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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

SARAH BRADBURN, PEARL
CHERRINGTON, CHARLES HEINLEN,
and the SECOND AMENDMENT
FOUNDATION,

NO. CV-06-0327-EFS

Plaintiffs,

**CERTIFICATION FROM UNITED
STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF WASHINGTON**

v.

NORTH CENTRAL REGIONAL
LIBRARY DISTRICT,

Defendant.

On April 23, 2008, the Court determined that certification to the Washington Supreme Court is necessary. Therefore, for the reasons set forth in the Court's Order Granting and Denying In Part Defendant's Motion for Certification and Holding in Abeyance the Motions for Summary Judgment (Ct. Rec. 96), the Court respectfully requests that, pursuant to RCW 2.60.020, the Washington Supreme Court provide guidance on the following issue:

Whether a public library, consistent with Article 1, § 5 of the Washington Constitution, may filter Internet access for all patrons without disabling Web sites containing constitutionally-protected speech upon the request of an adult library patron.

1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. This issue shall be certified to the Washington Supreme Court for
3 decision.

4 2. The above-captioned case is **STAYED** upon further order of this
5 Court following the Washington Supreme Court's decision on the issue
6 certified.

7 3. Pursuant to Washington Rule of Appellate Procedure 16.16(e)(1),
8 Defendants shall file the first brief within thirty (30) days after the
9 record is filed with the Supreme Court.

10 **IT IS SO ORDERED.** The District Court Executive is directed to enter
11 this Order and provide a copy to counsel.

12 **DATED** this 30th day of September 2008.

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S/ Edward F. Shea

EDWARD F. SHEA
United States District Judge

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