

**U.S. District Court**  
**United States District Court for the Western District of Washington (Tacoma)**  
**CIVIL DOCKET FOR CASE #: 3:99-cv-05018-RBL**

Allen, et al v. Western State Hosp, et al  
Assigned to: Judge Ronald B. Leighton  
Demand: \$0  
Cause: 42:1983 Civil Rights Act

Date Filed: 01/12/1999  
Date Terminated: 04/11/2006  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Sharon Allen**  
*a real person by her next friend and  
mother Virginia Allen*

represented by **David Lord**  
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*TERMINATED: 02/25/1999*  
*LEAD ATTORNEY*

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*TERMINATED: 06/14/2007*

**Elizabeth A Stanhope**  
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&ADVOCACY SYSTEM  
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EDMONDS, WA 98020  
425-776-1199  
*TERMINATED: 04/06/2007*

**Plaintiff**

**Kevin Frazier**

*a real person by his legal guardian and  
grandmother Julia Frazier*

represented by **David Lord**  
(See above for address)  
*TERMINATED: 02/25/1999*  
*LEAD ATTORNEY*

**Michael Jay Smith**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Robert B. Denton**  
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*ATTORNEY TO BE NOTICED*

**Stacie Berger Siebrecht**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**David R Carlson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Deborah A Dorfman**  
(See above for address)  
*TERMINATED: 06/14/2007*

**Elizabeth A Stanhope**  
(See above for address)  
*TERMINATED: 04/06/2007*

**Plaintiff**

**Eric Haynes**

*a real person by his legal guardian and  
sister Karen Mayer*

represented by **David Lord**  
(See above for address)  
*TERMINATED: 02/25/1999*  
*LEAD ATTORNEY*

**Michael Jay Smith**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Robert B. Denton**  
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*LEAD ATTORNEY*  
*PRO HAC VICE*

ATTORNEY TO BE NOTICED

**Stacie Berger Siebrecht**  
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LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**David R Carlson**  
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ATTORNEY TO BE NOTICED

**Deborah A Dorfman**  
(See above for address)  
TERMINATED: 06/14/2007

**Elizabeth A Stanhope**  
(See above for address)  
TERMINATED: 04/06/2007

**Plaintiff**

**Charles Hood**  
*a real person by his legal guardians  
David Cooper and The Arc of Clark  
County*

represented by **David Lord**  
(See above for address)  
TERMINATED: 02/25/1999  
LEAD ATTORNEY

**Michael Jay Smith**  
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LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Robert B. Denton**  
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**Stacie Berger Siebrecht**  
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LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**David R Carlson**  
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ATTORNEY TO BE NOTICED

**Deborah A Dorfman**  
(See above for address)  
TERMINATED: 06/14/2007

**Elizabeth A Stanhope**  
(See above for address)  
TERMINATED: 04/06/2007

**Plaintiff**

**Kerri Meyer**  
*a real person by her next friend and sister  
Roschelle Kelley-Smith*

represented by **David Lord**  
(See above for address)  
TERMINATED: 02/25/1999  
LEAD ATTORNEY

**Michael Jay Smith**  
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LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Robert B. Denton**  
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*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Stacie Berger Siebrecht**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**David R Carlson**  
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*ATTORNEY TO BE NOTICED*

**Deborah A Dorfman**  
(See above for address)  
*TERMINATED: 06/14/2007*

**Elizabeth A Stanhope**  
(See above for address)  
*TERMINATED: 04/06/2007*

**Plaintiff**

**Eugene Thompson**  
*a real person by his legal guardian and  
mother Faye Thompson*

represented by **David Lord**  
(See above for address)  
*TERMINATED: 02/25/1999*  
*LEAD ATTORNEY*

**Michael Jay Smith**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Robert B. Denton**  
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*LEAD ATTORNEY*  
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*ATTORNEY TO BE NOTICED*

**Stacie Berger Siebrecht**  
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**David R Carlson**  
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*ATTORNEY TO BE NOTICED*

**Deborah A Dorfman**  
(See above for address)  
*TERMINATED: 06/14/2007*

**Elizabeth A Stanhope**  
(See above for address)  
*TERMINATED: 04/06/2007*

**Plaintiff**

**Jenny Whitmore**  
*a real person by her next friend and  
mother Johanne Whitmore*

represented by **David Lord**  
(See above for address)  
*TERMINATED: 02/25/1999*  
*LEAD ATTORNEY*

**Michael Jay Smith**

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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Robert B. Denton**  
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*LEAD ATTORNEY*  
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**David R Carlson**  
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*ATTORNEY TO BE NOTICED*

**Deborah A Dorfman**  
(See above for address)  
*TERMINATED: 06/14/2007*

**Elizabeth A Stanhope**  
(See above for address)  
*TERMINATED: 04/06/2007*

**Plaintiff**

**Arc of Clark Co Inc**  
*a Washington corporation on behalf of its members*

represented by **David Lord**  
(See above for address)  
*TERMINATED: 02/25/1999*  
*LEAD ATTORNEY*

**Michael Jay Smith**  
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*LEAD ATTORNEY*  
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**Robert B. Denton**  
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**Stacie Berger Siebrecht**  
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**David R Carlson**  
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*ATTORNEY TO BE NOTICED*

**Deborah A Dorfman**  
(See above for address)  
*TERMINATED: 06/14/2007*

**Elizabeth A Stanhope**  
(See above for address)  
*TERMINATED: 04/06/2007*

**Plaintiff**

**Disability Rights Washington**  
*a Washington corporation*

represented by **David Lord**  
(See above for address)

*formerly known as*  
Washington Protection Advocacy System

*TERMINATED: 02/25/1999*  
*LEAD ATTORNEY*

**John Hitchcock Parnass**  
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*TERMINATED: 05/23/2003*  
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**David R Carlson**  
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**Deborah A Dorfman**  
(See above for address)  
*TERMINATED: 06/14/2007*

**Elizabeth A Stanhope**  
(See above for address)  
*TERMINATED: 04/06/2007*

V.

**Defendant**

**Western State Hospital**

represented by **Edward Joseph Dee**  
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*TERMINATED: 02/28/2008*

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*TERMINATED: 12/11/2008*

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*TERMINATED: 02/17/2006*

**Defendant**

**Patricia Terry**  
*in her official capacity as the Acting  
Chief Executive Officer of Western State  
Hospital*

represented by **Edward Joseph Dee**  
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**LEAD ATTORNEY**  
*ATTORNEY TO BE NOTICED*

**Eric Nelson**  
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**JoAnn Sabol**  
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*TERMINATED: 02/17/2006*

**S Morgan Pate**  
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*TERMINATED: 02/28/2008*

**Shelley Anne Williams**  
(See above for address)  
*TERMINATED: 12/11/2008*

**Susan L Pierini**  
(See above for address)  
*TERMINATED: 02/17/2006*

**Defendant**

**WA State of**

represented by **Edward Joseph Dee**  
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*LEAD ATTORNEY*

**Eric Nelson**  
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**JoAnn Sabol**  
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*TERMINATED: 02/17/2006*

**S Morgan Pate**  
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**Shelley Anne Williams**  
(See above for address)  
*TERMINATED: 12/11/2008*

**Susan L Pierini**  
(See above for address)  
*TERMINATED: 02/17/2006*

**Defendant**

**Gary Locke**  
*in his official capacity as the Governor of  
the State of Washington*

represented by **Edward Joseph Dee**  
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**Eric Nelson**  
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**S Morgan Pate**  
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**Shelley Anne Williams**  
(See above for address)  
*TERMINATED: 12/11/2008*

**Susan L Pierini**  
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*TERMINATED: 02/17/2006*

**Defendant**

**Department of Social & Health Services  
State of Washington**

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**JoAnn Sabol**  
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*TERMINATED: 02/17/2006*

**S Morgan Pate**  
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*TERMINATED: 02/28/2008*

**Shelley Anne Williams**  
(See above for address)  
*TERMINATED: 12/11/2008*

**Susan L Pierini**  
(See above for address)  
*TERMINATED: 02/17/2006*

**Defendant**

**Lyle Quasim**  
*in his official capacity as Secretary of the  
Washington State Department of Social  
and Health Services*

represented by **Edward Joseph Dee**  
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**Eric Nelson**  
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*ATTORNEY TO BE NOTICED*

