** September 16, 2016 at 1:34:49 PM PDT  
**To:** [natashaaa@wsba.org](mailto:natashaaa@wsba.org)  
**Subject:** Fwd: WSBA Grievance/15-02073

I originally sent this to thw wrong email.

See below.

~Cheryl

Sent from Cheryl's iPhone

Begin forwarded message:

**From:** Cheryl Stratemeyer <[cheryl1205@gmail.com](mailto:cheryl1205@gmail.com)>  
**Date:** September 14, 2016 at 8:24:38 AM PDT  
**To:** [Natashaa@WSBA.com](mailto:Natashaa@WSBA.com)  
**Subject:** WSBA Grievance/15-02073

My name is Cheryl Stratemeyer and I am writing this in support of my husband,  
Douglas  
Stratemeyer.

Doug has been suffering from debilitating depression and burnout. There have  
been many days  
when he literally could not get out of bed

Doug became ill while trying to transport things to North Carolina. He is currently  
on headed to

North Carolina now to get things taken care of and then he will be headed back to Washington.

He will contact you when he is back in the Northwest; if not sooner.

Doug first started to fall behind with his practice when he tried to help my niece overcome a drug addiction. Since the Doug has had one set back after another.

In the Fall of 2014, Doug was hospitalized with sepsis and nearly died. I remember walking into the emergency room and a nurse saying, I have a sepsis patient and need a room stat. I did not know what sepsis was at that time but figured it was very serious. Doug was in the hospital 5 days that time.

Within ten days of being released from the hospital, Doug received a parking ticket from the City of Kent. The ticket was for a license plate that was removed from the car eighteen and a half months earlier.

Doug saw his father, Harold Stratemeyer, two times after he came home from the hospital before his father passed away. Prior to that Doug had lunch with his dad once a week or more for 20 years.

Doug was understandably very upset and severely depressed about this father's passing and this was exacerbated by the mishandling of his father's estate. In March of 2015, Doug was hospitalized again, this time with a slipped disc that rendered him unable to use his right hand and arm. This required a surgical procedure to repair and he was told if the procedure did not work, he would have to have a more invasive procedure right away. Once released from the hospital, Doug was told he could not travel until his condition improved. At this time, the family was trying to plan a date to travel to North Dakota for his father's burial. Despite Doug telling them he was unable to travel, he continued to be asked when he would be able to travel. It was even suggested that he not make the trip; something that he had every right to do.

I have worked for Guardianship Services of Seattle (GSS) for over 20 years as a trust administrator. I also have a paralegal degree. In my experience working for GSS, I have never

seen an estate handled like this. There are several things I find very disturbing about the handling of this estate. I'm bringing this to your attention because I know it affected Doug tremendously.

1. Doug's father's home was sold using a 10-day listing. The first offer was accepted and offers that came in after the deadline were rejected.
2. Harold Stratemeyer's home was entered by beneficiaries before the inventory was done and there were clearly items missing the day of the inventory.
3. When my husband asked for his father's coin collection, which was willed to him, he was told another beneficiary had the coins in her possession. Why was she permitted to take property that belonged to another heir? The Personal Representative then delayed the delivery of the coins stating they needed to be appraised, despite specific instructions from the decedent that the coin collection was to be given to Douglas Stratemeyer and specifically stated they did not have to be valued.
4. The Personal Representative destroyed Harold Stratemeyer's computer by wiping the hard drive and not backing it up. In this process, a lifetime of the decedent's work was destroyed.
5. The Personal Representative never reimbursed Douglas Stratemeyer for travel expenses related to his father's burial or expenses for delivering some of his father's possessions to charities.

Finally, in addition to all of the above, Doug's computer was stolen about 6 weeks ago and has not been recovered.

Sincerely,  
Cheryl Stratemeyer

--  
Cheryl Stratemeyer

[cheryl1205@gmail.com](mailto:cheryl1205@gmail.com)

# **EXHIBIT 3**

**Sachia Stonefeld Powell**

---

**From:** Natasha Averill  
**Sent:** Tuesday, September 20, 2016 10:32 AM  
**To:** 'Cheryl Stratemeyer'  
**Subject:** RE: WSBA Grievance/15-02073

Dear Mrs. Stratemeyer,

Thank you for your email message and providing information regarding Mr. Stratemeyer's situation and current travel status.

