

The Honorable Marsha J. Pechman

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**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 TO VACATE  
PRELIMINARY INJUNCTION AND  
[PROPOSED] ORDER**

1 Plaintiffs Ryan Karnoski, Staff Sergeant Cathrine Schmid, D.L., Chief Warrant Officer  
2 Lindsey Muller, Petty Officer First Class Terece Lewis, Petty Officer Second Class Phillip  
3 Stephens, Petty Officer Second Class Megan Winters, Jane Doe, Human Rights Campaign,  
4 Gender Justice League, and American Military Partners Association n/k/a Modern Military  
5 Association of America (collectively “Plaintiffs”), Plaintiff-Intervenor State of Washington, and  
6 Defendants Donald J. Trump, Mark Esper, and the United States Department of Defense  
7 (collectively “Defendants,” and together with Plaintiffs and Plaintiff-Intervenor, “Parties”)  
8 hereby stipulate as follows:

9 WHEREAS, this Court granted Plaintiffs’ motion for preliminary injunction on December  
10 11, 2017 (Dkt. No. 103).

11 WHEREAS, this Court struck Defendants’ motion to dissolve the preliminary injunction  
12 on April 13, 2018 (Dkt. No. 233).

13 WHEREAS, the Ninth Circuit vacated and remanded this Court’s order striking  
14 Defendants’ motion to dissolve and further held that “[i]f Plaintiffs no longer wish to pursue a  
15 preliminary injunction, they may so advise the district court on remand” (Dkt. No. 338 at 58.)

16 WHEREAS, the Parties disagreed whether their discovery disputes should be resolved first  
17 before any resolution of Defendants’ motion to dissolve (Dkt. No. 341), and this Court ordered  
18 that “[i]f Plaintiffs wish to file an opposition to Defendants’ motion to dissolve, they must do so  
19 on or before August 2, 2019” (Dkt. No. 344).

20 NOW THEREFORE, the Parties, through their respective counsel of record, do hereby  
21 stipulate and agree as follows:

22 After the Ninth Circuit’s issuance of the mandate, the preliminary injunction should be  
23 vacated based on the stipulation of the Parties, without prejudice to any renewed motion for a  
24 preliminary injunction.

25 SO STIPULATED.

1 Respectfully submitted August 2, 2019.

2 **NEWMAN DU WORS LLP**

**UNITED STATES DEPARTMENT OF JUSTICE**

3  
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s/ Andrew E. Carmichael

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**[PROPOSED] ORDER**

This matter comes before the Court on the Parties' Joint Stipulation to Vacate Preliminary Injunction. After considering the Parties' Joint Stipulation, the preliminary injunction is hereby vacated based on the stipulation of the Parties, without prejudice to any renewed motion for a preliminary injunction.

IT IS SO ORDERED.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Marsha J. Pechman  
United States District Judge

PRESENTED BY:

**NEWMAN DU WORS LLP**

**UNITED STATES DEPARTMENT OF JUSTICE**

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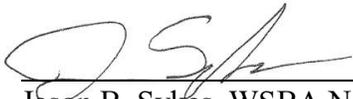
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**CERTIFICATE OF SERVICE**

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 August 2, 2019.



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