

# THE CAMPBELL CRANE 401(k) CONCEALMENT FRAUD

## Jim Miner's False Denial vs. Court-Ordered Proof

**Case:** Boyd v. IUOE Locals 302 & 612 Pension Trust, et al.

**Case No.:** 2:25-cv-01225-LK (W.D. Wash.)

**Date:** October 27, 2025

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## EXECUTIVE SUMMARY

On May 20, 2025, Jim Miner of Campbell Crane denied the existence of a Campbell Crane 401(k) retirement plan, claiming "Campbell Crane does not offer retirement benefits." This statement is **directly contradicted** by the June 15, 2001 Clark County Final Divorce Decree, which explicitly lists the "TR-Campbell Crane and Rigging Service, Inc. 401(k)" as a marital asset requiring QDRO division.

This false denial constitutes:

1. **ERISA document concealment** (29 U.S.C. § 1024(b)(4))
2. **Obstruction of justice** (court-ordered asset concealment)
3. **Fraudulent misrepresentation** to rightful beneficiary
4. **Coordinated cover-up** with other defendants

**Estimated value of concealed Campbell Crane 401(k): \$100,000 - \$300,000**

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## PART I: THE DOCUMENTARY PROOF

### The 2001 Divorce Decree Evidence

**Source:** Clark County, Washington Final Divorce Decree

**Date:** June 15, 2001

**Case:** Robert D. Smith vs. Sheryl Ann Cash

#### Relevant Section - Retirement/Pension Assets:

The divorce decree lists FOUR retirement accounts:

1. **AGC Local 701** - Listed

2. **Local 302 Union** - Listed
3. **Local 612 Union** - Listed
4. **TR-Campbell Crane and Rigging Service, Inc. 401(k)** - Listed

**Key Language from Decree:**

"Retirement/Pension:

1. AGC Local 701
2. Local 302 Union
3. Local 612 Union
4. TR-Campbell Crane and Rigging Service, Inc. 401(k)"

This is followed by QDRO language requiring division of these marital assets.

## What This Proves

**Fact 1:** As of June 15, 2001, Campbell Crane & Rigging Service, Inc. maintained a 401(k) retirement plan.

**Fact 2:** Robert Delane Smith was a participant in this 401(k) plan.

**Fact 3:** The plan had sufficient value to be listed as a marital asset requiring division.

**Fact 4:** The plan was identified alongside other ERISA-regulated pension plans, indicating it was also subject to ERISA.

**Fact 5:** The ex-wife was awarded one-half of the marital portion (not 100%, not the entire balance - just her share of the marital accumulation).

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## PART II: JIM MINER'S FALSE DENIAL

### The May 20, 2025 Phone Calls

**First Contact - Voicemail:**

- **Date:** May 20, 2025, 2:07 PM
- **Caller:** Jim Miner
- **Phone:** 971-806-9617
- **Message:** "Yeah. Hi Brittany. Jim Miner, this is Campbell Crane ringing returning your call. My number is 971-806-9617. Thanks."

**Evidence:** Voicemail transcription by T-Mobile, saved in phone records

**Second Contact - Return Phone Call:**

- **Date:** May 20, 2025 (shortly after 2:07 PM)
- **Participants:** Brittney Boyd and Jim Miner
- **Topic:** Robert Smith's employment and retirement records

## Miner's Three False Statements

### False Statement #1:

"Your father 'quit'"

**Truth:** Robert Smith did not "quit" - he died on February 26, 2019. This is the same false "QUIT" designation used to deny survivor benefits throughout the enterprise.

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### False Statement #2:

"Campbell Crane does not retain employment records going back that far"

**Truth:** ERISA requires plan sponsors to maintain records for at least 6 years. More critically, the 401(k) plan itself would have ongoing records of participant balances, regardless of employment end date.

**ERISA § 107 (29 U.S.C. § 1027):** Plan administrators must maintain records necessary to verify benefit calculations.

**DOL Regulation 29 CFR 2530.209-2:** Records must be maintained for periods necessary to determine benefit entitlement.

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### False Statement #3:

"Campbell Crane does not offer retirement benefits"

**Truth:** The 2001 divorce decree explicitly lists the "TR-Campbell Crane and Rigging Service, Inc. 401(k)" - proving Campbell Crane DID offer retirement benefits at least through 2001.

**Question:** Did the plan terminate? If so:

- When was the termination?
  - Where are the termination notices?
  - Where did the account balances go?
  - Why was Robert Smith never notified?
  - Why was the beneficiary never notified?
  - Where are the distribution forms?
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## Why These Statements Are Material Misrepresentations

**Legal Standard:** A statement is a "material misrepresentation" if:

1. It is false
2. It concerns a material fact
3. Made with knowledge of its falsity (or reckless disregard)
4. Made with intent to induce reliance
5. Causes damages

### Application:

1. ✓ **False:** 2001 divorce decree proves 401(k) existed
  2. ✓ **Material:** Account potentially worth \$100k-300k
  3. ✓ **Knowledge:** Miner is associated with Campbell Crane, has access to records
  4. ✓ **Intent:** Statement designed to terminate inquiry and avoid disclosure
  5. ✓ **Damages:** Plaintiff denied access to rightful inheritance
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## PART III: WHO IS JIM MINER?

### Miner's Connections to the Enterprise

**Critical Question:** Who is Jim Miner, and why is he the person Campbell Crane designated to respond to beneficiary inquiries?

#### Potential Roles:

1. **Corporate officer** at Campbell Crane
2. **Plan administrator** for the 401(k)
3. **House counsel** (concealing lawyer-client relationship)
4. **Trustee** on one of the pension boards
5. **Benefits administrator** managing all Campbell Crane benefits

### The Declaration of Jim Miner Evidence

From Brittney Boyd's declaration:

"I subsequently spoke with Mr. Miner by phone and asked about my father's employment and retirement records."

**Key Point:** Miner was the designated contact person for employment AND retirement records. This suggests he has an official role, not just a random employee returning a call.

## The Concealment of Professional Capacity

**Pattern Alert:** Similar to other defendants, Miner may be concealing his professional capacity:

- Like Melissa Savage ("don't go barking up any more trees")
- Like Linda Josephson (attorney but misrepresenting status)
- Like John Hancock representatives (under gag orders)

**Question:** Is Jim Miner actually:

- An attorney for Campbell Crane/Ness & Campbell?
- The plan administrator for the 401(k)?
- A trustee on the pension board?
- All of the above?

If Miner is an attorney, his failure to disclose this creates additional ethical violations under legal professional responsibility rules.

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## PART IV: THE ANDERSON FAMILY CONNECTION

### The Campbell Crane / Ness & Campbell Corporate Structure

From the Anderson Family Control Analysis:

**Employer-Side Trustee:** John Anderson

- **Position:** President of Ness & Campbell Crane
- **Role:** Employer-side representative on pension trust boards

**Union-Side Trustee:** Scott Anderson

- **Position:** Employee at Ness & Campbell Crane
- **Relationship:** Family member of John Anderson
- **Role:** Union-side representative (conflict of interest)

### Why This Matters

**The Andersons control:**

1. The employer (Ness & Campbell / Campbell Crane)

2. The union representation (Scott Anderson as trustee)
3. The pension trust administration
4. Access to retirement records
5. Benefit determination processes

**If Jim Miner is connected to the Anderson family or corporate structure:**

- His false denial serves the Anderson family's interests
  - Conceals retirement assets that would increase overall benefit calculations
  - Protects the Anderson-controlled entities from ERISA liability
  - Maintains the false narrative that Robert Smith only had limited benefits
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## **PART V: THE QDRO THAT NEVER WAS**

### **What the 2001 Divorce Decree Ordered**

#### **Section 1.3 - Settlement Requirement:**

"All sums...shall be transferred at the time of executing of the Decree"

**Translation:** Everything was supposed to be divided and transferred by June 15, 2001.

#### **What This Means for the Campbell Crane 401(k):**

1. Ex-wife entitled to ½ of marital portion (NOT entire balance)
2. Transfer should have occurred in 2001
3. Any QDRO should have been filed by 2001
4. Robert Smith's remaining balance should have stayed with him
5. Upon death, remaining balance should pass to beneficiary (daughter)

### **The Missing QDRO for Campbell Crane**

#### **From Brittney Boyd's Declaration:**

"To my knowledge, no QDRO was ever filed or executed for the Campbell Crane 401(k)."