I do need to coordinate retrieving the client file in this matter, as soon as possible. Please let me know how we can accomplish this. Thank you, Natasha Averill

**Natasha Averill**  
**Investigator**  
**Office of Disciplinary Counsel**  
**Washington State Bar Association**  
**(206)727-8235 (ofc)**  
**(206)225-7933 (cel)**

CONFIDENTIALITY STATEMENT: The information in this e-mail and in any attachment may contain information that court rules or other authority protect as confidential. If this e-mail was sent to you in error, you are not authorized to retain, disclose, copy or distribute the message and/or any of its attachments. If you received this e-mail in error, please notify me and delete this message. Thank you.

---

**From:** Cheryl Stratemeyer [mailto:cheryl1205@gmail.com]  
**Sent:** Friday, September 16, 2016 1:38 PM  
**To:** Natasha Averill  
**Subject:** Fwd: WSBA Grievance/15-02073

Hello Ms. Averill,

This was sent to the wrong email the first time.

Please see below.

~Cheryl

Sent from Cheryl's iPhone

Begin forwarded message:

**From:** Cheryl Stratemeyer <cheryl1205@gmail.com>  
**Date:** September 16, 2016 at 1:34:49 PM PDT

**To:** [natashaaa@wsba.org](mailto:natashaaa@wsba.org)

**Subject:** Fwd: WSBA Grievance/15-02073

I originally sent this to thw wrong email.

See below.

~Cheryl

Sent from Cheryl's iPhone

Begin forwarded message:

**From:** Cheryl Stratemeyer <[cheryl1205@gmail.com](mailto:cheryl1205@gmail.com)>

**Date:** September 14, 2016 at 8:24:38 AM PDT

**To:** [Natashaa@WSBA.com](mailto:Natashaa@WSBA.com)

**Subject:** WSBA Grievance/15-02073

My name is Cheryl Stratemeyer and I am writing this in support of my husband, Douglas Stratemeyer.

Doug has been suffering from debilitating depression and burnout. There have been many days when he literally could not get out of bed

Doug became ill while trying to transport things to North Carolina. He is currently on headed to North Carolina now to get things taken care of and then he will be headed back to Washington. He will contact you when he is back in the Northwest; if not sooner.

Doug first started to fall behind with his practice when he tried to help my niece overcome a drug addiction. Since the Doug has had one set back after another.

In the Fall of 2014, Doug was hospitalized with sepsis and nearly died. I remember walking into the emergency room and a nurse saying, I have a sepsis patient and need a room stat. I did not know what sepsis was at that time but figured it was very serious. Doug was in the hospital 5 days that time.

Within ten days of being released from the hospital, Doug received a parking ticket from the City of Kent. The ticket was for a license plate that was removed from the car eighteen and a half months earlier.

Doug saw his father, Harold Stratemeyer, two times after he came home from the hospital before his father passed away. Prior to that Doug had lunch with his dad once a week or more for 20 years.

Doug was understandably very upset and severely depressed about this father's passing and this was exacerbated by the mishandling of his father's estate. In March of 2015, Doug was hospitalized again, this time with a slipped disc that rendered him unable to use his right hand and arm. This required a surgical procedure to repair and he was told if the procedure did not work, he would have to have a more invasive procedure right away. Once released from the hospital, Doug was told he could not travel until his condition improved. At this time, the family was trying to plan a date to travel to North Dakota for his father's burial. Despite Doug telling them he was unable to travel, he continued to be asked when he would be able to travel. It was even suggested that he not make the trip; something that he had every right to do.

I have worked for Guardianship Services of Seattle (GSS) for over 20 years as a trust administrator. I also have a paralegal degree. In my experience working for GSS, I have never seen an estate handled like this. There are several things I find very disturbing about the handling of this estate. I'm bringing this to your attention because I know it affected Doug tremendously.

