

100488



IN THE SUPERIOR COURT OF CLARK COUNTY, WASHINGTON.

CLIFFORD ROBERT NICKOLS and
PATRICIA L. NICKOLS, husband and
wife; PATRICIA L. NICKOLS as
guardian of Christina Nickols, a
minor; and PATRICIA L. NICKOLS as
guardian of Brandi Nickols, a minor, NO.

Plaintiffs,

vs.

SKAMANIA COUNTY, WASHINGTON and the
STATE OF WASHINGTON,

Defendants

SUMMONS

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DEC

85 2:05

PM

J. Molson

d. New

STATE OF WASHINGTON to the said SKAMANIA COUNTY, WASHINGTON
STATE OF WASHINGTON

A lawsuit has been started against you in the above
entitled court by Clifford R. Nickols, plaintiff.
Plaintiff's claim is stated in the written complaint, a copy of
which is served upon you with this summons.

In order to defend against this lawsuit, you must respond
to the complaint by stating your defense in writing and serve a
copy upon the undersigned attorney for the plaintiff within 20
days after the service of this summons, excluding the day of
service if served upon you within this state, and within 60
days after service of this summons, exclusive of the day of
service, if served upon you without this state, or a default
judgment may be entered against you without notice. A default
judgment is one where plaintiff is entitled to what he asks
for because you have not responded. If you serve a notice of
appearance on the undersigned attorney, you are entitled to
notice before a default judgment may be entered.

You may demand that the plaintiff file this lawsuit with
the court. If you do so, the demand must be in writing and
must be served upon the plaintiff. Within 14 days after you
serve the demand, the plaintiff must file this lawsuit with
the court or the service on you of this summons and complaint
will be void.

Summons

Registered S
Indexed, W
Indirect S
Filed
Mailed

HALL & HOLLAND
ATTORNEYS AT LAW
1109 BROADWAY
VANCOUVER, WASHINGTON 98660
AREA CODE 206-TELEPHONE 694-3351
206-TELEPHONE 694-3342

COPY
ORIGINAL FILED
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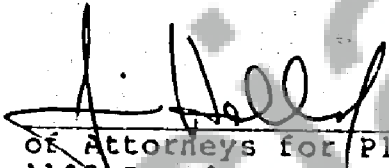
Clark, Cl

1 If you wish to seek the advice of any attorney in this
2 matter, you should do so promptly so that your written
3 response, if any, may be served on time.

4 This summons is issued pursuant to Rule 4 of the Superior
5 Court Civil Rules of the State of Washington

6 DATED this 9 day of December, 1985.

7 HALL & HOLLAND

8 
9 of Attorneys for Plaintiff
10 1109 Broadway
11 Vancouver, WA 98660
12 Telephone (206) 694-3351
13 694-3342

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Summons

HALL & HOLLAND
ATTORNEYS AT LAW
1109 BROADWAY
VANCOUVER, WASHINGTON 98660
AREA CODE 206-TELEPHONE 694-3351
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IN THE SUPERIOR COURT OF CLARK COUNTY, WASHINGTON

CLIFFORD ROBERT NICKOLS and PATRICIA L.)
NICKOLS, husband and wife; PATRICIA L.)
NICKOLS as guardian of Christina)
Nickols, a minor; and PATRICIA L.)
NICKOLS as guardian of Brandi Nickols,)
a minor,)

Plaintiffs,)

vs.)

SKAMANIA COUNTY, WASHINGTON and the)
STATE OF WASHINGTON,)

Defendants)

NO. 85-2-00030-6
COMPLAINT FOR PERSONAL
INJURY AND DAMAGES

Come now the plaintiffs and allege as follows:

I.

That at all times hereinafter mentioned, plaintiffs were residents of Clark County, Washington and Skamania County, Washington was and now is a municipal corporation of the State of Washington.

II.

That proper venue in this matter is Clark County, Washington.

III.

That on or about the 30th day of October, 1985 plaintiff

Complaint
Nickols v Skamania, et al

was driving his 1975 Peterbilt log truck and trailer in an easterly direction on State Route 14 in Skamania County, Washington. At said time and place, defendants negligently repaired, maintained and constructed the roadway in such a manner as to allow a runaway rockslide to happen, which rockslide collided with the plaintiff's logging truck so as to cause plaintiff to sustain severe and permanent injuries as hereinafter set forth.

IV.

That defendants knew or should have known of the existing danger of the roadway. That defendant State of Washington had been notified by an agent for Skamania County that a dangerous condition on the roadway existed.

V.

As a direct and proximate result of the negligence of the defendants and each of them, plaintiff's truck was totally demolished and plaintiff sustained severe, grievous and permanent bodily injuries resulting in damages of past, present and future pain and suffering, both physical and emotional, and resulting in a loss of income from wages and permanently impairing plaintiff's earning capacity and loss of enjoyment of life, society and consortium. That plaintiffs Patricia L. Nickols and Patricia L. Nickols as guardian for Christina Nickols and Brandi Nickols, have lost consortium and enjoyment

of life, society and relationship with Clifford Robert Nickols, past, present and future, as a proximate result of the negligence of defendants.

VI.

That as further result of the negligence of the defendants and each of them, plaintiff has incurred special damages.

VII.

That plaintiff has duly and regularly presented a Claim for Damages before the Board of Commissioners of Skamania County and duly filed the claim with the Clerk of said Board.

VIII.

That plaintiff has duly notified the State of Washington of plaintiff's Claim for Damages.

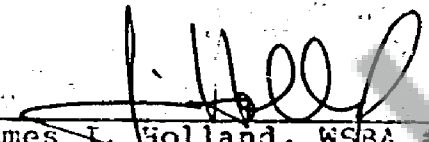
IX.

That all of the above general damages and some special damages are continuing in nature and are in amounts not now known but which will be proven at time of trial.

WHEREFORE, plaintiffs pray for judgment against the defendants and each of them for general damages in an amount to be determined at time of trial and for the amount of special damages determined at the time of trial plus interest thereon from date of occurrence, and for plaintiff's costs and disbur-

sements in this action to be taxed.

DATED this 9 day of December, 1985.


James I. Holland, WSBA #5196
of Attorneys for Plaintiff

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