#### **Three Possibilities:**

##### **Possibility 1: QDRO Was Never Filed**

- Ex-wife never got her share
- Entire balance remained Robert's

- Upon death, entire balance should go to beneficiary (daughter)
- Campbell Crane is concealing the entire account

### **Possibility 2: QDRO Was Filed But Account Never Divided**

- Ex-wife got her share another way (maybe the \$5,444.95 from home sale mentioned in Section 3.13?)
- Remaining balance stayed with Robert
- Upon death, remaining balance should go to beneficiary (daughter)
- Campbell Crane is concealing Robert's remaining balance

### **Possibility 3: Account Was Improperly Liquidated**

- Campbell Crane wrongfully distributed entire balance
- Either to ex-wife (fraud) or to no one (conversion/theft)
- Beneficiary entitled to full value plus damages
- Campbell Crane liable for improper distribution

## **The Divorce Decree Handwritten Notation (Section 3.13)**

**Key Evidence:** The divorce decree contains a handwritten notation stating:

Ex-wife's half of the 401(k)—\$5,444.95—was paid from the sale of the marital home.

**Question:** Does this \$5,444.95 represent:

1. Her share of the Campbell Crane 401(k) specifically?
2. Her share of ALL 401(k) accounts combined?
3. A cash settlement in lieu of QDRO transfers?

**If \$5,444.95 was the ex-wife's TOTAL 401(k) settlement:**

- She already received her share in 2001
- No further QDRO divisions should have occurred
- Robert retained 100% of his post-division 401(k) balances
- Campbell Crane account should pass entirely to daughter as beneficiary

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## **PART VI: ESTIMATED VALUE OF CONCEALED ACCOUNT**

### **Calculation Methodology**

**Known Facts:**

- Robert Smith worked for Campbell Crane / Ness & Campbell
- Account existed as of June 15, 2001 (divorce decree)
- Account had sufficient value to list as marital asset
- Robert continued working until disability/death in 2016-2019

#### **Typical 401(k) Accumulation:**

- Employer match: 50% of first 6% of salary (common structure)
- Employee contribution: 6% of salary
- Total annual contribution: ~9% of salary

#### **Estimated Timeline:**

- Start working for Campbell Crane: Unknown, but at least by 2001
- Account existed in 2001: Confirmed by divorce decree
- Likely worked for them: 1990s through early 2000s (based on fabricated 1999 "start date" using Ness & Campbell)
- Potential years of contribution: 10-20 years

#### **Conservative Calculation:**

- Average salary: \$50,000-\$80,000/year (Operating Engineer)
- Annual contribution: \$4,500-\$7,200 (9% of salary)
- Years of contribution: 10-20 years
- Base contributions: \$45,000-\$144,000
- Investment growth (6% annual): × 1.8-3.2 factor
- **Estimated 2019 value: \$81,000-\$460,000**

**Most Likely Range: \$100,000-\$300,000**

## **Why Campbell Crane Would Conceal This**

### **Reason 1: Avoid ERISA Liability**

- If they improperly distributed the account
- If they failed to maintain proper records
- If they terminated plan without proper notice
- If they failed to notify beneficiaries

### **Reason 2: Protect Anderson Family Interests**

- John Anderson (President) controls employer side

- Scott Anderson (employee/trustee) controls union side
- Admitting this account exists proves additional retirement wealth
- Increases proper benefit calculations across all plans
- Exposes the fabricated work history (why use Campbell Crane for fake 1999 start date?)

### **Reason 3: Avoid Coordinated Fraud Exposure**

- If Campbell Crane admits account exists, must explain where it went
  - Must explain why beneficiary was never notified
  - Must explain why no distribution forms on file
  - Must explain coordination with union pensions to conceal overall wealth
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## **PART VII: THE ERISA VIOLATIONS**

### **ERISA § 104(b)(4) - Mandatory Disclosure (29 U.S.C. § 1024(b)(4))**

**Requirement:** Plan administrator must furnish documents to participants and beneficiaries within 30 days of written request.

**Violation:** Jim Miner's denial that benefits exist is equivalent to refusing to produce documents.

**Penalty:** \$110 per day per document (now \$220/day as indexed)

#### **Documents That Should Exist:**

1. Summary Plan Description (SPD) for Campbell Crane 401(k)
2. Summary Annual Reports
3. Participant account statements (2001-2019)
4. Beneficiary designation form
5. Distribution election forms
6. Plan termination notice (if plan terminated)
7. QDRO submission correspondence (if QDRO was filed)
8. Rollover or transfer documentation (if funds moved)

#### **Calculation:**

- May 20, 2025 (date of denial) to present = 160+ days
- 8 documents × 160 days × \$220/day = **\$281,600 in penalties (and counting)**

## **ERISA § 404(a) - Fiduciary Breach (29 U.S.C. § 1104(a))**

**Requirement:** Fiduciaries must act solely in interest of participants and beneficiaries.

**Violation:** Concealing account from rightful beneficiary violates fiduciary duty.

### **Remedy:**

- Full account value plus interest
- Surcharge for breach of trust
- Removal of fiduciary
- Appointment of independent fiduciary

## **ERISA § 502(a)(1)(B) - Benefits Due (29 U.S.C. § 1132(a)(1)(B))**

**Claim:** Plaintiff is beneficiary entitled to Campbell Crane 401(k) proceeds.

### **Elements:**

1. Plan exists (or existed): ✓ Proven by divorce decree
2. Participant died: ✓ Death certificate February 26, 2019
3. Benefits are due: ✓ Participant vested, beneficiary designated
4. Benefits withheld: ✓ Zero distribution to beneficiary for 6+ years

**Relief:** Full account value, investment gains since death, interest, attorney's fees

## **18 U.S.C. § 1001 - False Statements to Federal Investigators**

### **If DOL or FBI Investigate:**

Jim Miner's false statement "Campbell Crane does not offer retirement benefits" could become:

- Federal false statement charge
- Obstruction of justice
- Conspiracy to defraud

### **Elements:**

1. Statement made: ✓ May 20, 2025 phone call
  2. Statement false: ✓ Divorce decree proves 401(k) existed
  3. Material to investigation: ✓ Conceals \$100k-300k in assets
  4. Made knowingly: ✓ Miner associated with Campbell Crane, should know plan history
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## PART VIII: THE COORDINATED OBSTRUCTION PATTERN

### Multiple Entities, Same Script

#### Campbell Crane - Jim Miner:

"Campbell Crane does not offer retirement benefits"

#### Local 701 - Melissa Savage:

"Don't go barking up any more trees" (after \$10k payment)

#### John Hancock - Customer Service:

"We're not allowed to provide information on this account" (gag order)

#### OEFCU - Debbie:

Court order required for ANY written documentation (after confirming beneficiary status)

#### ULLICO - Representatives:

Policy GA02005 "terminated in 1992" (despite Form 5500 showing \$86M in assets in 2015)

### What This Pattern Proves

**Not isolated mistakes or miscommunication.** This is coordinated, enterprise-wide obstruction:

1. **Same timing:** All obstructions occurred 2024-2025 as Plaintiff got close to truth
2. **Same method:** Deny, deflect, demand court orders, impose gag orders
3. **Same purpose:** Conceal the true scope of retirement wealth
4. **Same beneficiaries:** Anderson family and ex-wife benefit from concealment

#### Legal Doctrine: Consciousness of Guilt

When multiple parties coordinate to conceal evidence, it demonstrates consciousness of wrongdoing and supports inference of fraud.

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## PART IX: THE DISCOVERY STRATEGY

### Immediate Interrogatories to Campbell Crane

**Interrogatory 1:** Identify all retirement, pension, 401(k), profit-sharing, or ERISA-covered benefit plans sponsored, maintained, or contributed to by Campbell Crane, Campbell Crane & Rigging Service, Inc., or Ness & Campbell Crane from 1990 to present.

**Interrogatory 2:** State whether Robert Delane Smith was a participant in any retirement plan identified in Interrogatory 1. For each plan, state: a. Dates of participation b. Final account balance as of February 26, 2019 c. Beneficiary designation on file d. All distributions made after February 26, 2019

**Interrogatory 3:** Identify the current location of all account balances, funds, or assets from any retirement plan in which Robert Delane Smith was a participant.

