

The Honorable Ronald B. Leighton

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

MAJOR MARGARET WITT,

Plaintiff,

vs.

UNITED STATES DEPARTMENT OF  
THE AIR FORCE; DONALD H.  
RUMSFELD, Secretary of Defense;  
MICHAEL W. WYNNE, Secretary of the  
Department of Air Force; and COLONEL  
MARY L. WALKER, Commander, 446<sup>th</sup>  
Aeromedical Evacuation Squadron,  
McChord AFB;

Defendants.

NO. C06-5195 JKA

PLAINTIFF'S RESPONSE TO  
DEFENDANTS' MOTION TO STAY  
DISCOVERY

Defendants have asked the Court to stay all discovery until the Court issues a decision on the defendants' pending motion. At the argument of that motion last Friday the Court indicated that it would issue a ruling on that motion within a few weeks. In

PLAINTIFF'S RESPONSE TO  
DEFENDANTS' MOTION TO STAY  
DISCOVERY – 1  
NO. C06-5195 JKA

**CARNEY  
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1 light of that indication, plaintiff will voluntarily agree not to conduct any discovery until  
2 the Court issues its ruling, thus making it unnecessary for the Court to formally issue a  
3 stay. In the alternative, if the Court would prefer to issue a stay of discovery pending  
4 issuance of a ruling on the motion to dismiss, plaintiff has no objection.

5 DATED this 3rd day of July, 2006.

6  
7 CARNEY BADLEY SPELLMAN, P.S.

8  
9 By s/ James E. Lobsenz

10 James E. Lobsenz, WSBA #8787  
11 On Behalf of the American Civil Liberties  
12 Union of Washington State  
13 Attorneys for Plaintiff  
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20 THE AMERICAN CIVIL LIBERTIES UNION –  
21 WASHINGTON STATE

By s/ Aaron Caplan

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PLAINTIFF'S RESPONSE TO  
DEFENDANTS' MOTION TO STAY  
DISCOVERY – 2  
NO. C06-5195 JKA

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CERTIFICATE OF SERVICE

I hereby certify that on July 6, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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Lily T. Laemmle

PLAINTIFF'S RESPONSE TO  
DEFENDANTS' MOTION TO STAY  
DISCOVERY – 3  
NO. C06-5195 JKA

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