**JoAnn Sabol**  
(See above for address)  
*TERMINATED: 02/17/2006*

**S Morgan Pate**  
(See above for address)  
*TERMINATED: 02/28/2008*

**Shelley Anne Williams**  
(See above for address)  
*TERMINATED: 12/11/2008*

**Susan L Pierini**  
(See above for address)  
*TERMINATED: 02/17/2006*

**Defendant**

**Division of Developmental Disability of  
the Washington State Department of  
Social and Health Services**

represented by **Edward Joseph Dee**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kevin Roger Black**  
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*TERMINATED: 03/21/2007*  
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**Eric Nelson**  
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**JoAnn Sabol**  
(See above for address)  
*TERMINATED: 02/17/2006*

**S Morgan Pate**  
(See above for address)  
*TERMINATED: 02/28/2008*

**Shelley Anne Williams**  
(See above for address)  
*TERMINATED: 12/11/2008*

**Susan L Pierini**  
(See above for address)  
*TERMINATED: 02/17/2006*

**Defendant**

**Timothy Brown**  
*in his official capacity as Director of the  
Divisionh of Developmental Disabilities  
of the State of Washington Department of  
Social and Health Services*

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*ATTORNEY TO BE NOTICED*

**Eric Nelson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**JoAnn Sabol**  
(See above for address)  
*TERMINATED: 02/17/2006*

**S Morgan Pate**  
(See above for address)  
*TERMINATED: 02/28/2008*

**Shelley Anne Williams**  
(See above for address)  
*TERMINATED: 12/11/2008*

**Susan L Pierini**  
(See above for address)  
*TERMINATED: 02/17/2006*

**Defendant**

**Mental Health Division of the  
Washington State Department of  
Social and Health Services**

represented by **Edward Joseph Dee**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kevin Roger Black**  
(See above for address)  
*TERMINATED: 03/21/2007*  
*LEAD ATTORNEY*

**Eric Nelson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**JoAnn Sabol**  
(See above for address)  
*TERMINATED: 02/17/2006*

**S Morgan Pate**  
(See above for address)  
*TERMINATED: 02/28/2008*

**Shelley Anne Williams**  
(See above for address)  
*TERMINATED: 12/11/2008*

**Susan L Pierini**  
(See above for address)  
*TERMINATED: 02/17/2006*

**Defendant**

**Jann Hoppler**  
*in her official capacity as Director of the  
Mental Health Division of the  
Washington State Department of Social  
and Health Services*

represented by **Edward Joseph Dee**  
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*ATTORNEY TO BE NOTICED*

**Eric Nelson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**JoAnn Sabol**  
(See above for address)  
*TERMINATED: 02/17/2006*

**S Morgan Pate**  
(See above for address)  
*TERMINATED: 02/28/2008*

**Shelley Anne Williams**  
(See above for address)  
*TERMINATED: 12/11/2008*

**Susan L Pierini**  
(See above for address)  
*TERMINATED: 02/17/2006*

**Defendant**

**Office of Financial Management of the  
State of Washington**

represented by **Edward Joseph Dee**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Eric Nelson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**JoAnn Sabol**  
(See above for address)

TERMINATED: 02/17/2006

**S Morgan Pate**

(See above for address)

TERMINATED: 02/28/2008

**Shelley Anne Williams**

(See above for address)

TERMINATED: 12/11/2008

**Susan L Pierini**

(See above for address)

TERMINATED: 02/17/2006

**Defendant**

**Richard Thompson**

*in his official capacity as the Director of  
the Washington State Office of Financial  
Management*

represented by **Edward Joseph Dee**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

**Eric Nelson**

(See above for address)

ATTORNEY TO BE NOTICED

**JoAnn Sabol**

(See above for address)

TERMINATED: 02/17/2006

**S Morgan Pate**

(See above for address)

TERMINATED: 02/28/2008

**Shelley Anne Williams**

(See above for address)

TERMINATED: 12/11/2008

**Susan L Pierini**

(See above for address)

TERMINATED: 02/17/2006

Date Filed	#	Docket Text
01/12/1999	1	CLASS ACTION CIVIL RIGHTS COMPLAINT (Summons(es) issued) Receipt # 250201 (KM) (Entered: 01/20/1999)
01/13/1999	2	MOTION by plaintiff to certify class action NOTED FOR 1/29/99 (KM) (Entered: 01/20/1999)
01/13/1999	3	MEMORANDUM by plaintiff in support of motion to certify class action [2-1] (KM) (Entered: 01/20/1999)
01/13/1999		LODGED ORDER: re: motion to certify class action [2-1] (KM) (Entered: 01/20/1999)
01/13/1999	4	AFFIDAVIT OF SERVICE upon defendant Western State Hosp, defendant Patricia Terry, defendant Washington State of, defendant Gary Locke, defendant DSHS WA State of, defendant Lyle Quasim, defendant Div Devel Disability, defendant Timothy Brown, defendant WA Mental Health Div, defendant Jann Hoppler, defendant Office of Financial, defendant Richard Thompson of summons/complaint on 1/13/99 (KM) (Entered: 01/20/1999)
01/21/1999	5	STIPULATED NOTICE that the following is RENOTED FOR 2/26/99 plas' motion to certify class action (TW) (Entered: 01/22/1999)

01/22/1999	6	ORDER/NOTICE OF JOINT STATUS REPORT Joint Status Report due 5/12/99 (cc: counsel, Judge) (TW) (Entered: 01/22/1999)
01/22/1999	7	ORDER re: DISCOVERY and DEPOSITIONS by Judge Franklin D. Burgess (cc: counsel, Judge) (TW) (Entered: 01/22/1999)
02/01/1999	8	ATTORNEY APPEARANCE for defendants by Susan L Pierini, JoAnn Sabol (EC) (Entered: 02/01/1999)
02/19/1999	9	RESPONSE by defendant to pls' motion to certify class action [2-1] (EC) (Entered: 02/22/1999)
02/19/1999	10	MEMORANDUM OF AUTHORITIES by defendant in opposition to pls' motion to certify class action [2-1] (EC) (Entered: 02/22/1999)
02/19/1999	11	DECLARATION of Shirley Everard by defendant re pls' motion to certify class action [2-1] (EC) (Entered: 02/22/1999)
02/19/1999	12	DECLARATION of Timothy Brown by defendant re pls' motion to certify class action [2-1] (EC) (Entered: 02/22/1999)
02/19/1999	13	DECLARATION of Jann Hoppler by defendant re pls' motion to certify class action [2-1] (EC) (Entered: 02/22/1999)
02/19/1999	14	ANSWER to complaint [1-1] by defendants (EC) (Entered: 02/22/1999)
02/25/1999	15	MINUTE ORDER: by Judge Franklin D. Burgess Case reassigned to Judge Robert J. Bryan (cc: counsel, Judge) (EC) (Entered: 02/25/1999)
02/25/1999	16	REPLY BRIEF by plaintiff TO RESPONSE to pls' motion to certify class action [2-1] (EC) (Entered: 02/25/1999)
02/25/1999	17	APPLICATION/ORDER FOR ADMISSION to practice by Robert Denton; Receipt # 255201 (EC) (Entered: 02/25/1999)
02/25/1999	18	SUBSTITUTION OF COUNSEL on behalf of Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, WA Protection &Adv Robert B. Denton terminating attorney David Lord for WA Protection &Adv, attorney David Lord for Arc of Clark Co Inc, attorney David Lord for Jenny Whitmore, attorney David Lord for Eugene Thompson, attorney David Lord for Kerri Meyer, attorney David Lord for Charles Hood (EC) (Entered: 02/25/1999)
03/10/1999	19	ORDER TO SHOW CAUSE: by Judge Robert J. Bryan deadline set for 3/25/99 for parties to show why cases should or should not be consolidated (cc: counsel, Judge) (EC) (Entered: 03/10/1999)
03/11/1999	20	ORDER RESETTING MOTION FOR CLASS CERTIFICATION AND SETTING STATUS CONFERENCE; Clerk to set date/time re: motion for class certification and OSC ddl by Judge Robert J. Bryan, (cc: counsel, Judge) (EC) (Entered: 03/11/1999)
03/12/1999	21	MINUTE ORDER: by Judge Robert J. Bryan; status conference is 4/23/99 at 9:00; RENOTED FOR 4/23/99 OSC ddl for parties to show why/why not consolidation [0-0], RENOTED FOR 4/23/99 motion to certify class action [2-1] (cc: counsel, Judge) (EC) (Entered: 03/12/1999)
03/22/1999	22	LETTER from counsel re: clarification of Order Resetting Motion for Class Certification and setting status conference (EC) (Entered: 03/23/1999)
03/22/1999	23	LETTER from Judge Robert J. Bryan to counsel re: letter [22-1] (EC) (Entered: 03/23/1999)
03/30/1999	24	STATEMENT of SUPPLEMENTAL AUTHORITY by plaintiffs (CAR) (Entered: 03/30/1999)
04/16/1999	25	RESPONSE by Pltfs to Order to Show Cause re: Consolidation [19-1] (CAR) (Entered: 04/16/1999)