**Interrogatory 4:** State whether a QDRO was ever filed, submitted, or accepted by any Campbell Crane retirement plan relating to Robert Delane Smith's account. If yes, provide: a. Date of QDRO submission b. Date of QDRO acceptance c. Amount distributed pursuant to QDRO d. Recipient of distribution e. Remaining account balance after QDRO distribution

**Interrogatory 5:** Identify Jim Miner's employment position, title, and authority at Campbell Crane as of May 20, 2025, and explain why he was designated to respond to inquiries about Robert Delane Smith's employment and retirement records.

## **Immediate Document Requests to Campbell Crane**

**Request 1:** All documents sufficient to show the existence, terms, and current status of the "TR-Campbell Crane and Rigging Service, Inc. 401(k)" referenced in the June 15, 2001 Clark County divorce decree.

**Request 2:** All Summary Plan Descriptions, plan documents, trust agreements, and amendments for any retirement plan in which Robert Delane Smith participated.

**Request 3:** All account statements, beneficiary designation forms, distribution election forms, and correspondence relating to Robert Delane Smith's retirement accounts from 1990 to present.

**Request 4:** All documents showing the disposition of Robert Delane Smith's 401(k) account balance upon his death on February 26, 2019, including: a. Death notification forms b. Beneficiary claim forms c. Distribution checks or wire transfers d. Rollover documentation e. Escheatment notices

**Request 5:** All communications between Campbell Crane and any party regarding Robert Delane Smith's retirement accounts from February 26, 2019 to present.

**Request 6:** All Form 5500 filings for any Campbell Crane retirement plan from 1990 to present.

**Request 7:** All QDRO-related correspondence, submissions, acceptance letters, and implementation records relating to Robert Delane Smith's accounts.

## **Third-Party Subpoenas**

**Subpoena to IRS:**

- All Form 5500 filings for Campbell Crane EIN
- All retirement plan determination letters
- All plan termination notices

**Subpoena to DOL:**

- All ERISA compliance investigations of Campbell Crane
- All participant complaints
- All plan termination filings

**Subpoena to John Anderson (President, Ness & Campbell):**

- Deposition regarding Campbell Crane 401(k)
- All trustee meeting minutes discussing plan termination or distributions
- All conflict of interest disclosures

**Subpoena to Scott Anderson (Employee/Trustee):**

- Deposition regarding knowledge of Campbell Crane 401(k)
- Explanation of why Campbell Crane used in fabricated 1999 work history
- All communications with Jim Miner regarding benefit inquiries

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## **PART X: THE SPOILIATION CONCERNS**

### **Missing Documents That Should Exist**

If the Campbell Crane 401(k) existed from at least 2001 through 2019, these documents MUST exist somewhere:

**Category 1: Plan Documents**

- Original plan document
- All amendments
- IRS determination letter
- Summary Plan Descriptions (annual updates)
- Summary Annual Reports

**Category 2: Participant Records**

- Enrollment form
- Beneficiary designation form(s)

- Investment elections
- Contribution records
- Annual account statements (2001-2019)

### **Category 3: Death-Related Documents**

- Death notification (who reported to plan?)
- Beneficiary claim forms
- Distribution authorization
- Death benefit calculation
- Payment records (check, wire, rollover)

### **Category 4: QDRO Documents (if applicable)**

- QDRO submission letter
- Plan qualification review
- Acceptance/rejection letter
- Distribution to alternate payee
- Remaining balance allocation

### **Category 5: Termination Documents (if applicable)**

- Plan termination notice
- Participant distribution notices
- IRS approval of termination
- Final Form 5500
- Escheated funds report

## **The Adverse Inference**

**Legal Standard:** When a party destroys or fails to preserve evidence, courts may:

1. Presume the evidence was unfavorable to that party
2. Instruct jury to draw adverse inference
3. Impose sanctions including default judgment

### **Application:**

If Campbell Crane cannot produce these documents:

**Presumption 1:** The account balance was substantial (\$100k-300k range)

**Presumption 2:** Beneficiary designation listed daughter as primary beneficiary

**Presumption 3:** No valid QDRO was submitted or accepted

**Presumption 4:** Account was wrongfully liquidated or concealed

**Presumption 5:** Concealment was knowing and intentional (fraud)

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## **PART XI: THE CRIMINAL REFERRAL GROUNDS**

### **Federal Crimes Potentially Committed**

#### **18 U.S.C. § 664 - Theft from Employee Benefit Plans**

- Embezzlement or theft from ERISA plan
- Penalty: Fine and/or 5 years imprisonment
- Application: Concealment and conversion of 401(k) proceeds

#### **18 U.S.C. § 1001 - False Statements**

- False statement regarding material fact
- Made to federal investigator or in federal matter
- Penalty: Fine and/or 5 years imprisonment
- Application: Miner's denial if repeated to DOL investigators

#### **18 U.S.C. § 1503 - Obstruction of Justice**

- Corruptly obstructs judicial proceeding
- Penalty: Fine and/or up to 10 years imprisonment
- Application: Concealing court-ordered asset (divorce decree QDRO)

#### **18 U.S.C. § 1341/1343 - Mail/Wire Fraud**

- Scheme to defraud using mail or wire communications
- Penalty: Fine and/or up to 20 years imprisonment
- Application: Coordinated scheme to conceal retirement assets

#### **18 U.S.C. § 1962(c) - RICO**

- Pattern of racketeering activity
- Affecting interstate commerce
- Penalty: Fine and/or up to 20 years imprisonment
- Application: Enterprise-wide fraud including Campbell Crane concealment

### **Referral to Federal Agencies**

### **Department of Labor - Office of Inspector General (DOL OIG)**

- ERISA violations
- Fiduciary breaches
- Document concealment
- False statements to beneficiaries

### **Federal Bureau of Investigation (FBI)**

- Criminal theft from pension plans
- Coordinated fraud enterprise
- Interstate wire fraud
- RICO violations

### **Internal Revenue Service - Employee Plans (IRS EP)**

- Unreported plan termination
  - Improper distributions
  - Tax fraud on Form 5500s
  - Prohibited transactions
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## **PART XII: THE CONNECTION TO OTHER FRAUDS**

### **How Campbell Crane 401(k) Fits the Pattern**

#### **The Four-Phase Fraud:**

##### **Phase 1 - Career Erasure:**

- Used "Ness & Campbell" for fabricated 1999 start date
- Campbell Crane 401(k) would prove earlier employment
- Concealment protects the fabricated timeline

##### **Phase 2 - Disability Suppression:**

- Campbell Crane 401(k) is additional retirement wealth
- Higher total wealth = higher proper benefit calculations
- Concealment enables suppressed disability payments

##### **Phase 3 - Survivor Benefit Theft:**

- Campbell Crane 401(k) should pass to daughter as beneficiary

- Concealment enables diversion to ex-wife
- QDRO never filed, so entire balance belongs to estate

#### **Phase 4 - Obstruction:**

- Campbell Crane's refusal fits coordinated obstruction pattern
- Multiple entities using same tactics simultaneously
- Anderson family controls both Campbell Crane and pension trusts

## **The Anderson Family Bridge**

#### **John Anderson:**

- President of Ness & Campbell Crane / Campbell Crane
- Employer-side trustee on pension boards
- Controls access to Campbell Crane records
- Benefits from concealing overall retirement wealth

#### **Scott Anderson:**

- Employee at Ness & Campbell
- Union-side trustee (conflict of interest)
- Participates in benefit determinations
- Benefits from suppressed calculations

#### **Jim Miner:**

- Associated with Campbell Crane (unknown exact role)
- Designated to respond to benefit inquiries
- Provides false information to beneficiary
- Protects Anderson family interests

**The Connection:** Campbell Crane isn't a separate innocent party - it's controlled by the same Anderson family that controls the pension trusts. Jim Miner's false denial serves the same enterprise fraud that Linda Josephson's false denial serves.

