

FILED
SUPREME COURT
STATE OF WASHINGTON
11/14/2018 10:06 AM
BY SUSAN L. CARLSON
CLERK

No. 95959-5

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

JANELLE RIDDLE, YAKIMA COUNTY CLERK,

Petitioner,

v.

DAVID A. ELOFSON, KEVIN S. NAUGHT, MICHAEL G.
MCCARTHY, DOUGLAS L. FEDERSPIEL, BLAINE G. GIBSON.
RUTH E. REUKAUF. GAYLE M. HARTHCOCK, and RICHARD H.
BARTHFIELD, Judges of the Superior Court of the State of Washington
for Yakima County.

Respondents.

PETITIONER'S STATEMENT OF ADDITIONAL AUTHORITIES

STEVEN M. CLEM, WSBA #7466
Special Deputy Prosecuting Attorney
for Yakima County
Attorney for Petitioner
P.O. Box 360
Waterville, Washington 98858-0360
(509) 745-8535

COMES NOW the Petitioner, Janelle Riddle, Yakima County

Clerk, and submits additional authorities pursuant to RAP 10.8, with respect to the Petitioner's ability to commence an action in Superior Court.

1. RCW 7.16.300

("It [a writ of prohibition] may be issued by any court, except district or municipal courts, *to an inferior tribunal*, or to a corporation, board or person, in all cases where there is not a plain, speedy and adequate remedy in the ordinary course of law. It is issued upon affidavit, on the application of the person beneficially interested." [Emphasis added.]

2. RCW 7.16.340

("Except as otherwise provided in this chapter, the provisions of the code of procedure concerning civil actions are applicable to and constitute the rules of practice in the proceedings in this chapter.")

3. RCW 4.12.020(2)

("Actions for the following causes shall be tried in the county where the cause, or some part thereof, arose: . . . (2) Against a public officer, or person specially appointed to execute his or her duties, for an act done by him or her in virtue of his or her office, or against a person who, by his or her command or in his or her aid, shall do anything touching the duties of such officer;")

4. *State ex rel. Murphy v. Taylor*, 101 Wash. 148, 152, 172 P. 217 (1918)

("[T]he writ of prohibition will lie from this court when the officer sought to be prohibited is a judge of the superior court.")

Respectfully submitted this 14th day of November, 2018.



Steven M. Clem, WSBA #7466
Special Deputy Prosecuting Attorney
for Yakima County
Attorney for Petitioner Riddle

DOUGLAS COUNTY PROSECUTING ATTORNEY

November 14, 2018 - 10:06 AM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 95959-5
Appellate Court Case Title: Janelle Riddle v. David A. Elofson, et al.

The following documents have been uploaded:

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Statement of Additional Authorities
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- whyslop@lukins.com

Comments:

Sender Name: Steven Clem - Email: sclem@co.douglas.wa.us
Address:
PO BOX 360
213 RAINIER
WATERVILLE, WA, 98858-0360
Phone: 509-745-8535

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