

The Honorable Julie Spector
Noting Date: STIPULATED
Without Oral Argument

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

THE FAMILY OF DAMARIUS BUTTS,
by and through his mother, Ann Butts,

Plaintiff,

v.

DOW CONSTANTINE, in his official
capacity as King County Executive,
MICHAEL SPEARMAN, in his official
capacity as King County Inquest
Administrator,

Defendants.

No. 20-2-01420-6 SEA

~~PROPOSED~~ AGREED ORDER
GRANTING STAY OF ALL
INQUEST PROCEEDINGS

Consolidated Matters:

- No. 20-2-01455-9 SEA;
- No. 20-2-02220-9 SEA;
- No. 20-2-01420-6 SEA;
- No. 20-2-01413-3 SEA.



1 THIS MATTER HAVING COME ON regularly before the Court on a stipulated
2 request to stay inquest proceedings pending this Court's ruling on the petitions for
3 writs/declaratory judgment actions currently pending, the Court having considered the record
4 and file herein, and being fully advised of the premises,

5 IT IS HEREBY ORDERED THAT all pending inquest proceedings, set out below, are
6 stayed until such time as this Court fully and finally resolves these consolidated matters. No
7 action shall be taken in any of these matters, including but not limited to conducting pre-
8 inquest conferences, ordering discovery/interviews for an inquest, pre-inquest motions, or
9 inquest hearings.

10 The "pending" inquest proceedings are:

- 11 • Isaiah Obet 417IQ7199
- 12 • Damarius Butts 517IQ8013
- 13 • Charleena Lyles 517IQ9301
- 14 • Eugene Nelson 417IQ2075
- 15 • Curtis Tade 17IQ61739
- 16 • Robert Lightfeather 17IQ16588
- 17 • Le Tommy 417IQ9406 (assigned a number, not pending)

18 IT IS HEREBY FURTHER ORDERED THAT the following potential inquest
19 proceedings are likewise stayed until such time as this Court fully and finally resolves the
20 petitions for writs/declaratory judgment actions currently pending in these consolidated
21 matters: 1) matters which the Prosecuting Attorney has sent a letter to the Executive
22 recommending that an inquest be held; 2) officer involved death matters that have been
23 investigated but the Prosecuting Attorney has not yet sent a letter to the Executive
24 recommending that an inquest be held; and, 3) future officer involved deaths for which the
25 Prosecuting Attorney could send a letter to the Executive recommending that an inquest be
26 held, and the Executive could direct that an inquest be held during the pendency of this
27

1 litigation. No action shall be taken in any of these matters, including but not limited to the
2 Executive forwarding a letter to any court/requesting jurors to commence an inquest,
3 conducting pre-inquest conferences, ordering discovery/interviews for an inquest, pre-inquest
4 motions, or inquest hearings.

5 The above orders shall not impact the ability of law enforcement agencies to
6 investigate officer involved deaths, the Prosecuting Attorney's ability to make
7 recommendations to the County Executive regarding the decision to hold an inquest, or the
8 Executive's ability to decide to hold an inquest upon termination of the stay or to speak
9 publicly about such decision while this stay is in effect.

10 IT IS HEREBY FURTHER ORDERED THAT no time that elapses from the entry of
11 this order staying the pending proceedings challenging the Executive Order until the Superior
12 Court fully and finally resolves the consolidated challenges to the Executive Order shall count
13 against the time calculated under RCW 36.24.020.

14
15 **DONE IN OPEN COURT** this 19 day of March 2020.

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17 
18 _____
Honorable Julie Spector

19 Presented by:

20 KEATING, BUCKLIN & McCORMACK, INC., P.S.

21
22 By: /s/ Stewart A. Estes
23 Stewart A. Estes, WSBA #15535
24 Attorneys for Intervenors City of Auburn, City
25 of Kent, City of Renton
Special Deputy Prosecuting Attorney for King
County Sheriff's Office

26 //
27 //

1 CHRISTIE LAW GROUP, PLLC

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3 /s/ Thomas P. Miller
4 Thomas P. Miller, WSBA # 34473
5 Attorneys for Intervenor City of Federal Way

6

7 **Approved as to form; Notice of presentation waived:**

8

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10 /s/ Ghazal Sharifi
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KING COUNTY PROSECUTING ATTORNEY

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16 /s/ Thomas Kuffel
17 Thomas Kuffel, WSBA # 20118
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19 Attorneys for Defendants King County Executive, Dow Constantine
20 and Inquest Administrator Michael Spearman

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24 /s/ Ted Buck
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26 Evan Bariault, WSBA #42867
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30 /s/ Ted Buck
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34 Attorneys for the Intervenor Police Officers

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1 **DECLARATION OF SERVICE**

2 I declare under penalty of perjury under the laws of the State of Washington that on
3 the below date, a true and correct copy of the foregoing document was served upon the parties
4 listed below via the method indicated:

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DATED this 18th day of March, 2020, at Seattle, Washington.



Teresa A. Caceres, Legal Assistant