1. Doug's father's home was sold using a 10-day listing. The first offer was accepted and offers that came in after the deadline were rejected.
2. Harold Stratemeyer's home was entered by beneficiaries before the inventory was done and there were clearly items missing the day of the inventory.
3. When my husband asked for his father's coin collection, which was willed to him, he was told another beneficiary had the coins in her possession. Why was she permitted to take property that belonged to another heir? The Personal Representative then delayed the delivery of the coins stating they needed to be appraised, despite specific instructions from the decedent that the coin collection was to be given to Douglas Stratemeyer and

specifically stated they did not have to be valued.

4. The Personal Representative destroyed Harold Stratemeyer's computer by wiping the hard drive and not backing it up. In this process, a lifetime of the decedent's work was destroyed.

5. The Personal Representative never reimbursed Douglas Stratemeyer for travel expenses related to his father's burial or expenses for delivering some of his father's possessions to charities.

Finally, in addition to all of the above, Doug's computer was stolen about 6 weeks ago and has not been recovered.

Sincerely,  
Cheryl Stratemeyer

--

Cheryl Stratemeyer

[cheryl1205@gmail.com](mailto:cheryl1205@gmail.com)

# **EXHIBIT I**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

BEFORE THE  
DISCIPLINARY BOARD  
OF THE  
WASHINGTON STATE BAR ASSOCIATION

In re  Douglas Allen Stratemeyer,  Lawyer (Bar No. 21638).	ODC File No. 15-02073  SUBPOENA DUCES TECUM
--	---

THE STATE OF WASHINGTON TO: Douglas Allen Stratemeyer

YOU ARE HEREBY COMMANDED under Rules 5.3 and/or 5.5 of the Rules for Enforcement of Lawyer Conduct (ELC) to be and appear at the Washington State Bar Association offices, 1325 4<sup>th</sup> Avenue, Suite 600, Seattle, WA 98101, on Monday, October 10, 2016 at 9:00 a.m., to testify in investigatory proceedings being conducted by the Office of Disciplinary Counsel of the Washington State Bar Association. The testimony will be recorded by a certified court reporter.

YOU ARE FURTHER COMMANDED to bring the following with you at the above time:

1. Your complete file and whatever documents may be in your possession or control relating to your representation of Stephen P. Thornock, and all financial records, including trust account and client ledgers, canceled checks, and bank statements relating to funds

1 received in connection with your representation of Stephen P. Thornock.

2  
3 Dated this 27<sup>th</sup> day of Sept, 2016.

4  
5 

6 Sachia Stonefeld Powell, Bar No. 21166  
7 Disciplinary Counsel

8 CR 45 Sections (c) and (d):

9 (c) Protection of Persons Subject to Subpoenas.

10 (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue  
11 burden or expense on a person subject to that subpoena. The court shall enforce this duty and impose upon the party or attorney in breach of this  
12 duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

13 (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things,  
14 or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing  
15 or trial.

16 (B) Subject to subsection (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days  
17 after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or  
18 attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If  
19 objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant  
20 to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the  
21 person commanded to produce and all other parties, move at any time for an order to compel the production. Such an order to compel  
22 production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying  
23 commanded.

24 (3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it:  
(i) fails to allow reasonable time for compliance;  
(ii) fails to comply with RCW 5.56.010 or subsection (e)(2) of this rule;  
(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies; or  
(iv) subjects a person to undue burden, provided that the court may condition denial of the motion upon a requirement that the  
subpoenaing party advance the reasonable cost of producing the books, papers, documents, or tangible things.

(B) If a subpoena  
(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or  
(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute  
and resulting from the expert's study made not at the request of any party, the court may, to protect a person subject to or affected by the  
subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or  
material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably  
compensated, the court may order appearance or production only upon specified conditions.

(d) Duties in Responding to Subpoena.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall  
organize and label them to correspond with the categories in the demand.

(2)(A) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation  
materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things  
not produced that is sufficient to enable the demanding party to contest the claim.

(B) If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the  
person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must  
promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is  
resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the  
information in camera to the court for a determination of the claim. The person responding to the subpoena must preserve the information until  
the claim is resolved.

