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NO. 90032-9

IN THE SUPREME COURT
FOR THE STATE OF WASHINGTON

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NO. 69827-3

IN THE COURT OF APPEALS, DIVISION I
OF THE STATE OF WASHINGTON

HUGH AND MARTHA SISLEY, both individually and
on behalf of their marital community,

Petitioners,

v.

CITY OF SEATTLE, a municipal corporation,

Respondent.

PETITIONERS' *ERRATA*

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Attorneys for Petitioners Hugh and Martha Sisley

 ORIGINAL

Introduction

Hugh and Martha Sisley, Petitioners, have timely filed and served their Petition for Review and the City of Seattle, Respondent, has timely filed and served its Answer.

In reviewing the briefing submitted to this Court, Mr. and Mrs. Sisley observed certain errors in the record which should be corrected.

Petition for Review

The Petition for Review erroneously states that the “property located at 6526 15th Avenue NE” had been “demolished.” *See* Petition at 8, n. 5. In fact, there has been no demolition at that property address.

Answer to Petition for Review

The Answer to Petition for Review erroneously states that the Certificate of Release issued for the property located at 6317 15th Ave. NE “released the Sisleys from *the* ‘requirements of the NOV.’” *See* Answer at 10 (ft. nt. omitted) (emphasis added). In fact, the Certificate of Release released Mr. and Mrs. Sisley from “*all* requirements of the NOTICE OF VIOLATION of the Seattle Municipal Code 22.206 dated JUNE 27, 2008.”¹ (emphasis added).

The Answer to Petition for Review erroneously omits the fact that,

¹ CP 1190-1191.

in contrast to the circumstances for the property located at 6515 16th Ave. NE (one of the two properties subject to continuing fines), the City of Seattle issued Certificates of Release for other properties where Notices of Violation with conditions similar to those at issue at 6515 16th Ave. NE and where the response was to have the properties vacated and boarded, without imposition or assessment of continuing fines.²

The Answer to Petition for Review erroneously omits the testimony of Jill Vanneman when the Answer implies that Mr. and Mrs. Sisleys' designation of those who pay monthly rent and live in their houses as "guests" was an incorrect designation.³ See Answer at 9. At trial, Ms. Vanneman testified that, in "the context of the Sisley properties, we do not recognize the term 'guest'", as the City of Seattle adopts instead

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² Certificates of Release were issued for properties located at 6321 15th Ave. NE (Certificate of Release issued on July 9, 2012) and 1509 NE 68th St. (Certificate of Release issued on August 15, 2012).

³ Ms. Vanneman is the Code Compliance Coordinator for the City of Seattle's Department of Planning and Development.

the designation “tenants.”⁴

DATED this 21st day of April, 2014.

SKELLENGER BENDER, P.S.

s/Jeffrey Grant

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Erin Newton, WSBA 38029

Attorneys for Petitioners

Hugh and Martha Sisley

⁴ Verbatim Report of Proceedings, at 81 (November 8, 2012). The designation as “tenants” apparently gives the designee greater authority than “guests” to permit entry of City of Seattle housing code inspectors onto the properties owned by Mr. and Mrs. Sisley.