

KITSAP
CASE SUMMARY
CASE NO. 17-2-01111-0

JACOB IVAN SCHMITT V POLLARD FAALOGO ET AL

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Location: **Kitsap**
 Filed on: **06/27/2017**
 JIS/SCOMIS Case Number: **17-2-01111-0**
 SCOMIS Judgment Number: **19-9-00456-5**

CASE INFORMATION

Case Type: **PIN Personal Injury**
 Case Status: **02/26/2019 On Appeal**
 Case Flags: **Judge Assignment**

DATE CASE ASSIGNMENT







Current Case Assignment

Case Number	17-2-01111-0
Court	Kitsap
Date Assigned	06/27/2017

PARTY INFORMATION













Plaintiff	SCHMITT, JACOB IVAN	<i>Lead Attorneys</i>
Defendant	FAALAGO, POLLARD 02/19/2019 DEFAULT JUDGMENT <i>et al</i>	

DATE EVENTS & ORDERS OF THE COURT INDEX















06/27/2017	Filing Fee Received <i>FILING FEE RECEIVED; ATTY FOR PLA. / PETITIONER: Olmstead, Thomas S.; Amount: 240.00</i>	
06/27/2017	 Case Information Cover Sheet <i>1: CASE INFORMATION COVER SHEET;</i>	<i>Index # 1</i>
06/27/2017	 Record on Change of Venue <i>2: RECORD ON CHANGE OF VENUE;</i>	<i>Index # 2</i>
07/31/2017	 Affidavit Declaration Certificate Confirmation of Service <i>3: AFF OF SERVICE SM POLLARD FAALOGO;</i>	<i>Index # 3</i>
08/22/2017	 Notice of Absence Unavailability <i>4: NOTICE OF ABSENCE ALICIA BURTON;</i>	<i>Index # 4</i>
08/25/2017	 Answer and Third Party Complaint <i>5: ANSWER AND THIRD PARTY COMPLAINT;</i>	<i>Index # 5</i>
08/25/2017	 Summons <i>6: SUMMONS ON A THIRD PARTY COMPLAINT;</i>	<i>Index # 6</i>
08/28/2017	Filing Fee Received	

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FILING FEE RECEIVED 3RD PARTY CMP; POINT & PAY CONF #35156296; ATTY FOR DEFENDANT: Burton, Alicia Marie;
Amount: 240.00

09/12/2017	 Amended Summons <i>7: AMENDED SUMMONS ON THIRD PARTY CMP;</i>	Index # 7
09/20/2017	 Notice for Trial Setting <i>8: NOTICE FOR TRIAL SETTING /PLA; 09-29-2017T; ASSIGNMENT OF TRIAL;</i>	Index # 8
09/20/2017	 Affidavit Declaration Certificate Confirmation of Service <i>9: AFF OF SERVICE SM CORRECT CARE SOLU;</i>	Index # 9
09/29/2017	 Notice of Appearance <i>10: NOTICE OF APPEARANCE CORRECT CARE;</i> Party: Attorney Mcivor, Craig Lawrence; 3rd Party Defendant CORRECT CARE SOLUTIONS LLC	Index # 10
09/29/2017	 Affidavit Declaration Certificate Confirmation of Service <i>11: AFFIDAVIT OF SERVICE: NOTICE APR;</i>	Index # 11
09/29/2017	 Demand for Jury 12 Person <i>12: DEMAND FOR JURY-12 PERSON;</i>	Index # 12
09/29/2017	Jury Demand Received - 12 Jury <i>JURY DEMAND RECEIVED - TWELVE; ATTY FOR 3RD PARTY PLA.: Burton, Alicia Marie;</i> Amount: 250.00	
09/29/2017	T Trial Setting Calendar (8:00 AM) <i>ASSIGNMENT OF TRIAL</i> Resource: Court Admin Default, Default Events: 09/20/2017 Notice for Trial Setting	
10/02/2017	 Affidavit Declaration Certificate Confirmation of Service <i>13: AFF OF SERVICE: NOTICE APPEARANCE;</i>	Index # 13
10/06/2017	 Affidavit Declaration Certificate Confirmation of Service <i>14: AFF OF SERVICE/CORRECT CARE; SOLUTIONS;</i>	Index # 14
10/09/2017	 Order Setting Trial Date <i>15: ORDER SETTING TRIAL DATE 5 DAYS; 10-02-2018;</i>	Index # 15
10/09/2017	Order Re Settlement Conference <i>ORDER RE SETTLEMENT CONF 2:30; 06-29-2018;</i>	
10/09/2017	 Order Setting Case Schedule <i>16: ORDER SETTING CASE SCHEDULE; JUDGE MELISSA A HEMSTREET, DEPT3;</i>	Index # 16
02/08/2018	 Disclosure <i>OF WITNESSES/ THIRD PARTY DEF CORREC CARE SOLUTIONS LLC</i>	Index # 17
02/08/2018	 Affidavit Declaration Certificate Confirmation of Service <i>DISCLOSURE</i>	Index # 18







