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SUPERIOR COURT OF WASHINGTON FOR CHELAN COUNTY

ROSS WILKINSON and CINDY WILKINSON;) NO. 11-2-00678-1
MONTE KARNES and KIMBERLEY KARNES;)
DAVID BETHEL and JEANIE BETHEL;) ORDER ON PLAINTIFFS'
DARRELL McLEAN; JIM PAULUS and KATHY) AND DEFENDANT'S
PAULUS; JOE HARGIS and LINDA HARGIS;) MOTIONS FOR
DANIEL MacINDOE and ISIDRA MacINDOE;) SUMMARY JUDGMENT
TED TREPANIER and RUBY AKINS-)
TREPANIER,)
)
Plaintiffs,)
)
vs.)
)
CHIWAHA COMMUNITIES ASSOCIATION,)
a Washington Non-Profit corporation,)
)
Defendant.)
)

THIS MATTER having come before the Court on Defendant's Motion for Summary Judgment and on Plaintiffs' Motion for Summary Judgment and the Court having considered argument of counsel, the pleadings on file including the following:

1. Defendant's Motion for Summary Judgment;
2. Declaration of Yen Lam;
3. Declaration of Mike Stanford;

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ORDER ON PLAINTIFFS' AND
DEFENDANT'S MOTIONS
FOR SUMMARY JUDGMENT - 1

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- 4. Declaration of Joanne Stanford;
- 5. Declaration of Joanne Stanford;
- 6. Declaration of Gloria Fisk;
- 7. Declaration of Patty Blouin;
- 8. Plaintiffs' Motion for Summary Judgment;
- 9. Declaration of Dan and Isidra MacIndoe;
- 10. Joint Declaration of Plaintiffs;
- 11. Declaration of Dennis Jordan;
- 12. Plaintiff's Response to Defendant's Motion;
- 13. Declaration of Darlyn McCarty;
- 14. Declaration of Dennis Jordan;
- 15. Plaintiff's Motion to Strike;
- 16. Amended Declaration of Dennis Jordan;
- 17. Defendant's Response to Plaintiff's Motion to Strike;
- 18. Defendant's Response to Plaintiffs' Motion for Summary Judgment;
- 19. Second Declaration of Gloria Fisk
- 20. Second Declaration of Yen Lam;
- 21. Declaration of Judy Van Eyk;
- 22. Declaration of David Johnston;
- 23. Second Declaration of Mike Stanford;
- 24. Declaration of Michael Standley;
- 25. Declaration of Michelle Simpson;
- 26. Declaration of James Padden;
- 27. Plaintiffs' Reply to Defendant's Response to Motion for Summary Judgment;
- 28. Plaintiffs' Supplemental Motion to Strike Testimony
- 29. Defendant's Response to Plaintiffs' Supplemental Motion

The Court having considered the foregoing and the argument of counsel, NOW,

THEREFORE,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

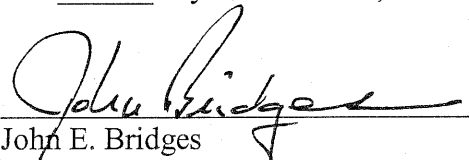
1. DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT IS DENIED
IN ITS ENTIRETY.

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ORDER ON PLAINTIFFS' AND
DEFENDANT'S MOTIONS
FOR SUMMARY JUDGMENT - 2

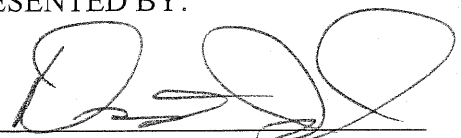
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2. PLAINTIFFS' MOTION FOR
SUMMARY IS GRANTED IN ITS
ENTIRETY

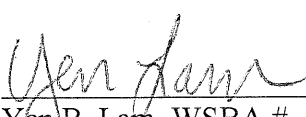
DONE IN OPEN COURT on this 15 day of December, 2011.


John E. Bridges
Superior Court Judge

PRESENTED BY:


Dennis Jordan, WSBA #4904
Attorney for Plaintiffs

COPY RECEIVED, APPROVED FOR
ENTRY:


Yen B. Lam, WSBA #
Attorney for Defendant

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ORDER ON PLAINTIFFS' AND
DEFENDANT'S MOTIONS
FOR SUMMARY JUDGMENT - 3