

87062-4
NO. 40351-0-II

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PM

COURT OF APPEALS
OF THE STATE OF WASHINGTON
DIVISION II

DOCTOR'S ASSOCIATES, INC.,

Appellant,

v.

WAQAS SALEEMI & FAROOQ SHARYAR,

Respondents.

APPELLANT'S ADDITIONAL AUTHORITIES
"RAP 10.8"

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Comes now Doctors Associates, Inc. by and through its attorneys of record and submits the following additional authorities pursuant to RAP 10.8.

I. ISSUE FOR WHICH ADDITIONAL AUTHORITY IS OFFERED

Does a court exceed its authority under both state and federal law when, in considering a motion to enforce an arbitration clause, the court summarily decides matters that the parties agreed to resolve via arbitration and those matters are not germane to the narrow issue of enforcement of an arbitration clause?

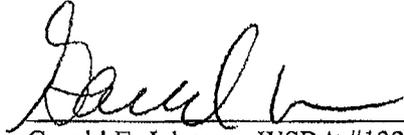
Brief of Appellant, page 2, paragraph 3.

II. ADDITIONAL AUTHORITIES

Verbeek Properties, LLC v. Greenco Environmental, Inc., ____ Wn. App. ____, 2010 WL 5141280, 2 (Div. 1, 2010) (when there is an arbitration clause the court's role is limited to only deciding whether or not there is an enforceable agreement to arbitrate. If the arbitration clause is enforceable, the other issues/disputes must be left for the arbitrator to decide) citing **RCW 7.04A.070(1)** and *Heights at Issaquah Ridge, Owners Ass'n v. Burton Landscape Group, Inc.*, 148 Wn. App. 400, 405, 200 P.3d 254, 256 (2009) ("Any doubts should be resolved in favor of coverage, and further, all questions upon which the parties disagree are presumed to be within the arbitration provisions unless negated expressly or by clear implication").

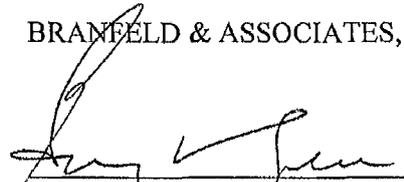
Dated this 5 day of April, 2011.

KRAM, JOHNSON, WOOSTER
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