

The Honorable Robert S. Lasnik

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

SUSAN SOTO PALMER, et al.,

Plaintiffs,

v.

STEVEN HOBBS, in his official capacity
as Secretary of State of Washington, and
the STATE OF WASHINGTON,

Defendants,

and

JOSE TREVINO, ISMAEL G. CAMPOS,
and State Representative ALEX YBARRA,

Intervenor-Defendants.

NO. 3:22-cv-5035-RSL

STATEMENT OF DEFENDANT
STATE OF WASHINGTON RE:
PLAINTIFFS' BRIEF IN
RESPONSE TO REQUEST FOR
THREE-JUDGE COURT

Although the State of Washington does not currently take a position on Plaintiffs' Motion to Bifurcate (Dkt. 105), the State agrees with Plaintiffs that this Court should defer ruling on Intervenor's request for a three-judge panel pending resolution of Plaintiffs' motion. Whether a three-judge panel is appropriate in this case turns principally on whether Intervenor-Defendants are allowed to proceed with their cross-claim. Accordingly, the State respectfully submits that it makes sense to decide that issue first, before proceeding to the appointment of a three-judge panel.

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

DATED this 14th day of November, 2022, at Seattle, Washington.

ROBERT W. FERGUSON
Attorney General

s/ Andrew R. W. Hughes
ANDREW R. W. HUGHES, WSBA No. 49515
CRISTINA SEPE, WSBA No. 53609
ERICA R. FRANKLIN, WSBA No. 43477
Assistant Attorneys General
800 Fifth Avenue, Suite 2000
Seattle, WA 98104
(206) 464-7744
andrew.hughes@atg.wa.gov
cristina.sepe@atg.wa.gov
erica.franklin@atg.wa.gov
Attorneys for Defendant State of Washington

RETRIEVED FROM DEMOCRACYDOCKET.COM

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

DECLARATION OF SERVICE

I hereby declare that on this day I caused the foregoing document to be electronically filed with the Clerk of the Court using the Court’s CM/ECF System which will serve a copy of this document upon all counsel of record.

DATED this 14th day of November 2022, at Seattle, Washington.

s/ Andrew R.W. Hughes
ANDREW R.W. HUGHES, WSBA No. 49515
Assistant Attorney General

RETRIEVED FROM DEMOCRACYDOCKET.COM