

Gutschmidt v. Tumble Creek Golf, LLC, et al.

Kittitas County Superior Court, Case No. 25-2-00406-19

01-01-2026

About Plaintiff, Penny Gutschmidt

The Plaintiff, Penny Gutschmidt, is a former resident of Tumble Creek, who moved out of State and resigned her membership nearly 2 years ago, but for all practical purposes continues to be a member of the Tumble Creek Club. Even after leaving, she continues to be charged membership dues and has not had her initial deposit returned. She now resides in Maricopa County, Arizona.

About Defendant, Tumble Creek Golf, LLC

The Defendant, Tumble Creek Golf, LLC, runs Tumble Creek Club, a country club at the center of a destination mountain community located 80 miles from Seattle on the Eastside of the Cascade mountains in Cle Elum, Washington. Tumble Creek is an exclusive community and golf club located within Suncadia.

About the Legal Complaint

The Complaint, filed in Kittitas County, alleges among other things that Tumble Creek's Membership Agreement as currently in place makes it practically impossible for a member to actually ever leave the club, stop being charged monthly dues, and have their membership deposit returned, a deposit that can be as much as \$60,000. Under the terms of the Membership Agreement, Tumble Creek can hold onto a person's membership deposit for 30 years or more, as further detailed in the Complaint.

The Complaint seeks a judgment holding that some of the terms of Tumble Creek's Membership Agreement are unenforceable. The Complaint also alleges that the Membership Agreement violates Washington's Consumer Protection Act, Ch. 19.86 RCW.

Class Action

In addition to her own personal claims, Gutschmidt's Complaint alleges that she is only one of many. She also seeks to certify a class of Current Members, Resigned Members, Former Members that are or were on Tumble Creek's Reissuance List, as well as those members who moved from being a "Resident Golf Member" to a "Honolulu Member" (a different membership category) in lieu of resigning.

Case Updates

Case Filed: 10-30-2024

For More Information

For more information, news, and updates about the Tumble Creek Class Action Lawsuit, you can visit:

<https://www.possingerlaw.com/tumble-creek-litigation/>

For media questions, interviews, or any other needs, please contact:

media@possingerlaw.com

###