

No. 101417-1

**SUPREME COURT
STATE OF WASHINGTON**

THOMAS J. YOUNG,

Petitioner,

v.

DEPARTMENT OF LABOR
AND INDUSTRIES,

Respondent.

**ANSWER TO
MOTION TO
ACCEPT
PETITIONER'S
REPLY TO
DEPARTMENT'S
ANSWER**

I. IDENTITY OF PARTY

The Department of Labor and Industries, Respondent in this appeal, seeks the relief designated in Part II of this motion.

II. STATEMENT OF RELIEF SOUGHT

The Department respectfully seeks an order striking the reply to the answer for petition for review.

III. FACTS RELEVANT TO MOTION

Thomas Young petitioned this Court for review. The Department answered. In its argument, it raised no new issue for which it sought review.

IV. GROUNDS FOR RELIEF AND ARGUMENT

RAP 13.4(d) only permits a reply to an answer to petition for review if the answer raises a new issue. The Department raised no new argument for which it sought review. Therefore, the reply should be struck.

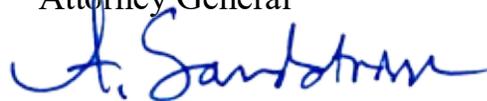
V. CONCLUSION

The Department requests that this Court not consider the reply and strike it.

This document contains 131 words, excluding the parts of the document exempted from the word count by RAP 18.17.

RESPECTFULLY SUBMITTED this 10th day of February, 2023.

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CERTIFICATE OF
SERVICE

The undersigned, under penalty of perjury pursuant to the laws of the State of Washington, declares that on the below date, she caused to be served, Dept.'s Answer to Motion to Accept Petitioner's Reply to Department's Answer and this Certificate of Service in the below described manner:

E-Filing via Washington State Appellate Courts Portal:

Erin L. Lennon
Supreme Court Clerk
Supreme Court of Washington

E-Mail via Washington State Appellate Courts Portal:

Thomas Young
healthybak@aol.com
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DATED this 10th day of February, 2023.



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February 10, 2023 - 7:32 AM

Transmittal Information

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