04/21/1999	26	RESPONSE by defendant to OSC ddl for parties to show why/why not consolidation [0-0] (EC) (Entered: 04/21/1999)
04/21/1999	27	DECLARATION of Pat Terry by defendant re OSC ddl for parties to show why/why not consolidation [0-0] (EC) (Entered: 04/21/1999)
04/21/1999	28	DECLARATION of Ed Hidano by defendant re OSC ddl for parties to show why/why not consolidation [0-0] (EC) (Entered: 04/21/1999)
04/23/1999	29	AMENDED AFFIDAVIT OF SERVICE by defendant of motion response [26-1] (EC) (Entered: 04/23/1999)
04/23/1999	30	MINUTES OF ORAL ARGUMENT ON MOTION AND STATUS CONFERENCE: RJB; Dep Clerk: J BOring; CR: J Ryen; Pla Counsel D Dorfman/M Smith/E Stanhope; Def Counsel J Sabor/S Pierini; pl's motion for consolidation is DENIED, Judge Burgess' order consolidating cases is REVOKED; oral argument submitted, Court reserves ruling on class motion; trial date to be set upon receipt of JSR; GAL appointed for pls discussed; defense to file Answer forthwith; discovery disputes shall be resolved by conference call to P Olson; appointment of mediator discussed, Court to appoint Magistrate J. Kelley Arnold as mediator; counsel to prepare joint discovery plan, Court outlines procedure for filing protective orders (EC) (Entered: 04/23/1999)
04/26/1999	31	LETTER from RJB to cnsl re: case mgmt as opposed to ultimate remedy; (letter written & sent 3/22/99) (JAB) (Entered: 04/26/1999)
04/26/1999	32	ORDER by Judge Robert J. Bryan this is case is REFERRED to Magistrate Judge J Kelley Arnold for mediation (cc: counsel, Judge) (CAR) (Entered: 04/27/1999)
04/28/1999	33	MINUTE ORDER: by Judge Robert J. Bryan; Court reserves ruling on class motion; trial date will be set upon receipt of JSR; discovery disputes, if any, will be resolved by conference call to P Olson; Court directs counsel to prepare a joint discovery plan (cc: counsel, Judge) (EC) (Entered: 04/28/1999)
04/30/1999	34	LETTER by defendant re: motion to certify class action [2-1] (EC) (Entered: 04/30/1999)
05/04/1999	35	SUPPLEMENTAL BRIEF by plaintiff re pls' motion to certify class action [2-1] (EC) (Entered: 05/04/1999)
05/12/1999	36	JOINT STATUS REPORT filed by all parties. Est. Trial Days: 30 Attornies: attorney for defendant, attorney for plaintiff (EC) (Entered: 05/12/1999)
05/12/1999	37	JOINT DISCOVERY PLAN (EC) (Entered: 05/12/1999)
05/17/1999	38	ORDER by Judge Robert J. Bryan GRANTING pls' motion to certify class action [2-1]; plaintiff class is CERTIFIED to consist of individuals w/developmental disabilities 1) who presently reside at West St Hosp, 2) who have been discharged from West St Hosp after 6/1/97 to residential habilitation ctrs or community living arrangements funded, operated or licensed by dfts and 3) who will be admitted to West St Hosp in the future (cc: counsel, Judge) (EC) (Entered: 05/18/1999)
05/19/1999	39	TRIAL NOTICE Discovery cutoff 10/18/99 Motion filing deadline 10/28/99 Pretrial order to be submitted by 1/21/00 Pretrial conference set for 8:30 1/28/00 Trial set for 9:30 2/7/00 Trial briefs to be submitted by 1/28/00 39.1 designation effective (JKA Mediator) (cc:all counsel) (JAB) (Entered: 05/19/1999)
07/01/1999		PROPOSED Stipulation RE: Discovery Issues (CAR) (Entered: 07/01/1999)
08/18/1999	40	EXPERT WITNESS DISCLOSED by plaintiff (EC) (Entered: 08/18/1999)
08/27/1999		PROPOSED Stipulation and Order to extend discovery and dispositive motions ddls (EC) (Entered: 08/27/1999)
08/27/1999	41	MEMORANDUM in support re: Stipulation to extend discovery and dispositive motions ddl [0-0] (EC) (Entered: 08/27/1999)
08/27/1999	42	DECLARATION of Joann Sabol re: Stipulation to extend discovery and dispositive motions ddl [0-0] (EC) (Entered: 08/27/1999)

08/27/1999	43	DECLARATION of Kathleen Bilhimer re: stipulation to extend discovery and dispositive motions ddl [0-0] (EC) (Entered: 08/27/1999)
08/27/1999	44	DECLARATION of Michael J. Smith re: stipulation to extend discovery and dispositive motions ddl 0-0] (EC) (Entered: 08/27/1999)
09/01/1999	<u>45</u>	STIPULATION and ORDER by Judge Robert J. Bryan: discovery ddl extended to 11/15/99; dispositive mtn filing ddl extended to 11/18/99 (cc: counsel, Judge) (EC) (Entered: 09/01/1999)
09/01/1999	46	EXPERT WITNESS DISCLOSED by defendant (EC) (Entered: 09/01/1999)
09/07/1999	47	NOTICE by plaintiff WA Protection &Adv of ASSOCIATION OF ATTORNEY John Hitchcock Parnass, Michele Earl Hubbard (JAB) (Entered: 09/08/1999)
09/08/1999	48	CERTIFICATE of service re: attorney [47-1] (JAB) (Entered: 09/08/1999)
09/17/1999	49	DISCLOSURE OF REBUTTAL WITNESSES submitted by plaintiff (EC) (Entered: 09/17/1999)
09/24/1999	50	MEDIATION BRIEF filed by defendant (EC) (Entered: 09/24/1999)
09/29/1999	51	LETTER by plaintiff WA Protection &Adv re: objections to deposition of Collins Connor (EC) (Entered: 09/29/1999)
10/05/1999	52	LETTER by plaintiff to law clerk re: depositions (EC) (Entered: 10/05/1999)
10/12/1999	53	MOTION by plaintiff to amend and supplement complaint NOTED FOR 10/29/99 (EC) (Entered: 10/13/1999)
10/12/1999	54	MEMORANDUM by plaintiff in support of motion to amend and supplement complaint [53-1] (EC) (Entered: 10/13/1999)
10/12/1999		PROPOSED First Amended Supplemental Complaint re: motion to amend and supplement complaint [53-1] (EC) (Entered: 10/13/1999)
10/12/1999	55	DECLARATION of Deborah A. Dorfman by plaintiff re motion to amend and supplement complaint [53-1] (EC) (Entered: 10/13/1999)
10/12/1999		LODGED ORDER: re: pls' motion to amend and supplement complaint [53-1] (EC) (Entered: 10/13/1999)
10/12/1999	56	MOTION by plaintiff to shorten time on motion to amend and supplement complaint [53-1] NOTED FOR 10/15/99 (EC) (Entered: 10/13/1999)
10/12/1999		LODGED ORDER: re: motion to shorten time on motion to amend and supplement complaint [53-1] [56-1] (EC) (Entered: 10/13/1999)
10/14/1999	57	RESPONSE by defendant to motion to shorten time on motion to amend and supplement complaint [53-1] [56-1] (EC) (Entered: 10/14/1999)
10/14/1999	58	DECLARATION of Joann Sabol by defendant re pl's motion to shorten time on motion to amend and supplement complaint [53-1] [56-1] (EC) (Entered: 10/14/1999)
10/14/1999		DFTS' LODGED ORDER: re: pls' motion to shorten time on motion to amend and supplement complaint [53-1] [56-1] (EC) (Entered: 10/14/1999)
10/15/1999	<u>59</u>	ORDER by Judge Robert J. Bryan DENYING motion to shorten time on motion to amend and supplement complaint [53-1] [56-1] (cc: counsel, Judge) (JAB) (Entered: 10/15/1999)
10/26/1999	60	RESPONSE/MEMO OPPOSING by defendant to pl's motion to amend and supplement complaint [53-1] (EC) (Entered: 10/26/1999)
10/26/1999	61	DECLARATION of Edward Dee by defendant re pl's motion to amend and supplement complaint [53-1] (EC) (Entered: 10/26/1999)
10/26/1999	62	LETTER by defendant re: response to pl's motion to amend and supplement complaint [53-1] (EC) (Entered: 10/26/1999)

