

FILED  
JUL 17 2010  
CITY OF MUKILTEO  
COUNTY OF SNOHOMISH

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CITY OF MUKILTEO  
CLERKS OFFICE

**SUPERIOR COURT  
STATE OF WASHINGTON  
COUNTY OF SNOHOMISH**

MUKILTEO CITIZENS FOR SIMPLE  
GOVERNMENT, an unincorporated association  
of Mukilteo residents,

Plaintiff,

v.

CITY OF MUKILTEO, a Washington municipal  
corporation; CHRISTINA BOUGHMAN, in her  
official capacity as City Clerk for the City of  
Mukilteo; SNOHOMISH COUNTY, a political  
subdivision of the State of Washington;  
CAROLYN WEIKEL, as her official capacity as  
Snohomish County Auditor,

Defendants.

NO. 10 2 06342 9  
SUMMONS (20/60 Day)

CR 4 (b)  
(SM)

**TO THE DEFENDANT:**

A lawsuit has been started against you in the above entitled court by MUKILTEO  
CITIZENS FOR SIMPLE GOVERNMENT, plaintiff. Plaintiff's claim is stated in the written  
complaint, a copy of which is served upon you with this summons.

In order to defend against this lawsuit, you must respond to the complaint by stating your  
defense in writing, and by serving a copy upon the person signing this summons within 20 days  
after the service of this summons (or 60 days if served outside the State of Washington),

**SUMMONS (20/60 Day)  
(SM) CR 4 (b) - 1**

1 excluding the day of service, or a default judgment may be entered against you without notice.  
2 A default judgment is one where plaintiff is entitled to what he asks for because you have not  
3 responded. If you serve a notice of appearance on the undersigned person, you are entitled to  
notice before a default judgment may be entered.

4 You may demand that the plaintiff file this lawsuit with the court. If you do so, the  
5 demand must be in writing and must be served upon the person signing this summons. Within  
6 14 days after you serve the demand, the plaintiff must file this lawsuit with the court, or the  
service on you of this summons and complaint will be void.

7 If you wish to seek the advice of an attorney in this matter, you should do so promptly so  
that your written response, if any, may be served on time.

8 This summons is issued pursuant to Rule 4 of the Superior Court Civil Rules of the State  
of Washington.

9  
10 Dated: July 19, 2015

Vanessa Soriano Power  
Vanessa Soriano Power  
Attorney for Plaintiff, WSBA #30777

11  
12 STOEL RIVES LLP  
13 600 University Street, Suite 3600  
14 Seattle, WA 98101

15 (206) 624-0900  
16 Telephone Number

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**SUMMONS (20/60 Day)**  
**(SM) CR 4 (b) - 2**

FILED

NOV 17 2010

CLERK OF SUPERIOR COURT  
SNOHOMISH COUNTY

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
FOR SNOHOMISH COUNTY

MUKILTEO CITIZENS FOR SIMPLE  
GOVERNMENT, an unincorporated  
association of Mukilteo residents,

Plaintiff,

v.

CITY OF MUKILTEO, a Washington  
municipal corporation; CHRISTINE  
BOUGHMAN, in her official capacity as  
City Clerk for the City of Mukilteo;  
SNOHOMISH COUNTY, a political  
subdivision of the State of Washington;  
CAROLYN WEIKEL, in her official  
capacity as Snohomish County Auditor,

Defendants.

No.

10 2 06342 9

COMPLAINT FOR DECLARATORY  
AND INJUNCTIVE RELIEF

**INTRODUCTION**

Plaintiff brings this action for declaratory and injunctive relief under chapter 7.24 RCW and chapter 7.40 RCW. Plaintiff seeks a declaration that proposed Mukilteo Initiative No. 2 is beyond the scope of the initiative power. Plaintiff also seeks an order enjoining the City of Mukilteo and Snohomish County from processing and including proposed Mukilteo Initiative No. 2 on the November 2010 ballot.

COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF - 1

1 **PARTIES**

2 1. Plaintiff is an unincorporated association of residents of Mukilteo, Washington.  
3 Christine Preston, a resident and registered voter of Mukilteo, is the founding member.  
4 Plaintiff's members believe that it is in the public interest to support the authority of Mukilteo  
5 elected officials to act as the duly-elected representatives of Mukilteo citizens.

