

No. 104365-1

SUPREME COURT
OF THE STATE OF WASHINGTON

In re the Marriage of:

ROBERT W. COONEY,

Respondent,

and

HILLARY A. BROOKS,

Petitioner.

MOTION TO STRIKE
PETITIONER'S
STATEMENT OF
ADDITIONAL
AUTHORITIES

1. Relief Requested.

Respondent Robert W. Cooney asks this Court to strike Petitioner Hillary Brooks's Statement of Additional Authorities, as it is an improper use of RAP 10.8 to circumvent RAP 13.4(d).

2. Grounds for Relief.

This Court should strike petitioner's Statement of Additional Authorities as it is clearly a "reply" to arguments made by respondent in his answer. A reply is only allowed if "the answering party seeks review of issues not raised in the petition for review." RAP 13.4(d). As respondent did not ask this Court to review issues not raised in the petition in his answer, petitioner is barred from filing a reply under RAP 13.4(d), and her reply should be stricken.

3. Conclusion.

This Court should strike petitioner's Statement of Additional Authorities.

*I certify that this motion is in 14-point Georgia font
and contains 126 words, in compliance with the Rules of
Appellate Procedure. RAP 18.17(b).*

Dated this 20th day of August, 2025.

SMITH GOODFRIEND, P.S.

By: /s/ Valerie A. Villacin
Valerie A. Villacin
WSBA No. 34515

1619 8th Avenue North
Seattle, WA 98109
(206) 624-0974

Attorneys for Respondent

DECLARATION OF SERVICE

The undersigned declares under penalty of perjury, under the laws of the State of Washington, that the following is true and correct:

That on August 20, 2025, I arranged for service of the foregoing Motion to Strike Petitioner's Statement of Additional Authorities, to the Court and to the parties to this action as follows:

Office of Clerk Washington Supreme Court Temple of Justice P.O. Box 40929 Olympia, WA 98504-0929	<input type="checkbox"/> Facsimile <input type="checkbox"/> Messenger <input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> E-File
Evyn G. Kuske Wechsler Becker LLP 701 5 th Avenue, Suite 4550 Seattle, WA 98104-7088 egk@wechslerbecker.com	<input type="checkbox"/> Facsimile <input type="checkbox"/> Messenger <input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> E-Mail
Hillary A. Brooks 2900 NW Clearwater Drive # 200-66 Bend, OR 97703 hillarybrooks@icloud.com	<input type="checkbox"/> Facsimile <input type="checkbox"/> Messenger <input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> E-Mail

DATED at Brooklyn, New York this 20th day of
August, 2025.

/s/ Andrienne E. Pilapil
Andrienne E. Pilapil

SMITH GOODFRIEND, PS

August 20, 2025 - 12:18 PM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 104,365-1
Appellate Court Case Title: Robert W. Cooney v. Hillary A. Brooks

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Seattle, WA, 98109
Phone: (206) 624-0974

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