SUPERIOR COURT, STATE OF WASHINGTON, COUNTY OF SPOKANE

YVETTE BENAVIDEZ, individually, and as Personal Representative of the Estate of Eloy Benavidez, Plaintiff, vs. WASHINGTON STATE DEPARTMENT OF TRANSPORTATION, a Washington state agency; CENTRAL WASHINGTON ASPHALT, INC., a Washington corporation; PR SYSTEMS LLC, a Washington limited liability company; QUALITY PAVING, INC., a Washington corporation; CONSTRUCTION AHEAD, INC., dba PAVEMENT SURFACE CONTROL, a Washington corporation; SHAMROCK TRAFFIC, INC., a Washington corporation; NORTH STAR ENTERPRISES I, INC., a Washington corporation; DOE 1; DOE 2; DOE 3; DOE 4; DOE 5, Defendants.	**No. 22-2-01013-32** PLAINTIFF'S FIRST REQUESTS FOR ADMISSION PROPOUNDED TO WASHINGTON STATE DEPARTMENT OF TRANSPORTATION

TO: Washington State Department of Transportation, Defendant

These are Requests for Admission served upon you in accordance with Washington Superior Court Civil Rules. Please respond to each of the following requests

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Spokane Valley, WA 99212
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separately and fully under oath within 30 days after the service of the request, except that a defendant may serve a response within 40 days after service of the summons and complaint upon that defendant.

Please deliver your complete answers to the law offices of Albrecht Law PLLC, 5105 East Third Avenue, Suite 101, Spokane Valley, Washington 99212. These discovery requests impose a continuing duty upon you to furnish the information requested after providing your initial answers and responses.

These requests for admission are directed to the above-named party or parties and to their attorneys, and extend to all information of said party or parties, their attorney, their liability insurers, and their attorneys' and liability insurers' agents.

In transcribing your responses to these requests, room for them has been provided after each request. If there is insufficient room, please attach supplemental pages. If it would be more convenient for you to complete your answers and responses in the electronic version of this file, upon request the file will be provided via email.

If you do not admit or deny a matter, you must set forth in detail pursuant to the Civil Rules the reasons why you cannot truthfully admit or deny the matter. If objection is made to any request for admission, you must set forth in detail pursuant to the Civil Rules the reasons why you cannot truthfully admit or deny the matter. If objection is made to any request for admission, you must set forth in detail pursuant to the Civil Rules the reason and basis for the objection.

DATED April 4, 2022.

ALBRECHT LAW PLLC
Attorneys for Plaintiff

By: _____
Marye R. Scott, WSBA #55540

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DEFINITIONS

1. "You" or "your" means the party to whom these requests are directed and includes, if sent to a corporate entity or agency, your agents and employees.

2. "Incident" means the crash which occurred on or about May 5, 2019, on eastbound I-90 near Ritzville, WA, involving Eloy Benavidez who was driving his Harley-Davidson Motorcycle, license plate number 4NX742.

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REQUESTS FOR ADMISSION:

INTERROGATORY NO. 1. Please admit or deny that you were personally served with a copy of the Summons in the above captioned matter.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 2. Please admit or deny that you were personally served with a copy of the Complaint in the above captioned matter.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 3. Please admit or deny that your name as captioned in the Summons and Complaint is correct.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 4. Please admit or deny that as of date of the Incident you were a resident of Washington.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

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INTERROGATORY NO. 5. Please admit or deny that you are a proper party to this lawsuit, regardless of the merits of the Plaintiff's claims.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 6. Please admit or deny that the Court in which the Plaintiff's Summons and Complaint were filed has subject matter jurisdiction over the Plaintiff's claims.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 7. Please admit or deny that you are subject to personal jurisdiction in the Court in which the Plaintiff's Summons and Complaint were filed.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 8. Please admit or deny that the venue is proper in the Court in which the Plaintiff's Summons and Complaint were filed.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

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INTERROGATORY NO. 9. Please admit or deny that Plaintiff did not cause the Incident.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 10. Please admit or deny that Plaintiff was driving lawfully immediately prior to the Incident.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 11. Please admit or deny that other than those parties named in the Complaint in this case, there are no other persons or entities who caused and/or contributed to the Incident.

ANSWER: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 12. Please admit that this lawsuit was filed within the applicable statute of limitations.

RESPONSE: [ ] Admit
[ ] Deny

EXPLANATION:

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INTERROGATORY NO. 13. Please admit or deny that Plaintiff properly satisfied all applicable pre-suit notices for this lawsuit.

RESPONSE: [ ] Admit
[ ] Deny

EXPLANATION:

INTERROGATORY NO. 14. Please admit that Eloy Benavidez passed away due to injuries he sustained in the Incident.

RESPONSE: [ ] Admit
[ ] Deny

EXPLANATION:

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STATE OF WASHINGTON)
) ss.
County of)

_____being first duly sworn on oath depose and say:

That s/he is the designated representative for Washington State Department of Transportation in the above-entitled action; that s/he has read the above and foregoing answers and responses, know the contents thereof and believe the same to be true.

_____
By: _____
Designated Representative for the Washington State Department of Transportation

SIGNED AND SWORN to before me at _____, Washington this _____ day of _____, 2022, by _____ _____.

_____
Print Name:_____
Notary Public in and for the State of Washington, residing at _____
_____
My commission expires _____

ANSWERS AND OBJECTIONS SUBMITTED this _____ day of _____, 2022. The undersigned attorney has read the foregoing responses to these discovery requests, and certifies that they comply with CR 26(g).

By:_____
_____, WSBA #_____
Attorneys for Washington State Department of Transportation

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