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## **PART XIII: LEGAL CLAIMS SPECIFIC TO CAMPBELL CRANE**

### **Count: Benefits Due Under ERISA § 502(a)(1)(B)**

**Defendant:** Campbell Crane & Rigging Service, Inc. / Ness & Campbell Crane

### **Elements:**

1. Campbell Crane maintained 401(k) plan (proven by divorce decree)
2. Robert Smith was participant (proven by divorce decree)
3. Plaintiff is beneficiary (default under ERISA, or designated)
4. Benefits are due (participant died, vested balance exists)
5. Benefits wrongfully withheld (6+ years, zero distribution)

### **Relief:**

- Full account value as of February 26, 2019
- Investment gains from 2019 to present
- Interest at statutory rate
- Attorney's fees
- Costs

**Estimated Damages:** \$100,000 - \$300,000 (principal) + gains + interest = **\$150,000 - \$450,000**

### **Count: ERISA Document Concealment § 502(c)(1)**

#### **Elements:**

1. Plaintiff requested plan documents (implicitly through inquiry)
2. Campbell Crane refused to provide (denial that plan exists)
3. Refusal continues beyond 30-day deadline
4. Mandatory penalty applies

#### **Relief:**

- \$220/day per document from May 20, 2025
- 8 documents (SPD, statements, beneficiary form, etc.)
- 160+ days (May 20, 2025 to October 27, 2025)
- **Current penalties: \$281,600+**
- **Continuing penalties: \$1,760/day until compliance**

### **Count: Breach of Fiduciary Duty § 404(a)**

#### **Elements:**

1. Campbell Crane plan administrator/trustee is fiduciary

2. Owed duty to participant and beneficiaries
3. Breached duty by concealing account and denying benefits
4. Breach caused damages (lost investment gains, delayed distribution)

**Relief:**

- Make-whole relief (full benefits plus gains)
- Surcharge for breach of trust
- Removal of fiduciary
- Appointment of independent fiduciary
- Attorney's fees

**Count: Fraudulent Misrepresentation (State Law)**

**Elements:**

1. Jim Miner made false statement (plan doesn't exist)
2. Statement was material (relates to \$100k-300k asset)
3. Made with knowledge of falsity (or reckless disregard)
4. Intended to induce reliance (terminate inquiry)
5. Plaintiff relied (temporarily ceased investigation)
6. Damages resulted (delayed recovery, lost investment gains)

**Relief:**

- Compensatory damages
- Punitive damages (for knowing falsehood)
- Attorney's fees

**Count: Conversion (State Law)**

**Elements:**

1. Plaintiff had ownership interest in 401(k) proceeds (as beneficiary)
2. Campbell Crane wrongfully exercised control (concealed, didn't distribute)
3. Plaintiff deprived of benefits
4. Damages in amount of converted property

**Relief:**

- Value of converted property (\$100k-300k)

- Treble damages under Washington conversion statute
- **Potential total: \$300,000 - \$900,000**
- Attorney's fees

## **Count: Civil Conspiracy**

### **Elements:**

1. Agreement between Campbell Crane and other defendants
2. To commit wrongful acts (conceal retirement assets)
3. Overt acts in furtherance (Miner's false denial, coordinated gag orders)
4. Damages resulted

### **Relief:**

- Joint and several liability with co-conspirators
  - Full damages across all phases of fraud
  - Punitive damages
  - Attorney's fees
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## **PART XIV: THE SPOILIATION MOTION**

### **Motion for Sanctions - Spoliation of Evidence**

#### **Grounds:**

Campbell Crane has failed to preserve or produce critical evidence regarding the 401(k) plan, despite:

1. Court order in 2001 divorce decree requiring QDRO
2. ERISA statutory duty to maintain records
3. Litigation hold obligations (actual litigation commenced)
4. Knowledge of beneficiary's claims (May 2025 inquiry)

#### **Requested Sanctions:**

##### **Sanction 1: Adverse Inference Instruction**

- Jury instructed to presume missing evidence was unfavorable to Campbell Crane
- Presume account balance was substantial (\$100k-300k)
- Presume beneficiary designation listed daughter

- Presume no valid distribution occurred

### **Sanction 2: Evidentiary Preclusion**

- Campbell Crane barred from presenting any evidence contradicting:
  - Existence of 401(k) plan
  - Robert Smith's participation
  - Substantial account balance
  - Daughter's beneficiary status

### **Sanction 3: Monetary Sanctions**

- Plaintiff's attorney's fees for bringing spoliation motion
- Additional fees for investigating concealed account
- ERISA § 502(c)(1) penalties (\$281,600+ and continuing)

### **Sanction 4: Default Judgment (if appropriate)**

- If spoliation was willful and in bad faith
- Default on all claims related to Campbell Crane 401(k)
- Plaintiff entitled to presumed value plus damages

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## **CONCLUSION**

Jim Miner's May 20, 2025 statement that "Campbell Crane does not offer retirement benefits" is a provable lie, contradicted by the June 15, 2001 divorce decree explicitly listing the "TR-Campbell Crane and Rigging Service, Inc. 401(k)" as a marital asset.

This false denial is not an isolated mistake. It is part of a coordinated, enterprise-wide obstruction orchestrated by the Anderson family, who control both Campbell Crane and the pension trusts that have systematically concealed Robert Delane Smith's retirement wealth.

The concealed Campbell Crane 401(k), estimated at \$100,000-\$300,000, represents a critical piece of the \$1.2-\$3.2 million in missing retirement assets. Its concealment serves multiple fraudulent purposes:

1. **Protects the fabricated work history** (why use Campbell Crane for fake 1999 start?)
2. **Enables disability benefit suppression** (conceals overall retirement wealth)
3. **Facilitates survivor benefit theft** (one more account to divert from daughter)
4. **Demonstrates consciousness of guilt** (coordinated denial across all entities)

The documentary evidence is irrefutable. The divorce decree proves the account existed. Jim Miner's denial proves the concealment is intentional. The pattern across all defendants

proves the conspiracy is enterprise-wide.

Campbell Crane must be compelled to produce all records, account for all funds, and disgorge all wrongfully withheld benefits to the rightful heir.

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**END OF ANALYSIS**

**Prepared:** October 27, 2025

**For:** Boyd v. IUOE Locals 302 & 612 Pension Trust, et al.

**Evidence:** Declaration of Brittney C. Boyd, June 15, 2001 Divorce Decree, May 20, 2025 voicemail transcript

**EXHIBIT TT-3B**

**Declaration of Brittney C. Boyd – Misrepresentation of Legal Counsel as HR at Campbell Crane**

I, Brittney C. Boyd, declare as follows:

1. I am the Plaintiff in the above-captioned matter and the biological daughter and legal heir of Robert Delane S
2. On or about May 20, 2025, I placed a call to Campbell Crane & Rigging Service, Inc., in an effort to inquire ab
3. At no time during this call did I request to speak with or be transferred to legal counsel. The receptionist ans
4. I was not informed, at the time of the call, that I was speaking with an attorney or legal representative. I belie
5. During the call, the individual disclosed limited information, eventually stating that they could not provide furth
6. The sudden reference to legal restrictions and nondisclosure protocols caught me off guard, especially given
7. I respectfully assert that I was misled as to the nature of the call and never knowingly waived any rights or en
8. I submit this declaration to clarify the circumstances of the May 2025 communication and request that it be co

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed this \_\_\_\_ day of July, 2025.

Issaquah, Washington.

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Brittney C. Boyd, Declarant

## **Declaration of Brittney C. Boyd – Campbell Crane Retirement Plan Conflict**

I, Brittney C. Boyd, declare as follows:

1. I am the Plaintiff in the above-captioned matter and the biological daughter and legal heir of Robert Delane Smith. I make this declaration based on my own personal knowledge and review of documents in my possession.

2. On May 20, 2025, I received a voicemail from Jim Miner at Campbell Crane, calling from 971-806-9617, in response to my inquiry. In his message, he identified himself, stated he was returning my call, and confirmed his association with Campbell Crane.

3. I subsequently spoke with Mr. Miner by phone and asked about my father's employment and retirement records. Mr. Miner stated that my father 'quit' and that Campbell Crane does not retain employment records going back that far. He further stated that Campbell Crane does not offer retirement benefits and referred me back to the union for any related questions.

4. However, this directly contradicts the divorce decree filed in Clark County, Washington in 2001, which explicitly references a 'TR-Campbell Crane and Rigging Service, 401(k)' as a marital asset. That decree awarded one-half of the current value of the Campbell Crane 401(k) to Sheryl Cash, contingent on the filing of a Qualified Domestic Relations Order (QDRO).

5. The divorce decree identifies the Campbell Crane 401(k) alongside other ERISA-regulated plans, including accounts with AGC Local 701, IUOE Local 302, and IUOE Local 612.

6. To my knowledge, no QDRO was ever filed or executed for the Campbell Crane 401(k). Furthermore, Campbell Crane has refused to acknowledge this account or provide any documentation despite their explicit reference in a court order.

7. I assert that Mr. Miner's statement on May 20, 2025, conflicts with legal documentation from 2001 and may constitute an effort to avoid disclosure or accountability under ERISA's fiduciary and recordkeeping obligations, including those under 29 U.S.C. §209.