6 2. Defendant City of Mukilteo ("Mukilteo") is a non-charter code city organized and  
7 operating under the laws of the State of Washington, chapter 35A RCW, *et seq.*

8 3. Defendant Christine Boughman, in her official capacity, is the Mukilteo City  
9 Clerk.

10 4. Defendant Snohomish County is a political subdivision of the State of  
11 Washington.

12 5. Defendant Carolyn Wiekkel, in her official capacity, is the Snohomish County  
13 Auditor.

14 **JURISDICTION AND VENUE**

15 6. This Court has subject matter jurisdiction over this action pursuant to chapter 7.24  
16 RCW and chapter 7.40 RCW.

17 7. Venue is proper in Snohomish County, Washington pursuant to RCW 4.12.025.

18 **FACTUAL BACKGROUND**

19 8. Automated traffic safety cameras are used by numerous cities in Washington as  
20 public safety measures to enforce traffic safety laws, including speeding in school zones and  
21 stopping at red lights.

22 9. Pursuant to RCW 46.63.170, the legislature granted cities and counties the power  
23 to enact local ordinances providing for the use of automated traffic safety cameras. Under the  
24 statute, that power is specifically granted to the "appropriate local legislative authority."

25 10. RCW 46.63 *et seq.*, establishes the statutory framework for the disposition of  
26 certain traffic offenses, including infractions determined through the use of automated traffic

1 safety cameras. The Infraction Rules for Courts of Limited Jurisdiction establish the applicable  
2 rules for processing such traffic offenses.

3 11. On or about May 17, 2010, the Mukilteo City Council enacted Ordinance No.  
4 1246 authorizing the use, and guidelines and standards for the use, of automated traffic safety  
5 cameras. At the same time, the City Council authorized the Mayor to enter into a contract on  
6 behalf of Mukilteo with American Traffic Solutions, Inc. for installation of automated traffic  
7 safety cameras.

8 12. Shortly thereafter, several citizens of Mukilteo commenced an initiative petition  
9 for proposed Mukilteo Initiative No. 2. On information and belief, the initiative petition for  
10 proposed Mukilteo Initiative No. 2 was timely submitted to the Mukilteo City Clerk and included  
11 sufficient valid signatures of Mukilteo registered voters.

12 13. Proposed Mukilteo Initiative No. 2 (attached at *Exhibit A* to the Complaint) seeks  
13 enactment of a new chapter of the Mukilteo Municipal Code. The proposed initiative  
14 simultaneously seeks to repeal Ordinance No. 1246. The proposed initiative would have the  
15 effect of:

- 16 a. Requiring an advisory vote of the people before the Mukilteo City Council  
17 may enact an ordinance authorizing the use of automated traffic safety  
18 cameras;
- 19 b. Requiring a two-thirds supermajority vote of the City Council and a  
20 majority vote of the people before the City, or “for profit companies  
21 contracted by the City of Mukilteo” may install or use automated traffic  
22 safety cameras;
- 23 c. Limiting the fines that the City of Mukilteo may assess for traffic  
24 violations determined through the use of automated traffic safety cameras;  
25 and
- 26 d. Repealing Mukilteo Ordinance No. 1246 authorizing the use, and

1 guidelines and standards for the use, of automated traffic safety cameras in  
2 Mukilteo.

3 14. On June 21, 2010, the Mukilteo City Council rescinded its prior authorization for  
4 the Mayor to enter into a contract on behalf of Mukilteo with American Traffic Solutions, Inc.  
5 for installation of automated traffic safety cameras.

6 15. On July 7, 2010, the Mukilteo City Council approved a motion to “move forward  
7 with [proposed] Mukilteo Initiative No. 2 as presented to the County Auditor for a vote in  
8 November 2010.”

9 16. The Mukilteo City Council agenda for a City Council meeting scheduled on July  
10 19, 2010, includes a motion to approve proposed Resolution 2010-22, calling for an election to  
11 be held in conjunction with the November 2010 general election, for submission of proposed  
12 Mukilteo Initiative No. 2 to a vote of the people. Proposed Resolution 2010-22 is attached at  
13 *Exhibit B* to the Complaint.

14 17. Proposed Resolution 2010-22 seeks to refer proposed Mukilteo Initiative No. 2 to  
15 the voters of the City of Mukilteo for their approval or rejection.

