26-6080 ORIGINAL

No. _____

Supreme Court, U.S.
FILED
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IN THE
SUPREME COURT OF THE UNITED STATES

MARCUS D. SMITH,
Petitioner,

v.

NORTHWEST MOTORSPORT, INC., AND
NORTHWEST MOTORSPORT, LLC,
Respondents.

ON PETITION FOR A WRIT OF CERTIORARI TO THE
COURT OF APPEALS OF THE STATE OF WASHINGTON, DIVISION II

PETITION FOR A WRIT OF CERTIORARI

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QUESTION PRESENTED

Whether the Due Process Clause of the Fourteenth Amendment permits a State to enforce a disputed settlement involving a judgment creditor's demand that a pending appeal be dismissed as a condition of satisfying a money judgment and releasing its lien, and to impose contractual attorney fees and frivolous-appeal sanctions arising from the challenge to that settlement, where the petitioner contends that the contemporaneous record distinguishes payment of the judgment from surrender of appellate rights.