8. I respectfully request that this declaration be considered as supporting evidence for purposes of injunctive relief, forensic audit, and further judicial review of misrepresented or suppressed retirement assets tied to Robert Delane Smith's employment.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on this date: \_\_\_\_\_

Retirement/Pension:

1. AGC Local 701
2. Local 302 Union
3. Local 612 Union
4. TR-Campbell Crane and Rigging Service, Inc. 401(k)

2.9 SEPARATE PROPERTY

The husband has the following real or personal separate property

\$10,000 represents husband's premarital interest in the proceeds from the sale of the marital residence.

1985 Ford Pickup F250

1948 Harley Davidson

Triumph Motorcycle

Any separate property interest in retirement plans incurred prior to marriage.

All other personal property in his possession, with the exception of the personal property owned by wife prior to marriage that shall be transferred to her

The wife has the following real or personal separate property.

1995 Ford Pickup F250

All other property in her possession as well as all separate personal property in husband's possession that should be transferred to wife on Saturday, May 12, 2001

2.10 COMMUNITY LIABILITIES.

There are no known community liabilities

2.11 SEPARATE LIABILITIES.

Other. Any separate liabilities of the parties were incurred as of the date of separation and shall be paid by that party.

FINDINGS OF FACT AND CONCLUSION OF LAW (FNFL) -

Page 3 of 5

WPF DR 04 0300 (9/2000) -

CR 52, RCW 26.09.030, 070 (3)

NLLA ORAM

Attorney at Law

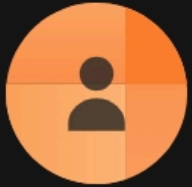
9250 SW Tigard Street

Tigard, OR 97223

(503) 639-4108

1 072 213 9120 May 21  
Unsaved, 0 mins... 2:52 PM

Hi, this is an important c...



**+1 971-806-9617** May 20

Unsaved, 0 mins... 2:07 PM

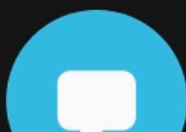
Yeah. Hi Brittany. Jim Miner,  
this is Campbell Crane ringing  
returning your call. My number is  
971-806-9617. Thanks.

**Transcribed by T-Mobile**

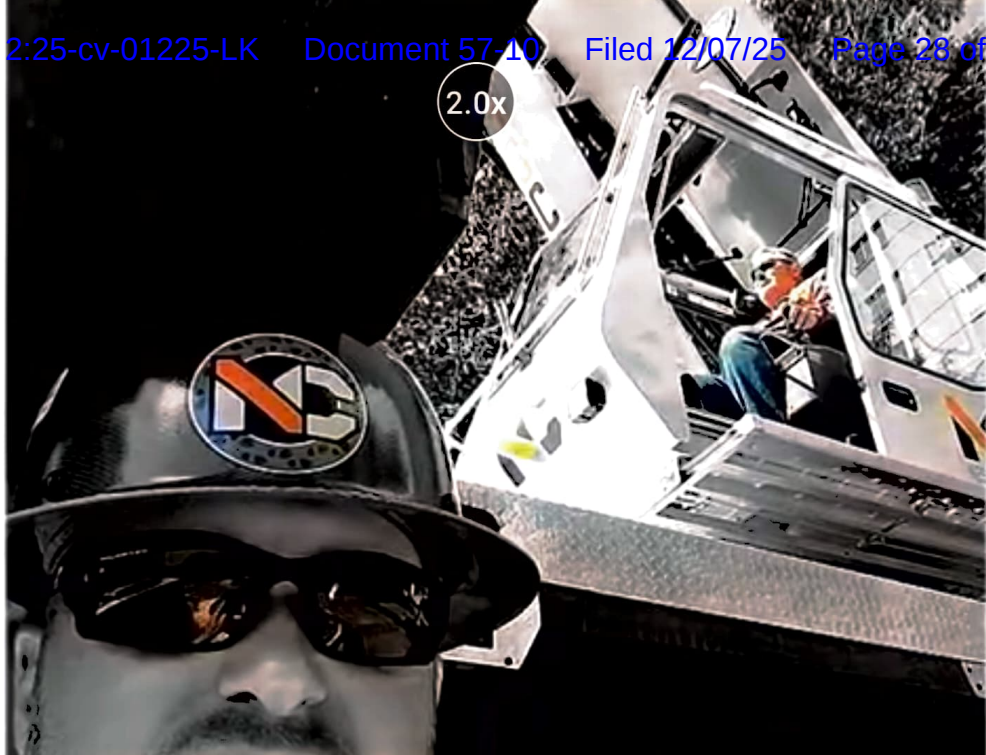


00:00

0:09











NESS CAMPBELL  
Red Blue America

## Description



### NessCampbell Crane + Rigging Great Company God Bless America by John Anderson Sr

1

Likes

300

Views

2017

Jul 29

NessCampbell Crane + Rigging Working the Northwest in Black & White with a little Color

## Music

1 songs



**America the Beautiful** :  
Mannheim Steamroller  
American Spirit









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## Fwd: Rpbert Smith work history records from Local 701

1 message

---

**Michelle Warren** <shellby6688@gmail.com>  
To: Brittney Boyd <brittneyboyd321@gmail.com>

Fri, Oct 18, 2024 at 4:18 PM

----- Forwarded message -----

From: **Deanna Robles** <deanna@iuoe701.com>  
Date: Fri, Oct 18, 2024, 3:13 PM  
Subject: Rpbert Smith work history records from Local 701  
To: [shellby6688@gmail.com](mailto:shellby6688@gmail.com) <[shellby6688@gmail.com](mailto:shellby6688@gmail.com)>

Deanna Robles

Dispatcher/Construction Training Coordinator

IUOE Local 701

503-650-7721

[deanna@iuoe701.com](mailto:deanna@iuoe701.com)

---

**From:** Dispatch Scanner <[dispatchscanner@iuoe701.com](mailto:dispatchscanner@iuoe701.com)>  
**Sent:** Friday, October 18, 2024 3:42 PM  
**To:** Deanna Robles <[deanna@IUOE701.com](mailto:deanna@IUOE701.com)>  
**Subject:**