# **EXHIBIT J**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

BEFORE THE  
DISCIPLINARY BOARD  
OF THE  
WASHINGTON STATE BAR ASSOCIATION

In re

Douglas Allen Stratemeyer,  
Lawyer (Bar No. 21638).

ODC File No. 16-01165

SUBPOENA DUCES TECUM

THE STATE OF WASHINGTON TO: Douglas Allen Stratemeyer

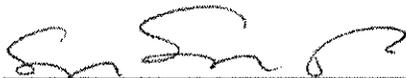
YOU ARE HEREBY COMMANDED under Rules 5.3 and/or 5.5 of the Rules for Enforcement of Lawyer Conduct (ELC) to be and appear at the Washington State Bar Association offices, 1325 4<sup>th</sup> Avenue, Suite 600, Seattle, WA 98101, on Monday, October 10, 2016 at 9:00 a.m., to testify in investigatory proceedings being conducted by the Office of Disciplinary Counsel of the Washington State Bar Association. The testimony will be recorded by a certified court reporter.

YOU ARE FURTHER COMMANDED to bring the following with you at the above time:

1. Your complete file and whatever documents may be in your possession or control relating to your representation of Larry P. Bookheimer II, and all financial records, including trust account and client ledgers, canceled checks, and bank statements relating to funds

1 received in connection with your representation of Larry P. Bookheimer II.

2 Dated this 2<sup>nd</sup> day of Oct, 2016.

3  
4 

5 Sachia Stonefeld Powell, Bar No. 21166  
6 Disciplinary Counsel

7 CR 45 Sections (c) and (d):

8 (c) Protection of Persons Subject to Subpoenas.

9 (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

10 (2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

11 (B) Subject to subsection (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce and all other parties, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

12 (3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it:  
13 (i) fails to allow reasonable time for compliance;  
14 (ii) fails to comply with RCW 5.56.010 or subsection (e)(2) of this rule;  
15 (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies; or  
16 (iv) subjects a person to undue burden, provided that the court may condition denial of the motion upon a requirement that the subpoenaing party advance the reasonable cost of producing the books, papers, documents, or tangible things.

17 (B) If a subpoena  
18 (i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or  
19 (ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

20 (d) Duties in Responding to Subpoena.

21 (1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

22 (2)(A) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

23 (B) If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information in camera to the court for a determination of the claim. The person responding to the subpoena must preserve the information until the claim is resolved.

# **EXHIBIT K**

BEFORE THE DISCIPLINARY BOARD OF THE WASHINGTON STATE BAR ASSOCIATION

VS. Plaintiff(s),  
In re Douglas Allen Stratemeyer, Lawyer (Bar No. 21638)  
Defendant(s),

Case No.: 16-01165/15-02073  
DECLARATION OF SERVICE

STATE OF WASHINGTON  
COUNTY OF KING ss.



The undersigned, being first duly sworn on oath deposes and says: That he/she is now and at all times herein mentioned was a citizen of the United States, over the age of eighteen years, not a party to or interested in the above entitled action and competent to be a witness therein.

That on 10/3/2016 at 7:24 PM at the address of 6834 232nd Avenue NE, Redmond, within King County, WA, the undersigned duly served the following document(s): Subpoena Duces Tecum; Subpoena Duces Tecum; Letter dated September 12, 2016 in the above entitled action upon Douglas Allen Stratemeyer, by then and there personally delivering 1 true and correct set(s) of the above documents into the hands of and leaving same with Douglas Allen Stratemeyer.

Additional Comments: The following is a summary of the events which occurred at the time of the service noted above. After ringing the doorbell and knocking on the front door I heard an angry male voice yelling from inside the residence. As I continued to knock and ring the front door flew open and Douglas Allen Statemeyer charged out at me, grabbed me and ripped my shirt as he shoved me. I served him the documents at which point he became verbally abusive including the use of much profanity. Immediately after this happened I went back to my car, made my notes and left his residence.

