

Honorable John C. Coughenour

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

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

WASHINGTON STATE REPUBLICAN  
PARTY, et al.,

Plaintiffs,

WASHINGTON DEMOCRATIC  
CENTRAL COMMITTEE, et al.,

Plaintiff Intervenors,

LIBERTARIAN PARTY OF  
WASHINGTON STATE, et al.,

Plaintiff Intervenors,

v.

STATE OF WASHINGTON, et al.,

Defendant Intervenors,

WASHINGTON STATE GRANGE,

Defendant Intervenors.

NO. CV05-0927-JCC

STIPULATION AND AGREED ORDER  
EXTENDING TIME TO COMPLETE  
EXPERT DISCOVERY

1 The Washington State Republican Party and Plaintiff-Intervenors and the State of  
2 Washington and Defendant-Intervenors, by and through their respective counsel of record,  
3 stipulate and agree as follows:

4 **STIPULATION**

5 1. The parties have been engaged in documentary and deposition discovery.

6 2. The parties have agreed to extend the time needed to complete discovery from  
7 expert witnesses until September 10, 2010, in order to accommodate conflicting schedules for  
8 witnesses and counsel.

9 3. Previously, this Court moved the trial date November 15, 2010. However, the  
10 scheduling order did not change the due date for trial briefs, which would now be due  
11 approximately six weeks before trial.

12 4. The parties believe it is in the interest of the Court, as well as the parties, that trial  
13 briefs be due on the date that would normally control, the Thursday before trial.

14 5. This Court has the authority and discretion to grant this stipulated order pursuant  
15 to, *inter alia*, Fed. R. Civ. P. 16.

16 **ORDER**

17 THIS MATTER having come on duly and regularly before the undersigned Judge of the  
18 above-entitled Court, the parties having reached an agreement and stipulation as set forth above,  
19 and the Court being fully apprised of the premises, NOW THEREORE,

20 IT IS HEREBY ORDERED that expert discovery in this matter be completed no later  
21 than September 10, 2010.

22 IT IS FURTHER ORDERED that trial briefs in this matter shall be due November 11,  
23 2010.

1 IT IS FURTHER ORDERED that the foregoing shall have no effect on the deadline for  
2 filing of dispositive motions.

3 THE CLERK shall adjust the CM/ECF Docket Sheet accordingly, and give notice of this  
4 stipulation and agreed order to all counsel of record.

5 DONE IN OPEN COURT this \_\_\_\_\_ day August, 2010.

6  
7  
8 \_\_\_\_\_  
Judge John C. Coughenour

9 Approved:

10 **PLAINTIFFS:**

11 By: s/John J. White, Jr.  
12 John J. White, Jr., WSBA #13682  
13 Kevin B. Hansen, WSBA #28349  
LIVENGOOD, FITZGERALD & ALSKOG, PLLC  
Attorneys for Plaintiffs

14 **PLAINTIFFS IN INTERVENTION:**

15 By: s/David T. McDonald – electronic or telephonic approval  
16 David T. McDonald, WSBA #5260  
17 Emily D. Throop, WSBA #42199  
K&L GATES LLP  
Attorneys for Plaintiffs in Intervention,  
18 Washington State Democratic Committee, *et al.*

19 By: s/Orrin Leigh Grover – electronic or telephonic approval  
20 Orrin Leigh Grover, OSB #78010  
21 Orrin L. Grover, Esq.  
Appearing *Pro Hac Vice*  
Attorney for Plaintiffs in Intervention,  
22 Libertarian LP of Washington State, Ruth Bennett,  
and J. S. Mills

1 **DEFENDANTS IN INTERVENTION:**

2 ROBERT M. McKENNA  
3 Attorney General

4 By: s/James K. Pharris - electronic or telephonic approval  
5 James K. Pharris, WSBA #5313  
6 Jeffrey T. Even, WSBA #20367  
7 Allyson Zipp, WSBA #38076  
8 Deputy Solicitors General  
9 Attorneys for Defendant Intervenors,  
10 State of Washington, *et al.*

11 By: s/Thomas F. Ahearne – electronic or telephonic approval  
12 Thomas F. Ahearne, WSBA #14844  
13 FOSTER PEPPER PLLC  
14 Attorneys for Defendant Intervenor,  
15 Washington State Grange

16  
17  
18  
19  
20  
21  
22  
23  
24  
25

STIPULATION AND AGREED ORDER  
EXTENDING TIME TO COMPLETE  
DISCOVERY - 4

LIVENGOOD, FITZGERALD & ALSKOG  
121 THIRD AVENUE  
P.O. BOX 908  
KIRKLAND, WASHINGTON 98083-0908  
PHONE: (425) 822-9281 FAX: (425) 828-0908