

RETURN ADDRESS

Gregory E. Price
Baumgartner, Nelson & Price, PLLC

112 W. 11th Street, Suite 150

Vancouver, WA 98660

Please print neatly or type information

Document Title(s)

DEFAULT JUDGMENT AGAINST DEFENDANTS CHASZ C. CONIBER AND NICOLE
ELIZABETH BOYLE

Reference Number(s) of related documents:

Grantor(s) (Last name, First name and Middle Initial) Additional Reference #'s on page ____

Chasz C. Coniber/Nicole Elizabeth Boyle

Additional grantors on page ____

Grantee(s) (Last name, First name and Middle Initial)

Chasz C. Coniber/Nicole Elizabeth Boyle

Additional grantees on page ____

Legal Description: (abbreviated form: i.e. lot, block, plat or section township, range, quarter/quarter)

Additional legal is on page ____

Assessor's Property Tax Parcel/Account Number

Additional parcel #'s on page ____

The Auditor/Recorder will rely on the information provided on this form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

I am requesting an emergency nonstandard recording for an additional fee as provided in RCW 36.18.010. I understand that the recording process may cover up or otherwise obscure some part of the text of the original document.

Signature of Requesting Party

5

FILED

FEB 27 2008

Sherry W. Parker, Clerk, Clark Co.

IN THE SUPERIOR COURT OF WASHINGTON FOR CLARK COUNTY

LOREN BROOKS, as Personal
Representative of the Estate of
RICHARD J. KING, Deceased,

Plaintiff,

vs.

THE CITY OF WASHOUGAL,
WASHOUGAL POLICE DEPARTMENT,
GEOFF REIJONEN, individually, CHASZ
C. CONIBER, a/k/a CHASZ D. BARKER,
JANE DOE CONIBER or JANE DOE
BARKER, individually and as husband
and wife, and NICHOLE ELIZABETH
BOYLE, and JOHN DOE BOYLE,
individually and as wife and husband,

Defendants.

No. 03-2-03935-1

08-9-01299-8

DEFAULT JUDGMENT
AGAINST DEFENDANTS
CHASZ C. CONIBER AND
NICHOLE ELIZABETH BOYLE

SUMMARY OF JUDGMENT

Pursuant to RCW 4.64.030, the following information should be entered in the Clerk's

Execution Docket:

1. **Judgment Creditor:** Loren Brooks, as Personal Representative of the Estate of Richard J. King, deceased
2. **Judgment Creditor's Attorneys:** Gregory E. Price and William V. Baumgartner
3. **Judgment Debtors:** Chasz C. Coniber and Nichole Elizabeth Boyle
4. **Amount of Judgment:** \$8,178,719.70
5. **Amount of Interest Owed to Date of Judgment:** \$0.00

DEFAULT JUDGMENT AGAINST DEFENDANTS CHASZ C.
CONIBER AND NICHOLE ELIZABETH BOYLE - Page 1

BAUMGARTNER, NELSON & PRICE, PLLC
Attorneys at Law
112 West 11th Street, Suite 150
Vancouver, Washington 98660
360/694-4344 • 503/286-2779

DOC # 2008169265
Page 2 of 6

97

1 6. **Total of Taxable Costs and Attorney Fees: \$460.00**

2 **DEFAULT JUDGMENT**

3 This matter came before the Court on the Plaintiff's motion for entry of a default
4 judgment against Defendants Chasz C. Coniber and Nichole Elizabeth Boyle. The amount of
5 the judgment was not certain.

6 A hearing was held on Plaintiff's motion on February 27, 2008. Plaintiff appeared
7 through his attorney of record, Gregory E. Price, and in person. No appearance was made by
8 Defendants Chasz C. Coniber or Nichole Elizabeth Boyle in person or through an attorney.
9 The Court considered the pleadings filed in this action, the proof of service on file, the
10 declaration of Plaintiff's counsel, and the following evidence:

11 1. Order Granting Plaintiff's Motion for Summary Judgment on the
12 Reasonableness and Necessity of Medical Treatment in the amount of \$995,628.59 entered on
13 November 2, 2007, a copy of which was further admitted into evidence at the February 27,
14 2008 hearing ("the hearing") and marked as Exhibit 1.

15 2. Stipulated Order re: an additional \$5,859.00 in Reasonableness and Necessity
16 of Medical Treatment entered February 8, 2008, bringing total medical expenses to
17 \$1,001,487.59, a copy of which was further admitted into evidence at the hearing and marked
18 as Exhibit 2.

19 3. Statement of Funeral Goods and Services from Brown's Funeral Home, dated
20 May 3, 2002, confirming funeral expenses in the amount of \$8,786.27, which was admitted
21 into evidence at the hearing and marked as Exhibit 3.

22 4. Invoice from Camas Cemetery Association and Warranty Deed dated June 6,
23 2002, confirming burial expenses in the amount of \$1,480.00, which was admitted into
24 evidence at the hearing and marked as Exhibit 4.

25 5. Declaration of Eugene Silberberg, Ph.D., concerning the economic loss
26 sustained by Richard King's family as a result of his death on May 2, 2002, which was

1 admitted into evidence at the hearing and marked as Exhibit 5.