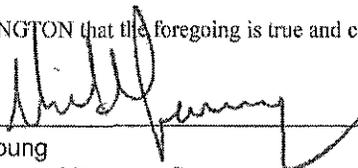
Physical description of person served: Gender: Male | Race: White | Age: 50 | Height: 6' 0" | Weight: Slim Build | Hair: Brown

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

DATE: 10/5/2016  
TOTAL: \$ 195.00



§

  
N. Young  
Registered Process Server  
License#: 1417954 - Expiration Date: 1/2/2017  
Seattle Legal Messengers  
4201 Aurora Avenue N, #200  
Seattle, WA 98103  
(206) 443-0885

# EXHIBIT L

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

BEFORE THE  
DISCIPLINARY BOARD  
OF THE  
WASHINGTON STATE BAR ASSOCIATION

---

In Re: )  
 )  
Douglas Allen Stratemeyer, ) ODC File Nos. 15-02073  
 ) 16-01165  
Lawyer (Bar No. 21638) )  
 )  
 )

---

Deposition Upon Oral Examination of  
**DOUGLAS ALLEN STRATEMEYER**

---

Taken at: 1325 Fourth Avenue, Suite 600  
Seattle, Washington 98101  
Date Taken: October 10, 2016  
Reported By: Lori A. Thompson, CCR #2606

Treece, Shirley & Brodie Court Reporters  
(206) 624-6604  
E-mail: Lthompsonccr@msn.com

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

APPEARANCES

FOR THE WASHINGTON STATE BAR ASSOCIATION:

**SACHIA STONEFELD POWELL**  
Disciplinary Counsel  
1325 Fourth Avenue  
Suite 600  
Seattle, WA 98121-2330

FOR RESPONDENT DOUGLAS ALLEN STRATEMEYER:

**(NO APPEARANCE)**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

I N D E X

(No examination was taken.)

EXHIBITS

NO.	DESCRIPTION
1-A	Subpoena Duces Tecum in re Stephen P. Thornock
1-B	Subpoena Duces Tecum in re Larry P. Bookheimer II
1-C	WSBA Cover Letter (9/27/16) to Douglas A. Stratemeyer re Larry Bookheimer II grievance
2	Acknowledgment of Grievance/Request for Lawyer Response (7/29/16) in re Larry P. Bookheimer II
3	WSBA Letter (9/1/16) to Douglas A. Stratemeyer re Larry P. Bookheimer II grievance
4	Declaration of Service to Douglas A. Stratemeyer (10/5/16)

In re: Douglas Allen Stratemeyer

10/10/16

1 Seattle, Washington, Monday, October 10, 2016

2 9:20 a.m.

3 -- o00o --

4 MS. POWELL: We are on the record at  
5 9:20 a.m. on Monday, October 10, 2016. I'm Sachia  
6 Stonefeld Powell, Disciplinary Counsel with the Washington  
7 State Bar Association. Also present is Brian McCarthy, an  
8 investigator with the Office of Disciplinary Counsel.

9 This was to be the deposition of Douglas  
10 Stratemeyer to begin at 9:00 a.m. today in the WSBA  
11 offices. The WSBA issued a subpoena duces tecum to  
12 Mr. Stratemeyer pursuant to Rule for Enforcement of Lawyer  
13 Conduct 5.5 and to 5.3(f) based on Mr. Stratemeyer's  
14 failure to cooperate with the investigation of  
15 Mr. Bookheimer's grievance.

16 We also issued a Subpoena Duces Tecum to  
17 Mr. Stratemeyer pursuant to the Rules for Enforcement of  
18 Lawyer Conduct pursuant to our investigation of  
19 Mr. Thornock's grievance.

20 It is now 9:22 a.m. and Mr. Stratemeyer has  
21 not appeared. He has not contacted me regarding the  
22 deposition, and we have checked the lobby, the email, and  
23 the voicemail, and have not heard from him.

24 For the record we have marked the following  
25 exhibits:

In re: Douglas Allen Stratemeyer

10/10/16

1                   Exhibit 1-A is the investigative  
2 subpoena duces tecum issued under ODC File No. 15-02073.  
3 That's the grievance filed by Mr. Thornock.

4                   Exhibit 1-B is the subpoena duces tecum  
5 issued in File 16-01165, which is the investigation of the  
6 grievance by Larry P. Bookheimer II.