16 18. Among other things, Proposed Resolution 2010-22 calls for the Mukilteo City  
17 Clerk to furnish a certified copy of the resolution to the Snohomish County Auditor, and directs  
18 and authorizes the Mukilteo City Clerk to publish proposed Mukilteo Initiative No. 2 in the  
19 City’s official newspaper before the November 2010 election.

20 19. Plaintiff seeks a declaration that proposed Mukilteo Initiative No. 2 is invalid  
21 because it is beyond the scope of the initiative power.

22 20. Plaintiff seeks injunctive relief to prevent inclusion of an invalid initiative,  
23 proposed Mukilteo Initiative No. 2, on the November 2010 ballot.

24 **CLAIMS**

25 21. Paragraphs 1 through 20 are incorporated by reference as if set forth fully herein.

26 22. A controversy exists between Plaintiff and Defendants regarding whether the

1 subject matter of proposed Mukilteo Initiative No. 2 is within the scope of the initiative power.

2 23. Pre-election review of an initiative is permitted where, as here, there is a dispute  
3 regarding whether the subject matter of the proposed initiative is beyond the scope of the  
4 initiative power.

5 24. Plaintiff seeks a declaration that proposed Mukilteo Initiative No. 2 is invalid  
6 because it is beyond the scope of the initiative power because state law specifically vests the  
7 local legislative authority with the power to enact ordinances governing the local government's  
8 use and operation of automated traffic safety camera systems. Proposed Mukilteo Initiative No.  
9 2 would improperly interfere with the exercise of a power delegated by state law to a local  
10 legislative authority.

11 25. Because proposed Mukilteo Initiative No. 2 is not a lawful exercise of the  
12 initiative power, Defendants, and all employees, agents, and others acting in concert with  
13 Defendants, should be enjoined from processing proposed Mukilteo Initiative No. 2 as an  
14 initiative to the voters of Mukilteo, and should be enjoined from including proposed Mukilteo  
15 Initiative No. 2 on the November 2010 ballot.

16 **RELIEF REQUESTED**

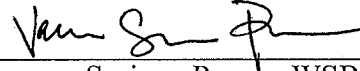
17 WHEREFORE Plaintiff seeks relief as follows:

- 18 a. Declaring that proposed Mukilteo Initiative No. 2, in its entirety, is invalid  
19 because it is beyond the scope of the local initiative power, and therefore null and  
20 void as a City of Mukilteo proposed initiative;
- 21 b. Enjoining Defendants from including proposed Mukilteo Initiative No. 2 on the  
22 ballot; and
- 23 c. Granting such other relief as the Court deems just and equitable.
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DATED: July 19, 2010.

STOEL RIVES LLP



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Vanessa Soriano Power, WSBA No. 30777  
Gloria S. Hong, WSBA No. 36723

Attorneys for Mukilteo Citizens for Simple  
Government



# **EXHIBIT A**



# **EXHIBIT B**

**City of Mukilteo  
RESOLUTION NO. 2010-22**

**A RESOLUTION OF THE CITY OF MUKILTEO, WASHINGTON, PURSUANT TO RCW 35.17.260 CALLING AN ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER GENERAL ELECTION FOR SUBMISSION OF A PROPOSED INITIATIVE ORDINANCE TO A VOTE OF THE PEOPLE, AND INSTRUCTING THE CITY CLERK REGARDING PRESENTATION AND PUBLICATION.**

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WHEREAS, the City Council of the City of Mukilteo has been presented with an Initiative Petition requesting enactment of an ordinance to prohibit use of automated traffic safety cameras to detect stoplight infractions and school speed zone violations without a two-thirds vote of the City Council and a majority vote of the electorate, establishing a maximum fine for infractions, repealing chapter 10.05 of the Mukilteo Municipal Code relating to use of automated traffic safety cameras to detect stoplight infractions and school speed zone violations, and calling for an advisory vote of the people for any ordinance that authorizes the use of such systems; and

WHEREAS, the City Council desires to hear from the qualified electorate on the issues addressed in the Initiative Petition, regardless of whether the subject matter is subject to the initiative process; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF MUKILTEO, WASHINGTON,  
RESOLVES AS FOLLOWS:

Section 1. Call for Election. Pursuant to RCW 35.17.260, the Mukilteo City Council requests the Snohomish County Auditor to place upon the general election ballot in the City of Mukilteo, Snohomish County, on November 2, 2010, a proposition for the purpose of

submitting to the qualified electors of the City whether or not to enact an initiative ordinance, a copy of which is attached hereto as Exhibit A and incorporated herein.