10/28/1999	63	REPLY by plaintiff TO RESPONSE to pls' motion to amend and supplement complaint [53-1] (EC) (Entered: 10/28/1999)
10/28/1999	64	DECLARATION of Elizabeth A. Stanhope by plaintiff re pls' motion to amend and supplement complaint [53-1] (EC) (Entered: 10/28/1999)
10/29/1999	65	MINUTES: JKA; Dep Clerk: A Swan; Tape: JKA565; Pla Counsel D Dorfman; Def Counsel E Dees; matter comes on for purposes of making record of agreement reached between the parties thus far; counsel will contact court by 11/17/99 re: status of conditions (EC) (Entered: 11/01/1999)
11/01/1999	<u>66</u>	STIPULATION and ORDER by Judge Robert J. Bryan Amending Pretrial Dates discovery ddl cont'd to 12/6/99; disp mtn filing ddl cont'd to 12/10/99; Disp mtns ntd by 1/7/00; lodging of pretrial order cont'd to 1/26/00. The PTC date remains 1/28/00 at 8:30 a.m., and the Trial Date remains 2/7/00 at 9:30 a.m. (cc: counsel, Judge) (CAR) (Entered: 11/02/1999)
11/03/1999	<u>67</u>	MINUTE ORDER: by Judge Robert J. Bryan RENOTED FOR 11/19/99 motion to amend and supplement complaint [53-1] (cc: counsel, Judge) (EC) (Entered: 11/03/1999)
11/12/1999	68	FIRST SUPPLEMENT by plaintiff re: disclosure of expert witnesses [40-1] (EC) (Entered: 11/12/1999)
12/02/1999	69	JOINT MOTION to stay proceedings (CAR) (Entered: 12/02/1999)
12/02/1999		LODGED ORDER re: motion to stay proceedings [69-1] (CAR) (Entered: 12/02/1999)
12/02/1999	<u>70</u>	ORDER by Judge Robert J. Bryan GRANTING motion to stay proceedings [69-1] **SEE ORDER FOR DETAILS** CASE STAYED. (cc: counsel, Judge) (CAR) (Entered: 12/02/1999)
01/14/2000	71	LETTER from Magistrate Judge J. Kelley Arnold to counsel re: continuing mediation process (EC) (Entered: 01/14/2000)
02/10/2000	72	MOTION by plaintiff for attorney fees and expenses NOTED FOR 2/25/00 (EC) (Entered: 02/10/2000)
02/10/2000	73	MEMORANDUM by plaintiff in support of pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	74	DECLARATION of John Parnass by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	75	DECLARATION of Michele Earl-Hubbard by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	76	DECLARATION of Mark G. Stroh by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	77	DECLARATION of Deborah A. Dorfman by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	78	DECLARATION of Elizabeth A. Stanhope by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	79	DECLARATION of Stacie B. Siebrecht by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	80	DECLARATION of Michael J. Smith by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	81	DECLARATION of S. Marie Jensen by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	82	DECLARATION of David Lord by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	83	DECLARATION of Robert Denton by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)



02/10/2000	84	DECLARATION of Theodore Spearman by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	85	DECLARATION of Mark J. Murphy by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000	86	DECLARATION of Ira A. Burnim by plaintiff re motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/10/2000		LODGED ORDER: re: pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 02/10/2000)
02/23/2000		PROPOSED Application Pro Hac Vice for Stacie Siebrecht (EC) (Entered: 02/23/2000)
02/25/2000	<u>87</u>	APPLICATION by plaintiffs AND ORDER admitting Stacie B Siebrecht pro hac vice. Receipt # 263742 (cc: counsel, Judge) (EC) (Entered: 02/25/2000)
02/25/2000	88	ATTORNEY APPEARANCE for plaintiff by Stacie Siebrecht (EC) (Entered: 02/25/2000)
02/29/2000		PROPOSED Agreed Order to Renote Pltfs' Application for Fees & Costs (CAR) (Entered: 02/29/2000)
02/29/2000	<u>89</u>	ORDER by Judge Robert J. Bryan that Pltfs' application for attorney fees and expenses [72-1]. The parties shall adhere to the stips as set forth in their ltr of agreement attached hereto and incorporated into this Order by ref. (cc: counsel, Judge) (CAR) (Entered: 02/29/2000)
03/09/2000	<u>90</u>	MINUTE ORDER: by Magistrate Judge J. K. Arnold; settlement was reached on all issues except pl's motion for atty fees; case is referred back to Judge Robert J. Bryan for further proceedings (cc: counsel, Judge) (EC) (Entered: 03/09/2000)
03/16/2000	<u>91</u>	ORDER by Judge Robert J. Bryan DIRECTING the Clerk of Court to enter a Statistical Termination. **SEE ORDER FOR DETAILS** case termed. (cc: counsel, Judge) (CAR) (Entered: 03/16/2000)
03/23/2000	92	MOTION by plaintiff for sanctions NOTED FOR 4/7/00 (EC) (Entered: 03/23/2000)
03/23/2000		LODGED ORDER: re: pls' motion for sanctions [92-1] (EC) (Entered: 03/23/2000)
03/23/2000	93	MOTION by plaintiff for protective order on discovery NOTED FOR 4/7/00 (EC) (Entered: 03/23/2000)
03/23/2000	94	MEMORANDUM OF POINTS AND AUTHORITIES by plaintiff in support of pls' motions for protective order on discovery [93-1] and for sanctions [92-1] (EC) (Entered: 03/23/2000)
03/23/2000	95	DECLARATION of Michele Earl-Hubbard by plaintiff re pls' motions for protective order on discovery [93-1] and for sanctions [92-1] (EC) (Entered: 03/23/2000)
03/23/2000	96	DECLARATION of Deborah A. Dorfman by plaintiff re pls' motions for protective order on discovery [93-1] and for sanctions [92-1] (EC) (Entered: 03/23/2000)
03/23/2000		LODGED ORDER: re: pls' motion for protective order on discovery [93-1] (EC) (Entered: 03/23/2000)
03/23/2000	97	MOTION by plaintiff to shorten time on motion for protective order on discovery [93-1], motion for sanctions [92-1] NOTED FOR 3/28/00 (EC) (Entered: 03/23/2000)
03/23/2000	98	DECLARATION of Stacie B. Siebrecht by plaintiff re pls' motions to shorten time on motion for protective order on discovery [93-1] and for sanctions [92-1] [97-1] (EC) (Entered: 03/23/2000)
03/23/2000		LODGED ORDER: re:pls' motion to shorten time on motions for protective order on discovery [93-1] and for sanctions [92-1] [97-1] (EC) (Entered: 03/23/2000)

