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Ex Parte via the Clerk

Without Oxide Argument

SUPERIOR COURT CLERK

E-FILED

CASE NUMBER: 18-2-02092-1 SEA

SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF KING

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DETRAY'S CUSTOM

individual,

V.

individual,

HOUSING, LLC, a Washington limited

liability company; DANA DETRAY, an

individual; and DIANE DETRAY, an

Plaintiffs,

YVES JULIAN CAUVIN, an

Defendant.

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25 26

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28 Case

PLAINTIFFS' MOTION FOR ENTRY OF JUDGMENT-1

Newman Du Wors LLP

2101 Fourth Avenue, Suite 1500 Seattle, Washington 98121 (206) 274-2800

PLAINTIFFS' MOTION FOR

ENTRY OF JUDGMENT

Case No. 18-2-02092-1 SEA

[CLERK'S ACTION REQUIRED]

RELIEF REQUESTED

Entry of Judgment pursuant to CR 58.

STATEMENT OF FACTS

Defendant Yves Julian Cauvin was served by publication. (Dkt. No. 13, Affidavit of Publication.) On June 13, 2018 default was entered against Cauvin. A copy of the Order of Default is attached hereto as Exhibit A.

STATEMENT OF THE ISSUES

Whether the proposed judgment should be entered pursuant to CR 58.

EVIDENCE RELIED UPON

Case files herein including Order of Default (Ex. A).

1 LEGAL AUTHORITY 2 The Court can enter judgment following an order of default when the 3 summons was served by publication or mail. CR 55(b)(3). 4 **CONCLUSION** 5 Plaintiff respectfully request that the judgment they tender herewith be 6 entered for the above-stated reasons. 7 I certify that this memorandum contains 129 words, in compliance with the Local Civil Rules. 8 9 10 Date: June 27, 2018 NEWMAN DU WORS LLP 11 12 Keith Scully, WSBA No. 28677 13 2101 Fourth Ave, Ste. 1500 14 Seattle, WA 98121 15 Phone: (206) 274-2800 (206) 274-2801 Fax: 16 keith@newmanlaw.com Email: 17 Counsel for Plaintiffs 18 DeTray's Custom Housing, LLC, Dana 19 DeTray, and Diane DeTray 20 21 22 23 24 25 26 27

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Exhibit A

Ex Parte via the Clerk 1 Without Oral Argument 2 3 4 5 6 SUPERIOR COURT OF THE STATE OF WASHINGTON 7 IN AND FOR THE COUNTY OF KING 8 9 DETRAY'S CUSTOM Case No. 18-2-02092-1 SEA HOUSING, LLC, a Washington limited 10 liability company; DANA DETRAY, [PROPOSED] ORDER OF an individual; and DIANE DETRAY, DEFAULT AND PERMANENT 11 an individual, INJUNCTION AGAINST **DEFENDANT YVES JULIAN** 12 Plaintiffs, **CAUVIN** 13 v. 14 YVES JULIAN CAUVIN, an 15 individual, 16 Defendant. 17 18 19 This cause comes on the motion of the Plaintiffs, DeTray's Custom 20 Housing, LLC, Dana DeTray and Diane DeTray, for the entry of order for default 21 and a permanent injunction in its favor and against Defendant Yves Julian Cauvin. 22 Defendant Yves Julian Cauvin is adjudged to be in default based on his 23 failure to appear, plead or otherwise defend as provided by the Civil Rules. Now, 24 therefore. 25 IT IS ORDERED that Defendant Yves Julian Cauvin is hereby adjudged to be 26 in default in this action, and that such default shall be entered forthwith pursuant to 27 Court Rule 55(a) and King County Local Rule 55(a)(1). It is FURTHER 28 2101 Fourth Avenue, Suite 1500 [PROPOSED] ORDER-1 Newman Du Wors LLP Seattle, Washington 98121

