

Honorable Paula Casey

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	Date: <u>October 19, 2006</u>
	Time: <u>8:00 a.m.</u>
	Judge/Calendar: <u>Paula Casey</u>

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SUPERIOR COURT OF WASHINGTON FOR THURSTON COUNTY

SAVE COLUMBIA CU COMMITTEE,
CATHRYN CHUDY, KATHRYN
EDGEComb, LLOYD MARBET, and
ROBERT TICE,

Plaintiffs,

v.

COLUMBIA COMMUNITY CREDIT
UNION and STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL
INSTITUTIONS,

Defendants.

Case No. 06-2-01688-0

COLUMBIA COMMUNITY CREDIT
UNION'S MOTION FOR
RECONSIDERATION AND PARTIAL
SUMMARY JUDGMENT

Defendant Columbia Community Credit Union ("Columbia") respectfully submits that this Court erred by ruling: (1) that plaintiffs Cathryn Chudy and Kathryn Edgecomb must be reinstated to Columbia's Board of Directors and Lloyd Marbet must be reinstated to the Supervisory Committee; and (2) that Marbet's name must be included as a candidate for the Board in Columbia's election materials. A copy of the agreed form of order granting preliminary injunction is attached as Exhibit A. In so ruling, the Court made an error of law and should reconsider its order based on CR 59(a)(7) (decision is contrary to law); (8) (error of law); and (9) (substantial justice has not been done).

Pursuant to CR 56, Columbia also moves for partial summary judgment on the ground that the Board of Directors ("Board") possesses statutory authority to expel members of Columbia's Board or Supervisory Committee for "cause" as established by the Board and need

COLUMBIA COMMUNITY CREDIT UNION'S
MOTION FOR RECONSIDERATION AND PARTIAL
SUMMARY JUDGMENT- 1


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1 not follow the separate statutory procedure for suspension and removal from office of a member
2 of the board of directors or supervisory committee prior to expulsion. There are no genuine or
3 material issues of fact for resolution by this court on this issue and Columbia is entitled to partial
4 summary judgment as a matter of law.

5 This motion is based on the records and files herein and the memorandum of
6 points and authorities filed and served concurrently herewith.

7 DATED this 5th day of October, 2006.

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COLUMBIA COMMUNITY CREDIT UNION'S
MOTION FOR RECONSIDERATION AND PARTIAL
SUMMARY JUDGMENT - 2

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