

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, et al.,

Defendants,

and

JOSE TREVINO et al.,

Intervenor-Defendants.

Case No.: 3:22-cv-5035-RSL

**INTERVENOR-DEFENDANTS'
NOTICE OF MOTION FOR STAY
BASED ON CONSTRUCTIVE DENIAL**

Intervenor-Defendants respectfully provide notice that they intend to move for a stay pending appeal of this Court's March 15 order in the Ninth Circuit on Monday, March 18. Intervenor-Defendants made an oral motion for such a stay at the hearing on February 9, 2024. Although this Court's order today does not address that request specifically, Intervenor-Defendants view the order as constructively denying that request for stay pending appeal. If this Court intended to leave open that issue, Intervenor-Defendants request that this Court clarify that the motion remains pending.

1 DATED this 15th day of March, 2024.

2 Respectfully submitted,

3 s/ Andrew R. Stokesbary

4 Andrew R. Stokesbary, WSBA No. 46097
5 CHALMERS, ADAMS, BACKER & KAUFMAN, LLC
6 701 Fifth Avenue, Suite 4200
7 Seattle, WA 98104
8 T: (206) 813-9322
9 dstokesbary@chalmersadams.com

10 Jason B. Torchinsky (admitted pro hac vice)
11 Phillip M. Gordon (admitted pro hac vice)
12 Andrew B. Pardue (admitted pro hac vice)
13 Caleb Acker (admitted pro hac vice)

14 HOLTZMAN VOGEL BARAN
15 TORCHINSKY & JOSEFIK PLLC
16 15405 John Marshall Hwy
17 Haymarket, VA 20169
18 T: (540) 341-8808
19 jtorchinsky@holtzmanvogel.com
20 pgordon@holtzmanvogel.com
21 apardue@holtzmanvogel.com
22 cacker@holtzmanvogel.com

23 Dallin B. Holt (admitted pro hac vice)
24 Brennan A.R. Bowen (admitted pro hac vice)
25 HOLTZMAN VOGEL BARAN
26 TORCHINSKY & JOSEFIK PLLC
27 Esplanade Tower IV
2575 East Camelback Rd
Suite 860
Phoenix, AZ 85016
T: (540) 341-8808
dholt@holtzmanvogel.com
bbowen@holtzmanvogel.com

Counsel for Intervenor-Defendants

I certify that this memorandum contains 88 words, in compliance with the Local Civil Rules.

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

CERTIFICATE OF SERVICE

I hereby certify that on this day I electronically filed the foregoing document with the Clerk of the Court of the United States District Court for the Western District of Washington through the Court’s CM/ECF System, which will serve a copy of this document upon all counsel of record.

DATED this 15th day of March, 2024.

Respectfully submitted,

s/ Andrew R. Stokesbary _____
Andrew R. Stokesbary, WSBA No. 46097

Counsel for Intervenor-Defendants

RETRIEVED FROM DEMOCRACYDOCKET.COM