



USCA DOCKET # (IF KNOWN)

**UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT  
CIVIL APPEALS DOCKETING STATEMENT**

PLEASE ATTACH ADDITIONAL PAGES IF NECESSARY.

<b>TITLE IN FULL:</b> Brian P. Carr Plaintiff v. Sam Reed, et al. Defendants	DISTRICT: <i>Western Washington</i> JUDGE: <i>Robert J. Bryan</i>	
	DISTRICT COURT NUMBER: <i>07-5260 RJB</i>	
	DATE NOTICE OF APPEAL FILED: <i>Nov 15, 2007</i>	IS THIS A CROSS-APPEAL? <input type="checkbox"/> YES
	IF THIS MATTER HAS BEEN BEFORE THIS COURT PREVIOUSLY, PLEASE PROVIDE THE DOCKET NUMBER AND CITATION (IF ANY): <i>N/A</i>	

**BRIEF DESCRIPTION OF NATURE OF ACTION AND RESULT BELOW:** *Suit against judges and other Washington state officials seeking damages and injunctive relief dismissed under summary judgement.*

**PRINCIPAL ISSUES PROPOSED TO BE RAISED ON APPEAL:**  
*Can Washington Superior Court appoint Commissioners in excess of the numeric limit of Washington state constitution? If appointment orders are invalid, are resulting decisions valid? Is immunity available with invalid appointment?*

**PLEASE IDENTIFY ANY OTHER LEGAL PROCEEDING THAT MAY HAVE A BEARING ON THIS CASE (INCLUDE PENDING DISTRICT COURT POSTJUDGMENT MOTIONS):**  
*Numerous Clark County Superior Court RCW 26.50 matters as well as Oregon Multnomah Circuit Court 0923389, A132012*

**DOES THIS APPEAL INVOLVE ANY OF THE FOLLOWING:**

Possibility of settlement

Likelihood that intervening precedent will control outcome of appeal

Likelihood of a motion to expedite or to stay the appeal, or other procedural matters (Specify) \_\_\_\_\_

Any other information relevant to the inclusion of this case in the Mediation Program \_\_\_\_\_

Possibility parties would stipulate to binding award by Appellate Commissioner in lieu of submission to judges

**LOWER COURT INFORMATION**

JURISDICTION		DISTRICT COURT DISPOSITION	
FEDERAL	APPELLATE	TYPE OF JUDGMENT/ORDER APPEALED	RELIEF
<input checked="" type="checkbox"/> FEDERAL QUESTION	<input checked="" type="checkbox"/> FINAL DECISION OF DISTRICT COURT	<input type="checkbox"/> DEFAULT JUDGMENT	<input checked="" type="checkbox"/> DAMAGES: SOUGHT \$ <u>7,500</u> AWARDED \$ _____
<input type="checkbox"/> DIVERSITY	<input type="checkbox"/> INTERLOCUTORY DECISION APPEALABLE AS OF RIGHT	<input type="checkbox"/> DISMISSAL/JURISDICTION	<input checked="" type="checkbox"/> INJUNCTIONS:
<input type="checkbox"/> OTHER (SPECIFY):	<input type="checkbox"/> INTERLOCUTORY ORDER CERTIFIED BY DISTRICT JUDGE (SPECIFY):	<input checked="" type="checkbox"/> DISMISSAL/MERITS	<input type="checkbox"/> PRELIMINARY
	<input type="checkbox"/> OTHER (SPECIFY):	<input checked="" type="checkbox"/> SUMMARY JUDGMENT	<input type="checkbox"/> PERMANENT
		<input type="checkbox"/> JUDGMENT/COURT DECISION	<input type="checkbox"/> GRANTED
		<input type="checkbox"/> JUDGMENT/JURY VERDICT	<input checked="" type="checkbox"/> DENIED
		<input type="checkbox"/> DECLARATORY JUDGMENT	<input type="checkbox"/> ATTORNEY FEES: SOUGHT \$ _____ AWARDED \$ _____
		<input type="checkbox"/> JUDGMENT AS A MATTER OF LAW	<input type="checkbox"/> PENDING
		<input type="checkbox"/> OTHER (SPECIFY):	<input type="checkbox"/> COSTS: \$ _____

**CERTIFICATION OF COUNSEL**

**I CERTIFY THAT:**

- COPIES OF ORDER/JUDGMENT APPEALED FROM ARE ATTACHED.
- A CURRENT SERVICE LIST OR REPRESENTATION STATEMENT WITH TELEPHONE AND FAX NUMBERS IS ATTACHED (SEE 9TH CIR. RULE 3-2).
- A COPY OF THIS CIVIL APPEALS DOCKETING STATEMENT WAS SERVED IN COMPLIANCE WITH FRAP 25.
- I UNDERSTAND THAT FAILURE TO COMPLY WITH THESE FILING REQUIREMENTS MAY RESULT IN SANCTIONS, INCLUDING DISMISSAL OF THIS APPEAL.

Brian P. Carr  
Signature

Nov 15, 2007  
Date

**COUNSEL WHO COMPLETED THIS FORM**

NAME: Brian P. Carr  
 FIRM: pro se  
 ADDRESS: 11301 NE 7th St, Apt J5  
 E-MAIL: brian @ brian. carr. name  
 TELEPHONE: 503-545-8357  
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**\*THIS DOCUMENT SHOULD BE FILED IN THE DISTRICT COURT WITH THE NOTICE OF APPEAL\*  
 \*IF FILED LATE, IT SHOULD BE FILED DIRECTLY WITH THE U.S. COURT OF APPEALS\***