03/27/2000	<u>99</u>	ORDER by Judge Robert J. Bryan GRANTING pls' motion to shorten time on motion for protective order on discovery [93-1], motion for sanctions [92-1] [97-1], RENOTED FOR 3/31/00 motion for protective order on discovery [93-1], RENOTED FOR 3/31/00 motion for sanctions [92-1]; dfts response ddl is 3/30/00 (cc: counsel, Judge) (EC) (Entered: 03/27/2000)
03/27/2000	100	RESPONSE/MEMO IN OPPOSITION by defendant to motion for protective order on discovery [93-1], motion for sanctions [92-1] (EC) (Entered: 03/27/2000)
03/27/2000	101	DECLARATION of Terrance J. Ryan by defendant re pls' motion for protective order on discovery [93-1], re motion for sanctions [92-1] (EC) (Entered: 03/27/2000)
03/29/2000		PROPOSED Stipulation and Order to Amend Pl's Motion for Protective Order (EC) (Entered: 03/29/2000)
03/29/2000		PROPOSED Pls' Amended Motion for Protective Order (EC) (Entered: 03/29/2000)
03/29/2000		PROPOSED Protective Order (EC) (Entered: 03/29/2000)
04/07/2000	<u>102</u>	ORDER by Judge Robert J. Bryan STRIKING motion for protective order on discovery [93-1] by agreement of the parties, Case reopened for limited purposes; parties are to confer w/court re scope of discovery and pending fee motion and adopt a discovery plan (cc: counsel, Judge) (EC) (Entered: 04/07/2000)
04/11/2000	<u>103</u>	MINUTE ORDER: by Judge Robert J. Bryan discovery conference is 8:30 on 4/21/00 (cc: counsel, Judge) (EC) (Entered: 04/11/2000)
04/19/2000	104	SUPPLEMENT by plaintiff to pl's motion for attorney fees and expenses [72-1] (EC) (Entered: 04/19/2000)
04/19/2000	105	MEMORANDUM by plaintiff in support of first supplement to pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/19/2000)
04/19/2000	106	DECLARATION of John Parnass by plaintiff re pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/19/2000)
04/19/2000	107	DECLARATION of Stacie B. Siebrecht by plaintiff re pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/19/2000)
04/19/2000	108	DECLARATION of Deborah A. Dorfman by plaintiff re supplement to pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/19/2000)
04/19/2000	109	DECLARATION of Elizabeth A. Stanhope by plaintiff re supplement to pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/19/2000)
04/19/2000		LODGED ORDER: re: pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/19/2000)
04/21/2000	110	MINUTES of discovery status conference: RJB; Dep Clerk: J BOring; CR: none; Pla Counsel D Dorfmann; Def Counsel E Dee; counsel advises court they have agreed order to present as to discovery issue on atty fees; order signed; mediation is unsuccessful and counsel advise that further mediation would not be helpful (EC) (Entered: 04/21/2000)
04/21/2000	<u>111</u>	STIPULATION and ORDER by Judge Robert J. Bryan: striking pls' motion for protective order and RENOTED FOR 5/5/00 motion for attorney fees and expenses [72-1] (cc: counsel, Judge) (EC) (Entered: 04/21/2000)
04/26/2000	112	RESPONSE/MEMO IN OPPOSITION by defendant to pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/26/2000)
04/26/2000	113	DECLARATION of Christina Imhoff by defendant in opposition to pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/26/2000)
04/26/2000	114	DECLARATION of Kathleen Bilhimer by defendant in opposition to pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/26/2000)

04/26/2000	115	DECLARATION of Susan L. Pierini by defendant in opposition to pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/26/2000)
04/26/2000	116	DECLARATION of Pat Terry by defendant in opposition to pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 04/26/2000)
05/03/2000		PROPOSED Agreed Order re joint motion to allow pls to file and extended reply brief in support of app for atty fees and costs (EC) (Entered: 05/03/2000)
05/04/2000	117	REPLY by plaintiff TO RESPONSE to pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 05/04/2000)
05/04/2000	118	DECLARATION of Deborah A. Dorfman by plaintiff re pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 05/04/2000)
05/04/2000	119	DECLARATION of Craig Awmiller by plaintiff re pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 05/04/2000)
05/04/2000	120	DECLARATION of Michele Earl-Hubbard by plaintiff re pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 05/04/2000)
05/04/2000	121	DECLARATION of Wright A. Noel by plaintiff re pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 05/04/2000)
05/04/2000	122	DECLARATION of Kathleen Phair Barnard by plaintiff re pls' motion for attorney fees and expenses [72-1] (EC) (Entered: 05/04/2000)
05/05/2000	<u>123</u>	STIPULATION and ORDER by Judge Robert J. Bryan: pls may file extended reply brief in support of motion for atty fees (cc: counsel, Judge) (EC) (Entered: 05/05/2000)
05/25/2000	<u>124</u>	ORDER by Judge Robert J. Bryan GRANTING pls' motion for attorney fees and expenses [72-1]; attys fees of \$944,469.40 and costs of \$205,469.93; jgm shall be entered in amount of \$1,149,939.33 (cc: counsel, Judge) (EC) (Entered: 05/25/2000)
05/25/2000	<u>125</u>	JUDGMENT: by Judge Robert J. Bryan GRANTING pl's motion for attorney fees and expenses [72-1]; attys fees of \$944,469.40, costs of \$205,469.93; total of \$1,149,939.33 (cc: counsel, Judge, Jgm. Book) Entered on: 5/25/00 (EC) (Entered: 05/25/2000)
06/22/2000	126	NOTICE OF APPEAL #00-35554 by defendant from Dist. Court decision [124-1] order on 5/25/00 granting Ps' application for attys' fees & costs (cc: CCA, Judge, counsel) (MW) Modified on 07/06/2000 (Entered: 06/22/2000)
06/22/2000		APPEAL FEE RECEIVED: fee in amount of \$ 105.00 ( Receipt # 500228) (MW) (Entered: 06/22/2000)
06/22/2000		APPEAL NOTIFICATION packet sent to CCA (cc: cnsl) (MW) (Entered: 06/22/2000)
06/22/2000		Civil Appeals Docketing Statement, by defendants, forwarded to CCA. [126-1] (MW) (Entered: 06/22/2000)
06/28/2000	127	TRANSCRIPT DESIGNATION and Ordering Form for dates: none ordered [126-1] (MW) (Entered: 06/28/2000)
06/28/2000		CERTIFICATE OF RECORD Transmitted to USCA-appeal by D' (cc: all counsel) (MW) (Entered: 06/28/2000)
07/03/2000		NOTIFICATION by Circuit Court of Appellate Docket Number 00-35554 (appeal by Ds') (MW) (Entered: 07/06/2000)
07/03/2000	128	TIME SCHEDULE ORDER (CCA#00-35554): Transcript Designation due 7/24/00; Reporter's Transcript(s) due 8/22/00; aplt's opening brief & excerpts of record due 10/10/00; aple's brief due 11/7/00; opt reply due w/in 14 days; failure to comply w/ time sch order will result in dismissal Judge, counsel) (MW) (Entered: 07/06/2000)