(206) 274-2800

1	ORDERED that Defendant Yves Julian	Cauvin shall be permanently enjoined
2	from further defaming any Plaintiff in th	is matter.
3		
4	Dated this day of	_,2018.
5		
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7	Jı	ndge/Court Commissioner
8		
9	Presented by:	
10	Newman Du Wors LLP	
11		
12	TZ 1.1 G 11 TYTOD A N. ACCEPT	
13	Keith Scully, WSBA No. 28677 2101 Fourth Ave, Ste. 1500	
14	Seattle, WA 98121	
15	Phone: (206) 274-2800 Fax: (206) 274-2801	
16		
17	Counsel for Plaintiff	
	DeTray's Custom Housing, LLC, Dana DeTray, and Diane DeTray	
19	Dana Derray, and Diane Derray	
20		
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	II	2101 Fourth Avenue Suite 1500

Newman Du Wors LLP

Seattle, Washington 98121 (206) 274-2800

[PROPOSED] ORDER-2

King County Superior Court Judicial Electronic Signature Page

Case Number: 18-2-02092-1

Case Title: DETRAYS CUSTOM HOUSING ET AL VS CAUVIN

Document Title: Order

Signed by: Catherine Shaffer

Date: 6/13/2018 3:38:51 PM

Judge/Commissioner: Catherine Shaffer

This document is signed in accordance with the provisions in GR 30.

Certificate Hash: 02A0B1FE28017BAC78E9BF6CE00C462718609D94

Certificate effective date: 7/29/2013 11:40:17 AM Certificate expiry date: 7/29/2018 11:40:17 AM

Certificate Issued by: C=US, E=kcscefiling@kingcounty.gov, OU=KCDJA,

O=KCDJA, CN="Catherine

Shaffer:PCh7R3n44hGZOTo3YYhwmw=="

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7	SUPERIOR COURT OF THE STATE OF WASHINGTON	
8	IN AND FOR THE COUNTY OF KING	
9	DETRAY'S CUSTOM HOUSING, LLC, a Washington limited	Case No. 18-2-02092-1 SEA
10	liability company; DANA DETRAY, an individual; and DIANE DETRAY, an	JUDGMENT
11	individual; and DIANE DETRAY, an individual,	
12	Plaintiffs,	
13	v.	
14		
15	YVES JULIAN CAUVIN, an individual,	
16	Defendant.	
17		
18	JUDGMENT	CIIMMADV
19	· ·	DeTray's Custom
20	A. Judgment creditors	Housing, LLC, Dana DeTray,
21		Diane DeTray
22	B. Judgment debtors	Yves Julian Cauvin
23	C. Principal Judgment Amount	\$250,000.00
24	D. Attorneys' Fees	\$37,754.21
25	E. Costs	\$597.52
26	F. Total JudgmentAmount	\$288,351.73
27	1. I otal juuginentainount	φ200 ₃ 331.73
28		LOTOLE LLA CONTRACTOR
	IUDGMENT-1 Newm	2101 Fourth Avenue, Suite 1500 AN DII WORS LLP Seattle Washington 98121

NEWMAN DU WORS LLP

Seattle, Washington 98121 (206) 274-2800

JUDGMENT-1

1 2	G. Attorney for judgment creditors	Newman Du Wors LLP 2101 Fourth Avenue, Suite 1500
3		Seattle, WA 98121 keith@newmanlaw.com
4	H. Attorney for judgment debtors	None
5	H. Attorney for judgment debtors	rvone
6	Detail this	2010
7	Dated this day of	, 2018.
8		
9		
10		Judge/Court Commissioner
11		
12	Presented by:	
13	Newman Du Wors LLP	
14		
15	s/Keith Scully	
16	Keith Scully, WSBA No. 28677 2101 Fourth Ave, Ste. 1500	
17	Seattle, WA 98121	
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19	Fax: (206) 274-2801 Email: keith@newmanlaw.com	
20	Counsel for Plaintiffs	
21	DeTray's Custom Housing, LLC,	
22	Dana DeTray, and Diane DeTray	
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