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July 17, 2008

Via Email and Post

Judge Chris Wickham  
Judge Christine Pomeroy  
Thurston County Superior Court  
Building Two, Thurston County Courthouse  
2000 Lakeridge Drive SW  
Olympia, WA 98502-6045

Re: Taylor v. Pierce County, #08-2-00904-9 and 08-2-01571-5


Dear Judges Wickham and Pomeroy:

I'm perplexed by Mr. Bricklin's letter of this afternoon. He indicates North Bay's Reply brief is untimely. It was served prior to noon today, one court day prior to the hearing set for tomorrow consistent with Local Rule 5(b)(2).

He also indicates it is unfairly prejudicial to his client's and should have been filed as part of the initial joint motion. Other than vague references to it being inaccurate and new factual allegations, he identifies nothing specific that he believes is inappropriate.

If the court is to consider what is tantamount to a motion to strike a timely filed reply, I ask that Mr. Bricklin be required to specify what he believes are new matters and on what basis he believes the brief is untimely. Absent him doing so, it would be unfair to expect North Bay to be prepared to respond tomorrow morning to such vague accusations. Thank you.

Sincerely,

  
JERRY R. KIMBALL

JRK

cc: David Bricklin  
Jill Guernsey  
Billy Plauché  
Les Foss