

The Honorable Marsha J. Pechman

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

RYAN KARNOSKI, et al.,
Plaintiffs, and
STATE OF WASHINGTON,
Plaintiff-Intervenor,
v.
DONALD J. TRUMP, in his official capacity
as President of the United States, et al.,
Defendants.

Case No. 2:17-cv-01297-MJP
**JOINT STIPULATION AND
[PROPOSED] ORDER CONCERNING
CASE SCHEDULE**
NOTE ON MOTION CALENDAR:
JULY 3, 2019

1 Plaintiffs Ryan Karnoski, Cathrine Schmid, D.L., formerly known as K.G., by his next
2 friend and mother, Laura Garza, Lindsey Muller, Terece Lewis, Phillip Stephens, Megan
3 Winters, Jane Doe, Human Rights Campaign, Gender Justice League, and American Military
4 Partner Association n/k/a Modern Military Association of America (collectively, “Plaintiffs”);
5 Plaintiff-Intervenor State of Washington; and Defendants Donald J. Trump, the United States of
6 America, Mark Esper, and the United States Department of Defense (collectively,
7 “Defendants”), stipulate and move the Court as follows:

8 WHEREAS, the Court granted the Parties’ stipulation on September 28, 2018, vacating the
9 deadlines for filing and noting discovery motions, completing discovery, and filing dispositive
10 motions, and further ordered the parties to submit proposed revisions to the case schedule within
11 21 days after the Ninth Circuit ruled on the Mandamus Petition. Dkt. No. 319. All other
12 deadlines in the case schedule remained unchanged. *Id.*

13 WHEREAS, on February 19, 2019 the Parties further agreed that revisions to the case
14 schedule were warranted because the Ninth Circuit still had not ruled on the pending Mandamus
15 Petition—including vacating the March 4, 2019 motions in limine deadline, the March 27, 2019
16 pretrial order deadline, and the March 27, 2019 proposed findings of fact and conclusions of law
17 deadline, and the March 29, 2019 pretrial conference, and the April 8, 2019 trial date. Dkt. No
18 330.

19 WHEREAS, the Court granted the Parties’ stipulation on February 20, 2019 and further
20 ordered the parties to submit proposed revisions to the case schedule within 21 days after the
21 Ninth Circuit ruled on the Mandamus Petition. Dkt. No. 331.

22 WHEREAS, the Ninth Circuit issued its decision on the Mandamus Petition on June 14,
23 2019. Dkt. No. 338.

24 WHEREAS, the parties have met and conferred, but, in light of the Fourth of July holiday
25 and pre-planned attorney leave, Defendants seek an additional week to propose an amended
26 schedule, and Plaintiffs and Plaintiff-Intervenor do not oppose that request;

27 THE PARTIES HEREBY STIPULATE AND JOINTLY STATE that they will propose
28 and file an amended schedule to reset case deadlines within one week, by July 12, 2019.

1 SO STIPULATED

2 Dated: July 3, 2019.

Respectfully Submitted

3 JOSEPH H. HUNT
4 Assistant Attorney General
5 Civil Division

6 JOHN R. GRIFFITHS
7 Branch Director

8 ANTHONY J. COPPOLINO
9 Deputy Director

10 /s/ Andrew E. Carmichael
11 ANDREW E. CARMICHAEL
12 Trial Attorney
13 United States Department of Justice
14 Civil Division, Federal Programs Branch
15 Telephone: (202) 514-3346
16 Email: andrew.e.carmichael@usdoj.gov

Counsel for Defendants

17 /s/ Jason B. Sykes
18 Jason B. Sykes, WSBA No. 44369
19 jason@newmanlaw.com
20 2101 Fourth Ave., Ste. 1500
21 Seattle, WA 98121
22 (206) 274-2800

Counsel for Plaintiffs

23 /s/ Chalia I. Stallings-Ala'ilima
24 Chalia I. Stallings-Ala'ilima, WSBA No. 40694
25 chalias@atg.wa.gov
26 Assistant Attorney General
27 Civil Rights Unit
28 Attorney General's Office
800 5th Ave, Suite 2000
Seattle, WA 98104
(206) 464-7744

Counsel for Intervenor-Plaintiff State of
Washington

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

[PROPOSED] ORDER

This matter comes before the Court on the Parties’ Joint Stipulation Concerning the Case Schedule. After considering the Parties’ Joint Stipulation, IT IS HEREBY ORDERED THAT:

1. The parties will propose and file an amended schedule to reset case deadlines by July 12, 2019.

IT IS SO ORDERED.

Dated this _____ day of _____, 2019.

Marsha J. Pechman
United States District Judge

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

The undersigned certifies under penalty of perjury under the laws of the United States of America and the laws of the State of Washington that all participants in the case are registered CM/ECF users and that service of the foregoing documents will be accomplished by the CM/ECF system on July 3, 2019.

/s/ Andrew E. Carmichael
ANDREW E. CARMICHAEL
Trial Attorney
United States Department of Justice
Civil Division, Federal Programs Branch
Telephone: (202) 514-3346
Email: andrew.e.carmichael@usdoj.gov

Counsel for Defendants