

FILED
SUPREME COURT
STATE OF WASHINGTON
5/22/2020 11:55 AM
BY SUSAN L. CARLSON
CLERK

SUPREME COURT
OF THE STATE OF WASHINGTON

KATHLEEN MANCINI,

Petitioner,

v.

CITY OF TACOMA,

Respondent.

No. 97583-3

PETITIONER'S THIRD
STATEMENT OF
ADDITIONAL
AUTHORITIES

Petitioner Kathleen Mancini submits this third statement of additional authorities in accordance with RAP 10.8. Regarding the issue of whether the risks of physical harm to fellow police officers and to lawfully armed residents are a justification for recognizing a tort law duty of reasonable care in these circumstances, Mancini cites the following additional authority:

- Nicholas Bogel-Burroughs, *Months After Louisville Police Kill Woman in Her Home, Governor Calls for Review*, The New York Times, at A19 (May 15, 2020), available at <https://www.nytimes.com/2020/05/14/us/breonna-taylor-louisville-shooting.html> (last accessed on May 22, 2020) (police officer was shot in the leg by a lawfully armed resident, whose girlfriend was then killed by officers' counter-fire, after police executed a search warrant on a home even though the suspect did not live there and had been arrested earlier that day).

Petitioner's Third Statement
of Additional Authorities - 1

Talmadge/Fitzpatrick
2775 Harbor Avenue SW
Third Floor, Suite C
Seattle, WA 98126
(206) 574-6661

DATED this 22nd day of May 2020.

Respectfully submitted,

s/ Gary Manca

Gary Manca, WSBA #42798

Talmadge/Fitzpatrick

2775 Harbor Avenue SW

Third Floor, Suite C

Seattle, WA 98126

(206) 574-6661

Lori S. Haskell, WSBA #15779

7511 Greenwood Ave N Ste 314

Seattle, WA 98103

(206) 728-1905

Attorneys for Petitioner

Kathleen Mancini

DECLARATION OF SERVICE

On said day below, I electronically served a true and accurate copy of the *Petitioner's Third Statement of Additional Authorities* in Supreme Court Cause No. 97583-3 to the following:

Jean Homan
Gisel Castro
Tacoma City Attorney's Office
747 Market St., Suite 1120
Tacoma, WA 98402

Valerie D. McOmie
4549 NW Aspen Street
Camas, WA 98607

Lori Haskell
7511 Greenwood Ave N Ste 314
Seattle, WA 98103

Daniel E. Huntington
422 Riverside, Suite 1300
Spokane, WA 99201

Nancy Talner
Antoinette M. Davis
William Block
ACLU of Wash. Foundation
P.O. Box 2728
Seattle, WA 98111

J. Dino Vasquez
Karr Tuttle Campbell
701 Fifth Avenue, Suite 3300
Seattle, WA 98104

Douglas R. Mitchell
Deputy Prosecuting Attorney
205 W. Fifth Avenue, Suite 213
Ellensburg, WA 98926-2887

Daniel R. Hamilton
Deputy Prosecuting Attorney
955 Tacoma Avenue, Suite 301
Tacoma, WA 98402

Ryan J. Lukson
Deputy Prosecuting Attorney
Benton County Prosecutor's Office
7122 W. Okanogan Place, Bldg. A
Kennewick, WA 99336-2359

Pamela B. Loginsky
Washington Association of
Prosecuting Attorneys
206 10th Avenue SE
Olympia, WA 98501

Daniel G. Lloyd
Assistant City Attorney
P.O. Box 1995
Vancouver, WA 98668-1995

Original E-Filed with:
Supreme Court
Clerk's Office

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: May 22, 2020 at Seattle, Washington.

/s/ Matt J. Albers
Matt J. Albers, Paralegal
Talmadge/Fitzpatrick

TALMADGE/FITZPATRICK

May 22, 2020 - 11:55 AM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 97583-3
Appellate Court Case Title: Kathleen Mancini v. City of Tacoma, et al.

The following documents have been uploaded:

- 975833_Briefs_20200522114853SC244238_3357.pdf
This File Contains:
Briefs - Petitioners Additional Authorities
The Original File Name was Petitioner Third Stmt of Additional Authorities.pdf

A copy of the uploaded files will be sent to:

- dan.lloyd@cityofvancouver.us
- danhuntington@richter-wimberley.com
- deborah.hartsoch@cityofvancouver.us
- dhamilt@co.pierce.wa.us
- dkubicek@ci.tacoma.wa.us
- doug.mitchell@co.kittitas.wa.us
- dvasquez@karrtuttle.com
- gcastro@ci.tacoma.wa.us
- haskell@haskellforjustice.com
- hhatrup@karrtuttle.com
- jhoman@cityoftacoma.org
- lori@haskellforjustice.com
- matt@tal-fitzlaw.com
- pamloginsky@waprosecutors.org
- pcpatvecf@piercecountywa.gov
- pleadings@aclu-wa.org
- prosecuting@co.benton.wa.us
- ryan.lukson@co.benton.wa.us
- sarah@tal-fitzlaw.com
- talner@aclu-wa.org
- tdavis@aclu-wa.org
- valeriemcomie@gmail.com
- wblock@msn.com

Comments:

Petitioner's Third Statement of Additional Authorities

Sender Name: Matt Albers - Email: matt@tal-fitzlaw.com

Filing on Behalf of: Gary Manca - Email: gary@tal-fitzlaw.com (Alternate Email: matt@tal-fitzlaw.com)

Address:
2775 Harbor Avenue SW

Third Floor Ste C
Seattle, WA, 98126
Phone: (206) 574-6661

Note: The Filing Id is 20200522114853SC244238