

**PAUKERT & TROPPEMAN, PLLC**  
Andrew S. Biviano, WSBA #38086  
522 West Riverside Avenue, Suite 560  
Spokane, WA 99201  
(509) 232-7760

**DISABILITY RIGHTS WASHINGTON**  
David Carlson, WSBA #35767  
Emily Cooper, WSBA #34406  
315 Fifth Avenue South, Suite 850  
Seattle, WA 98104  
(206) 324-1521

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

KETEMA ROSS; DANIEL GAUTIER;  
JESUS MARTINEZ; B.T., J.G., B.Y.; and  
DISABILITY RIGHTS WASHINGTON, a  
nonprofit membership organization for the  
federally mandated Protection and Advocacy  
Systems,

Plaintiffs,

vs.

PATRICIA LASHWAY, in her official  
capacity as Secretary of Washington  
Department of Social and Health Services;  
and WASHINGTON STATE  
DEPARTMENT  
OF SOCIAL AND HEALTH SERVICES,

Defendants.

)  
) NO. 2:14-cv-00130-TOR  
)  
)  
) STIPULATION AND JOINT  
) MOTION TO APPROVE  
) SETTLEMENT AND  
) ADMINISTRATIVELY CLOSE  
) CASE

) Hearing Date:  
) September 6, 2016  
) Without Oral Argument

**STIPULATION**

1  
2 The parties, through their counsel, respectfully present the Court with the  
3 attached Settlement Agreement (“Agreement”) entered into by all parties and ask  
4 the Court to approve the Agreement, incorporate it into the attached Proposed  
5 Order, and administratively close this case.  
6

7 The Agreement requires current and future actions by the Defendants to  
8 improve the treatment and release planning of Plaintiffs and all similarly situated  
9 patients at the state hospitals, compliance monitoring between the parties, payment  
10 of Plaintiffs’ attorney fees and costs, and certification of compliance. The parties  
11 therefore ask the Court to incorporate the Agreement into an Order and retain  
12 jurisdiction over the matter in the event that any party needs to turn to the Court to  
13 enforce the Agreement.  
14

15 Because the parties do not anticipate that Court intervention will be needed  
16 during the compliance period specified in the agreement, they suggest that the case  
17 be administratively closed at this time but able to be reopened if necessary. In the  
18 alternative, the parties are also amenable to the case remaining open, with status  
19 conferences with the Court taking place every six (6) months, or as the Court feels  
20 necessary. At the end of the monitoring period and satisfaction of the exit criteria  
21  
22

1 set forth in the Agreement, the parties will file a joint stipulation for final dismissal  
2 of this case with prejudice.

3 Stipulated and jointly presented this 5th day of August, 2016 by:

4 PAUKERT & TROPPMANN, PLLC

5  
6 by: s/ Andrew S. Biviano  
7 Andrew S. Biviano, WSBA #38086  
8 926 W. Sprague Avenue, Suite 680  
9 Spokane, WA 99201

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DISABILITY RIGHTS WASHINGTON  
David Carlson, WSBA #35767  
Emily Cooper, WSBA #34406  
315 Fifth Avenue South, Suite 850  
Seattle, WA 98104

*Attorneys for Plaintiffs*

ROBERT W. FERGUSON  
Attorney General

By s/Robert Antanaitis  
Sarah J. Coats, WSBA #20333  
Robert A. Antanaitis, WSBA #31071  
Craig Mingay, WSBA #45106  
Gregory Ziser, WSBA #43103  
Assistant Attorneys General  
P.O. Box 40124  
Olympia, WA 98504-0124

*Attorneys for Defendants*

STIPULATION AND JOINT MOTION TO APPROVE  
SETTLEMENT AND ADMINISTRATIVELY CLOSE  
CASE: 3

LAW OFFICES  
**PAUKERT & TROPPMANN, PLLC**  
522 W. RIVERSIDE AVENUE  
SUITE 560  
SPOKANE, WA 99201  
(509) 232-7760

**CERTIFICATE OF SERVICE**

I, Andrew S. Biviano, hereby certify that on August 5, 2016, I caused to be electronically filed the foregoing document with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following:

Sarah J. Coats	SarahC@atg.wa.gov
Robert A. Antanaitis	Robert A1@atg.wa.gov
Craig B. Mingay	CraigM1@atg.wa.gov
Greg K. Ziser	GregoryZ1@atg.wa.gov
	stacyo@atg.wa.gov
	DorothyS1@atg.wa.gov
	KathrynS1@atg.wa.gov
	JeffreyN2@atg.wa.gov
	BeverlyC@atg.wa.gov

David R. Carlson	davidc@dr-wa.org
	monar@dr-wa.org

Emily Cooper	emilyc@dr-wa.org
	monar@dr-wa.org

DATED this 5th day of August, 2016, at Spokane, Washington.

PAUKERT & TROPPMANN, PLLC

By: s/ Andrew S. Biviano  
ANDREW S. BIVIANO, WSBA #38086  
[andrewbiviano@me.com](mailto:andrewbiviano@me.com)  
522 W. Riverside Avenue, Suite 560  
Spokane, WA 99201  
Telephone: (509) 232-7760

*Attorney for Plaintiff*