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SUPREME COURT
STATE OF WASHINGTON
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SUPREME COURT
OF THE STATE OF WASHINGTON

OLYMPIC VIEW WATER AND
SEWER DISTRICT, a Washington
municipal corporation; and TOWN OF
WOODWAY, a Washington municipal
corporation, SNOHOMISH COUNTY, a
Washington municipal corporation,

Respondents,

v.

RONALD WASTEWATER DISTRICT,
a Washington municipal corporation; and
KING COUNTY, a Washington
municipal corporation,

Petitioners.

No. 97599-0

SECOND
STATEMENT OF
ADDITIONAL
AUTHORITIES

COMES NOW the respondent Olympic View Water and Sewer District (“Olympic View”), and submits the following additional authorities to the Court pursuant to RAP 10.8 in response to questions from the panel during oral argument on May 26, 2020:

- *John Hancock Mut. Life Ins. Co. v. Gooley*, 196 Wash. 357, 370, 83 P.2d 221 (1938) (quoting with approval from 1 *Freeman on Judgments* (5th ed.) § 226, p. 444: “There are three jurisdictional elements in every valid judgment, namely, jurisdiction of the subject matter, jurisdiction of the person, and the power or authority to render the particular judgment.”);
- CP 914, 3342 (Olympic View has provided water services in Point Wells since 1946);

Second Statement of
Additional Authorities - 1

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

- CP 708-12 (Woodway objected to Ronald’s attempt to provide permanent sewer services to 4 customers in Point Wells on anything other than an “interim” basis only);
- CP 2492 (King County Council purported to find transfer of Olympic View territory in Snohomish County in the public interest contrary to its authority in article XI, § 11);
- RCW 56.08.020 (barring overlapping service without board approval was first enacted in 1941);
- RCW 36.94.440 (required court to find that it has addressed “related indebtedness,” i.e. like that of Olympic View, before approving transfer).

DATED this 29th day of May, 2020.

Respectfully submitted,

/s/ Philip A. Talmadge

Philip A. Talmadge, WSBA #6973
Thomas M. Fitzpatrick, WSBA #8894
Talmadge/Fitzpatrick
2775 Harbor Avenue SW
Third Floor, Suite C
Seattle, WA 98126
(206) 574-6661

Attorneys for Respondent
Olympic View Water and Sewer District

DECLARATION OF SERVICE

On said day below, I electronically served a true and accurate copy of the *Second Statement of Additional Authorities* in Supreme Court Cause No. 97599-0 to the following parties:

Mark Stockdale
Verna Bromley
Jennifer Stacy
Darren Carnell
Ann Summers
Sr. Deputy Prosecuting Attorneys
900 King Cty Administration Bldg.
500 Fourth Avenue
Seattle, WA 98104

Sharon Cates
Jeffrey B. Taraday
Beth Ford
Lighthouse Law Group PLLC
1100 Dexter Avenue N., Suite 100
Seattle, WA 98109

Brian Dorsey
Jessica Kraft-Klehm
Snohomish County
Prosecuting Atty – Civil Division
3000 Rockefeller Avenue
Everett, WA 98201-4060

Duncan Greene
H. Ray Liaw
Sophia Amberson
Van Ness Feldman LLP
719 Second Avenue, Suite 1150
Seattle, WA 98104

Julie Ainsworth-Taylor
Margaret King
City of Shoreline
17500 Midvale Ave. North
Shoreline, WA 98133

Terrence Danysh
Dorsey & Whitney LLP
701 Fifth Avenue, Suite 6100
Seattle, WA 98104-7043

Greg Rubstello
Ogden Murphy Wallace PLLC
901 Fifth Avenue, Suite 3500
Seattle, WA 98164-2008

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Washington 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 29, 2020, at Seattle, Washington.

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

TALMADGE/FITZPATRICK

May 29, 2020 - 12:18 PM

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Appellate Court Case Title: Ronald Wastewater District, et al. v. Olympic View Water and Sewer District, et al.

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- bdorsey@snoco.org
- beth@lighthouselawgroup.com
- brian.dorsey@co.snohomish.wa.us
- ctomlinson@vnf.com
- danysh.terry@dorsey.com
- darren.carnell@kingcounty.gov
- dmg@vnf.com
- grubstello@omwlaw.com
- hrl@vnf.com
- iwillis@vnf.com
- jainsworth-taylor@shorelinewa.gov
- jeff@lighthouselawgroup.com
- jennifer.stacy@kingcounty.gov
- jessica.kraft-klehm@co.snohomish.wa.us
- jessica.kraft-klehm@snoco.org
- mark.stockdale@kingcounty.gov
- mary.livermore@kingcounty.gov
- matt@tal-fitzlaw.com
- mking@shorelinewa.gov
- monica.erickson@kingcounty.gov
- paoappellateunitmail@kingcounty.gov
- robin.hohl@kingcounty.gov
- samberson@vnf.com
- sarah@tal-fitzlaw.com
- secates99@gmail.com
- sharon@lighthouselawgroup.com
- tom@tal-fitzlaw.com
- verna.bromley@kingcounty.gov

Comments:

Respondent Olympic View's Second Statement of Additional Authorities

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

Filing on Behalf of: Philip Albert Talmadge - Email: phil@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

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