

99-2-13911-4 17623066 MTPSJ 11-21-02

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

FILED  
IN COUNTY CLERK'S OFFICE  
PIERCE COUNTY, WASHINGTON  
A.M. NOV 20 2002 P.M.  
BOB SAN SOUCIE  
COUNTY CLERK  
DEPUTY

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

JOSEPH J. KIRBY and DEBORAH A.  
KIRBY, husband and wife,

Plaintiffs,

v.

THE CITY OF TACOMA, a municipal  
corporation; RAY CORPUZ and "JANE  
DOE" CORPUZ, husband and wife;  
PHILIP ARREOLA and "JANE DOE"  
ARREOLA, husband and wife; WILLIAM  
WOODARD and CATHERINE  
WOODARD, husband and wife;  
RAYMOND ROBERTS and "JANE DOE"  
ROBERTS, husband and wife; DAVID  
BRAME and "JANE DOE" BRAME,  
husband and wife; and JAMES  
HAIRSTON and "JANE DOE"  
HAIRSTON, husband and wife,

Defendants.

No. 99-2-13911-4

DEFENDANTS' MOTION FOR  
PARTIAL SUMMARY JUDGMENT  
REGARDING PLAINTIFF'S  
CLAIM OF RETALIATION FOR  
PROTECTED UNION ACTIVITY

NOTED FOR:  
December 20, 2002

ASSIGNED:  
Judge Katherine M. Stolz

DEFENDANTS' MOTION FOR PARTIAL SUMMARY  
JUDGMENT REGARDING PLAINTIFF'S CLAIM OF  
RETALIATION FOR PROTECTED UNION ACTIVITY - 1

ORIGINAL

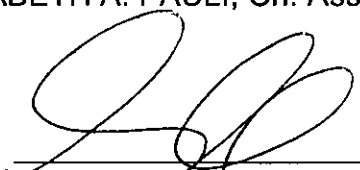
Tacoma City Attorney  
Civil Division  
747 Market Street, Room 1120  
Tacoma, Washington 98402-3767  
(253) 591-5885 / FAX 591-5755

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

COMES NOW the defendant, by and through their undersigned attorneys, and move this Court pursuant to Civil Rule 56 and PCLR 56 for summary judgment. This motion is based on the accompanying Memorandum, Affidavit of Shelley M. Kerslake, and the records and pleadings on file in this matter.

DATED this 20 day of November, 2002.

ROBIN S. JENKINSON, City Attorney  
ELIZABETH A. PAULI, Ch. Asst. City Atty.

By:   
\_\_\_\_\_  
SHELLEY M. KERSLAKE  
WSBA# 21820  
Assistant City Attorney  
Attorney for Defendants