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January 23, 2009

Hon. Gerry L. Alexander
Chief Justice, Supreme Court of Washington
Temple of Justice
Olympia, WA 98504

Re: Magana v. Hyundai Motor America, *et al*
No. 80922-4

Dear Chief Justice Alexander:

I am writing to follow-up on a point raised during yesterday's oral argument. During argument, while I was discussing the issue of alternative sanctions, I was asked whether Hyundai had proposed a specific alternative sanction to the trial court. I responded that the sanction had been proposed to the trial court, as part of Hyundai's motion for reconsideration. I neglected, however, to provide this Court with a citation to the relevant page of the Clerk's Papers. The page in question is CP 5467 (Hyundai's Motion for Reconsideration of Default Judgment, p.2). My apologies for the oversight.

Respectfully,

CARNEY BADLEY SPELLMAN, P.S.

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MBK:ltl

cc: Counsel of Record

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