

FILED
SUPREME COURT
STATE OF WASHINGTON
3/10/2025 2:39 PM
BY SARAH R. PENDLETON
CLERK

COURT OF THE STATE OF WASHINGTON

Case No. No. 1038496

Court of Appeals of Washington, Division III
Court of Appeals No. 388778
Consolidated with No. 390641

PAULA S. NEIS, Trustee of the DANIEL L. NEIS Revocable Trust; and GLORIA
RAE FRASER,

Respondents for Discretionary Review

v.

HOWARD WOOLLETT and PETRIA WOOLLETT,

Petitioners for Discretionary Review

**RESPONDENT GLORIA RAE FRASER'S ANSWER AND OBJECTION
TO MOTION TO SEPARATE APPEALS**

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A. Designation of Responding Party

Respondent Gloria Rae Fraser, individually and as personal representative of the Estate of John Douglas Fraser, deceased (collectively “Fraser”), the prevailing party in Court of Appeals Case No. 390641, is the responding party.

B. Objection to Relief Sought

Fraser objects to separation of the consolidated appeals.

C. Argument

Separation of the consolidated appeals should properly be considered at the same time as the Court considers the pending petition for review, as set by the Supreme Court Clerk. See, letter to parties dated February 14, 2025. If the petition for review is not accepted, both appeals would be concluded. The matter would be sent back to the Court of Appeals, where dual applications for appellate attorney fee awards remain pending, one in each appeal. The Court of Appeals could then issue a

mandate sending the single case to the trial court.¹ There would be no need to separate the appeals. Moreover, with a mandate sending both cases back at the same time, the trial court sitting in equity could consider appropriate post-trial motions and justly distribute the appeal bond that has been lodged. Otherwise, it seems transparent that the Woolletts intend to take the money and run, or these extraordinary motions to separate appeals would be pointless. The Woolletts have expressed no interest or desire toward satisfying any judgment(s) to be awarded to Frasers for unjustly ensnaring them in protracted litigation.

Separation of the appeals should be denied.

RESPECTFULLY SUBMITTED this 10th day of March 2025.

This document contains 268 words, excluding parts of the document exempted from the word count by RAP 18.17.

¹ The case was tried under a single docket number, Spokane County Superior Court Case No. No. 19-2-01262-32

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 10, 2025, I caused to be served a true and correct copy of the Respondent Gloria Rae Frasier's Answer and Objection to Motion to Separate Appeals on the following named person(s) via Court of Appeal E-Serve Portal:

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Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 103,849-6
Appellate Court Case Title: Paula S. Neis, et al. v. Howard Woollett, et al.
Superior Court Case Number: 19-2-01262-0

The following documents have been uploaded:

- 1038496_Answer_Reply_20250310143905SC218166_0327.pdf
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