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SUPREME COURT  
STATE OF WASHINGTON  
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No. 80874-1

SUPREME COURT  
OF THE STATE OF WASHINGTON

KATHIE COSTANICH,  
  
Petitioner,  
  
v.  
  
STATE OF WASHINGTON,  
DSHS,  
  
Respondent.

STATEMENT OF  
ADDITIONAL AUTHORITIES  
(RAP 10.8)

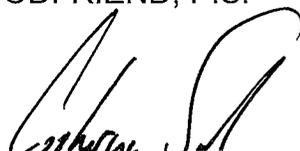
Kathie Costanich, petitioner, submits the following additional authorities responsive to inquiries during argument today regarding the bases for an award of fees in the Supreme Court:

***Fisher Properties, Inc. v. Arden-Mayfair, Inc.***, 115 Wn.2d 364, 378, 798 P.2d 799 (1990) ("The general rule is that time spent on establishing entitlement to, and amount of, a court awarded attorney fee is compensable where the fee shifts to the opponent under fee shifting statutes") (citing ***Daly v. Hill***, 790 F.2d 1071, 1081 (4th Cir. 1986) (time spent defending entitlement to attorney fees compensable); ***Copeland v. Marshall***, 641 F.2d 880, 893

(D.C. Cir.1980) (time spent litigating the fee award itself compensable)).

DATED this 13<sup>th</sup> day of May, 2008.

EDWARDS, SIEH, SMITH  
& GOODFRIEND, P.S.

By:   
Catherine W. Smith  
WSBA No. 9542

1109 First Avenue, Suite 500  
Seattle, WA 98101-2988  
(206) 624-0974