

FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2014 FEB 14 AM 9:06

BETTY J. GOULD, CLERK

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STATE OF WASHINGTON
THURSTON COUNTY SUPERIOR COURT

APRIL SORIA, as personal
representative of the ESTATE OF
RICARDO CRUZ MEJIA, deceased,
and on behalf of J.M., a minor, age 12;
and A.D., a minor, age 7,

Plaintiffs,

v.

WASHINGTON STATE
DEPARTMENT OF CORRECTIONS;
KENNETH MOORE, P.A., in his
individual capacity; DR. BARRY
KELLOGG, in his individual capacity,
DR. JAMES EDWARDS, in his
individual capacity; SHIRLEY
NEISNER, ARNP, in her individual
capacity; KYLE KING, in his
individual capacity; and DR. STEVE
HAMMOND, in his individual
capacity,

Defendants.

NO. 13-2-02598-9

STIPULATED JUDGMENT

(Clerk's Action Requested)

2014 FEB 14 11:13

Judgment Summary (RCW 4.64.030):

Judgment Creditor:

April Soria, as PR Estate Of Ricardo Cruz Mejia,
deceased, and on behalf of J.M., a minor, age 12;
and A.D., a minor, age 7

STIPULATED JUDGMENT

ATTORNEY GENERAL OF WASHINGTON
Torts Division
7141 Cleanwater Drive SW
PO Box 40126
Olympia, WA 98504-0126
(360) 586-6300

ORIGINAL

1 Judgment Creditor(s)' Attorney: Jesse Wing
2 Judgment Debtor: State of Washington
3 Judgment Amount: \$ 348,000.00
4 Pre-Judgment Interest: \$ 0
5 Post-Judgment Interest: \$ 0
6 Taxable Costs and Attorney Fees: \$ 0

7 THIS MATTER having come on regularly before the undersigned judge of the above-
8 entitled Court; and the Plaintiffs April Soria, as PR Estate Of Ricardo Cruz Mejia, deceased, and
9 on behalf of J.M., a minor, age 12, and A.D., a minor, age 7, acting by and through Jesse Wing,
10 and the Defendants, State of Washington, and its Department of Corrections, acting by and
11 through Robert W. Ferguson, Attorney General, and Gary E. Andrews, Assistant Attorney
12 General; and these parties having made a stipulation pursuant to RCW 4.92.150, without any
13 admissions of liability, settling and compromising this action against the Defendants and allowing
14 for dismissal of this action with prejudice against the Defendants, and the Superior Court of
15 Skagit County (in Cause # 11-4-00050-8) having approved a settlement of the sum of Three
16 Hundred, Forty-Eight Thousand and no/100 Dollars (\$348,000.00) in lump sum payment
17 together with two settlement structures for the benefit of J.M. and A.D. to be paid by the
18 Defendant, State of Washington, to the Plaintiffs for a total settlement for the Plaintiffs of Seven
19 Hundred, Forty Thousand and no/100 Dollars (\$740,000.00); and the Court being fully advised,
20 now, therefore,

21 IT IS HEREBY ORDERED That the Plaintiffs April Soria, as PR Estate Of Ricardo Cruz
22 Mejia, deceased, and on behalf of J.M., a minor, age 12; and A.D., a minor, age 7, shall have
23 judgment against the Defendant State of Washington for the total sum of Three Hundred, Forty-
24 Eight Thousand and no/100 Dollars (\$348,000.00), from which reasonable fees and costs and
25 any other payments ordered by the Skagit County Superior Court are to be paid.
26

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

3 IT IS FURTHER ORDERED, ADJUDGED AND DECREED That, pursuant to the
4 provisions of RCW 4.92.160, the Defendant, State of Washington, shall pay to the clerk of the
5 above-entitled Court the sum of Three Hundred, Forty-Eight Thousand and no/100 Dollars
6 (\$348,000.00) for the benefit of the Plaintiffs herein and that upon receipt of said sum the clerk
7 thereof shall forthwith dismiss this case with prejudice, satisfy the judgment against the State of
8 Washington. Additionally, Defendants shall have no liability for any such claims, liens or debt of
9 the Estate of Ricardo Mejia not related to his medical care while incarcerated with the Department
10 of Corrections..

11 At such time that the state warrant deposited by the State of Washington into the court
12 registry has cleared, and without further order of this Court, a check, cash or wire transfer shall
13 then be issued from the court registry in the amount of Three Hundred, Forty-Eight Thousand
14 and no/100 Dollars (\$348,000.00) made payable to the order of the Trust Account of
15 MacDonald Hoague & Bayless for the benefit of Plaintiffs. This check shall then be released
16 and delivered to the attorneys for plaintiffs.

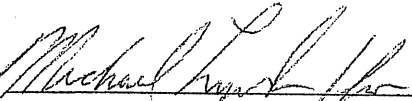
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18 DONE IN OPEN COURT this 14 day of Feb, 2014.

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22 JUDGE
23 GARY R. TABOR
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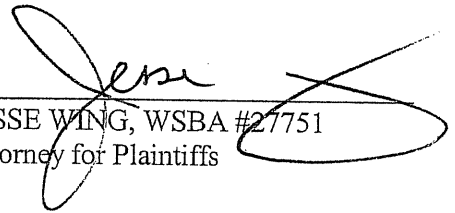
Approved as to Form and
Notice of Presentation Waived:

ROBERT W. FERGUSON
Attorney General


GARY E. ANDREWS, WSBA #9518
Assistant Attorney General, ODI #91023
Attorneys for Defendants

Presented By:

MacDONALD, HOAGUE & BAYLESS


JESSE WING, WSBA #27751
Attorney for Plaintiffs

STATE OF WASHINGTON
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 four pages. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said court

DATED:

February 14, 2014

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

Stephanie Meyer