

Hon. Michelle L. Peterson

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

JAMES and SHAYLEE MEDICRAFT,
husband and wife and the marital
community thereof, themselves and on
behalf of their minor children: J.M.,
A.M., E.M., M.M. and N.M.,

Plaintiffs,

v.

THE STATE OF WASHINGTON; *et al.*,
Defendants.

NO. C21-1263-JCC-MLP

**STIPULATION AND ORDER
FOR DEFENDANTS STATE OF
WASHINGTON ET AL TO FILE
SECOND AMENDED ANSWER
TO PLAINTIFF'S SECOND
AMENDED COMPLAINT**

The Plaintiffs and the Defendants: the State of Washington, Department of Children Youth and Families (DCYF); Tanessa Sanchez and John Doe Sanchez, husband and wife and the marital community thereof; Tabitha Culp and John Doe Culp, husband and wife and the marital community thereof; Elizabeth Sterbick And John Doe Sterbick, husband and wife and the marital community thereof; Tabitha Pomeroy and John Doe Pomeroy, husband and wife and the marital community thereof; Ross Hunter and Jane Doe Hunter, husband and wife and the marital community thereof; Bonnie White and John Doe White, husband and wife and the marital community thereof; ("Defendants") through their respective counsel of record, hereby agree and

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ATTORNEY GENERAL OF
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(360) 586-6300

1 stipulate that these Defendants are granted leave to amend Defendants' First Amended Answer to
 2 Plaintiffs' Second Amended Complaint for Damages and Affirmative Defenses. The parties have
 3 meet and conferred regarding the affirmative defenses in Defendant's First Amended Answer and
 4 are in agreement that leave to amend Defendant's First Amended Answer to Plaintiffs' Second
 5 Amended Complaint for Damages and Affirmative Defenses should be granted. In accordance
 6 with LCR 15, attached as Exhibit A is Defendants' proposed Second Amended Answer to
 7 Plaintiffs' Second Amended Complaint for Damages and Affirmative Defenses. Should the Court
 8 grant leave for the Defendants to file the amended pleading attached as Exhibit A.

9 Plaintiffs reserve all rights, including the right to move to strike pursuant to FRCP 12(f)
 10 after review of the amended pleadings contemplated herein.

11 The parties, as evidenced by the electronic signatures below, are in agreement to this
 12 leave to amend Defendants' First Amended Answer to Plaintiffs' Second Amended Complaint for
 13 Damages and Affirmative Defenses.

14 DATED this 6th day of May, 2022.

16 ROBERT W. FERGUSON
 17 Attorney General

ROBERT W. FERGUSON
 Attorney General

18 /s/ Peter Kay
 19 PETER KAY,
 Attorney for Defendant
 20 WSBA No. 31246
 Assistant Attorney General
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 21 Division
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 22 Tumwater, WA 98504

/s/Madison
Burke
 MADISON BURKE,
 Attorney for Defendant
 23 WSBA No. 51250
 Assistant Attorney General
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/s/Nathan J. Arnold

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ORDER

The parties having so stipulated for leave to amend under FRCP 15 and LCR 15, and the Court finding good cause for entry hereof, now therefore, it is hereby:

ORDERED that leave is granted for the Defendants to amend Defendants' First Amended Answer to Plaintiffs' Second Amended Complaint for Damages and Affirmative Defenses and to file Defendants' proposed Second Amended Answer to Plaintiffs' Second Amended Complaint for Damages and Affirmative Defense with the Court. Plaintiffs reserve all rights, including the right to move to strike pursuant to FRCP 12(f) after review of the filed amended pleading.

Dated this 9th day of May, 2022.



MICHELLE L. PETERSON
United States Magistrate Judge