2 6. Declaration of Robert S. Djergaian, M.D., concerning Richard King's injuries,
3 care, treatment, and resulting death, which was admitted into evidence at the hearing and
4 marked as Exhibit 6.

5 7. The testimony of Loren Brooks concerning funeral and burial expenses
6 incurred by the Estate of Richard J. King as a result of his death on May 2, 2002.

7 8. The testimony of Tyler King concerning his relationship with his father,
8 Richard J. King, and what his father reasonably would have been expected to contribute to
9 him in the way of love, care, companionship, and guidance.

10 9. The testimony of Dawn Arthur concerning her relationship with her father,
11 Richard J. King, and what her father reasonably would have been expected to contribute to her
12 in the way of love, care, companionship, and guidance.

13 10. The testimony of Tabitha Richards concerning her relationship with her father,
14 Richard J. King, and what her father reasonably would have been expected to contribute to her
15 in the way of love, care, companionship, and guidance.

16 11. The testimony of Tina Richards concerning her relationship with her father,
17 Richard J. King, and what her father reasonably would have been expected to contribute to her
18 in the way of love, care, companionship, and guidance.

19 Based on the argument of counsel, the pleadings and evidence presented, the Court
20 makes the following findings of fact and conclusions of law:

21 1. Defendants Chasz C. Coniber and Nichole Elizabeth Boyle were declared to be
22 in default by the Court's order entered on November 2, 2007.

23 2. Proof of service is on file in this action.

24 3. Defendants Chasz C. Coniber and Nichole Elizabeth Boyle are neither infants
25 nor incompetent persons.

26 4. Defendants Chasz C. Coniber and Nichole Elizabeth Boyle are not in military

1 service.

2 5. Plaintiff's decedent, Richard J. King, suffered significant injuries as a result of
3 the automobile accident on May 30, 2001, proximately resulting in his paralysis and
4 subsequent death on May 2, 2002.

5 6. As a proximate result of the automobile collision on May 30, 2001, Plaintiff's
6 decedent, Richard J. King, incurred necessary medical care, treatment and services having a
7 reasonable value of \$1,001,487.59.

8 7. As a proximate result of the automobile collision on May 30, 2001, the Estate
9 of Richard J. King incurred funeral expenses totaling \$10,266.27.

10 8. As a proximate result of the automobile collision on May 30, 2001, and
11 Richard J. King's resulting death on May 2, 2002, Richard J. King's family sustained
12 economic losses totaling \$166,966.

13 9. Survivor claim of \$5,000,000.00 for Richard King's beneficiaries until his
14 death on May 2, 2002.

15 10. Tyler King is a statutory beneficiary of Plaintiff's decedent, Richard J. King,
16 under RCW 4.20.010, RCW 4.20.020 and RCW 4.20.060. As a proximate result of the
17 automobile collision on May 30, 2001, and Richard J. King's resulting death on May 2, 2002,
18 Tyler King suffered noneconomic damages in the total amount of \$500,000.

19 11. Dawn Arthur is a statutory beneficiary of Plaintiff's decedent, Richard J. King,
20 under RCW 4.20.010, RCW 4.20.020 and RCW 4.20.060. As a proximate result of the
21 automobile collision on May 30, 2001, and Richard J. King's resulting death on May 2, 2002,
22 Dawn Arthur suffered noneconomic damages in the total amount of \$500,000.

23 12. Tabitha Richards is a statutory beneficiary of Plaintiff's decedent, Richard J.
24 King, under RCW 4.20.010, RCW 4.20.020 and RCW 4.20.060. As a proximate result of the
25 automobile collision on May 30, 2001, and Richard J. King's resulting death on May 2, 2002,
26 Tabitha Richards suffered noneconomic damages in the total amount of \$500,000.

1 13. Tina Richards is a statutory beneficiary of Plaintiff's decedent, Richard J.
2 King, under RCW 4.20.010, RCW 4.20.020 and RCW 4.20.060. As a proximate result of the
3 automobile collision on May 30, 2001, and Richard J. King's resulting death on May 2, 2002,
4 Tina Richards suffered noneconomic damages in the total amount of \$500,000.

5 Based on the above findings of fact and conclusions of law, Judgment is entered as
6 follows:

7 1. Plaintiff Loren Brooks, as Personal Representative of the Estate of Richard J.
8 King, is awarded judgment against Defendants Chasz C. Coniber and Nichole Elizabeth Boyle
9 in the amount of \$8,178,719.70.

10 4. Plaintiff Loren Brooks, as Personal Representative of the Estate of Richard
11 King, is awarded his costs in the amount of \$460.

12 DATED this 27 day of February, 2008.




THE HONORABLE ROBERT L. HARRIS
Clark County Superior Court Judge

STATE OF WASHINGTON } ss.
COUNTY OF CLARK }

I, Sherry W. Parker, County Clerk and Clerk of the Superior Court of Clark County, Washington, DO HEREBY CERTIFY that this document, consisting of 5 page(s), is a true and correct copy of the original now on file and of record in my office and, as County Clerk, I am the legal custodian thereof.

Signed and sealed at Vancouver, Washington this date:

3-7-08
Sherry W. Parker, County Clerk

By  Deputy