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04/06/2018	 Answer Party: Attorney Mcivor, Craig Lawrence; 3rd Party Defendant CORRECT CARE SOLUTIONS LLC	Index # 21
04/06/2018	 Affidavit Declaration Certificate Confirmation of Service <i>ANSWERS</i>	Index # 22
05/09/2018	 Disclosure <i>OF WITNESSES - SUPPLEMENTAL, CORRECT CARE SOLUTIONS LLC</i>	Index # 23
05/09/2018	 Affidavit Declaration Certificate Confirmation of Service <i>SUPPLEMENTAL DISCLOSURE</i> Party: Attorney Olmstead, Thomas S.; Attorney Burton, Alicia Marie; Defendant FAALAGO, POLLARD	Index # 24
06/07/2018	 Order of Continuance (Judicial Officer: Hemstreet, Melissa A) <i>OF DISCOVERY DEADLINE, TRIAL DATE & REQUEST FOR AMENDMENT TO ORDER SETTING TRIAL DATE & SETTLE CONF</i>	Index # 25
06/07/2018	Ex Parte Action With Order (Judicial Officer: Hemstreet, Melissa A)	
06/07/2018	 Order of Dismissal With Prejudice (Judicial Officer: Hemstreet, Melissa A) <i>AS TO DEFENDANT DEPUTY RANKIN</i>	Index # 26
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06/29/2018	CANCELED Settlement Conference (2:30 PM) <i>NOT MAH</i> <i>Stricken-Not Confirmed</i>	
10/19/2018	 Order Setting Case Schedule (Judicial Officer: Hemstreet, Melissa A)	Index # 28
10/19/2018	Ex Parte Action With Order	
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11/09/2018	 Declaration Affidavit <i>OF JACKIE CARUSO IN SUPPORT OF MOTION SM JD</i>	Index # 31
11/09/2018	 Declaration Affidavit <i>OF ALICIA BURTON IN SUPPORT OF MOTION SM JD</i>	Index # 32

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11/16/2018	 Declaration Affidavit Party: Attorney Mcivor, Craig Lawrence	Index # 35
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11/16/2018	 Affidavit Declaration Certificate Confirmation of Service : <i>NOTE, MOTION, ETC.</i> Party: Attorney Olmstead, Thomas S.; Attorney Burton, Alicia Marie; Defendant FAALAGO, POLLARD	Index # 37
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12/31/2018	 Affidavit Declaration Certificate Confirmation of Service : <i>RESPONSE, DECLARATIONS</i> Party: Attorney Mcivor, Craig Lawrence; Attorney Burton, Alicia Marie	Index # 43
01/07/2019	 Reply <i>IN SUPPORT OF MOTION FOR SM JD</i> Party: Attorney Mcivor, Craig Lawrence; 3rd Party Defendant CORRECT CARE SOLUTIONS LLC; Defendant FRANKLIN, RN	Index # 44
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01/07/2019	 Reply <i>ON MOTION FOR SM JD</i> Party: Attorney Burton, Alicia Marie; Defendant PIERCE COUNTY JAIL; Defendant PIERCE COUNTY DEPUTIES WHALES AND RANKIN	Index # 47
01/07/2019	 Declaration Affidavit <i>OF DEANNA DAVIS IN SUPPORT OF DEFENDANT PIERCE COUNTY'S MOTION</i>	Index # 48
01/11/2019	Summary Judgment (1:30 PM) (Judicial Officer: Hemstreet, Melissa A ;Location: Courtroom 272) Resource: Court Reporter Brace, Barb Resource: Clerk Knapp, Jennifer Events: 11/09/2018 Note for Motion Docket <i>12/14/2018 Continued to 01/11/2019 - Stipulated - CORRECT CARE SOLUTIONS LLC; SCHMITT, JACOB IVAN; PIERCE COUNTY DEPUTIES WHALES AND RANKIN; FRANKLIN, RN</i>	
	MINUTES  Motion Hearing (Judicial Officer: Hemstreet, Melissa A) <i>DEFENDANTS' SUMMARY JUDGMENT TAKEN UNDER ADVISEMENT BY THE COURT</i> ORDER SIGNED BY MAH Held; J. Kallis present for Plaintiff <i>Held</i> <i>Parties Present: Attorney Mcivor, Craig Lawrence</i> <i>Attorney Burton, Alicia Marie</i>	Index # 49
01/11/2019	Summary Judgment (1:30 PM) (Judicial Officer: Hemstreet, Melissa A ;Location: Courtroom 272) <i>DEFENDANTS RN FRANKLIN AND CORRECT CARE SOLUTION</i> Resource: Court Reporter Brace, Barb Resource: Clerk Knapp, Jennifer Events: 11/16/2018 Note for Motion Docket <i>12/14/2018 Continued to 01/11/2019 - Stipulated - CORRECT CARE SOLUTIONS LLC; SCHMITT, JACOB IVAN; PIERCE COUNTY DEPUTIES WHALES AND RANKIN; FRANKLIN, RN</i> ORDER SIGNED BY 18MAH Held; J. Kallis present for Plaintiff <i>Held</i> <i>Parties Present: Attorney Mcivor, Craig Lawrence</i> <i>Attorney Burton, Alicia Marie</i>	
01/11/2019	CANCELED Settlement Conference (2:30 PM) <i>NOT MAH</i> <i>Stricken</i> <i>12/14/2018 Reset by Court to 01/11/2019</i>	
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02/19/2019	Ex Parte (8:30 AM) (Judicial Officer: Bassett, Jeffrey P ;Location: Courtroom 272) Resource: Court Reporter McAuliffe, Crystal	

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Resource: Clerk Johnson, Shauna
Held;
Held
Parties Present: Attorney Olmstead, Thomas S.

