

3
FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2013 SEP 27 AM 9:03
BETTY J. GOULD, CLERK

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

STATE OF WASHINGTON
THURSTON COUNTY SUPERIOR COURT

MARLENE NICHOLSON,
individually and as the personal
representative of the Estate of Larry
Nicholson,

Plaintiff,

v.

THE STATE OF WASHINGTON,
DEPARTMENT OF SOCIAL AND
HEALTH SERVICES; and LAKESIDE
GARDENS, LLC, a Washington
corporation,

Defendants.

NO. 10-2-01841-4

STIPULATED JUDGMENT

(Clerk's Action Required)

Judgment Summary (RCW 4.64.030):

Judgment Creditor(s): Marlene Nicholson

Judgment Creditor(s)' Attorney(s): David P. Moody
Hagens Berman Sobol Shapiro LLP

Judgment Debtor: State of Washington

Judgment Amount: \$430,000.00

Pre-Judgment Interest: \$0

Post-Judgment Interest: \$0

Taxable Costs and Attorney Fees: \$430,000.00

1 Taxable Costs and Attorney Fees: \$430,000.00

2 THIS MATTER having come on regularly before the undersigned judge of the above-
3 entitled Court; and the Plaintiff, Marlene Nicholson, acting by and through David P. Moody, and
4 the Defendants, State of Washington, and its Department of Social and Health Services, acting by
5 and through Robert W. Ferguson, Attorney General, and Peter J. Helmberger, Assistant Attorney
6 General; and these parties having made a stipulation pursuant to RCW 4.92.150, without any
7 admissions of liability, settling and compromising this action against the defendants and allowing
8 for dismissal of this action with prejudice against the Defendants, and it appearing to the Court,
9 after a review of the files and records herein and statements of counsel in open court, that the sum
10 of Four Hundred Thirty Thousand and No/100 Dollars (\$430,000.00) is a proper and just
11 settlement to be paid by the Defendant, State of Washington, to the Plaintiff; and the Court being
12 fully advised, now, therefore,

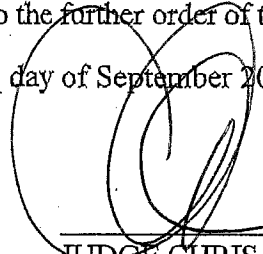
13 IT IS HEREBY ORDERED That the Plaintiff Marlene Nicholson shall have judgment
14 against the Defendant State of Washington for the total sum of Four Hundred Thirty Thousand
15 and No/100 Dollars (\$430,000.00). Reasonable fees and costs found by the court shall be
16 deducted from these gross amounts. Additionally, any liens, subrogated interests, or outstanding
17 medical bills of which Plaintiff's counsel has actual or constructive notice prior to court approval
18 of this settlement shall be resolved out of these gross amounts, and defendants shall have no
19 liability for any such liens, interest, or bills.

20 IT IS FURTHER ORDERED, ADJUDGED AND DECREED That neither party shall
21 recover against any other party their respective fees, costs, nor interest herein.

22 IT IS FURTHER ORDERED, ADJUDGED AND DECREED That, pursuant to the
23 provisions of RCW 4.92.160, the Defendant, State of Washington, shall pay to the clerk of the
24 above-entitled Court the sum of Four Hundred Thirty Thousand and No/100 Dollars
25 (\$430,000.00) for the benefit of the Plaintiff herein and that upon receipt of said sum the clerk
26

1 thereof shall forthwith dismiss this case with prejudice, satisfy the judgment against the State of
2 Washington and shall hold such sum subject to the further order of this Court.

3 DONE IN OPEN COURT this 27 day of September 2013.




JUDGE CHRIS WICKHAM

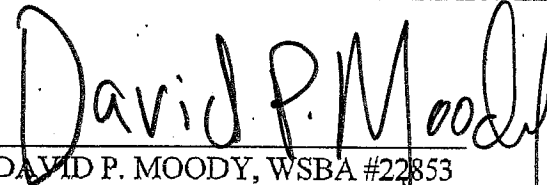
7 Presented by:

8 ROBERT W. FERGUSON
9 Attorney General

Approved as to Form and
Notice of Presentation Waived:

HAGENS BERMAN SOBOL SHAPIRO LLP

10 
11
12 PETER J. HELMSBERGER, WSBA#23041
13 Assistant Attorney General
Attorneys for Defendant


14 DAVID P. MOODY, WSBA #22853
15 Attorneys for Plaintiff

20 STATE OF WASHINGTON
21 County of Thurston

I, Betty J. Gould, County Clerk and Ex-officio Clerk of
the Superior Court of the State of Washington, for
Thurston County holding session at Olympia, do
hereby certify that the foregoing is a true and correct
copy of the original as the same appears on
file and of record in my office containing Three pages.
IN WITNESS WHEREOF, I have hereinto set my hand and
affixed the seal of said court

24 DATED: Sept. 27, 2013

25 BETTY J. GOULD
County Clerk, Thurston County, State of Washington
26 by  Deputy