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

UNITED STATES OF AMERICA,

 Plaintiff,

 v.

TAMMY BLAKEY et al.,

 Defendants.

No. 2:23-cv-01910-RSM

**ORDER
STAYING LITIGATION**

ORDER STAYING LITIGATION

WHEREAS, the Parties have engaged in productive settlement negotiations, and wish for those negotiations to continue;

WHEREAS, this case concerns alleged Clean Water Act violations for which settlement will require environmental restoration and mitigation;

WHEREAS, negotiating terms for environmental restoration and mitigation will require months to complete because the government’s agents must visit the site and prepare appropriate recommendations;

WHEREAS, the Parties wish to avoid the expense and burdens of litigation while negotiating a potential settlement, and have therefore entered into a stipulation with the request that the Court enter this order;

NOW THEREFORE, it is hereby ORDERED:

- 1 1. This case is stayed until August 9, 2024.
- 2 2. All discovery deadlines and obligations to propound or respond to discovery requests
- 3 (other than a site visit as described in Paragraph 5) are stayed until August 9, 2024.
- 4 3. All deadlines in the Court's March 21 Order are reset as follows:
 - 5 a. Disclosure of expert testimony - ~~July 31,~~ October 30, 2024
 - 6 b. Deadline for discovery motions - ~~August 30,~~ November 29, 2024
 - 7 c. Close of discovery - ~~September 30,~~ December 30, 2024
 - 8 d. Deadline for dispositive motions - ~~October 29, 2024~~ January 28, 2025
 - 9 e. Deadline for motions in limine - ~~December 30, 2024~~ March 31, 2025
 - 10 f. Deadline for agreed pretrial order- ~~January 15,~~ April 16, 2025
 - 11 g. Deadline for trial materials - ~~January 22,~~ April 23, 2025
 - 12 h. Trial (5-7 days) - ~~January 27,~~ April 28, 2025
- 13 4. The United States may unilaterally move to terminate the stay without Defendants'
- 14 consent, provided that the United States has provided 14 days' notice to Defendants
- 15 before moving to terminate.
- 16 5. Defendants shall cooperate fully with and not oppose any request by the United States
- 17 under Federal Rule of Civil Procedure 34(a)(2) for entry onto the Site referenced in the
- 18 Complaint, including any successive request following the initial site visit.
- 19 6. No later than August 2, 2024, either the United States shall lodge a proposed consent
- 20 decree, the Parties shall file a joint status report advising the Court of their settlement
- 21 efforts and proposing further proceedings, or the Parties shall move for an additional stay.
- 22

23 DATED this 4th day of June, 2024.

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25 RICARDO S. MARTINEZ
26 UNITED STATES DISTRICT JUDGE

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Presented to the Court and prepared as to form by:

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