

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 RAINIER BEACH DEVELOPMENT
10 COMPANY, LLC , a Washington limited
liability company, *et al.*,

11 Plaintiffs,

12 v.

13 KING COUNTY, a political subdivision
14 of the State of Washington,

15 Defendant.

CASE NO. C16-0822-JCC

MINUTE ORDER

16 The following Minute Order is made by direction of the Court, the Honorable John C.
17 Coughenour, United States District Judge:

18 This matter comes before the Court on Defendant King County's motion to amend its
19 answer (Dkt. No. 11). King County seeks to add two affirmative defenses: fault of a non-party
20 and failure to file a claim for damages. (*Id.* at 1.) King County brought this request on the last
21 day for pleading amendments. (*See* Dkt. No. 10.) This is its first request to amend a pleading.

22 Plaintiffs' response to King County's motion was due on Tuesday, January 17, 2016. *See*
23 W.D. Wash. Local Civ. R. 7(d)(3), (5). Plaintiffs did not file a response by that deadline. The
24 Court considers this lack of response "as an admission that the motion has merit." W.D. Wash.
25 Local Civ. R. 7(b)(2).

26 Accordingly, King County's motion to amend answer (Dkt. No. 11) is GRANTED. King

1 County is DIRECTED to re-file the amended answer, submitted as an attachment to the motion,
2 as a standalone document. The amendment shall not go into effect until this filing has been
3 completed.

4 DATED this 19th day of January 2017.

5 William M. McCool
6 Clerk of Court

7 s/Paula McNabb
8 Deputy Clerk

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