

# EXHIBIT I

8/16/13 Quin Daniel accepted  
service at CNA Chicago

WILLIAMS KASTNER™  
**W K**

August 14, 2013

RECEIVED

28242.0101

AUG 16 2013

LAW DEPT

CNA Insurance Company  
Attn.: Legal  
333 S. Wabash Ave.  
Chicago, IL 60606

Re: Kathryn Cox et al. v. Henri Duyzend, D.D.S. and Sharon Duyzend  
King County Superior Court Cause No. 11-2-31164-3 SEA

Dear Sir or Madam:

Enclosed is a Subpoena requesting CNA Insurance Company produce by mail certain documents and records as specified therein. Please forward copies of the documents to the undersigned, along with your copying charge invoice.

If you have any questions, please do not hesitate to contact me at (206) 233-2982. Your cooperation is appreciated.

Sincerely,

*Matthew D. Green (pap)*

Matthew D. Green  
Attorney at Law  
(206) 233-2982  
mgreen@williamskastner.com



REC'D AUG 16 2013

MDG:wpc  
Enclosures

HM166306

Williams, Kastner & Gibbs PLLC  
Two Union Square  
601 Union Street, Suite 4100  
Seattle, Washington 98101  
main 206.628.6600 fax 206.628.6611  
www.williamskastner.com  
SEATTLE . TACOMA . PORTLAND

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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

KATHRYN COX; BEVERLY HAWLEY and RICHARD HAWLEY, husband and wife; WILLIAM MARK SMITH and NADINE SMITH, husband and wife; CHERYL GRANT; JILL ORTIZ; THOMAS PRIGMORE and SATOKO PRIGMORE, husband and wife; ROBERT WALLA and KRISTINE WALLA, husband and wife; DARYL STUART and LAUREL STUART, husband and wife; DOUGLAS SUNDBY and CYNDI SUNDBY, husband and wife; CHRIS STUART; MEGAN WALLA; THOMAS HUBER; DAVID HUBER; DANIEL O'NEAL and PATRICIA O'NEAL, husband and wife, DALE HOLLINGSWORTH and RUTH HOLLINGSWORTH, husband and wife; SARAH HOLLINGSWORTH; NICOLE TIEDEMAN and DERRY TIEDEMAN, husband and wife; TRACY ZICKUHR and SANDY ZICKUHR, husband and wife, and ZOE ZICKUHR,

Plaintiffs,

v.

HENRI DUYZEND, D.D.S. and SHARON DUYZEND, husband and wife,

Defendants.

NO. 11-2-31164-3 SEA  
RECORDS SUBPOENA IN A CIVIL CASE

TO: CNA INSURANCE COMPANY  
AND TO: ALL PARTIES OF RECORD IN THE ABOVE CAPTIONED CASE

RECORDS SUBPOENA IN A CIVIL CASE - 1


Williams, Kastner & Gibbs PLLC  
601 Union Street, Suite 4100  
Seattle, Washington 98101-2380  
(206) 628-6600

1  **YOU ARE COMMANDED** pursuant to CR 45 to produce the following  
2 documents or tangible things to Matthew D. Green at Williams, Kastner & Gibbs, PLLC, 601  
3 Union Street, Suite 4100, Seattle, WA 98101 on Friday, September 6, 2013 as specified  
4 below:

5 1. Copies of all insurance policies issued to your customers HENRI F.  
6 DUYZEND, D.D.S. and/or SHARON A. DUYZEND (whose Social Security numbers are  
7 believed to be 532-52-0079 and 481-68-4267) covering the time period January 1, 2007 to the  
8 present.

9 2. Copies of any and all documents identifying assets claimed to be owned by  
10 customers HENRI F. DUYZEND, D.D.S. and/or SHARON A. DUYZEND, including but not  
11 limited to, loan applications, financial statements, credit applications, tax returns, etc.

12 HEREIN FAIL NOT AT YOUR PERIL

13   
14 s/Matthew D. Green, WSBA #18046  
15 Attorneys for Plaintiffs  
16 WILLIAMS, KASTNER & GIBBS PLLC  
17 601 Union Street, Suite 4100  
Seattle, WA 98101-2380  
Telephone: (206) 628-6600  
Fax: (206) 628-6611  
E-mail: mgreen@williamskastner.com

18 Pursuant to CR 45, a recitation of Sections (c) and (d) follows:

19 **(c) Protection of Persons Subject to Subpoenas.**

20 (1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to  
21 avoid imposing undue burden or expense on a person subject to that subpoena. The Court shall enforce this duty  
22 and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not  
limited to, lost earnings and a reasonable attorney's fee.

23 (2)(A) A person commanded to produce and permit inspection and copying of designated books, papers,  
24 documents or tangible things, or inspection of premises need not appear in person at the place of production or  
inspection unless commanded to appear for deposition, hearing or trial.

25 (B) Subject to subsection (d)(2) of this rule, a person commanded to produce and permit inspection and copying  
may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than  
14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection

RECORDS SUBPOENA IN A CIVIL CASE - 2

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1 or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the  
2 subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order  
3 of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may,  
4 upon notice to the person commanded to produce and all other parties, move at any time for an order to compel  
5 the production. Such an order to compel production shall protect any person who is not a party or an officer of a  
6 party from significant expense resulting from the inspection and copying commanded.

7 (3)(A) On timely motion, the Court by which a subpoena was issued shall quash or modify the subpoena if it:

8 (i) fails to allow reasonable time for compliance;

9 (ii) fails to comply with RCW 5.56.010 or subsection (e)(2) of this rule:

10 (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies; or

11 (iv) subjects a person to undue burden, provided that, the Court may condition denial of the motion upon a  
12 requirement that the subpoenaing party advance the reasonable cost of producing the books, papers, documents, or  
13 tangible things.

14 (B) If a subpoena

15 (i) requires disclosure of a trade secret or other confidential research, development, or commercial  
16 information, or

17 (ii) requires disclosure of an unretained expert's opinion or information not describing specific events or  
18 occurrences in dispute and resulting from the expert's study made not at the request of any party, the Court may,  
19 to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose  
20 behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met  
21 without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably  
22 compensated, the court may order appearance or production only upon specified conditions.

23 (d) **Duties in Responding to Subpoena.**

24 (1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual  
25 course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as  
trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature  
of the documents, communications, or things not produced that is sufficient to enable the demanding party to  
contest the claim.

### PROOF OF SERVICE

NAME OF PERSON SERVED	MANNER OF SERVICE
PLACE OF SERVICE	DATE OF SERVICE

RECORDS SUBPOENA IN A CIVIL CASE - 3

Williams, Kastner & Gibbs PLLC  
601 Union Street, Suite 4100  
Seattle, Washington 98101-2380  
(206) 628-6600

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TITLE OF PERSON SERVED (IF SERVICE IS UPON BUSINESS OR ORGANIZATION)	
SERVED BY (PRINT NAME)	TITLE OF PERSON SERVING

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the State of Washington that I am a suitable person over the age of 18 and that the foregoing information contained in the Proof of Service is true and correct.

EXECUTED ON THE DATE OF	PLACE
SIGNATURE OF SERVER	
PRINTED NAME AND ADDRESS OF SERVER	PHONE