

RECEIVED *usc*
SUPREME COURT
STATE OF WASHINGTON
Sep 13, 2011, 1:35 pm
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SUPREME COURT
OF THE STATE OF WASHINGTON

RECEIVED BY E-MAIL *hjh*

CHRISTA L. ALBICE, a married
woman, and BART A. TECCA and
KAREN L. TECCA, husband and wife,

Respondents,

v.

PREMIER MORTGAGE SERVICES
OF WASHINGTON, INC., a
Washington Corporation; OPTION ONE
MORTGAGE CORPORATION, a
California Corporation,

Defendants,

RON DICKINSON and "JANE DOE"
DICKINSON, husband and wife,

Petitioners.

RON DICKINSON,

Petitioner,

v.

CHRISTA L. ALBICE fka CHRISTA L.
DEYOUNG and BART A. TECCA and
KAREN L. TECCA, husband and wife;
Any Subtenants, and All Others Acting
By or Through Them,

Respondents.

COME NOW the petitioners Dickinson and submit the following
additional authorities to the Court pursuant to RAP 10.8:

Dickinsons' Second Statement of
Additional Authorities - 1

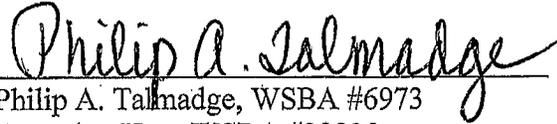
Talmadge/Fitzpatrick
18010 Southcenter Parkway
Tukwila, Washington 98188-4630
(206) 574-6661 (206) 575-1397 Fax

ORIGINAL

- *U.S. Bank National Ass'n v. Whitney*, 119 Wn. App. 339, 81 P.3d 135 (2003), *review denied*, 152 Wn.2d 1021 (2004) (debtors' payment of a note at the wrong place of payment was ineffective; creditor was not required to accept tender of payment in insufficient amount);
- *Beaver-Jackson v. Standard Trustee Co. of Washington*, 2008 WL 5100308 (W. D. Wash. 2008) (failure to enjoin foreclosure sale results of waiver of debtor's right to contest the underlying foreclosure proceeding);
- *Pfau v. Washington Mutual, Inc.*, 2009 WL 484448 (E. D. Wash. 2009) (failure to enjoin foreclosure sale results in waiver; debtor's payments were insufficient to establish that he was not in default);
- *Zhang v. Northwest Trustee Services, Inc.*, 2009 WL 1259008 (E. D. Wash. 2009) (failure to enjoin foreclosure sale results in waiver);
- *Freeston v. Bishop, White & Marshall, P.S.*, 2010 WL 1186276 (W. D. Wash. 2010) (failure to enjoin foreclosure sale results in waiver);
- *Wallis v. Indy Mac Federal Bank*, 717 F. Supp.2d 1195 (W. D. Wash. 2010) (failure to enjoin foreclosure sale results in waiver);
- *Vechirko v. Recontrust Co., N. A.*, 2011 WL 3501724 (W. D. Wash. 2011) (failure to enjoin trustee sale results in waiver);
- *South Tacoma Way, LLC v. State*, 169 Wn.2d 118, 233 P.3d 871 (2010) (purchaser of land was a bona fide purchaser for value and had a right to presume the presale proceedings for State's sale of surplus property were regular and proper).

DATED this 13th day of September, 2011.

Respectfully submitted,



Philip A. Talmadge, WSBA #6973

Emmelyn Hart, WSBA #28820

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Attorneys for Petitioners

Ron and Cheryl Dickinson

DECLARATION OF SERVICE

On said day below I emailed and deposited in the U.S. Mail a true and accurate copy of the following document: Dickinsons' Second Statement of Additional Authorities in Supreme Court Cause No. 85260-0 to the following:

Dick Ditlevson
Ditlevson Rodgers Dixon, P.S.
324 West Bay Dr. NW, Suite 201
Olympia, WA 98502

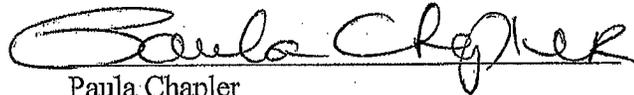
Douglas Kiger
Blado Kiger Bolan, P.S.
4717 S. 19th Street, Suite 109
Tacoma, WA 98405

Original efiled with:

Washington Supreme Court
Clerk's Office
415 12th Street W
Olympia, WA 98504-0929

I declare under penalty of perjury under the laws of the State of Washington and the United States that the foregoing is true and correct.

DATED: September 13, 2011, at Tukwila, Washington.



Paula Chapler
Talmadge/Fitzpatrick