Section 2. Ballot Proposition. The ballot title for the aforementioned proposition shall read as follows:

**Initiative Measure**

Mukilteo Initiative No. 2 concerns automatic ticketing machines. This measure would prohibit Mukilteo from using camera surveillance to impose fines unless two-thirds of the Council and voters approve, limit fines, repeal Ordinance 1246 allowing the machines, and mandate an advisory vote.

Should this measure be enacted into law?

Yes.....[ ]

No.....[ ]

Section 3. Duties of City Clerk. The City Clerk is hereby authorized and directed to furnish promptly to the Snohomish County Auditor a certified copy of this Resolution. The City Clerk is further directed and authorized to publish the proposed Initiative Ordinance in the official newspaper of the City not less than five (5) nor more than twenty (20) days prior to the November election date.

Section 4. Local Voters' Pamphlet. The City Attorney is directed to prepare and submit the explanatory statement for the ballot proposition as required by the administrative rules of the Snohomish County Auditor. The arguments for and against the ballot proposition shall be prepared by the committees appointed by the Council pursuant to RCW 29A.32.280.

RESOLVED by the City Council and APPROVED by the Mayor this \_\_\_\_ day of \_\_\_\_\_, 2010.

APPROVED:

\_\_\_\_\_  
MAYOR JOE MARINE

ATTEST/AUTHENTICATED:

\_\_\_\_\_  
CHRISTINA J. BOUGHMAN, CITY CLERK

FILED WITH THE CITY CLERK: 7-19-10  
PASSED BY THE CITY COUNCIL: 7-19-10  
RESOLUTION NO. 2010-022

CITY OF MUKILTEO  
INITIATIVE NO. 2

AUTOMATED TRAFFIC SAFETY CAMERAS

EXPLANATORY STATEMENT

Chapter 10.05 of the Mukilteo Municipal Code authorizes use of automated traffic safety cameras to detect stoplight violations and school speed zone violations. That chapter also sets forth standards and restrictions regarding use of the cameras, and sets a fine of \$112 for each violation.

If approved, this measure would repeal chapter 10.05 of the Mukilteo Municipal Code and require an advisory vote of the people at a general election prior to adoption of any ordinance that authorizes use of automated traffic safety cameras. In addition, the measure would prohibit the City and any contractor from installing or using automated traffic safety cameras unless the system is approved by a two-thirds vote of the City Council and a majority vote of the people at an election. The fine for infractions would be no more than the least expensive parking ticket imposed within the city limits of Mukilteo.

FILED  
OCT 12 2010  
SNOHOMISH COUNTY SUPERIOR COURT

**CASE TYPE 2**  
**SNOHOMISH COUNTY SUPERIOR COURT**  
**CASE INFORMATION COVER SHEET**

10 2 06342 9

**Case Number** \_\_\_\_\_ **Case Title** Citizens v. City of Mukilteo

**Attorney Name** Vanessa Soriano Power **Bar Membership Number** 30777

Please check one category that best describes this case for indexing purposes. Accurate case indexing not only saves time in docketing new cases, but helps in forecasting needed judicial resources. Cause of action definitions are listed on the back of this form. Thank you for your cooperation.

**APPEAL/REVIEW**

- Administrative Law Review (ALR 2)
- Appeal of a Department of Licensing Revocation (DOL 2)
- Civil, Non-Traffic (LCA 2)
- Civil, Traffic (LCI 2)

**CONTRACT/COMMERCIAL**

- Breach of Contract (COM 2)
- Commercial Contract (COM 2)
- Commercial Non-Contract (COL 2)
- Third Party Collection (COL 2)

**MERETRICIOUS RELATIONSHIP**

- Meretricious Relationship (MER 2)

**PROTECTION ORDER**

- Civil Harassment (HAR 2)
- Domestic Violence (DVP 2)
- Foreign Protection Order (FPO 2)
- Sexual Assault Protection (SXP 2)
- Vulnerable Adult Protection (VAP 2)

**JUDGMENT**

- Abstract Only (ABJ 2)
- Foreign Judgment (FJU 2)
- Judgment, Another County (ABJ 2)
- Judgment, Another State (FJU 2)
- Tax Warrant (TAX 2)
- Transcript of Judgment (TRJ 2)