11/16/2000	<u>129</u>	MANDATE from Circuit Court of Appeals 00-35554 DISMISSING the appeal [126-1] per parties joint motion to voluntarily dismiss, pending motion to dismiss for lack of jurisdiction is denied as moot, dfts have agreed to pay \$863,227 on or before 11/24/00 in final settlement of dispute over atty fees and costs (cc: all counsel) (EC) (Entered: 11/16/2000)
08/23/2001	<u>130</u>	NOTICE by plaintiff OF RELATED CASE(s) C99-5577FDB (EC) (Entered: 08/24/2001)
08/24/2001	131	PRAECIPE: by plaintiff re: related case notice [130-1] (EC) (Entered: 08/24/2001)
04/01/2003	<u>132</u>	MINUTE ORDER Setting Settlement Conference by Magistrate Judge J. K. Arnold: A settlement conf will be held with the Honorable J. Kelley Arnold at 9:00 a.m. on 4/22/03 and at 9:00 a.m. on 4/29/03 if necessary. , Settlement Conference 9:00 4/22/03 &4/29/03 @ 9:00 if necessary; (cc: counsel, Judge) (DK) (Entered: 04/03/2003)
04/21/2003	133	MAIL RETURNED re: Minute Order re settlement conf [132-3] addressed to Robert Denton cnsl for Pltfs' (CAR) (Entered: 04/23/2003)
05/12/2003	<u>134</u>	MTN/NTC by Pltfs to withdraw as cnsl NOTED FOR 5/21/03 (CAR) (Entered: 05/14/2003)
05/12/2003		LODGED ORDER re: motion to withdraw as cnsl [134-1] (CAR) (Entered: 05/14/2003)
05/12/2003	<u>135</u>	AFFIDAVIT OF SERVICE by plaintiff of motion to withdraw as cnsl [134-1], of order lodged [0-0] (CAR) (Entered: 05/14/2003)
05/22/2003	<u>136</u>	ORDER Granting Withdrawal of DAVIS WRIGHT TREMAIN by Judge Robert J. Bryan <b>**SEE ORDER FOR DETAILS**</b> [134-1] (cc: counsel, Judge) (DK) (Entered: 05/23/2003)
05/23/2003	<u>137</u>	Pltfs' MOTION to withdraw &Memo in Support of Motion to Withdraw NOTED FOR 6/6/03 (DK) (Entered: 05/28/2003)
05/23/2003	<u>138</u>	DECLARATION of Michele Earl-Hubbard by plaintiff in support of motion to withdraw [137-1] (DK) (Entered: 05/28/2003)
06/03/2003	<u>139</u>	ORDER by Judge Robert J. Bryan that the above entitled matter is hereby reassigned to the Honorable Ronald B. Leighton. All future pleadings shall be filed under the modified case number of C99-5018RBL. (cc: counsel, Judge) (CAR) (Entered: 06/05/2003)
06/16/2003	<u>140</u>	ORDER by Judge Ronald B. Leighton GRANTING motion to withdraw: The Court hereby GRANTS the motion to withdraw; attys John Parnass, Michele Earl-Hubbard &Davis Wright Termaine as co-counsel for pltfs in this case. [137-1] (cc: counsel, Judge) (DK) (Entered: 06/17/2003)
07/02/2003	<u>141</u>	MINUTE ORDER REFERRING CASE back to Honorable Ronald B. Leighton Signed by Judge J. Kelley Arnold. (EW, ) (Entered: 07/02/2003)
07/08/2003	<u>142</u>	SUPPLEMENTAL ORDER REGARDING JOINT STATUS REPORT Joint Status Report due by 8/29/2003. Signed by Jean Boring at the direction of Judge Ronald B. Leighton. Associated Cases: 3:99-cv-05018-RBL,3:03-cv-05271-RBL(JAB, ) (Entered: 07/08/2003)
07/11/2003	145	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton - Dep Clerk: <i>J. Boring</i> ; CR: <i>No Court Reporter Present</i> ; Pla Counsel: <i>D. Dorfman</i> ; Def Counsel: <i>P. Anderson</i> ; <b>Telephone Conference</b> held on 7/11/2003. As to C99-5018 Counsel outlines background of Allen case; Case is stayed and the stay should not be lifted; Court will re-enter the statistical stay: As to C03-5271, JSR is vacated; State will be filing a Motion to Dismiss; All agree the Preliminary Injunction Mtn is RENOTED to 9/5/03; Court will review the Allen case on 9/5; Call Concluded Associated Cases: 3:99-cv-05018-RBL,3:03-cv-05271-RBL(JAB, ) (Entered: 07/28/2003)
07/21/2003	143	MINUTE ORDER VACATING <u>142</u> Joint Status Report Order Signed by Jean Boring at the direction of Judge Ronald B. Leighton. (no PDF attached)(JAB, )

		(Entered: 07/21/2003)
07/22/2003	<u>144</u>	Mail Returned as Undeliverable re <u>142</u> Joint Status Report Order addressed to Robert B. Denton Associated Cases: 3:99-cv-05018-RBL,3:03-cv-05271-RBL(DK, ) (Entered: 07/25/2003)
07/29/2003	<u>146</u>	Mail Returned as Undeliverable re 143 Minute Order addressed to Robert B. Denton Associated Cases: 3:99-cv-05018-RBL,3:03-cv-05271-RBL(CAR, ) (Entered: 07/30/2003)
10/30/2003	<u>147</u>	ORDER OF STATISTICAL DISMISSAL: by Judge Ronald B. Leighton. (ECS, ) Modified on 11/13/2003 (JAB, ). (Entered: 10/31/2003)
11/13/2003	<u>148</u>	Mail Returned as Undeliverable re <u>147</u> Order Dismissing Case addressed to Robert Denton (ECS, ) (Entered: 11/14/2003)
01/03/2006	<u>149</u>	NOTICE of Hearing: SETTLEMENT / REASONABLENESS HEARING is set for 2/15/2006 at 01:30 PM in B Courtroom before Hon. Ronald B. Leighton. This hearing will be conducted at Western State Hospital. s/Jean Boring as directed by the Honorable Ronald B. Leighton. (JAB, ) (Entered: 01/03/2006)
01/20/2006	<u>150</u>	Joint MOTION to Reopen Case to Enter Order Preliminarily Approving Partial Settlement and to Schedule Fairness Hearing by Defendant Western State Hospital. Noting Date 1/20/2006. (Attachments: # <u>1</u> Proposed Order and Partial Settlement Agreement# <u>2</u> Proposed Order Reopening Action)(Pate, S) Modified duplicative text on 1/23/2006 (ECS, ). (Entered: 01/20/2006)
01/20/2006	<u>151</u>	Joint Stipulated MOTION for Approval of Format for Class Notice by Defendant Western State Hospital. Noting Date 1/20/2006. (Attachments: # <u>1</u> Appendix Notice of Proposed Partial Settlement and Fairness Hearing# <u>2</u> Proposed Order Approving Form of Notice to the Class of Settlement)(Pate, S) (Entered: 01/20/2006)
01/24/2006	<u>152</u>	ORDER APPROVING FORM OF NOTICE TO THE CLASS OF SETTLEMENT by Judge Ronald B. Leighton. (JAB, ) (Entered: 01/24/2006)
01/25/2006	<u>153</u>	AMENDED ORDER APPROVING FORM OF NOTICE TO THE CLASS OF SETTLEMENT by Judge Ronald B. Leighton. (Attachments: # <u>1</u> Notice)(JAB, ) (Entered: 01/25/2006)
01/30/2006	<u>154</u>	ORDER granting <u>150</u> Motion to Reopen Case, signed by Judge Ronald B. Leighton.(DN, ) (Entered: 01/31/2006)
02/03/2006	<u>155</u>	Joint Stipulated MOTION AND MEMORANDUM FOR FINAL APPROVAL OF PARTIAL CLASS SETTLEMENT by Plaintiffs Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System. Noting Date 2/3/2006. (Attachments: # <u>1</u> Proposed Order)(Dorfman, Deborah) (Entered: 02/03/2006)
02/03/2006	<u>156</u>	DECLARATION of Deborah Dorfman in Support of Motion to Approve Final Settlement filed by Plaintiffs Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System re <u>155</u> Joint Stipulated MOTION AND MEMORANDUM FOR FINAL APPROVAL OF PARTIAL CLASS SETTLEMENT (Attachments: # <u>1</u> Exhibit 1)(Dorfman, Deborah) (Entered: 02/03/2006)
02/03/2006	<u>157</u>	DECLARATION of S. Morgan Pate in Support of Motion to Approve Final Settlement filed by Defendants Western State Hospital, Patricia Terry, WA State of, Gary Locke, Department of Social & Health Services State of Washington, Lyle Quasim, Division of Developmental Disability of the Washington State Department of Social and Health Services, Mental Health Division of the Washington State Department of Social and Health Services, Jann Hoppler, Office of Financial Management of the State of Washington, Richard Thompson re <u>155</u> Joint Stipulated MOTION AND MEMORANDUM FOR FINAL APPROVAL OF PARTIAL CLASS SETTLEMENT (Dorfman, Deborah) (Entered: 02/03/2006)
02/03/2006	<u>158</u>	DECLARATION of William I Gardner, Ph.D. in Support of Joint Motion for Final Approval of Partial Settlement filed by Plaintiffs Sharon Allen, Kevin Frazier, Eric

		Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System re <u>155</u> Joint Stipulated MOTION AND MEMORANDUM FOR FINAL APPROVAL OF PARTIAL CLASS SETTLEMENT (Attachments: # <u>1</u> Exhibit 1)(Dorfman, Deborah) (Entered: 02/03/2006)
02/03/2006	<u>159</u>	DECLARATION of Mark Stroh in Support of Joint Motion for Final Approval of Partial Settlement filed by Plaintiffs Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System re <u>155</u> Joint Stipulated MOTION AND MEMORANDUM FOR FINAL APPROVAL OF PARTIAL CLASS SETTLEMENT (Dorfman, Deborah) (Entered: 02/03/2006)
02/06/2006	<u>160</u>	Mail Returned as Undeliverable re <u>153</u> Order addressed to Robert Denton (No new address as of 2/7/06). (PL, ) (Entered: 02/07/2006)
02/07/2006	<u>161</u>	Mail Returned as Undeliverable addressed to Elizabeth A Stanhope ; (No new address as of 2/8/06). (PL, ) (Entered: 02/08/2006)
02/13/2006	<u>162</u>	Mail Returned as Undeliverable re <u>154</u> Order on Motion to Reopen Case addressed to Robert B Denton. (Clerk remailed to 204 N 400 West address). (PL, ) (Entered: 02/14/2006)
02/15/2006	<u>163</u>	ORDER on <u>155</u> Joint Stipulated MOTION AND MEMORANDUM FOR FINAL APPROVAL OF PARTIAL CLASS SETTLEMENT, signed by Judge Ronald B. Leighton. (DN, ) (Entered: 02/15/2006)
02/15/2006	<u>165</u>	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton – Dep Clerk: <i>Jean Boring</i> ; CR: <i>Julaine Ryen</i> ; Courtroom: <i>Hearing Conducted at Western State Hospital</i> ; <b>FAIRNESS HEARING</b> held on 2/15/2006. Counsel advise the Court and class members how notice was effected and outlines the details of the partial settlement. Class Members address Court as to the settlement. The Court finds that the settlement reached is fair and resonable and enters the Order. Hearing concluded. (JAB, ) (Entered: 02/17/2006)
02/17/2006	<u>164</u>	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL on behalf of Defendants Western State Hospital, Patricia Terry, WA State of, Gary Locke, Department of Social & Health Services State of Washington, Lyle Quasim, Division of Developmental Disability of the Washington State Department of Social and Health Services, Timothy Brown, Mental Health Division of the Washington State Department of Social and Health Services, Jann Hoppler, Office of Financial Management of the State of Washington, Richard Thompson. S Morgan Pate is substituted as counsel for Defendants. Attorney Susan L Pierini and JoAnn Sabol terminated. <i>Edward Dee is also substituted as counsel for Defendants.</i> (Pate, S) (Entered: 02/17/2006)
02/24/2006	<u>167</u>	Mail Returned as Undeliverable re <u>163</u> Order addressed to Elizabeth A Stanhope. (No new address) (PL, ) (Entered: 02/28/2006)
02/28/2006	<u>166</u>	Joint MOTION for Extension of Time to File Plaintiffs' Motion for Fees and Costs by Plaintiff Washington Protection Advocacy System. (Attachments: # <u>1</u> Proposed Order)(Dorfman, Deborah) (Entered: 02/28/2006)
03/01/2006	<u>168</u>	ORDER granting <u>166</u> Motion for Extension of Time for Fees and Costs. Deadline for Plaintiffs' Motion for Fees and Costs is 4/3/06. Signed by Judge Ronald B. Leighton.(DN, ) (Entered: 03/01/2006)
03/02/2006	<u>169</u>	Mail Returned as Undeliverable re <u>162</u> & <u>154</u> Order on Motion to Reopen Case addressed to Robert Denton (No new address) (PL, ) (Entered: 03/03/2006)
04/06/2006	<u>170</u>	Joint MOTION for Approval of Fee Settlement by Plaintiffs Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System. Noting Date 4/7/2006. (Attachments: # <u>1</u> Proposed Order)(Dorfman, Deborah) (Entered: 04/06/2006)
04/06/2006	<u>171</u>	DECLARATION of Deborah Dorfman in Support of <u>170</u> Joint MOTION for Approval of Fee Settlement (Dorfman, Deborah) Modified duplicative text on

		4/7/2006 (ECS, ). (Entered: 04/06/2006)
04/06/2006	<u>172</u>	DECLARATION of Edward J. Dee in Support of <u>170</u> Joint MOTION for Approval of Fee Settlement (Dorfman, Deborah) Modified duplicative text on 4/7/2006 (ECS, ). (Entered: 04/06/2006)
04/10/2006	<u>173</u>	ORDER granting <u>170</u> Approval of Fee Settlement, signed by Judge Ronald B. Leighton.(DN, ) (Entered: 04/10/2006)
10/27/2006	<u>174</u>	SCHEDULING ORDER for Settlement Conference: This matter has been referred to Judge Arnold to conduct a SETTLEMENT CONFERENCE. Settlement briefs are due in chambers on 11/20/2006 by 4:00 PM. The briefs should be delivered to Judge Arnold's chambers or submitted by fax to chambers at (253)882-3881. BRIEFS ARE TO BE CONFIDENTIAL AND NOT FILED WITH THE COURT OR SERVED ON OPPOSING COUNSEL. In addition to counsel, representatives who have authority to settle are directed to be present in person. Settlement Conference set for 11/29/2006 at 09:00 AM in Courtroom D before Hon. J. Kelley Arnold. by Judge J. Kelley Arnold. (AS, ) (Entered: 10/27/2006)
11/29/2006	<u>175</u>	MINUTE ORDER Re: Mediation Conference by Judge J. Kelley Arnold. (KAM, ) (Entered: 11/30/2006)
01/02/2007	<u>178</u>	MINUTE ORDER Settlement Conference set for 2/13/2007 at 09:00 AM in D Courtroom before Hon. J. Kelley Arnold.(AS, ) (Entered: 01/25/2007)
02/09/2007	<u>179</u>	TELEPHONE CONFERENCE with counsel re: settlement conference held on 2/9/2007 with Judge J. Kelley Arnold. Settlement conference set for 2/13/2007 stricken. (AS, ) (Entered: 02/09/2007)
02/09/2007	<u>180</u>	MINUTE ORDER re Mediation Conference – 177 Settlement Conference Held on 11/29/06 – all pending issues are RESOLVED. Meetings scheduled for 2/13/07 and 2/15/07 are canceled. Signed by Judge J. Kelley Arnold. (PL, ) (Entered: 02/09/2007)
02/20/2007	<u>181</u>	Joint MOTION and Memorandum for Preliminary Approval of Class Settlement, Approval of Notice of Settlement to Class &Setting Fairness Hearing, Briefing Schedule and Deadline for Class Members to File Objections by Plaintiffs Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System. (Attachments: # <u>1</u> Proposed Joint Order Preliminarily Approving Settlement, Directing Notice to Class Members, and Scheduling Fairness Hearing)Noting Date 2/20/2007.(Dorfman, Deborah) Modified duplicative text on 2/21/2007 (ECS, ). (Entered: 02/20/2007)
02/20/2007	<u>182</u>	DECLARATION of Deborah Dorfman re <u>181</u> Joint MOTION and Memorandum for Preliminary Approval of Class Settlement, Approval of Notice of Settlement to Class &Setting Fairness Hearing, Briefing Schedule and Deadline for Class Members to File Objections (Dorfman, Deborah) Modified duplicative text on 2/21/2007 (ECS, ). (Entered: 02/20/2007)
02/20/2007	<u>183</u>	DECLARATION of Kevin Black re <u>181</u> Joint MOTION and Memorandum for Preliminary Approval of Class Settlement, Approval of Notice of Settlement to Class &Setting Fairness Hearing, Briefing Schedule and Deadline for Class Members to File Objections (Dorfman, Deborah) Modified duplicative text on 2/21/2007 (ECS, ). (Entered: 02/20/2007)
02/22/2007	<u>184</u>	NOTICE of Appearance by attorney Kevin Roger Black on behalf of Defendants WA State of, Department of Social &Health Services State of Washington, Division of Developmental Disability of the Washington State Department of Social and Health Services, Mental Health Division of the Washington State Department of Social and Health Services. (Black, Kevin) (Entered: 02/22/2007)
02/27/2007	<u>185</u>	ORDER granting <u>181</u> Motion Preliminarily Approving Settlement, Directing Notice to Class Mmembers, and Scheduling Fairness Hearing. Fairness Hearing set for 4/6/2007 at 01:30 PM in B Courtroom before Hon. Ronald B. Leighton. A Joint Motion for Final Approval of the Settlement is due no later than 4/3/07. Signed by Judge Ronald B. Leighton.(DN, ) (Entered: 02/27/2007)

