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Supreme Court No. 90429-4  
Court of Appeals No. 69643-2-I

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SUPREME COURT  
OF THE STATE OF WASHINGTON

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PATRICIA A. GRANT,  
Plaintiff/Appellant

v.

CLAUDIO GABRIEL ALPEROVICH, M.D., FRANCISCAN HEALTH  
SYSTEM, ET AL.,  
Defendants/Respondents

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DEFENDANTS' JOINT REPLY IN SUPPORT OF MOTION TO  
STRIKE PLAINTIFF'S REPLY TO DEFENDANTS' ANSWERS TO  
PLAINTIFF'S PETITION FOR REVIEW

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Timothy L. Ashcraft, WSBA #26196  
Michelle M. Garzon, WSBA # 31558  
WILLIAMS, KASTNER & GIBBS PLLC  
1301 A Street, Suite 900  
Tacoma, WA 98402

Phil Vanderhoef, WSBA # 14564  
FAIN ANDERSON VANDERHOEF  
701 5<sup>th</sup> Avenue, Suite 4650  
Seattle, WA 98104

Donna Moniz, WSBA #12762  
JOHNSON, GRAFFE, KEAY  
925 Fourth Ave., Suite 2300  
Seattle, WA 98104

ORIGINAL

Timothy E. Allen, WSBA #35337  
BENNETT BIGELOW & LEEDOM, P.S.  
601 Union Street, Suite 1500  
Seattle, WA 98101

Nancy C. Elliott, WSBA #11411  
MERRICK, HOFSTEDT & LINDSEY,  
P.S.  
3101 Western Ave., Suite 200  
Seattle, WA 98121

Howard M. Goodfriend  
SMITH GOODFRIEND, P.S.  
1109 First Ave., Suite 500  
Seattle, WA 98101

David J. Corey  
FLOYD, PFLUEGER AND RINGER  
200 W. Thomas St., Suite 500  
Seattle, WA 98119

## REPLY

Ms. Grant's response to this motion does not address the salient issue, namely whether her brief conforms to RAP 13.4. In fact, except for one sentence, Ms. Grant does not even mention RAP 13.4. This motion should be granted and Ms. Grant's Reply in Support of her Petition for Review should be stricken.

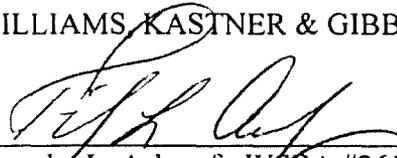
In her response, Ms. Grant confuses various rules under RAP 10 with RAP 13.4. RAP 10.3, 10.4 and 10.7 address the requirements of a brief filed in the appellate court. But Ms. Grant's Petition for Review to this Court does not fall under any of these rules. Rather, it falls under RAP 13.4. As such, all of Ms. Grant's arguments regarding her compliance with the various rules under RAP 10 are of no moment.

Ms. Grant argues that the mandates of RAP 13.4 only apply after review is accepted. She is incorrect. The applicable rule after review is accepted by this Court is RAP 13.7. It is RAP 13.4 that governs the Petition for Review.

There is no dispute that Ms. Grant's Reply did not comply with RAP 13.4 in scope, timing or length. This Court should strike her Reply.

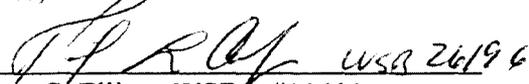
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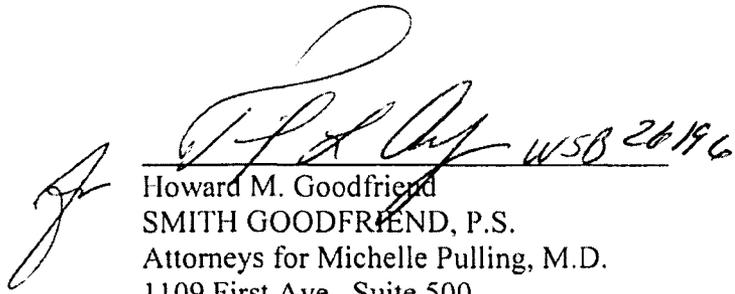
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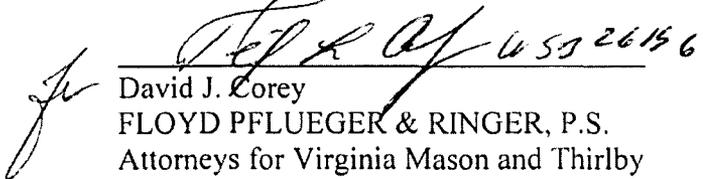
  
\_\_\_\_\_  
Timothy L. Ashcraft, WSBA #26196  
Michelle M. Garzon, WSBA # 31558  
WILLIAMS, KASTNER & GIBBS PLLC  
Attorneys for Claudio Alperovich, M.D. and  
Franciscan Health System  
1301 A Street, Suite 900  
Tacoma, WA 98402  
Phil Vanderhoef, WSBA # 14564  
FAIN ANDERSON VANDERHOEF  
701 5<sup>th</sup> Avenue, Suite 4650  
Seattle, WA 98104

  
  
\_\_\_\_\_  
Donna Moniz, WSBA #12762  
JOHNSON, GRAFFE, KEAY  
Attorneys for Valley Medical Center and  
Dr. Nguyen  
925 Fourth Ave., Suite 2300  
Seattle, WA 98104

  
  
\_\_\_\_\_  
Timothy E. Allen, WSBA #35337  
BENNETT BIGELOW & LEEDOM, P.S.  
Attorneys for Dr. Hori  
601 Union Street, Suite 1500  
Seattle, WA 98101