**[Untitled].pdf**  
1.6 MB

**Deceased 2-26-79**

<b>1</b> <b>CRANES</b>	<b>2</b> <b>OILERS</b>	<b>3</b> <b>DOZER</b>	<b>4</b> <b>BACKHOES</b>	<b>5</b> <b>SCRAPERS</b>	<b>6</b> <b>CONCRETE EQUIP.</b>	<b>7</b> <b>MECH.</b>	<b>8</b> <b>MISC.</b>
TSP Crane Cert. Computer Overhead Hydro Hydro (under 50 ton) Hydro (over 50 ton) Boom Truck Floating Crawler Truck Tower Piledriver Dragline Clam Drill Whirley Stage Crane	<input type="checkbox"/> Crane <input checked="" type="checkbox"/> Truck-Crane <input checked="" type="checkbox"/> Hoe <input type="checkbox"/> Crusher <input type="checkbox"/> Asph. Plant <input type="checkbox"/> Service  <b>WATER EQUIP.</b> <input type="checkbox"/> Lic Boatman <input type="checkbox"/> Boatman <input type="checkbox"/> Lever Man <input type="checkbox"/> Watch Eng. <input type="checkbox"/> Deck Eng. <input type="checkbox"/> Deck Hand/Mate	<input type="checkbox"/> TSP <input checked="" type="checkbox"/> D-6 thru D-9 <input type="checkbox"/> Small Crawler <input checked="" type="checkbox"/> Finish <input checked="" type="checkbox"/> Pioneer <input checked="" type="checkbox"/> Fill Cat <input checked="" type="checkbox"/> Push Cat	<input type="checkbox"/> TSP <input checked="" type="checkbox"/> Crawler Hyd. <input checked="" type="checkbox"/> Rubber Hyd. <input checked="" type="checkbox"/> Cat <input type="checkbox"/> J.D. <input type="checkbox"/> Case <input checked="" type="checkbox"/> Deep Ditch <input type="checkbox"/> Comp. Person <input checked="" type="checkbox"/> Utility <input checked="" type="checkbox"/> Pipe F Man	<input type="checkbox"/> TSP <input checked="" type="checkbox"/> Paddle Wheel <input type="checkbox"/> Single Engine <input type="checkbox"/> Twin Engine  <b>DRILLING</b> <input checked="" type="checkbox"/> Drilling Rig <input checked="" type="checkbox"/> Drill Doctor <input checked="" type="checkbox"/> Drill Helper  <b>CRUSHERS</b> <input type="checkbox"/> Jaw Type <input type="checkbox"/> Cone Type <input type="checkbox"/> Screening Plant  <b>BLADE</b> <input type="checkbox"/> TSP <input checked="" type="checkbox"/> Computer Blade <input checked="" type="checkbox"/> Cat <input checked="" type="checkbox"/> J.D. <input type="checkbox"/> Finish <input checked="" type="checkbox"/> Rough	<input type="checkbox"/> Conc. Batch Plts. <input type="checkbox"/> Conc. Paver <input checked="" type="checkbox"/> Bidwell <input type="checkbox"/> Pump/Barrel Trk. <input type="checkbox"/> Grout Pump Opr.  <b>ASHPALT EQUIP.</b> <input type="checkbox"/> Plant Opr. <input type="checkbox"/> Batch Plant <input type="checkbox"/> Mixer <input type="checkbox"/> Paver <input type="checkbox"/> Screed <input type="checkbox"/> Lay Down Mach. <input type="checkbox"/> Chip Spreaders <input type="checkbox"/> Finish Roller <input type="checkbox"/> Broom <input type="checkbox"/> Roto Mill	<input type="checkbox"/> Asphalt Equip. <input type="checkbox"/> Crusher <input type="checkbox"/> Own Truck <input type="checkbox"/> Electrical <input type="checkbox"/> Cert. Welder <input type="checkbox"/> H.D. Mech. <input type="checkbox"/> Welder <input type="checkbox"/> Truck Mech.  <b>TEC/SURVEYORS</b> <input type="checkbox"/> Party Chief <input type="checkbox"/> Instrument Man <input type="checkbox"/> Rod/Chainman <input type="checkbox"/> Lay out <input type="checkbox"/> Grade Checker <input type="checkbox"/> Grade F Man	<input type="checkbox"/> Roller TSP <input type="checkbox"/> Forklift TSP <input checked="" type="checkbox"/> Grade Roller <input checked="" type="checkbox"/> Compactors <input checked="" type="checkbox"/> Forklift <input type="checkbox"/> Elevator/Man Lift <input type="checkbox"/> Gen. Plants <input type="checkbox"/> Compressor <input type="checkbox"/> Pumps <input type="checkbox"/> Rail Equip.  <b>CERTS/STATUS</b> <input checked="" type="checkbox"/> <i>Mat Hand</i> <input type="checkbox"/> Female <input type="checkbox"/> Minority <input checked="" type="checkbox"/> CDL-A <input type="checkbox"/> CDL-B <input type="checkbox"/> CDL-Hazmat <input type="checkbox"/> 40 hr Hazmat <input type="checkbox"/> C-Stop <input type="checkbox"/> F Man Training

DATE IN	DISPATCHED TO	AS	DATE OUT	DATE IN	DISPATCHED TO	AS	DATE OUT
9-01-99	TFR IN FROM 302 to 701	(701) hk		FEB 28 08	Campbell Crane(C)	75THydc	3-4-08
	Campbell Crane	Hydc	2-26-96		<b>SUSPENDE DEC 31 2017</b>		
07 03	Campbell Crane	60THydc	5-5-03	(C)	REINSTATED 02-23-18	(701) ms	
01 18	Campbell Crane(C)	50THydc	6-9-03				
01 24	Max Kuney	40THydc/CDL/Load/Exvr					
	-----Longview-----		9-3-03				
06 27 04	Campbell Crane	50THydc	4-27-04	(C)			
08 22 05	Campbell Crane(C)	60THydc	4-11-05				

Will travel  Yes  No  
 Name Smith, Robert D.  
 Phone #1 (603) 571-8804 Home  
 Phone #2 (503) 260-3406 Cell  
 Vancouver, WA

1	2	3	4	5	6	7	8
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1

Robert D. *2-26-68* 1623714 10-04-74 302 0440 09-27-5

*Deceased 2-26-19*

<b>2 OILERS</b>	<b>3 DOZER</b>	<b>4 BACKHOES</b>	<b>5 SCRAPERS</b>	<b>6 CONCRETE EQUIP.</b>	<b>7 MECH.</b>	<b>8 MISC.</b>
<input type="checkbox"/> Crane	<input type="checkbox"/> TSP	<input type="checkbox"/> TSP	<input type="checkbox"/> TSP	<input type="checkbox"/> Conc. Batch Plts.	<input type="checkbox"/> Asphalt Equip.	<input type="checkbox"/> Roller TS
<input checked="" type="checkbox"/> Truck-Crane	<input checked="" type="checkbox"/> D-6 thru D-9	<input checked="" type="checkbox"/> Crawler Hyd.	<input checked="" type="checkbox"/> Paddle Wheel	<input type="checkbox"/> Conc. Paver	<input type="checkbox"/> Crusher	<input type="checkbox"/> Forklift T
<input checked="" type="checkbox"/> Hoe	<input type="checkbox"/> Small Crawler	<input checked="" type="checkbox"/> Rubber Hyd.	<input type="checkbox"/> Single Engine	<input checked="" type="checkbox"/> Bidwell	<input type="checkbox"/> Own Truck	<input checked="" type="checkbox"/> Grade R
<input type="checkbox"/> Crusher	<input checked="" type="checkbox"/> Finish	<input checked="" type="checkbox"/> Cat <input type="checkbox"/> J.D.	<input type="checkbox"/> Twin Engine	<input type="checkbox"/> Pump/Barrel Trk.	<input type="checkbox"/> Electrical	<input checked="" type="checkbox"/> Compact
<input type="checkbox"/> Asph. Plant	<input checked="" type="checkbox"/> Pioneer	<input type="checkbox"/> Case	<b>DRILLING</b>	<input type="checkbox"/> Grout Pump Opr	<input type="checkbox"/> Cert. Welder	<input checked="" type="checkbox"/> Forklift
<input type="checkbox"/> Service	<input checked="" type="checkbox"/> Fill Cat	<input checked="" type="checkbox"/> Deep Ditch	<input checked="" type="checkbox"/> Drilling Rig	<input type="checkbox"/> _____	<input type="checkbox"/> H.D. Mech.	<input type="checkbox"/> Elevator/
<input type="checkbox"/> _____	<input checked="" type="checkbox"/> Push Cat	<input type="checkbox"/> Comp. Person	<input checked="" type="checkbox"/> Drill Doctor	<input type="checkbox"/> _____	<input type="checkbox"/> Welder	<input type="checkbox"/> Gen. Pla
<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input checked="" type="checkbox"/> Utility	<input checked="" type="checkbox"/> Drill Helper	<b>ASHPALT EQUIP.</b>	<input type="checkbox"/> Truck Mech.	<input type="checkbox"/> Compres
<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input checked="" type="checkbox"/> Pipe F Man	<b>CRUSHERS</b>	<input type="checkbox"/> Plant Opr.	<b>TEC/SURVEYORS</b>	<input type="checkbox"/> Pumps
<b>WATER EQUIP.</b>	<b>LOADERS</b>	<b>PIPELINE</b>	<input type="checkbox"/> Jaw Type	<input type="checkbox"/> Batch Plant	<input type="checkbox"/> Party Chief	<input checked="" type="checkbox"/> Rail Equi
<input type="checkbox"/> Lic Boatman	<input type="checkbox"/> TSP	<input type="checkbox"/> Sideboom	<input type="checkbox"/> Cone Type	<input type="checkbox"/> Mixer	<input type="checkbox"/> Instrument Man	<input checked="" type="checkbox"/> <i>shd</i>
<input type="checkbox"/> Boatman	<input checked="" type="checkbox"/> Rubber Tired	<input type="checkbox"/> Ditcher	<input type="checkbox"/> Screening Plant	<input type="checkbox"/> Paver	<input type="checkbox"/> Rod/Chainman	<input checked="" type="checkbox"/> <i>Mat</i>
<input type="checkbox"/> Lever Man	<input type="checkbox"/> Crawler	<input type="checkbox"/> Bending Mach.	<b>BLADE</b>	<input type="checkbox"/> Scream	<input type="checkbox"/> Lay out	<b>CERTS/S</b>
<input type="checkbox"/> Watch Eng.	<input checked="" type="checkbox"/> Production	<input type="checkbox"/> Cleaning Mach.	<input type="checkbox"/> TSP	<input type="checkbox"/> Lay Down Mach.	<input type="checkbox"/> Grade Checker	<input type="checkbox"/> Female
<input type="checkbox"/> Deck Eng.	<input type="checkbox"/> Bob Cat	<input type="checkbox"/> Coating Mach.	<input checked="" type="checkbox"/> Computer Blade	<input type="checkbox"/> Chip Spreaders	<input type="checkbox"/> Grade F Man	<input checked="" type="checkbox"/> CDL-A
<input type="checkbox"/> Deck Hand/Mate	<input type="checkbox"/> _____	<input type="checkbox"/> Wrapping	<input checked="" type="checkbox"/> Cat <input checked="" type="checkbox"/> J.D.	<input type="checkbox"/> Finish Roller	<input type="checkbox"/> _____	<input type="checkbox"/> CDL-B
<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> Weights	<input type="checkbox"/> Finish	<input type="checkbox"/> Room	<input type="checkbox"/> _____	<input type="checkbox"/> CDL-H
<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> Hydro-Test	<input checked="" type="checkbox"/> Rough	<input type="checkbox"/> Roto Mill	<input type="checkbox"/> _____	<input type="checkbox"/> 40 hr H
<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> C-Stop
<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> _____	<input type="checkbox"/> F Man

