

1 THE HONORABLE GEORGE MATTISON
2 HEARING DATE: FRIDAY, JANUARY 18, 2008, 9 AM
3 WITH ORAL ARGUMENT

4 **FILED**
KING COUNTY, WASHINGTON

5 JAN 18 2008

6 SUPERIOR COURT CLERK
7 BY NANCY L. SLYE
8 DEPUTY

9 **IN THE SUPERIOR COURT FOR THE STATE OF WASHINGTON**
10 **IN AND FOR THE COUNTY OF KING**

11 WESTWOOD COURT TOWNHOMES
12 CONDOMINIUM OWNERS
13 ASSOCIATION, a Washington non-profit
14 corporation,

15 Plaintiff,

16 v.

17 WESTWOOD COURT, LLC, a
18 Washington limited liability company; P.
19 EDWARD DEAN and JANE DOE DEAN,
20 individuals; NORTHWEST HOUSING
21 GUILD, LLC, a Washington limited
22 liability company; BRAD RUNNING and
23 JANE DOE RUNNING, individuals;
24 CLIFFORD RUNNING and JANE DOE
25 RUNNING, individuals; and DOES 1 - 10,
26 et al.,

Defendants.

No. 06-2-13861-9 KNT

ORDER GRANTING PLAINTIFF'S
MOTION FOR PARTIAL SUMMARY
JUDGMENT RE: NUMBER OF CPA
CLAIMS

~~PROPOSED~~ 

CLERK'S ACTION REQUIRED

22 THIS MATTER comes before the Court on Plaintiff's Motion for Partial Summary
23 Judgment Re: Number of CPA Claims. The Court has heard oral argument of counsel and
24 carefully reviewed the following materials submitted by the parties:

ORDER GRANTING PLAINTIFF'S MOTION FOR PARTIAL
SUMMARY JUDGMENT RE: NUMBER OF CPA CLAIMS
[PROPOSED] - 1

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1. Plaintiff's Motion for Partial Summary Judgment Re: Number of CPA Claims;
2. Declaration of Todd C. Hayes in Support of Plaintiff's Motion for Partial Summary Judgment Re: Number of CPA Claims, with exhibits thereto;
3. Defendants P. Edward Dean, Brad Running, and Clifford Running's Opposition to Plaintiff's Motion for Partial Summary Judgment re: Number of CPA Claims;
4. Defendants Northwest Housing Guild, Brad Running and Cliff Running's Opposition to Motion for Partial Summary Judgment re Number of CPA Claims;
5. Defendants Westwood Court, LLC and P. Edward Dean's Opposition to Plaintiff's Motion for Partial Summary Judgment re: Number of CPA Claims;
6. Declaration of Stephen M. Todd in Support of Defendants Westwood Court, LLC and P. Edward Dean's Opposition to Plaintiff's Motion for Partial Summary Judgment re: Number of CPA Claims;
7. Plaintiff's Reply in Support of Motion for Partial Summary Judgment re: Number of CPA Claims; and
8. Supplemental Declaration of Todd C. Hayes in Support of Plaintiff's Reply in Support of Motion for Partial Summary Judgment re: Number of CPA Claims.

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1 AND HEREBY ORDERS that Plaintiff's Motion for Partial Summary Judgment Re:
2 Number of CPA Claims is GRANTED.

3 DONE IN OPEN COURT this 18 day of January, 2008.

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7 HONORABLE GEORGE MATTSON

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10 Presented by:

11 HARPER | HAYES PLLC


12
13 By: 

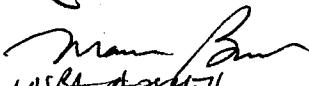
14 Gregory L. Harper, WSBA No. 27311

15 Todd C. Hayes, WSBA No. 26361

16 Charles K. Davis, WSBA No. 38231

17 Attorneys for Plaintiff

18
19  The court determines that the
20 treble damages provision in
21 RCW 19.86.090, and the associated
22 ~~treble dam~~ \$10,000 cap, may
23 apply separately to each of the
24 unit owners, subject to a finding
25 of liability and damages, at the
26 TCU discretion of the court.


WSBA # 29614
for Dean, Brad + Cliff Running

ORDER GRANTING PLAINTIFF'S MOTION FOR PARTIAL
SUMMARY JUDGMENT RE: NUMBER OF CPA CLAIMS
[PROPOSED] - 3

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