

FILED
SUPREME COURT
STATE OF WASHINGTON
10/16/2020 11:10 AM
BY SUSAN L. CARLSON
CLERK

SUPREME COURT
OF THE STATE OF WASHINGTON

BONNIE I. MEYERS, as personal
representative of the estate of
GABRIEL LEWIS ANDERSON, a
deceased minor, age 15, and on behalf
of the beneficiaries of the estate; and
BRANDI K. SESTROM and
JOSHUA ANDERSON, individually;

Respondents,

v.

FERNDALE SCHOOL DISTRICT, a
political subdivision of the State of
Washington;

Petitioner,

and

WILLIAM KLEIN and JANE DOE
KLEIN and the marital community
comprised thereof;

Defendants.

No. 98280-5

STATEMENT OF
ADDITIONAL
AUTHORITIES

COME NOW respondents Bonnie I. Meyers, as personal representative of the estate of Gabriel Lewis Anderson, and on behalf of the beneficiaries of the estate; and Brandi K. Sestrom and Joshua Anderson, individually, and submit the following additional authorities to the Court pursuant to RAP 10.8:

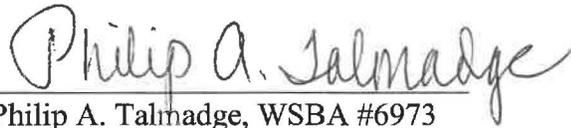
- *N.L. v. Bethel Sch. Dist.*, 186 Wn.2d 422, 434-35, 378 P.3d 162 (2016) (Court rejects central holding in *Kazanjian*,

relied upon here by District, that a district should not be liable for off-campus activity);

- *Dinsmoor v. City of Phoenix*, 468 P.3d 745 (2020) (a student shot his classmate and then himself at another student's home; court held that school district owed a duty arising from its special relationship with the students and rejected argument that duty did not extend to off-campus, after school hours situation).

DATED this 16th day of October, 2020.

Respectfully submitted,



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

John R. Connelly, WSBA #12183
Marta L. O'Brien, WSBA #46416
Jackson Pahlke, WSBA #52812
Connelly Law Offices, PLLC
2301 North 30th Street
Tacoma, WA 98403
(253) 593-5100

Attorneys for Respondents

DECLARATION OF SERVICE

On said day below, I electronically served a true and accurate copy of the *Statement of Additional Authorities* in Supreme Court Cause No. 98280-5 to the following parties:

Mark Dietzler
Lisa Liekhus
Law Offices of Mark Dietzler
1001 Fourth Avenue, Suite 3300
Seattle, WA 98154-1125

Bret S. Simmons
Jill Smith
Simmons Sweeney Smith PS
1223 Commercial Street
Bellingham, WA 98225-4306

John R. Connelly
Marta L. O'Brien
Jackson Pahlke
Connelly Law Offices, PLLC
2301 North 30th Street
Tacoma, WA 98403

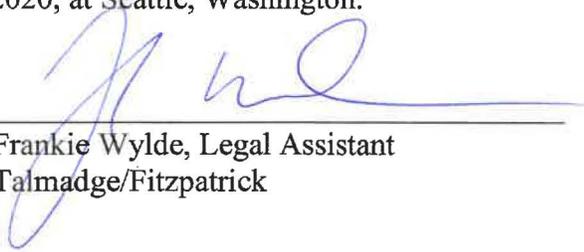
Daniel E. Huntington
422 W. Riverside Avenue, Suite 1300
Spokane, WA 99201

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

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: October 16, 2020, at Seattle, Washington.



Frankie Wylde, Legal Assistant
Talmadge/Fitzpatrick

TALMADGE/FITZPATRICK

October 16, 2020 - 11:10 AM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 98280-5
Appellate Court Case Title: Bonnie I. Meyers, et al. v. Ferndale School District
Superior Court Case Number: 15-2-02248-9

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Statement of Additional Authorities
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- Pam@ssslawgroup.com
- assistant@tal-fitzlaw.com
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- jconnelly@connelly-law.com
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- matt@tal-fitzlaw.com
- mobrien@connelly-law.com
- valeriamcomie@gmail.com

Comments:

Statement of Additional Authorities

Sender Name: Frankie Wylde - Email: assistant@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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