  
  
\_\_\_\_\_  
Nancy C. Elliott, WSBA #11411  
MERRICK, HOFSTEDT & LINDSEY, P.S.  
Attorneys for Pacific Medical Centers, Oswald,  
Krishnamurthy, Ludwig & US Family Health Plan  
3101 Western Ave., Suite 200  
Seattle, WA 98121

  
Howard M. Goodfriend  
SMITH GOODFRIEND, P.S.  
Attorneys for Michelle Pulling, M.D.  
1109 First Ave., Suite 500  
Seattle, WA 98101

  
David J. Corey  
FLOYD PFLUEGER & RINGER, P.S.  
Attorneys for Virginia Mason and Thirlby  
200 W. Thomas St., Suite 500  
Seattle, WA 98119

CERTIFICATE OF SERVICE

I declare under penalty of perjury of the laws of the State of Washington that on this date a copy of the foregoing document was forwarded for service upon the parties as follows:

**Appellant:**

Patricia Grant, Pro Se  
1001 Cooper Pt. Rd. NW, Suite 140-231  
Olympia, WA 98502

**Sent Via:**

- Fax
- ABC Legal Services
- Express Mail
- Regular U.S. Mail
- Email

**Attorneys for St. Francis Hospital -  
Franciscan Health System:**

Philip J. VanDerhoef  
Susan E. Wassell  
Fain Anderson VanDerhoef, PLLC  
701 Fifth Ave., Suite 4650  
Seattle, WA 98104-7030

**Sent Via:**

- Fax
- ABC Legal Services
- Express Mail
- Regular U.S. Mail
- Email

**Attorneys for Valley Medical Center and  
Nguyen:**

Donna M. Moniz  
Johnson, Graffe, Keay, Moniz & Wick, LLP  
925 Fourth Ave., Suite 2300  
Seattle, WA 98104-1145

**Sent Via:**

- Fax
- ABC Legal Services
- Express Mail
- Regular U.S. Mail
- Email

**Attorneys for Hori:**

Timothy E. Allen  
Bennett Bigelow & Leedom, P.S.  
601 Union Street, Suite 1500  
Seattle, WA 98101-1363

**Sent Via:**

- Fax
- ABC Legal Services
- Express Mail
- Regular U.S. Mail
- Email

**Attorneys for Pacific Medical Centers,  
Oswald, Krishnamurthy, Ludwig and US  
Family Health Plan:**

Nancy C. Elliott  
Merrick, Hofstedt & Lindsey, PS  
3101 Western Ave., Suite 200  
Seattle, WA 98121-3017

**Sent Via:**

- Fax
- ABC Legal Services
- Express Mail
- Regular U.S. Mail
- Email

**Attorneys Michele Pulling:**  
Howard M. Goodfriend  
Smith Goodfriend, P.S.  
1109 First Avenue, Suite 500  
Seattle, WA 98101-2988

**Sent Via:**  
 Fax  
 ABC Legal Services  
 Express Mail  
 Regular U.S. Mail  
 Email

**Attorneys for Virginia Mason and  
Thirlby:**  
David J. Corey  
Floyd Pflueger & Ringer, PS  
200 W. Thomas Street, Suite 500  
Seattle, WA 98119-4296

**Sent Via:**  
 Fax  
 ABC Legal Services  
 Express Mail  
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Signed at Tacoma, Washington this 11<sup>th</sup> day of September, 2014.

*s/Christine Spake*

Christine Spake  
Legal Assistant

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---

**To:** Spake, Chris; dcorey@floyd-ringer.com; hpoltz@floyd-ringer.com; Jennifer Sproul; BanaDevi Vasquez; Gene Studer; Tamara K. Nelson; Elena Ortiz; Justin A. Steiner; Garzon, Michelle; ~VanDerhoef, Phil; ariensche@omwlaw.com; sweetprom@aol.com  
**Cc:** Ashcraft, Tim; Nancy C. Elliott; Tim E. Allen; Donna Moniz; Howard Goodfriend; S. Jean Ballard; Tara Friesen; ~Yoshida, Doug  
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**Sent:** Friday, September 19, 2014 10:19 AM  
**To:** OFFICE RECEPTIONIST, CLERK; dcorey@floyd-ringer.com; hpoltz@floyd-ringer.com; Jennifer Sproul; BanaDevi Vasquez; Gene Studer; Tamara K. Nelson; Elena Ortiz; Justin A. Steiner; Garzon, Michelle; ~VanDerhoef, Phil; ariensche@omwlaw.com; sweetprom@aol.com  
**Cc:** Ashcraft, Tim; Nancy C. Elliott; Tim E. Allen; Donna Moniz; Howard Goodfriend; S. Jean Ballard; Tara Friesen; ~Yoshida, Doug; Spake, Chris  
**Subject:** RE: Supreme Court No. 90429-4 Grant v. Alperovich, et al. - Reply in Support of Motion to Strike

Attached please find Defendants' Joint Reply in Support of Motion to Strike Plaintiff's Reply to Defendants' Answers to Plaintiff's Petition for Review.

Chris

**Chris Spake**  
Legal Assistant to Timothy L. Ashcraft and Elizabeth Lee McAmis  
Williams Kastner  
1301 A Street, Suite 900  
Tacoma, WA 98402  
Main: 253.593.5620  
Direct: 253.552.4099  
Fax: 253.593.5625  
[cspake@williamskastner.com](mailto:cspake@williamskastner.com)  
[www.williamskastner.com](http://www.williamskastner.com)

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