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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

ABC, INC., a Washington corporation,

Plaintiff,

v.

XYZ, INC., a Washington corporation,

Defendant.

NO. 00-0-00000-0SEA

CONFESSION OF JUDGMENT
AND ORDER THAT JUDGMENT
BE ENTERED

JUDGMENT SUMMARY

Judgment Creditor: ABC, Inc.
Judgment Creditor's Attorney: Scott M. Ellerby,
Mills Meyers Swartling
1000 Second Avenue, Suite 3000
Seattle, WA 98104
(206) 382-1000
Judgment Debtors: XYZ, Inc.
Principal Judgment Amount: \$30,000.00
Interest rate: 12% annually from date judgment
entered

CONFESSION OF JUDGMENT AND ORDER THAT
JUDGMENT BE ENTERED - 1
4803.001

LAW OFFICES OF
MILLS MEYERS SWARTLING
1000 SECOND AVENUE, 30TH FLOOR
SEATTLE, WASHINGTON 98104-1064
TELEPHONE (206) 382-1000
FACSIMILE (206) 386-7343

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CONFESSION OF JUDGMENT

Defendant XYZ, Inc. ("XYZ"), confesses to a judgment in favor of plaintiff ABC, Inc. ("ABC"), for the principal sum of Thirty Thousand and 00/100 Dollars (\$30,000.00), plus interest at the annual rate of twelve percent (12%) from the date the judgment is entered and pursuant to the terms of the Settlement Agreement (a true and correct copy of which is attached as **Exhibit A**). XYZ is indebted to ABC in the amount of \$30,000.00 pursuant to the Settlement Agreement and agrees that, in the event it fails to pay the amounts due to ABC when due in compliance with the Settlement Agreement, the Court is hereby authorized to enter this Confession of Judgment and Order That Judgment Be Entered without notice upon plaintiff's presentation of this Confession of Judgment to the Court. Plaintiff will credit all sums paid by defendant pursuant to the Settlement Agreement. Execution may issue as permitted by law against the defendant for the entire amount of the debt remaining unpaid. Defendant further agrees that plaintiff may apply to the Court for any additional costs and expenses, including attorneys' fees, incurred in entering and executing on this judgment. Defendant further agrees that plaintiff has the right to possession of the equipment identified on **Exhibit B**.

Defendant hereby acknowledges said unpaid obligation to be due pursuant to the terms of the Settlement Agreement. Defendant acknowledges that it has no claims, defenses, or counterclaims and is not entitled to any credits or offsets against the amount for which judgment is hereby confessed, and hereby assents to the entry of judgment upon this confession and to execution thereon. Defendant further acknowledges that it enters this Confession of Judgment after having the opportunity to consult with legal counsel of their choosing.

DATED this ____ day of August, 2014.
CONFESSION OF JUDGMENT AND ORDER THAT
JUDGMENT BE ENTERED - 2
4803.001

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1 XYZ, INC.

2 By: _____
3 John Smith
4 Its: President

5 **VERIFICATION OF CONFESSION OF JUDGMENT**

6 STATE OF WASHINGTON)
7) ss:
8 COUNTY OF KING)

9 John Smith, being first duly sworn on oath, deposes and says:

10 XYZ, Inc. is the defendant in the foregoing matter; I know the contents of the
11 Confession of Judgment and Order that Judgment Be Entered to be true and just;
12 there are no offsets or credits due; and I authorize judgment to be entered as
13 provided above.

14 _____
15 John Smith,
16 President of XYZ, Inc.

17 **ASSENT TO CONFESSION OF JUDGMENT**

18 Plaintiff ABC, Inc., assents to the entry of the above Confession of Judgment
19 and Order that Judgment Be Entered as verified by defendant.

20 DATED this _____ day of _____, 2014.

21 ABC, INC.

22 By: _____
23 John Anderson
24 Its: Vice President

25 **ORDER**

26 CONFESSION OF JUDGMENT AND ORDER THAT
JUDGMENT BE ENTERED - 3

4803.001

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FACSIMILE (206) 386-7343

1 THIS MATTER comes before the Court on presentation by plaintiff of the
2 above Confession of Judgment. The Court having reviewed the Confession of
3 Judgment and having found it to be in compliance with RCW Ch. 4.60, et seq.,
4 § 4.60.050 specifically, now, therefore,

5 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that judgment is
6 entered in favor of plaintiff ABC, Inc., against defendant XYZ, Inc., jointly and
7 severally, in the principal sum of Thirty Thousand and 00/100 Dollars (\$30,000.00),
8 or _____ if defendant has made less than full payment under the
9 terms of the Settlement Agreement, plus interest at the annual rate of twelve percent
10 (12%) from the date of entry of this Order and pursuant to the terms of the
11 Settlement Agreement (a true and correct copy of which is attached as Exhibit A)
12 and any amounts later adjudged including, but not limited to, attorneys' fees and
13 costs incurred, and less credits for payments received as provided for under the
14 terms of the Settlement Agreement. Plaintiff is also awarded immediate possession
15 of the equipment identified on Exhibit B and this Court will issue a writ of replevin
16 directing the sheriff to take possession so that plaintiff may take possession and
17 dispose of such property.

18 DONE IN OPEN COURT THIS _____ DAY OF _____, 2014.

19
20
21 _____
22 Judge/Court Commissioner

23 Presented by:

24 MILLS MEYERS SWARTLING

25 Attorneys for Plaintiff

26 CONFESSION OF JUDGMENT AND ORDER THAT
JUDGMENT BE ENTERED - 4

4803.001

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By: _____
Scott M. Ellerby
WSBA #

CONFESSION OF JUDGMENT AND ORDER THAT
JUDGMENT BE ENTERED - 5
4803.001

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