03/21/2007	<u>186</u>	NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Kevin Roger Black for Defendants Department of Social & Health Services State of Washington, Division of Developmental Disability of the Washington State Department of Social and Health Services, Mental Health Division of the Washington State Department of Social and Health Services. (Black, Kevin) (Entered: 03/21/2007)
03/23/2007	<u>187</u>	Letter from Linda Gilbert on behalf of ERH re <u>181</u> Approval of Notice of Settlement to Class(JAB, ) (Entered: 03/26/2007)
03/23/2007	<u>188</u>	<b>SEALED DOCUMENT</b> re <u>187</u> unredacted letter re: Allen Settlement from Linda Gilbert. (JAB, ) (Entered: 03/26/2007)
03/30/2007	<u>189</u>	Joint MOTION for Leave to File Excess Pages <i>in Support of Joint Motion for Final Approval of Class Settlement</i> by Plaintiffs Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System. (Attachments: # <u>1</u> Proposed Order)Noting Date 4/2/2007.(Dorfman, Deborah) (Entered: 03/30/2007)
04/02/2007	<u>190</u>	ORDER granting <u>189</u> Motion for Leave to File Overlength Brief, signed by Judge Ronald B. Leighton.(DN, ) (Entered: 04/02/2007)
04/02/2007	<u>191</u>	Joint MOTION and Memorandum for Final Approval of Class Settlement by Plaintiffs Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System. (Attachments: # <u>1</u> Proposed Order)Noting Date 4/6/2007.(Dorfman, Deborah) (Entered: 04/02/2007)
04/02/2007	<u>192</u>	DECLARATION of Deborah Dorfman re <u>191</u> Joint MOTION and Memorandum for Final Approval of Class Settlement (Dorfman, Deborah) Modified duplicative text on 4/3/2007 (ECS, ). (Entered: 04/02/2007)
04/02/2007	<u>193</u>	DECLARATION of Edward Dee in Support of <u>191</u> Joint MOTION and Memorandum for Final Approval of Class Settlement (Dorfman, Deborah) Modified duplicative text on 4/3/2007 (ECS, ). (Entered: 04/02/2007)
04/02/2007	<u>194</u>	DECLARATION of Lisa Weber, PhD filed by Plaintiffs Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System re <u>191</u> Joint MOTION and Memorandum for Final Approval of Class Settlement (Dorfman, Deborah) (Entered: 04/02/2007)
04/05/2007	<u>195</u>	Mail Returned as Undeliverable re <u>187</u> Letter addressed to Elizabeth Stanhope (No new address/phone # as of 4/5/07) (PL, ) (Entered: 04/05/2007)
04/05/2007	<u>196</u>	Mail Returned as Undeliverable re <u>187</u> Letter addressed to Robert B Denton (No new address as of 4/5/07) (PL, ) (Entered: 04/05/2007)
04/06/2007	<u>197</u>	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton – Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>Deborah Dorfman</i> ; Def Counsel: <i>Morgan Pate / Ed Dee</i> ; CR: <i>Julaine Ryen</i> ; <b>HEARING REGARDING JOINT MOTION OF CLASS SETTLEMENT</b> held on 4/6/2007. No objections are noted to the Final Settlement on behalf of the Class Members; Guardian(s) of 2 class members address the court and are satisfied with the settlement; Court GRANTS the Joint Motion for Final Approval of Class Settlement and AWARDS Attorneys Fees in the agreed amount of \$34,500. (JAB, ) (Entered: 04/06/2007)
04/06/2007	<u>198</u>	ORDER granting <u>191</u> Motion for Final Approval of Class Settlement Agreement by Judge Ronald B. Leighton.(JAB, ) (Entered: 04/09/2007)
04/06/2007	<u>199</u>	ORDER AND SETTLEMENT AGREEMENT by Judge Ronald B. Leighton. (JAB, ) (Entered: 04/09/2007)
04/17/2007	<u>200</u>	TRANSCRIPT of Hearing held on 4/6/07 before Judge Ronald B. Leighton. Court Reporter: Julaine V. Ryen. (PVO, ) (Entered: 04/19/2007)
06/14/2007	<u>201</u>	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL on behalf of Plaintiffs Sharon Allen, Kevin Frazier, Eric Haynes, Charles Hood, Kerri Meyer, Eugene Thompson, Jenny Whitmore, Arc of Clark Co Inc, Washington Protection Advocacy System. David R Carlson is substituted as counsel for Plaintiffs.



		Attorney Deborah A Dorfman terminated. (Carlson, David) (Entered: 06/14/2007)
06/14/2007	<u>202</u>	NOTICE of Name Change ; filed by Plaintiff Washington Protection Advocacy System. (Carlson, David) (Entered: 06/14/2007)
02/28/2008	<u>203</u>	NOTICE OF WITHDRAWAL OF COUNSEL: Attorney S Morgan Pate for Defendants Western State Hospital, Patricia Terry, WA State of, Gary Locke, Department of Social &Health Services State of Washington, Lyle Quasim, Division of Developmental Disability of the Washington State Department of Social and Health Services, Timothy Brown, Mental Health Division of the Washington State Department of Social and Health Services, Jann Hoppler, Office of Financial Management of the State of Washington, Richard Thompson. (Pate, S) (Entered: 02/28/2008)
02/28/2008	<u>204</u>	NOTICE of Appearance by attorney Shelley Anne Williams on behalf of Defendants Western State Hospital, Patricia Terry, WA State of, Gary Locke, Department of Social &Health Services State of Washington, Lyle Quasim, Division of Developmental Disability of the Washington State Department of Social and Health Services, Timothy Brown, Mental Health Division of the Washington State Department of Social and Health Services, Jann Hoppler, Office of Financial Management of the State of Washington, Richard Thompson. (Williams, Shelley) (Entered: 02/28/2008)
02/28/2008	<u>205</u>	NOTICE of Appearance by attorney Eric Nelson on behalf of Defendants Western State Hospital, Patricia Terry, WA State of, Gary Locke, Department of Social &Health Services State of Washington, Lyle Quasim, Division of Developmental Disability of the Washington State Department of Social and Health Services, Timothy Brown, Mental Health Division of the Washington State Department of Social and Health Services, Jann Hoppler, Office of Financial Management of the State of Washington, Richard Thompson. (Nelson, Eric) (Entered: 02/28/2008)
05/28/2008	206	SCHEDULING ORDER for SETTLEMENT CONFERENCE: This matter has been referred to Judge Arnold to conduct a Settlement Conference. Settlement briefs/memorandums are due in chambers on 6/23/2008 by 4:00 PM. The memorandums should contain a statement of the facts, issues, strengths and weaknesses of the parties' case, AND A SETTLEMENT PROPOSAL. The memorandums should be delivered to Judge Arnold's chambers or submitted by fax to chambers at (253)882-3881. In addition to counsel, parties and representatives who have authority to settle are directed to be present in person. SETTLEMENT CONFERENCE set for 6/26/2008 at 9:00 AM in D Courtroom before Judge J. Kelley Arnold. by Judge J. Kelley Arnold. (AS, ) (Entered: 05/28/2008)
06/09/2008	207	AMENDED SCHEDULING ORDER for SETTLEMENT CONFERENCE: This matter has been referred to Judge Arnold to conduct a Settlement Conference. Settlement briefs/memorandums are due in chambers on 6/20/2008 by 4:00 PM. The memorandums should contain a statement of the facts, issues, strengths and weaknesses of the parties' case, AND A SETTLEMENT PROPOSAL. The memorandums should be delivered to Judge Arnold's chambers or submitted by fax to chambers at (253)882-3881. In addition to counsel, parties and representatives who have authority to settle are directed to be present in person. Settlement Conference set for 6/24/2008 at 9:00 AM in D Courtroom before Judge J. Kelley Arnold. by Judge J. Kelley Arnold. (AS) (Entered: 06/09/2008)
12/11/2008	<u>209</u>	NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Shelley Anne Williams for Defendants Western State Hospital, Patricia Terry, WA State of, Gary Locke, Department of Social &Health Services State of Washington, Lyle Quasim, Division of Developmental Disability of the Washington State Department of Social and Health Services, Timothy Brown, Mental Health Division of the Washington State Department of Social and Health Services, Jann Hoppler, Office of Financial Management of the State of Washington, Richard Thompson. (Williams, Shelley) (Entered: 12/11/2008)
08/11/2009	<u>210</u>	STIPULATION AND PROPOSED AGREED ORDER OF DISMISSAL by parties. (Dee, Edward) (Entered: 08/11/2009)
08/14/2009	<u>211</u>	ORDER on STIPULATION re <u>210</u> DISMISSING this matter without prejudice, signed by Judge Ronald B. Leighton. (DN) (Entered: 08/14/2009)