



Rob McKenna
ATTORNEY GENERAL OF WASHINGTON

Licensing & Administrative Law Division
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July 2, 2009

Mark and Carol DeCoursey
8209 172nd Avenue NE
Redmond, Washington 98504

Re: Your Question about a Writ of Mandamus


Dear Mr. and Mrs. DeCoursey:

On behalf of the Attorney General Robert M. McKenna, thank you for your message received June 16, 2009. Your message has been referred to me for a response because I am an Assistant Attorney General who represents the Real Estate program at the Department of Licensing. You describe a situation in which you believe that the Department of Licensing is engaging in a cooperative effort with Windermere real estate to flout Washington Law. You ask this office to file a Writ of Mandamus to force the Department to enforce the law against Windermere.

As you know, the Department of Licensing is responsible for real estate licensing. As such, it is in the best position to respond to your concerns. Thank you for providing me with information regarding your previous contacts with the Department of Licensing. I see that the Real Estate Program has already communicated with you on these issues.

I should clarify my role as attorney for the Real Estate Program. I do not have the authority to conduct an investigation of the program or direct it to take an action, or file legal proceedings against it. Rather, my role is to provide legal advice and representation to the program in the event of legal challenges to its actions. The Attorney General's Office serves as a legal counsel to state agencies and certain elected officials and by law cannot provide legal advice to private citizens. It is our policy, however, to provide members of the public with information of a general nature whenever possible. We regret we cannot be of further assistance, but hope you find this information helpful in resolving your concerns.

Sincerely,


JODY LEE CAMPBELL
Assistant Attorney General
(360) 664-2475

JLC:dse