02/19/2019	 Motion for Default Judgment Party: Defendant FAALAGO, POLLARD	<i>Index # 51</i>
02/19/2019	 Default Judgment (Judicial Officer: Bassett, Jeffrey P)	<i>Index # 52</i>
02/19/2019	Ex Parte Action With Order	
02/19/2019	General Recovery (Judicial Officer: Bassett, Jeffrey P) Comment (02/19/2019 TOTAL \$294,929.39: SEE JUDGMENT SUMMARY OF DEFAULT JUDGMENT.) Monetary/Property Award Creditors: SCHMITT, JACOB IVAN Debtors: FAALAGO, POLLARD Signed Date: 02/19/2019 Filed Date: 02/19/2019 Effective Date: 02/19/2019 Current Judgment Status: Status: Active Status Date: 02/19/2019 Monetary Award: Fee: Principal, Amount: \$291,336.70, Interest: 12.00%, Interest Start Date: 02/19/2019 Fee: Costs, Amount: \$3,362.69, Interest: 12.00%, Interest Start Date: 02/19/2019 Fee: Attorney Fee, Amount: \$200.00, Interest: 12.00%, Interest Start Date: 02/19/2019 Total: \$294,899.39	
02/26/2019	 Letter <i>FROM JUDGE MELISSA A HEMSTREET TO COUNSEL</i>	<i>Index # 53</i>
02/26/2019	 Notice of Appeal to Court of Appeals	<i>Index # 54</i>
02/26/2019	 Motion Declaration for Indigency	<i>Index # 55</i>
02/26/2019	 Affidavit <i>OF INDIGENCY</i>	<i>Index # 56</i>
02/26/2019	 Affidavit Declaration Certificate Confirmation of Service	<i>Index # 57</i>
02/26/2019	 Return of Service	<i>Index # 58</i>
03/11/2019	CANCELED Jury Trial-12 (9:00 AM)) <i>HEMSTREET - 5 DAYS</i> <i>Stricken</i> <i>10/02/2018 Reset by Court to 10/02/2018</i> <i>10/02/2018 Reset by Court to 03/11/2019</i>	
03/11/2019	 Notice of Withdrawal of Attorney Party: Attorney Olmstead, Thomas S.; Plaintiff SCHMITT, JACOB IVAN	<i>Index # 59</i>
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03/15/2019	Findings of Indigency <i>JUDGE MELISSA HEMSTREET</i>	<i>Index # 61</i>
03/15/2019	Transmittal Letter Copy Filed <i>E-FILED MOTION AND FINDINGS OF INDIGENCY W/ THE SUPREME COURT</i>	<i>Index # 62</i>
03/18/2019	Designation of Clerks Papers	<i>Index # 63</i>
03/21/2019	Letter <i>FROM SUPREME COURT RE INDIGENCY</i>	<i>Index # 64</i>
04/26/2019	Transmittal Letter Copy Filed <i>E-FILED NOTICE OF APPEAL W/ COA DIV II</i>	<i>Index # 65</i>
05/03/2019	Correspondence <i>FROM THE SUPREME COURT WITH COPY OF ORDER CONTINUING HEARING TO 6/6/19</i>	<i>Index # 66</i>
05/23/2019	Notice Withdraw and Substitution of Counsel <i>SUBSTITUTING ATTORNEYS: MICHELE C ATKINS AND CHAD W BECK</i> Party: Attorney Mcivor, Craig Lawrence	<i>Index # 67</i>
05/23/2019	Notice of Association of Counsel <i>FOR APPEAL</i> Party: Attorney Forrar Atkins, Michele Christine; Attorney Beck, Chad William, ESQ; Attorney Cadagan, Monica Whitehead	<i>Index # 68</i>
06/07/2019	Correspondence <i>FROM COA RE FILING FEE</i>	<i>Index # 69</i>
06/10/2019	Correspondence <i>FROM THE SUPREME COURT W/ COPY OF ORDER DENYING PUBLIC EXPENDITURE</i>	<i>Index # 70</i>
06/17/2019	Transmittal Letter Copy Filed <i>E-FILED RECEIPT FOR APPEAL FILING FEE</i>	<i>Index # 71</i>
06/17/2019	Perfection Notice from Court of Appeals	<i>Index # 72</i>

DATE

FINANCIAL INFORMATION

Plaintiff SCHMITT, JACOB IVAN	
Total Charges	410.00
Total Payments and Credits	410.00
Balance Due as of 7/5/2019	0.00