

CHRISTENSEN JAMES & MARTIN
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

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TRUSTEES OF THE EMPLOYEE
PAINTERS' TRUST; TRUSTEES OF THE
OREGON AND SOUTHWEST
WASHINGTON PAINTERS PENSION
TRUST FUND; TRUSTEES OF THE WALL
AND CEILING INDUSTRY PROMOTION
FUND OF OREGON AND SOUTHWEST
WASHINGTON; TRUSTEES OF THE
OREGON AND SOUTHWEST
WASHINGTON DRYWALL
APPRENTICESHIP AND TRAINING TRUST
FUND; and INTERNATIONAL UNION OF
PAINTERS AND ALLIED TRADES
DISTRICT COUNCIL NO. 5,

Plaintiffs,

vs.

ACOUSTICAL TILE SYSTEMS, INC., an
Oregon corporation; DEVIN E. PRIAULX,
individually; JAMIE PRIAULX, individually;
DOES I-X, inclusive; ROE ENTITIES I-X,
inclusive,

Defendants.

) CASE NO.: 2:17-cv-00993-RSL
)
) **STIPULATION AND ORDER TO**
) **CHANGE VENUE TO UNITED**
) **STATES DISTRICT COURT,**
) **DISTRICT OF OREGON; FILE A**
) **SECOND AMENDED COMPLAINT;**
) **AND ACCEPT SERVICE OF THE**
) **SECOND AMENDED COMPLAINT**

Stipulation and Order

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THE URBAN LAW FIRM
AND
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The Plaintiffs, Trustees of the Employee Painters’ Trust, Trustees of the Oregon and Southwest Washington Painters Pension Trust Fund, Trustees of the Wall and Ceiling Industry Promotion Fund of Oregon and Southwest Washington, Trustees of The Oregon and Southwest Washington Drywall Apprenticeship and Training Trust Fund, and International Union of Painters and Allied Trades District Council No. 5 (hereafter collectively “Plaintiffs”), acting by and through their Counsel, Christensen James & Martin and The Urban Law Firm, and the Defendants, Acoustical Tile Systems, Inc., Devin E. Priaulx and Jamie Priaulx (hereafter collectively “Defendants”), acting by and through their Counsel, Rick VanCleave, Esq., stipulate and agree as follows:

1. On June 30, 2017, the Plaintiffs filed their Summons and Complaint against the Defendants in the United States District Court, Western District of Washington at Seattle [ECF No. 1]. On July 21st and July 24th, 2017, Defendants were effectively served with the Summons and Complaint [ECF Nos. 5 and 6].
2. On July 28, 2017, the Plaintiffs filed their First Amended Complaint [ECF No. 7].
3. The Plaintiffs would now like to amend the First Amended Complaint to change the date of the audit period to reflect the correct date of such. As such, this is the proposed change made to the Amended Complaint:

- a. Paragraph 15: “Acoustical submitted to a payroll and compliance audit for the time period of July 1, 2012 through June 30, 2013, to evaluate and determine the work performed and obligations due to the Trusts (“Audit”).” **Proposed change:** “Acoustical submitted to a payroll and compliance audit for the time period of

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4. This case shall be transferred to the United States District Court, District of Oregon,
within fourteen (14) days of the date of this Court's Order.

Dated this 11th day of September, 2017.

VAN CLEAVE & COBRAIN, PC

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ORDER

IT IS SO ORDERED.

Dated this 21st day of September, 2017.

Mt S Casnik
United States District Judge ~~[or United States Magistrate Judge]~~

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