DISPATCHED TO	AS	DATE OUT	DATE IN	DISPATCHED TO	AS	DATE
FFL IN FROM 302 to 701 (701) hk			FEB 2 2006	Campbell Crane(C)	75THydc	3-4-0
Campbell Crane	Hydc	2-26-96		<b>SUSPENDED DEC 31 2017</b>		
Campbell Crane	60THydc	5-5-03 (C)	REINSTATED	02-23-18 (701) ms		
Campbell Crane(C)	50THydc	6-9-03				
Max Kuney	40THydc/CDL/Load/Exvr					
-----Longview-----		9-3-03				
Campbell Crane	50THydc	4-27-04 (C)				
Campbell Crane(C)	60THydc	4-11-05				

s  No  
 Phone #1 *(602) 576-2204 Home*  
 Phone #2 *(503) 260-3406 cell*  
*Vancouver, WA*

1 2 3 4 5 6 7

NAME Smith, Robert D.	PHONE NO. (360)576-8804	CLASSIFICATION
ADDRESS 1529 W 29th ST Vancouver, Wa		
HOVELS	PAVING MACHINE	
DRAGLINE	TRENCH MACHINE	
BOE	PILEDRIEVER	
CLAMSHELL	DERRICK	
HOIST	CRANE <i>Win/ to 210T - underground 30' Deep</i>	
CATS <i>D-3, D-10</i>	ROLLER <i>Ditch, Form</i>	
BLADE <i>2x</i>	COMP. <i>Forklift</i>	
MECHANIC	FIREMAN	OILER

COMPANY	LOCATION	TYPE MACHINE	DATE	OUT OF WORK DATE
Campbell Crane	Portland	HYDC	2-26-96 (L)	
<i>FOR USE ONLY</i>				

Crane, the CDL-A Crane cert *4/11/02*  
 Smith, Robert D. *Vancouver, WA*

*(360)576-8804*

*Very New Ratter*

# INTERNATIONAL UNION OF OPERATING ENGINEERS

## Local 701 IUOE Individual Dispatch History Report

LOCAL 701

For SMITH, ROBERT D  
For Call Results: ACCEPTED, KEYMAN, NAME REQUEST

Dispatch Date	Result	Notes	Job Title	Employment Code	Contractor	Start Date	Completion Date	# Days
03/06/2008	ACCEPTED		75T HYDROCRANE		NESS & CAMPBELL CRANE INC	03/04/2008	11/30/2015	2827
04/21/2005	ACCEPTED		60T HYDROCRANE		NESS & CAMPBELL CRANE INC	04/11/2005	02/20/2008	1045
04/28/2004	ACCEPTED		50T HYDROCRANE		NESS & CAMPBELL CRANE INC	04/27/2004	03/22/2005	329
09/03/2003	ACCEPTED		40T HYDC/CDL/LOAD/EXVR		MAX J KUNEY COMPANY	09/03/2003	04/27/2004	237
06/10/2003	ACCEPTED		50T HYDROCRANE		NESS & CAMPBELL CRANE INC	06/09/2003	07/24/2003	45
05/05/2003	ACCEPTED		60T HYDC/CDL		NESS & CAMPBELL CRANE INC	05/05/2003	06/03/2003	29
12/11/1998	ACCEPTED		HYDROCRANE		NESS & CAMPBELL CRANE INC	02/26/1996	04/07/2003	2597



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## Fwd: 701 and 302 Pension Contact

1 message

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**Michelle Warren** <shellby6688@gmail.com>  
To: Brittney Boyd <brittneyboyd321@gmail.com>

Tue, Oct 22, 2024 at 5:08 PM

I noticed this email about 5 minutes ago. I haven't completely read it. I'm just emailing it to you.

----- Forwarded message -----

From: **Nikki Winston** <nwinston@wpas-inc.com>  
Date: Tue, Oct 22, 2024, 2:51 PM  
Subject: 701 and 302 Pension Contact  
To: shellby6688@gmail.com <shellby6688@gmail.com>  
Cc: Mia Nowland <mnowland@wpas-inc.com>

Hi Ms. Michelle Warren,

This is a quick email so that you have our email addresses to contact us later should you need anything.

**Nikki Winston, Sr. Pension Representative**

**Welfare & Pension Administration Service, Inc.**

**7525 SE 24<sup>th</sup> St. Suite 200, Mercer Island, WA 98040**

P: (206) 441-7574

F: (206) 695-0984

E: [nwinston@wpas-inc.com](mailto:nwinston@wpas-inc.com)

W: [www.wpas-inc.com](http://www.wpas-inc.com)


 wpas sm logo


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This email has been scanned for viruses and malware by Mimecast.

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 **0.png**  
3 KB

[HOME](#) **Corporation Division** 

[Business Xpress](#) [business name search](#) [oregon business guide](#)

[license directory](#) [business registry/renewal](#) [forms/fees](#) [notary public](#)

[uniform commercial code](#) [uniform commercial code search](#) [documents & data services](#)

### Business Name Search

<a href="#">New Search</a>	<a href="#">Printer Friendly</a>	<b>Business Entity Data</b>				07-14-2025 11:23
Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
279780-97	DBC	ACT	OREGON	04-05-2005	04-05-2026	
Entity Name	NESS & CAMPBELL CRANE, INC.					
Foreign Name						

<a href="#">New Search</a>	<a href="#">Printer Friendly</a>	<b>Associated Names</b>				
Type	PPB	PRINCIPAL PLACE OF BUSINESS				
Addr 1	5775 NE WAGON DRIVE					
Addr 2						
CSZ	HILLSBORO	OR	97124	Country	UNITED STATES OF AMERICA	

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT	Start Date	06-16-2016	Resign Date	
Of Record	<a href="#">158720-88</a> CORPORATION SERVICE COMPANY					
Addr 1	1127 BROADWAY ST NE					
Addr 2	STE 310					
CSZ	SALEM	OR	97301	Country	UNITED STATES OF AMERICA	

Type	MAL	MAILING ADDRESS			
Addr 1	5775 NE WAGON DR				
Addr 2					
CSZ	HILLSBORO	OR	97124	Country	UNITED STATES OF AMERICA

Type	PRE	PRESIDENT	Resign Date		
Name	JOHN	ANDERSON			
Addr 1	5775 NE WAGON DRIVE				
Addr 2					
CSZ	HILLSBORO	OR	97124	Country	UNITED STATES OF AMERICA











Type	SEC	SECRETARY	Resign Date		
Name	MIKEL	MCDONALD			
Addr 1	5775 NE WAGON DRIVE				
Addr 2					
CSZ	HILLSBORO	OR	97124	Country	UNITED STATES OF AMERICA





## Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
NESS & CAMPBELL CRANE, INC.	EN	CUR	07-21-2008	
NESS CRANES, INC.	EN	PRE	04-05-2005	07-21-2008

Please [read](#) before ordering [Copies](#).

