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KING COUNTY
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CASE NUMBER: 18-2-06812-6 SEA

SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR KING COUNTY

BETTY PINA, individually, Plaintiffs, v. ALASKA AIRLINES, INC., a corporation headquartered in Washington State, and Defendant.	NO. **COMPLAINT FOR DAMAGES: WORKPLACE RAPE**

COMES NOW the Plaintiff, by and through her attorneys of record, and by way of information and belief allege as follows:

I. PARTIES

1. Plaintiff Betty Pina is a Washington State resident and current employee of Alaska Airlines, Inc.

2. Defendant Alaska Airlines, Inc. is a for profit corporation with a registered agent identified as Kyle Levine located at corporate headquarters: 1300 International Boulevard, Seatac, Washington 98188.

II. STATEMENT OF FACTS

3. Betty Pina is a distinguished military veteran and trained airline pilot. Ms. Pina is currently employed as a first officer in good standing by Alaska Airlines.

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4. This lawsuit against Alaska Airlines arises form the workplace drugging and raping of Ms. Pina by another Alaska Airlines employee, Paul Engelien.

5. Mr. Englien is a senior pilot. Mr. Engelien drugged and raped Ms. Pina during an overnight stay in Minneapolis on a flight from Anchorage to Seattle to Minneapolis.

6. The entire event was investigated by Alaska Airlines, and reflected in the referenced investigation summary compiled by Marcella Fleming Reed, J.D.

7. On the flight, Mr. Engelien was the senior pilot and Ms. Pina was the first officer:

> **June 4th – Day 1 of the Trip**
>
> FO Pina first met captain (CA) Paul Engelien on a trip to Anchorage, Alaska, which was part of this trip. The trip was on June 4. The trip started on June 4 and ended on June 6. CA Engelien and FO Pina were doing a lot of military speak which helped make FO Pina more comfortable. They got along really well. CA Engelien invited FO Pina along on a hike. The daughter of one of CA Engelien's long-time family friends was learning to fly. CA Engelien suggested that FO Pina could talk with the daughter about flying. FO Pina asked about the hike. It was going to be about 1,500 feet in elevation and about three miles long.

8. In sum, Mr. Engelien invited Ms. Pina for drinks at the hotel in between flights:

> **June 5th -- Anchorage to Seattle Flight**
>
> In the Anchorage to Seattle portion of the trip, CA Engelien mentioned there was a concierge room at the hotel in Minneapolis. You can pay $11.00 to get wine and pizza and it's where are the crews hang out. This had to have occurred during the Anchorage to Seattle leg of the flight, because during the Seattle to Minneapolis part of the flight, there was a Federal Aviation Administration (FAA) inspector, Christy Hegelson, on board. Hegelson was a jump seater. CA Engelien and Hegelson had both been in Fort Lewis flying the same airplane in different positions. Hegelson and CA Engelien had this connection and they talked about airplanes and aircraft.

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9. At the hotel lounge, odd circumstances occurred in relation to Ms. Pina's glass(es) of wine:

> There was no real food in the concierge's lounge; there were peanuts and vegetables. The flight attendants were eating the peanuts and vegetables. FO Pina remembers the first glass of wine without any problem. CA Engelien brought her the second glass of white wine. Usually, FO Pina has three or four glasses before she is tipsy. The concierge's room closed at 7:00 p.m., so she didn't think she should be close.
>
> * * *
>
> They were on bar stools, and her feet were on the round edge. FO Pina was having a hard time keeping her head up and things appeared to be closing in. CA Engelien took her glass to refill it. The next thing she remembers is waking up and being pulled on her right ankle. FO Pina thinks she said "No," and rolled on her side.

10. Mr. Engelien proceeded to drug Ms. Pina and rape her during a state of involuntary intoxication:

> **Waking Up in Engelien's Room**
>
> FO Pina remembers hearing, "We're fucked, we're fucked. I missed a call from the FODO at 10:47 p.m." The message from the FODO said a flight attendant saw me walking down the hall with a girl and two glasses of wine and didn't feel comfortable flying with me.
>
> FO Pina is just coming to and notices that she and CA Engelien have been in the same bed. The other bed does not look like anyone had laid on it. FO Pina remembered immediately sliding to the edge of the bed. As FO Pina is sliding down the bed she notices that the blankets have been moved to the end (crumbled), they are wet and smelled of vomit. FO Pina realizes as she is sliding off the bed that her pants and underwear are off and that she is naked from the waist down. She had her top and bra on. Her pants were at the end of the bed and FO Pina pulled the pants on without her underwear. FO Pina stumbled into the bathroom and vomited. CA Engelien was behind FO Pina trying to hold her hair. 'She told him, "I've got this," and he left the bathroom. There was vomit on the bed and on the wall in the bathroom.

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> FO Pina was looking for her phone. FO Pina thought it might be in her purse. She found her purse on the nightstand zipped up. When she opened the purse, she found her black underwear in it. FO Pina was freaked out that her underwear was in her purse and the purse was zipped up. FO Pina's phone was on the nightstand.
>
> * * *
>
> FO Pina went to her room shortly after the 2:46 a.m. call with ALPA. Once FO Pina is back in her room, she realizes the sickness was not a hangover. That morning when FO Pina took her birth control pill, she immediately threw up again. This didn't feel like a hangover. FO Pina's muscles hurt, her head hurt, she was foggy, and her stomach hurt the worst.

11. When Ms. Pina challenged Mr. Engelien as to what had occurred, Mr. Engelien denied any sexual contact and claimed: "*You were coming onto me pretty hard*."

12. After reporting the rape, Ms. Pina was taken off active flight crew for an extended period. Ms. Pina was recently returned to full duty.

13. To the best of Ms. Pina's knowledge, Mr. Engelien is still employed by Alaska Airlines, and remains a threat to other employees.

III. CAUSES OF ACTION: WASHINGTON LAWS AGAINST DISCRIMINATION (RCW 49.60), SEXUAL ASSAULT & NEGLIGENCE

14. Mr. Engelien's actions, as the supervising officer on the flight, constitute violations of Washington Laws Against Discrimination, sexual assault, and negligence. Given Mr. Engelien's position of authority on the flight and within the company, Alaska Airlines is liable for the violations stated herein. Mr. Engelien's grossly abusive actions epitomize the necessity and purpose of the #metoo movement. Further, the actions on the part of Alaska Airlines after the incident could be construed as unlawfully retaliatory.

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IV. PRAYER FOR RELIEF

WHEREFORE, Plaintiffs request a judgment against Defendants:

(a) Awarding Plaintiff general damages and special damages in an amount to be proven at trial;

(b) Awarding her reasonable attorney's fees and costs as available under law,

(c) Awarding her any and all applicable interest on the judgment;

(d) Awarding her such other and further relief as the Court deems just and proper under the circumstances of this case.

DATED this 13th day of February, 2018.

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Lincoln Beauregard

By_____
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MAKUS LAW, PS

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