

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

CASSIE CORDELL TRUEBLOOD, et al.,

Plaintiffs,

V.

WASHINGTON STATE  
DEPARTMENT OF SOCIAL AND  
HEALTH SERVICES, et al.,

## Defendants.

CASE NO. C14-1178 MJP

ORDER ON REQUEST FOR  
ADDITIONAL CLARIFICATION  
AND GUIDANCE

In response to Defendants' Request for Additional Clarification and Guidance from the (Dkt. No. 397), and having considered Plaintiffs' Response (Dkt. No. 402) and consulted the parties at the April 18, 2017 status hearing, the Court issues the following additional clarification and guidance:

Defendants are ordered to prepare (1) a “step-down plan” outlining their proposal to create, either in the state hospitals or other suitably therapeutic environment, bed space for class members outside of the Yakima and Maple Lane facilities; and (2) a time table for the transfer of

1 the class members staged to begin upon the notification of the outcome of the federal site  
2 evaluation (e.g., "Notification + 10 days: Transfer of class members begins"). If the outcome of  
3 the federal site evaluation is a continuation of the review process, Defendants will produce  
4 documentation that moving class members into the hospitals would violate the requirements of  
5 the continued review process. Defendants' proposal is to be submitted to the Plaintiffs and the  
6 Court Monitor by no later than **May 12, 2017**, and should cover the Defendants' proposed  
7 response to all three eventualities presented by the pending CMS review of Western State  
8 Hospital (i.e., the facility is certified, the facility is not certified, or the certification process is  
9 extended for a period of time).

10 Plaintiffs and the Court Monitor are ordered to submit their comments to Defendants by  
11 no later than **May 19, 2017**.

12 By **June 2, 2017**, the parties are ordered to file with the Court their agreed-upon plans (as  
13 outlined above) or a unified document representing their areas of agreement and their areas of  
14 disagreement. (The Court Monitor may submit additional comments separately, as she sees fit.)

15 The plans will be discussed at the next status hearing, scheduled for **June 5, 2017, 9:00**  
16 **a.m.**

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18 The clerk is ordered to provide copies of this order to all counsel.

19 Dated: April 19, 2017.

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Marsha J. Pechman  
United States District Judge