

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
**SECOND JOINT STIPULATION TO
EXTEND BRIEFING TO DEFENDANTS’
MOTION FOR EXTENSION OF TIME
TO RESPOND (DKT. NO. 488)**
NOTE ON MOTION CALENDAR:
May 13, 2020

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, on April 27, 2020 the Government filed Defendants’ Motion for Extension of
10 Time to Respond to the Court’s Order on LCR 37 Joint Submission Regarding Plaintiffs’ RFP
11 No. 44 (the “Motion”). (Dkt. No. 488.)

12 WHEREAS, on May 5, 2020 the Parties filed a Joint Stipulation to Extend Briefing to
13 Defendants’ Motion for Extension of Time to Respond (Dkt. No. 488) and the Court granted the
14 Parties request on May 6, 2020. (Dkt. Nos. 498, 499.)

15 WHEREAS, currently Plaintiffs and Plaintiff-Intervenor’s responses are due today
16 Wednesday, May 6, 2020, and Defendants reply is due on or before May 19, 2020. (Dkt. No.
17 499.)

18 WHEREAS, the Parties have been working towards reaching an agreement regarding the
19 Government’s response to Plaintiffs’ Request for Production Number 44, the Parties request
20 additional time to finalize the details of the agreement.

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

23 Any response by Plaintiff and Plaintiff-Intervenor’s to the Motion are due on or before
24 May 20, 2020. Any reply by Defendants will be due on or before May 26, 2020.

25 SO STIPULATED.
26
27
28

1 Respectfully submitted, May 13, 2020.

2
3 **NEWMAN DU WORS LLP**

**UNITED STATES
DEPARTMENT OF JUSTICE**

4
5 s/Rachel Horvitz

s/Matthew Skurnik

6 Derek A. Newman, WSBA No. 26967
dn@newmanlaw.com

JOSEPH H. HUNT
Assistant Attorney General
Civil Division

7 Jason B. Sykes, WSBA No. 44369
jason@newmanlaw.com

ALEXANDER K. HAAS
Branch Director

8 Rachel Horvitz, WSBA No. 52987
rachel@newmanlaw.com

ANTHONY J. COPPOLINO
Deputy Director

9 2101 Fourth Ave., Ste. 1500
Seattle, WA 98121
10 (206) 274-2800

ANDREW E. CARMICHAEL, VA Bar #
76578

11 **LAMBDA LEGAL DEFENSE AND
12 EDUCATION FUND, INC.**

andrew.e.carmichael@usdoj.gov
MATTHEW SKURNIK, NY Bar # 5553896

13 Tara Borelli, WSBA No. 36759
tborelli@lambdalegal.org

Matthew.Skurnik@usdoj.gov
JAMES R. POWERS, TX Bar #24092989
james.r.powers@usdoj.gov

14 Camilla B. Taylor (admitted pro hac vice)

Trial Attorney
United States Department of Justice
Civil Division, Federal Programs Branch
1100 L Street NW, Suite 12108
Washington, DC 20530
(202) 514-3346

15 Peter C. Renn (admitted pro hac vice)

16 Sasha Buchert (admitted pro hac vice)

17 Kara Ingelhart (admitted pro hac vice)

18 Carl Charles (admitted pro hac vice)

19 Paul D. Castillo (admitted pro hac vice)

Counsel for Defendants

20 **OUTSERVE-SLDN, INC. N/K/A
21 MODERN MILITARY ASSOCIATION
22 OF AMERICA**

**OFFICE OF THE WASHINGTON
STATE ATTORNEY GENERAL**

23 Peter Perkowski (admitted pro hac vice)

s/ Chalia I. Stallings-Ala'ilima
Colleen M. Melody, WSBA No. 42275

24 **KIRKLAND & ELLIS LLP**

25 James F. Hurst, P.C. (admitted pro hac vice)

26 Steve Patton (admitted pro hac vice)

27 Jordan M. Heinz (admitted pro hac vice)

28 Vanessa Barsanti (admitted pro hac vice)

Daniel I. Siegfried (admitted pro hac vice)

colleenm1@atg.wa.gov
Chalia I. Stallings-Ala'ilima, WSBA No.
40694

chalias@atg.wa.gov
Assistant Attorneys General
Civil Rights Unit

Counsel for Plaintiffs

Attorney General's Office
800 5th Ave, Suite 2000
Seattle, WA 98104
(206) 464-7744

