

Judge Thomas S. Zilly
Jury Trial Date: June 3, 2019

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IN THE U.S. DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BAO XUYEN LE, INDIVIDUALLY, and
as the Court appointed PERSONAL
REPRESENTATIVE OF THE ESTATE
OF TOMMY LE, HOAI "SUNNY" LE,
Tommy Le's Father, DIEU HO, Tommy
Le's Mother, UYEN LE and BAO XUYEN
LE, Tommy Le's Aunts, KIM TUYET LE,
Tommy Le's Grandmother, and QUOC
NGUYEN, TAM NGUYEN, DUNG
NGUYEN, JULIA NGUYEN AND
JEFFERSON NGUYEN, Tommy Le's
Siblings,

Plaintiffs,

v.

JOHN URQUHART, the former KING
COUNTY SHERIFF, MARTIN LUTHER
KING JR. COUNTY as sub-division of the
STATE of WASHINGTON, KING
COUNTY SHERIFF'S OFFICE, and KING
COUNTY DEPUTY SHERIFF CESAR
MOLINA.

Defendants.

NO. 2:cv-18-00055 TSZ

**STIPULATION AND ORDER TO AMEND
COMPLAINT**

**STIPULATION AND ORDER TO AMEND
COMPLAINT - 1**
NO. 2:cv-18-00055

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1 **STIPULATION**

2 The undersigned counsel for the above-named Plaintiffs and Defendants to this action
3 request the Court to confirm and order the following stipulation:

4 1. That Plaintiffs may amend their complaint to conform to the attached Exhibit A:
5 PLAINTIFFS’ SECOND AMENDED COMPLAINT FOR DAMAGES FOR VIOLATION OF
6 CIVIL RIGHTS (42 U.S.C. § 1983) AND UNDER WASHINGTON STATE LAW: TORTS OF
7 WRONGFUL DEATH (RCW 4.20.020) & SURVIVAL ACTION (RCW 4.20.0600,
8 NEGLIGENCE, NEGLIGENT TRAINING AND TORT OF AND OUTRAGE (Second Amended
9 Complaint).

10 2. That the Second Amended Complaint removes as parties John Urquhart, Dow
11 Constantine, and the King County Sheriff’s Office.

12 3. That Cesar Molina’s name is corrected from “Caesar” to its proper form “Cesar.”

13 4. That paragraph 52 of the Second Amended Complaint adds the words: “(for
14 example a physical take down)”.

15 5. The word “decent” is replaced with the correct word “descent” in paragraph 92.

16 6. The word “plaintiff” is added to paragraph 110 for clarity.

17 7. The words “loss of the respect of the Vietnamese community, and extreme shame
18 from these alleged actions of an armed Tommy Le” are added to paragraph 111.

19 8. Paragraph 119 is deleted leaving a place holder “X” to maintain the same
20 numbering sequence of following paragraphs.

21 9. New paragraphs 125 and 126 are added by Plaintiffs regarding the allegations of
22 “shame,” and “loss of honor.”

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2 DATED this 22nd day of May, 2018.
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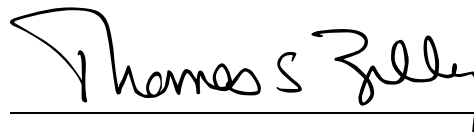
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12 **ORDER**

13 Pursuant to the stipulation of the parties, docket no. 25, Plaintiffs are granted
14 leave to amend their complaint. Plaintiffs shall electronically file their Second Amended
15 Complaint within seven (7) days of the date of this Order.

16 IT IS SO ORDERED.

17 Dated this 29th day of May, 2018.

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19 Thomas S. Zilly
20 United States District Judge