



FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2021 NOV -1 AM 9:08

Linda Myhre Enlow
Thurston County Clerk

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SUPERIOR COURT OF WASHINGTON
IN AND FOR THURSTON COUNTY
FAMILY & JUVENILE COURT

Guardianship of Hazel Smith

EX PARTE

NO. 21-4-443-34

ORDER Denying
Motion to Reuse

I. BASIS

See attached.

II. FINDINGS

After reviewing the case record to date, and the basis for the motion, the court finds
that: *See attached.*

III. ORDER

IT IS ORDERED that: *Motion to Reuse filed by John Smith is denied.*

DATED this 29 day of Oct, 2021

CHRISTINE SCHALLER

JUDGE/COURT COMMISSIONER
CHRISTINE SCHALLER

ATTACHMENT TO ORDER DENYING MOTION TO REVISE

This matter was before the Court on John Smith's Motion to Revise filed on July 12 and July 16, 2021, related to his In Re: Motion to Join and Jurisdiction. Mr. Smith appeared representing himself. Petitioner's Stoker appeared through their attorney Ms. Scott. The Court reviewed the record that was before the Commissioner at the time of the initial hearing on July 6, 2021. The Court is not authorizing the record to be supplemented beyond that record. There is not good cause. The Court reviewed the records submitted for the purpose of the Motions to Revise. The Court considered argument by Mr. Smith and Ms. Scott.

The Court Commissioner made an oral ruling on Mr. Smith's underlying motion to Intervene on 7-6-21.

Mr. Smith filed Motions to Revise on July 12, and July 16, 2021 based upon the Court Commissioner's oral ruling.

The Court Commissioner entered an Order on 7-29-21 which encapsulated her oral ruling from 7-6-21 related to Mr. Smith's In Re: Motion to Join and Jurisdiction.

Mr. Smith did not file a Motion to Revise within 10 days after the entry of the Order on July 29, 2021.

RCW 2.24.050 Revision by Court is dispositive. It is clear on its face that a motion to revise must be filed in writing "...within 10 days after the entry of any order or judgment of the Court Commissioner...and unless a demand for revision is made within 10 days from the entry of the order or judgment of the Court Commissioner, the orders and judgments shall be and become the orders and judgments of superior court, and appellate review thereof may be sought in the same fashion as review of like orders and judgments entered by the judge."

This Court does not have the authority to hear the motion to revise under the clear and unambiguous wording of RCW 2.24.050.