## Summary History

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	AMENDED ANNUAL REPORT	03-05-2025		FI		
	AMENDED ANNUAL REPORT	03-12-2024		FI		
	AMENDED ANNUAL REPORT	04-05-2023		FI		
	AMENDED ANNUAL REPORT	04-12-2022		FI		
	AMENDED ANNUAL REPORT	04-05-2021		FI		
	AMENDED ANNUAL REPORT	03-04-2020		FI		
	AMENDED ANNUAL REPORT	04-01-2019		FI		
	AMENDED ANNUAL REPORT	02-26-2018		FI		
	AMENDED ANNUAL REPORT	04-04-2017		FI		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	06-16-2016		FI	Agent	
	AMENDED ANNUAL REPORT	03-17-2016		FI		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	04-02-2015		FI		
	AMENDED ANNUAL REPORT	03-03-2015		FI		
	AMENDED ANNUAL REPORT	03-05-2014		FI		
	AMENDED ANNUAL REPORT	03-14-2013		FI		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	11-15-2012		FI		
	CHANGE OF REGISTERED AGENT/ADDRESS	06-12-2012		FI	Agent	
	AMENDED ANNUAL REPORT	04-02-2012		FI		
	AMENDED ANNUAL REPORT	04-01-2011		FI		
	ANNUAL REPORT PAYMENT	04-14-2010	04-13-2010	SYS		

	AMNDMT TO ANNUAL RPT/INFO STATEMENT	05-06-2009	04-30-2009	FI		
	ANNUAL REPORT PAYMENT	05-01-2009	04-30-2009	SYS		
	<a href="#">ARTICLES OF MERGER</a>	07-31-2008	08-01-2008	FI		
	ARTICLES OF AMENDMENT	07-21-2008		FI	Name	
	ANNUAL REPORT PAYMENT	02-29-2008	02-28-2008	SYS		
	ANNUAL REPORT PAYMENT	03-02-2007		SYS		
	AMENDED ANNUAL REPORT	03-21-2006		FI		
	ARTICLES OF INCORPORATION	04-05-2005		FI	Agent	

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### Business Registry Business Name Search

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### Business Entity Data

11-26-2025 16:56

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
279780-97	DBC	ACT	OREGON	04-05-2005	04-05-2026	
Entity Name: NESS & CAMPBELL CRANE, INC.						
Foreign Name:						

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### Associated Names

Type	PPB	PRINCIPAL PLACE OF BUSINESS				
Addr 1	5775 NE WAGON DRIVE					
Addr 2						
CSZ	HILLSBORO	OR	97124	Country	UNITED STATES OF AMERICA	

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT	Start Date	06-16-2016	Resign Date
Of Record	158720-88 CORPORATION SERVICE COMPANY				
Addr 1	1127 BROADWAY ST NE				
Addr 2	STE 310				
CSZ	SALEM	OR	97301	Country	UNITED STATES OF AMERICA

Type	MAL	MAILING ADDRESS			
Addr 1	5775 NE WAGON DR				
Addr 2					
CSZ	HILLSBORO	OR	97124	Country	UNITED STATES OF AMERICA

Type	PRE	PRESIDENT			Resign Date
Name	JOHN ANDERSON				
Addr 1	5775 NE WAGON DRIVE				
Addr 2					
CSZ	HILLSBORO	OR	97124	Country	UNITED STATES OF AMERICA

Type	SEC	SECRETARY			Resign Date
Name	MIKEL MCDONALD				
Addr 1	5775 NE WAGON DRIVE				
Addr 2					
CSZ	HILLSBORO	OR	97124	Country	UNITED STATES OF AMERICA

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### Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
NESS & CAMPBELL CRANE, INC.	EN	CUR	07-21-2008	
NESS CRANES, INC.	EN	PRE	04-05-2005	07-21-2008

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### Summary History

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	AMENDED ANNUAL REPORT	03-05-2025		FI		
	AMENDED ANNUAL REPORT	03-12-2024		FI		
	AMENDED ANNUAL REPORT	04-05-2023		FI		
	AMENDED ANNUAL REPORT	04-12-2022		FI		
	AMENDED ANNUAL REPORT	04-05-2021		FI		
	AMENDED ANNUAL REPORT	03-04-2020		FI		
	AMENDED ANNUAL REPORT	04-01-2019		FI		
	AMENDED ANNUAL REPORT	02-26-2018		FI		
	AMENDED ANNUAL REPORT	04-04-2017		FI		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	06-16-2016		FI	Agent	
	AMENDED ANNUAL REPORT	03-17-2016		FI		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	04-02-2015		FI		
	AMENDED ANNUAL REPORT	03-03-2015		FI		
	AMENDED ANNUAL REPORT	03-05-2014		FI		
	AMENDED ANNUAL REPORT	03-14-2013		FI		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	11-15-2012		FI		
	CHANGE OF REGISTERED AGENT/ADDRESS	06-12-2012		FI	Agent	
	AMENDED ANNUAL REPORT	04-02-2012		FI		
	AMENDED ANNUAL REPORT	04-01-2011		FI		
	ANNUAL REPORT PAYMENT	04-14-2010	04-13-2010	SYS		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	05-06-2009		FI		
	ANNUAL REPORT PAYMENT	05-01-2009	04-30-2009	SYS		
	ARTICLES OF MERGER	07-31-2008	08-01-2008	FI		
	ARTICLES OF AMENDMENT	07-21-2008		FI	Name	



## Business Registry Business Name Search

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### Merger Transaction Data

Image Date	Action	Transaction Date	Effective Date	Status		
07-31-2008	ARTICLES OF MERGER	07-31-2008	08-01-2008	FI		

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### Merger Survivor

Registry Number	Name Status	Name	Entity Type	Jurisdiction
<a href="#">279780-97</a>	CUR	NESS & CAMPBELL CRANE, INC.	DBC	OREGON

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### Merger Non Survivor

Registry Number	Name Status	Name	Entity Type	Jurisdiction
<a href="#">064767-17</a>	CUR	CAMPBELL CRANE & RIGGING SERVICE, INC.	DBC	OREGON

[New Search](#)

### Merger Correspondent

No Correspondent found.				
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## Name History

Business Entity Name	Name Type	Name Status	Start Date	End Date
CAMPBELL CRANE & RIGGING SERVICE, INC.	EN	CUR	06-29-1960	

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## Summary History

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	<a href="#">ARTICLES OF MERGER</a>	07-31-2008	08-01-2008	FI		
	ANNUAL REPORT PAYMENT	05-30-2008		SYS		
	ANNUAL REPORT PAYMENT	06-20-2007		SYS		
	ANNUAL REPORT PAYMENT	05-31-2006		SYS		
	ANNUAL REPORT PAYMENT	06-14-2005		SYS		
	ANNUAL REPORT PAYMENT	07-07-2004	07-06-2004	SYS		
	CHANGE OF REGISTERED AGENT/ADDRESS	07-02-2004		FI	Agent	
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	07-02-2004		FI		
	RESTATED ARTICLES	03-01-2004		FI		
	ANNUAL REPORT PAYMENT	07-01-2003		SYS		
	ANNUAL REPORT PAYMENT	06-03-2002		SYS		
	AMENDED ANNUAL REPORT	07-24-2001		FI		
	STRAIGHT RENEWAL	06-14-2000		FI		
	STRAIGHT RENEWAL	06-11-1999		FI		
	STRAIGHT RENEWAL	06-29-1998		FI		
	STRAIGHT RENEWAL	06-27-1997		FI		
	CHANGED RENEWAL	06-27-1997		FI		
	NB AMENDMENT	03-12-1997		FI		
	ASSOCIATED NAME CHNG	03-12-1997		FI		
	STRAIGHT RENEWAL	06-24-1996		FI		
	STRAIGHT RENEWAL	06-26-1995		FI		
	STRAIGHT RENEWAL	05-26-1994		FI		
	STRAIGHT RENEWAL	06-01-1993		FI		
	AMENDED RENEWAL	06-05-1992		FI		
	STRAIGHT RENEWAL	05-22-1991		FI		
	AMENDED RENEWAL	05-23-1990		FI		
	<a href="#">MERGER</a>	05-17-1989		FI		
	NB AMENDMENT	05-17-1989		FI		
	AMENDED RENEWAL	05-16-1989		FI		
	ASSOCIATED NAME CHNG	05-12-1989		FI		
	<a href="#">MERGER</a>	04-11-1989		FI		
	AMENDED RENEWAL	05-19-1988		FI		
	STRAIGHT RENEWAL	06-04-1987		FI		
	STRAIGHT RENEWAL	05-28-1986		FI		
	STRAIGHT RENEWAL	05-17-1985		FI		