Counsel for Plaintiff-Intervenor 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’ Second Joint Stipulation to Extend Briefing to Defendants’ Motion for Extension of Time to Respond to (Dkt. No. 488.) After considering the Parties’ Joint Stipulation, any response by Plaintiff and Plaintiff-Intervenor’s to the Motion will be due on or before due May 20, 2020. Any reply by Defendants will be due on or before May 26, 2020.

IT IS SO ORDERED.

DATED this _____ day of _____, 2020.

Marsha J. Pechman
United States District Judge

Presented By:

NEWMAN DU WORS LLP

s/Rachel Horvitz

Derek A. Newman, WSBA No. 26967

dn@newmanlaw.com

Jason B. Sykes, WSBA No. 44369

jason@newmanlaw.com

Rachel Horvitz, WSBA No. 52987

rachel@newmanlaw.com

2101 Fourth Ave., Ste. 1500

Seattle, WA 98121

(206) 274-2800

LAMDBA LEGAL DEFENSE AND EDUCATION FUND, INC.

Tara Borelli, WSBA No. 36759

tborelli@lambdalegal.org

Camilla B. Taylor (admitted pro hac vice)

Peter C. Renn (admitted pro hac vice)

Sasha Buchert (admitted pro hac vice)

Kara Ingelhart (admitted pro hac vice)

Carl Charles (admitted pro hac vice)

Paul D. Castillo (admitted pro hac vice)

OUTSERVE-SLDN, INC. N/K/A MODERN MILITARY ASSOCIATION OF AMERICA

Peter Perkowski (admitted pro hac vice)

KIRKLAND & ELLIS LLP

James F. Hurst, P.C. (admitted pro hac vice)

Steve Patton (admitted pro hac vice)

Jordan M. Heinz (admitted pro hac vice)

Vanessa Barsanti (admitted pro hac vice)

Daniel I. Siegfried (admitted pro hac vice)

Counsel for Plaintiffs

UNITED STATES DEPARTMENT OF JUSTICE

s/Matthew Skurnik

JOSEPH H. HUNT

Assistant Attorney General

Civil Division

ALEXANDER K. HAAS

Branch Director

ANTHONY J. COPPOLINO

Deputy Director

ANDREW E. CARMICHAEL, VA Bar # 76578

andrew.e.carmichael@usdoj.gov

MATTHEW SKURNIK, NY Bar # 5553896

Matthew.Skurnik@usdoj.gov

JAMES R. POWERS, TX Bar #24092989

james.r.powers@usdoj.gov

Trial Attorney

United States Department of Justice

Civil Division, Federal Programs Branch

1100 L Street NW, Suite 12108

Washington, DC 20530

(202) 514-3346

Counsel for Defendants

OFFICE OF THE WASHINGTON STATE ATTORNEY GENERAL

s/ Chalia I. Stallings-Ala'ilima

Colleen M. Melody, WSBA No. 42275

colleenm1@atg.wa.gov

Chalia I. Stallings-Ala'ilima, WSBA No.

40694

chalias@atg.wa.gov

Assistant Attorneys General

Civil Rights Unit

Attorney General's Office

800 5th Ave, Suite 2000

Seattle, WA 98104

(206) 464-7744

Counsel for Plaintiff-Intervenor 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

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 May 13, 2020.

s/ Rachel Horvitz
Rachel Horvitz, WSBA No. 52987
rachel@newmanlaw.com
2101 Fourth Ave., Ste. 1500
Seattle, WA 98121
(206) 274-2800