**OTHER COMPLAINT/PETITION**

- Action to Compel/Confirm Private Binding Arbitration (MSC 2)
- Change of Name (CHN 2)
- Deposit of Surplus Funds (MSC 2)
- Emancipation of Minor (EOM 2)
- Injunction (INJ 2)
- Interpleader (MSC 2)
- Malicious Harassment (MHA 2)
- Minor Settlement (No guardianship) (MST 2)
- Petition for Civil Commitment (Sexual Predator)

(PCC 2)

- Property Damage-Gangs (PRG 2)
- Public Records Act (PRA 2)
- School District - Required Action Plan (SDR 2)
- Seizure of Property from Commission of Crime (SPC 2)
- Seizure of Property Resulting from a Crime (SPR 2)
- Subpoenas (MSC 2)

**PROPERTY RIGHTS**

- Condemnation (CON 2)
- Foreclosure (FOR 2)
- Land Use Petition (LUP 2)
- Property Fairness (PFA 2)
- Quiet Title (QTI 2)
- Unlawful Detainer (UND 2)

**TORT, MEDICAL MALPRACTICE**

- Hospital (MED 2)
- Medical Doctor (MED 2)
- Other Health Care Professional (MED 2)

**TORT, MOTOR VEHICLE**

- Death (TMV 2)
- Non-Death Injuries (TMV 2)
- Property Damage Only (TMV 2)
- Victims of Motor Vehicle Theft (VVT 2)

**TORT, NON-MOTOR VEHICLE**

- Asbestos (PIN 2)
- Other Malpractice (MAL 2)
- Personal Injury (PIN 2)
- Products Liability (TTO 2)
- Property Damage (PRP 2)
- Wrongful Death (WDE 2)

**WRIT**

- Habeas Corpus (WHC 2)
- Mandamus (WRM 2)
- Restitution (WRR 2)
- Review (WRV 2)
- Miscellaneous Writs (WMW 2)

IF YOU CANNOT DETERMINE THE APPROPRIATE CATEGORY, PLEASE DESCRIBE THE CAUSE OF ACTION BELOW.

\_\_\_\_\_



## APPEAL/REVIEW

**Administrative Law Review**-Petition to the superior court for review of rulings made by state administrative agencies.

**Appeal of a Department of Licensing Revocation**-Appeal of a DOL revocation (RCW 46.20.308(9)).

**Lower Court Appeal-Civil**-An appeal for a civil case; excludes traffic infraction and criminal matters.

**Lower Court Appeal-Infractions**-An appeal for a traffic infraction matter.

## CONTRACT/COMMERCIAL

**Breach of Contract**-Complaint involving monetary dispute where a breach of contract is involved.

**Commercial Contract**-Complaint involving monetary dispute where a contract is involved.

**Commercial Non-Contract**-Complaint involving monetary dispute where no contract is involved.

**Third Party Collection**-Complaint involving a third party over a monetary dispute where no contract is involved.

## MERETRICIOUS RELATIONSHIP

**Meretricious Relationship**-Petition for distribution of property from a meretricious relationship (i.e., a stable, marital-like relationship where both parties cohabit with knowledge that a lawful marriage between them does not exist).

## PROTECTION ORDER

**Civil Harassment**-Petition for protection from civil harassment.

**Domestic Violence**-Petition for protection from domestic violence.

**Foreign Protection Orders**-Any protection order of a court of the United States, or of any state, territory, or tribal land, which is entitled to full faith and credit in this state.

**Sexual Assault Protection**-Petition under RCW 7.90.020.

**Vulnerable Adult Protection**-Petition for protection order for vulnerable adults, as those persons are defined in RCW 74.34.020.

## JUDGMENT

**Abstract Only**-A certified copy of a judgment docket from another superior court, an appellate court, or a federal district court.

**Foreign Judgment**-Any judgment, decree, or order of a court of the United States, or of any state or territory, which is entitled to full faith and credit in this state.

**Judgment, Another County**-A certified copy of a judgment docket from another superior court within the state.

**Judgment, Another State**-Any judgment, decree, or order from another state which is entitled to full faith and credit in this state.

**Tax Warrant**-A notice of assessment by a state agency creating a judgment/lien in the county in which it is filed.

**Transcript of Judgment**-A certified copy of a judgment from a court of limited jurisdiction to a superior court in the same county.