7                   Exhibit 1-C is the cover letter which was  
8 served on Mr. Stratemeyer with the two subpoenas.

9                   Exhibit 2 is the request for response to  
10 the Bookheimer grievance dated July 29, 2016, sent to  
11 Mr. Stratemeyer.

12                   Exhibit 3 is the September 1st letter to  
13 Mr. Stratemeyer also regarding the Bookheimer grievance  
14 requiring his written response to the allegations within  
15 ten days of the letter, or by September 14, 2016.

16                   And, finally, Exhibit 4 is the Declaration  
17 of Service showing that on October 3rd Mr. Stratemeyer was  
18 served with the two subpoenas duces tecum and also the  
19 cover or transmittal letter for those subpoenas and  
20 personally served with those.

21                   Again, we've received no response to  
22 Mr. Bookheimer's grievance, we've received no  
23 communication from Mr. Stratemeyer, and the deposition is  
24 concluded.

25                   (Proceeding concluded at 9:24 a.m.)

In re: Douglas Allen Stratemeyer

10/10/16

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF KING )

I, the undersigned Washington Certified Court Reporter, pursuant to RCW 5.28.010 authorized to administer oaths and affirmations in and for the State of do, Washington hereby certify that the annexed and foregoing deposition consisting of Page 1 through 5 of the testimony of each witness named herein was taken stenographically before me and reduced to a typed format under my direction;

I further certify that according to CR 30(e) the witness was given the opportunity to examine, read and sign the deposition after the same was transcribed, unless indicated in the record that the review was waived;

I further certify that all objections made at the time of said examination to my qualifications or the manner of taking the deposition or to the conduct of any party have been noted by me upon each said deposition;

I further certify that I am not a relative or employee of any such attorney or counsel, and that I am not financially interested in the said action or the outcome thereof;

I further certify that each witness before

In re: Douglas Allen Stratemeyer

10/10/16

1 examination was by me duly sworn to testify the truth, the  
2 whole truth and nothing but the truth;

3 I further certify that the deposition, as  
4 transcribed, is a full, true and correct transcript of the  
5 testimony, including questions and answers, and all  
6 objections, motions and exceptions of counsel made and  
7 taken at the time of the foregoing examination and was  
8 prepared pursuant to Washington Administrative Code  
9 308-14-135, the transcript preparation format guideline;

10 I further certify that I am sealing the  
11 deposition in an envelope with the title of the above  
12 cause and the name of the witness visible, and I am  
13 delivering the same to the appropriate authority;

14 I further advise you that as a matter of firm  
15 policy, the Stenographic notes of this transcript will be  
16 destroyed three years from the date appearing on this  
17 Certificate unless notice is received otherwise from any  
18 party or counsel hereto on or before said date;

19 IN WITNESS WHEREOF, I have hereunto set my hand  
20 and affixed my Washington State CCR Seal this 12th day of  
21 October, 2016.

22 \_\_\_\_\_  
23 Certified Court Reporter No. 2606 in and for the  
24 State of Washington, residing at Gig Harbor, WA.  
My CCR certification  
25 expires 7/4/17.

# EXHIBIT M

RECEIVED

OCT 10 2016

WSBA OFFICE OF  
DISCIPLINARY COUNSEL

Sackie Powell

As you know because my wife notified you by letter, I experienced severe health problems while on the east coast. I traveled by air only late last week back to the NW, I had not yet been given medical approval to travel, however, I hoped to resolve this matter. I have no intention of continuing my association with WSBA, I am sickened and embarrassed by what I have observed in WSBA's activities over the past 24 plus years.

I learned that WSBA was at my Redmond home from my wife. She was quite upset at your ~~uninvited~~ uninvited and unannounced trespass during my absence. I have now left that address so as to ensure my wife's privacy in relation to WSBA. Leave my wife alone at her home.

I have an extensive medical test & labs I will not change for WSBA. My medical condition is covered by the ADA. I will not tolerate intrusion into my medical condition or records by WSBA.

I am arranging for the items you requested to be provided and sent to you. I intend to ~~have~~ terminate my association with WSBA. If my health is further impacted by the tactics of WSBA I will make complaints pursuant to the ADA.

This letter is handwritten because my computer was recently stolen, further exacerbating my conditions.

Douglas Stutzinger