

Joseph E. Shickich, Jr.
Riddell Williams P.S.
1001 Fourth Avenue, Suite 4500
Seattle, WA 98154-1192



201410170026

Skagit County Auditor

\$77.00

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Document title(s): Summary Judgment in Favor of Plaintiff and Against Defendants
(certified copy)

Reference number(s) of document(s) assigned or released (if applicable): N/A

Grantor(s): MUFG Union Bank, N.A., successor-in-interest to the Federal
Deposit Insurance Corporation, as receiver of Frontier Bank

Grantee(s): John T. Blanchard and Jane Doe Blanchard, husband and wife;
Randy S. Previs and Katie L. Previs, husband and wife.

4848-9790-5183.01
62724.00013

**CERTIFIED
COPY**

FILED
KING COUNTY WASHINGTON

OCT 10 2014

SUPERIOR COURT CLERK

BY Sung Kim

DEPUTY

IT IS ORDERED that moving party
is required to provide a copy of this order
to all parties who have appeared in the case.

ORIGINAL

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

UNION BANK, N.A., successor-in-interest
to the Federal Deposit Insurance
Corporation, as receiver of Frontier Bank,

Plaintiff,

v.

JOHN T. BLANCHARD and JANE DOE
BLANCHARD, husband and wife;
RANDY S. PREVIS and KATIE L.
PREVIS, husband and wife,

Defendants.

NO. 13-2-14999-1 SEA

**SUMMARY JUDGMENT IN
FAVOR OF PLAINTIFF AND
AGAINST DEFENDANTS**

[Clerk's Action Requested]

I.

JUDGMENT SUMMARY

1.1	<u>Judgment Creditor:</u>	Union Bank, N.A.
1.2	<u>Judgment Creditor's Attorney:</u>	Riddell Williams P.S.
1.3	<u>Judgment Debtors:</u>	John T. Blanchard, Randy S. Previs, and Katie L. Previs, jointly and severally
1.4	<u>Judgment Debtors' Attorneys:</u>	Law Offices of James W. Talbot PLLC for Randy S. Previs and Katie L. Previs; Young DeNormandie for John T. Blanchard
1.5	<u>Amount of Judgment:</u>	\$41,960,087.72
1.6	<u>Post-judgment interest rate:</u>	12% per year

SUMMARY JUDGMENT IN FAVOR OF PLAINTIFF AND
AGAINST DEFENDANTS - (No. 13-2-14999-1 SEA) - 1
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II.

APPEARANCES

2.1 Plaintiff. Plaintiff Union Bank, N.A., appeared by Joseph E. Shickich, Jr., of Riddell Williams P.S.

2.2 Defendants Previs. Defendants Randy S. Previs and Katie L. Previs appeared by James W. Talbot of the Law Offices of James W. Talbot PLLC.

2.3 Defendant Blanchard. Defendant John T. Blanchard, an attorney, appeared on his own behalf and by John Young of Young DeNormandie.

III.

EVIDENCE CONSIDERED

3.1 Declaration of Andrew E. Bembry in support of Union Bank's summary judgment motion, dated March 18, 2014.

3.2 Declaration of James W. Talbot in support of motion for continuance, dated May 30, 2014.

3.3 Declaration of Randy Previs in support of defendants' opposition to Union Bank's motion for summary judgment, dated May 29, 2014.

3.4 Declaration of John Blanchard in support of defendants' opposition to Union Bank's motion for summary judgment, dated May 29, 2014.

3.5 Supplemental declaration of Andrew E. Bembry in support of Union Bank's summary judgment motion, dated June 13, 2014.

3.6 Declaration of Joseph E. Shickich, Jr., authenticating court records, dated June 17, 2014.

3.7 Defendants' supplemental opposition to Union Bank's motion for summary judgment, dated September 5, 2014.

3.8 Supplemental declaration of James W. Talbot in opposition to motion for summary judgment, dated September 5, 2014.

SUMMARY JUDGMENT IN FAVOR OF PLAINTIFF AND
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1 3.9 Declaration of John Blanchard in support of defendants' supplemental opposition
2 to Union Bank's motion for summary judgment, dated September 5, 2014.

3 3.10 Declaration of John Hoss, dated September __, 2014. (unassigned) (DSL)

4 3.11 Supplemental declaration of Joseph E. Shickich, Jr., authenticating court records,
5 dated September 12, 2014.

6 3.12 Second supplemental declaration of Andrew E. Bembry in support of Union
7 Bank's motion for summary judgment, dated September 12, 2014. * (DSL)

8 IV.

9 FINDINGS

10 4.1 Pursuant to Civil Rule 56(c), there is no genuine issue as to any material fact.

11 V.

12 SUMMARY JUDGMENT

13 It is hereby ordered, adjudged and decreed that:

14 5.1 Plaintiff is entitled to judgment as a matter of law and plaintiff's motion for
15 summary judgment is granted.

16 5.2 Judgment is entered in plaintiff's favor against defendants John T. Blanchard,
17 Randy S. Previs and Katie L. Previs, jointly and severally, in the amount of \$41,960,087.72.

18 5.3 Defendants' counterclaims against plaintiff are dismissed with prejudice.

19 ///
20 /// (DSL)
21 /// * The Court considered plaintiff's motion for summary judgment,
22 /// defendants' motion for CR 56(c) continuance, defendants' opposition
23 /// to plaintiff's summary judgment motion, plaintiff's reply,
24 /// defendants' supplemental opposition and plaintiff's
25 /// reply (DSL)

26 SUMMARY JUDGMENT IN FAVOR OF PLAINTIFF AND
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1 5.4 Plaintiff is awarded judgment against defendants, jointly and severally, for the
2 attorneys' fees, costs and expenses incurred by plaintiff in connection with enforcement of
3 defendants' Guaranties. The amount shall be determined upon motion by plaintiff with notice to
4 defendants and an opportunity to be heard.

5
6 DATED THIS 8 day of October, 2014.

7
8 
9 HONORABLE DEAN S. LUM
King County Superior Court Judge

10 Presented by:

11 RIDDELL WILLIAMS P.S.

12
13 /s/ Joseph E. Shickich, Jr.

14 By: _____
15 Joseph E. Shickich, Jr., WSBA #8751
Attorneys for Plaintiff Union Bank, N.A.

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I BARBARA MINER Clerk of the Superior Court of the State of Washington for King County do hereby certify that this copy is a true and perfect transcript of said original as it appears on file and of record in my office and of the whole thereof IN TESTIMONY WHEREOF I have affixed this seal of said Superior Court at my office at Seattle on this date OCT 15 2014



BARBARA MINER Superior Court Clerk

By C. KILLIEN *Chh*
Deputy Clerk



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