

1  
2  
3  
4  
5  
6  
7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

CASE NO. C12-1282JLR

11 Plaintiff,

ORDER

12 v.

13 CITY OF SEATTLE,

14 Defendant.

15 On September 29, 2017, Defendant City of Seattle (“the City”) filed a motion  
16 asking the court to declare the City to be in full and effective compliance with the  
17 Consent Decree. (Mot. (Dkt. # 419).) On October 13, 2017, both Plaintiff United States  
18 of America (“the Government”) and Amicus Curiae Community Police Commission  
19 (“CPC”) filed responses to the City’s motion. (US Resp. (Dkt. # 422); CPC Resp. (Dkt.  
20 # 421).)

21 Since that time, two events occurred. First, it is the court’s understanding based  
22 on news reports that on Monday, November 13, 2017, the Seattle City Council approved

1 a new contract between the Seattle Police Department (“SPD”) and the Seattle Police  
2 Management Association (“SPMA”) and that this contract contains a provision for  
3 arbitration that may have an impact on the police accountability ordinance. Second, it is  
4 the court’s understanding based on news reports that on Tuesday, November 14, 2017,  
5 SPD’s Force Review Board (“FRB”) found, by a unanimous vote, the fatal shooting of  
6 Ms. Charleena Lyles to be reasonable, proportional, and within SPD policy.<sup>1</sup>

7 Prior to ruling on the City’s motion, the court seeks additional information  
8 concerning these two events, including whether the court’s understanding of these events  
9 is accurate and what, if any, impact these two events should have on the court’s  
10 consideration of the City’s motion. Toward that end, the court ORDERS the parties to  
11 submit additional briefing concerning these issues. The court further ORDERS the  
12 parties to submit simultaneous memoranda no later than Friday, December 8, 2017, and  
13 to limit their memoranda to no more than 10 pages each. The court also PERMITS the  
14 CPC to submit an additional memorandum on these issues as well, subject to the same

15 //

16 //

17 //

18 //

19 //

20 //

---

21 <sup>1</sup> The court believes that the FRB will be issuing a written report of its determination in  
22 the near future. The court directs the parties to file a copy of the FRB’s report with the court  
when the report becomes available.

1 timeline and page limits that are applicable to the parties. Finally, the court DIRECTS  
2 the Clerk to renote the City's motion (Dkt. # 419) for December 8, 2017.

3 Dated this 20th day of November, 2017.

4  
5 

6 JAMES L. ROBART  
7 United States District Judge  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22