Case Type 2 (6/10)

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## OTHER COMPLAINT/PETITION

**Action to Compel/Confirm Private Binding Arbitration**-Petition to compel or confirm private binding arbitration.

**Change of Name**-Petition for a change of name. If change is confidential due to domestic violence/antiharassment see case type 5 instead.

**Deposit of Surplus Funds**-Deposit of money or other item with the court.

**Emancipation of Minor**-Petition by a minor for a declaration of emancipation.

**Injunction**-Complaint/petition to require a person to do or refrain from doing a particular thing.

**Interpleader**-Petition for the deposit of disputed earnest money from real estate, insurance proceeds, and/or other transaction(s).

**Malicious Harassment**-Suit involving damages resulting from malicious harassment.

**Minor Settlements**-Petition for a court decision that an award to a minor is appropriate when no letters of guardianship are required (e.g., net settlement value \$25,000 or less).

**Petition for Civil Commitment (Sexual Predator)**-Petition for the involuntary civil commitment of a person who 1) has been convicted of a sexually violent offense whose term of confinement is about to expire or has expired, 2) has been charged with a sexually violent offense and who has been determined to be incompetent to stand trial who is about to be released or has been released, or 3) has been found not guilty by reason of insanity of a sexually violent offense and who is about to be released or has been released, and it appears that the person may be a sexually violent predator.

**Property Damage-Gangs**-Complaint involving damage to property related to gang activity.

**Public Records Act**-Actions filed under RCW 42.56.

**School District-Required Action Plan**-Petition filed requesting court selection of a required action plan proposal relating to school academic performance.

**Seizure of Property from the Commission of a Crime**-Seizure of personal property which was employed in aiding, abetting, or commission of a crime, from a defendant after conviction.

**Seizure of Property Resulting from a Crime**-Seizure of tangible or intangible property which is the direct or indirect result of a crime, from a defendant following criminal conviction (e.g., remuneration for, or contract interest in, a depiction or account of a crime).

**Subpoenas**-Petition for a subpoena.

## PROPERTY RIGHTS

**Condemnation**-Complaint involving governmental taking of private property with payment, but not necessarily with consent.

**Foreclosure**-Complaint involving termination of ownership rights when a

mortgage or tax foreclosure is involved, where ownership is not in question.

**Land Use Petition**-Petition for an expedited judicial review of a land use decision made by a local jurisdiction (RCW 36.70C.040).

**Property Fairness**-Complaint involving the regulation of private property or restraint of land use by a government entity brought forth by Title 64 RCW.

**Quiet Title**-Complaint involving the ownership, use, or disposition of land or real estate other than foreclosure.

**Unlawful Detainer**-Complaint involving the unjustifiable retention of lands or attachments to land, including water and mineral rights.

## TORT, MEDICAL MALPRACTICE

**Hospital**-Complaint involving injury or death resulting from a hospital.

**Medical Doctor**-Complaint involving injury or death resulting from a medical doctor.

**Other Health Care Professional**-Complaint involving injury or death resulting from a health care professional other than a medical doctor.

## TORT, MOTOR VEHICLE

**Death**-Complaint involving death resulting from an incident involving a motor vehicle.

**Non-Death Injuries**-Complaint involving non-death injuries resulting from an incident involving a motor vehicle.

**Property Damage Only**-Complaint involving only property damages resulting from an incident involving a motor vehicle.

## TORT, NON-MOTOR VEHICLE

**Asbestos**-Complaint alleging injury resulting from asbestos exposure.

**Other Malpractice**-Complaint involving injury resulting from other than professional medical treatment.

**Personal Injury**-Complaint involving physical injury not resulting from professional medical treatment, and where a motor vehicle is not involved.

**Products Liability**-Complaint involving injury resulting from a commercial product.

**Property Damages**-Complaint involving damage to real or personal property excluding motor vehicles.

**Wrongful Death**-Complaint involving death resulting from other than professional medical treatment.

## WRIT

**Writ of Habeas Corpus**-Petition for a writ to bring a party before the court.

**Writ of Mandamus**-Petition for a writ commanding performance of a particular act or duty.

**Writ of Restitution**-Petition for a writ restoring property or proceeds; not an unlawful detainer petition.

**Writ of Review**-Petition for review of the record or decision of a case pending in the lower court; does not include lower court appeals or administrative law reviews.

**Miscellaneous Writs**