

SUPREME COURT OF  
THE STATE OF WASHINGTON

Cynthia Stewart,

Appellant,

v.

State of Washington, Employment  
Security Department,

Respondents.

APPELLANT'S  
STATEMENT OF  
SUPPLEMENTAL  
AUTHORITIES

Appellant Cynthia Stewart submits the following additional authorities to the Court pursuant to RAP 10.8:

- *Henderson v. Shinseki*, 562 U.S. 428, 437, 440 (2011) (holding that 120-day deadline for obtaining court review of denial of veteran's benefits is not jurisdictional, in part because the underlying statute is construed in favor of claimants seeking veteran's benefits).
- *Bowen v. City of New York*, 476 U.S. 467, 480 (1986) (holding that 60-day deadline for obtaining court review of denial of Social Security disability benefits is not jurisdictional, and that equitable tolling of deadline was appropriate, in part because the underlying statute is "unusually protective" of claimants);
- *Mathews v. Eldridge*, 424 U.S. 319, 328 n. 9 (1976) (holding that same 60-day deadline for court review of Social Security disability benefits was subject to waiver).

DATED this 8th day of November, 2017.

MacDONALD HOAGUE & BAYLESS

By: /s/ Tiffany Cartwright  
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CERTIFICATE OF SERVICE

I certify, under penalty of perjury under the laws of the state of Washington, that on this date I filed the foregoing document with the Supreme Court of the State of Washington via the Washington State Appellate Courts' Portal and served a true and correct copy of the foregoing document via the United States Postal Service postage prepaid and electronic mail on the following:

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DATED this 8<sup>th</sup> day of November, 2017.

s/Terri Flink

Terri Flink, Legal Assistant

**MACDONALD HOAGUE & BAYLESS**

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**Transmittal Information**

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**Appellate Court Case Title:** Cynthia Stewart v. State of Washington, Employment Security Department  
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**Comments:**

Appellant's Statement of Supplemental Authorities

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