

*bjh*

SUPREME COURT  
OF THE STATE OF WASHINGTON

FRED BINSCHUS, individually and as  
Personal Representative of the Estate of  
JULIE ANN BINSCHUS; TONYA FENTON;  
TRISHA WOODS; TAMMY MORRIS;  
JOANN GILLUM, as Personal Representative  
of the Estate of GREGORY N. GILLUM;  
CARLA J. LANGE, individually and as  
Personal Representative of the Estate of  
LEROY B. LANGE; NICHOLAS LEE  
LANGE, individually; ANDREA ROSE,  
individually and as Personal Representative of  
the Estate of CHESTER M. ROSE; STACY  
ROSE, individually; RICHARD TRESTON  
and CAROL TRESTON, and the marital  
community thereof; BEN MERCADO;  
PAMELA RADCLIFFE, individually and as  
Personal Representative of the Estate of  
DAVID RADCLIFFE; and TROY  
GIDDINGS, individually,

Respondents,

v.

SKAGIT COUNTY, a political subdivision of  
the State of Washington,

Petitioner,

and

STATE OF WASHINGTON,  
DEPARTMENT OF CORRECTIONS;  
SKAGIT EMERGENCY  
COMMUNICATIONS CENTER d/b/a  
"Skagit 911," an interlocal government  
agency; and OKANOGAN COUNTY, a  
political subdivision of the State of  
Washington,

Defendants.

No. 91644-6

FOURTH  
STATEMENT OF  
ADDITIONAL  
AUTHORITY



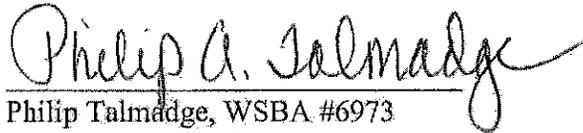
ORIGINAL

COME NOW respondents Binschus, et al., and submit the following additional authority to the Court pursuant to RAP 10.8:

- *Lennox v. Lourdes Health Network*, 2016 WL 3854589 (July 12, 2016) (fact questions precluded summary judgment where defendant health network failed to properly supervise individual with long history of mental health/criminal involvements and he brutally killed his grandmother).

DATED this 6<sup>th</sup> day of September, 2016.

Respectfully submitted,



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DECLARATION OF SERVICE

On said day below I emailed a copy for service a true and accurate copy of the Fourth Statement of Additional Authority in Supreme Court Cause No. 91644-6 to the following:

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Original E-filed with:  
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Clerk's Office  
415 12<sup>th</sup> 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 6, 2016, at Seattle, Washington.



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Matt J. Albers, Paralegal  
Talmadge/Fitzpatrick/Tribe

# TALMADGE/FITZPATRICK/TRIBE

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## Confirmation of Filing

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**Appellate Court Case Title:** Fred Binschus, et al. v. Skagit County

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### Comments:

Fourth Statement of Additional Authority

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