

The Honorable MARSHA J. PECHMAN

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

CASSIE CORDELL TRUEBLOOD, next
friend of A.B., an incapacitated person, *et al.*,

Plaintiffs,

v.

WASHINGTON STATE DEPARTMENT OF
SOCIAL AND HEALTH SERVICES *et al.*,

Defendants.

NO. C14-1178 MJP

STIPULATED AGREEMENT
REGARDING USE OF THE
YAKIMA COMPETENCY
RESTORATION PROGRAM

NOTED FOR JUNE 29, 2016

On April 12, 2016, the Court granted in part Plaintiffs' Motion for Temporary Restraining Order regarding the Yakima Competency Restoration Program, and ordered that the Department must seal off the staircase so that it may not be used or accessed, and may only allow access to the staircase once it has been made safe for class members. Dkt. #216. The Department immediately sealed off access to the stairs, and began design and construction of the necessary modifications. Dkt. #224. The Temporary Restraining Order was subsequently extended twice, Dkt. #226; Dkt. #238 and partially terminated on May 20, 2016. Dkt. #246 (termination of TRO related to seclusion and restraint room). The remediation efforts for the stairway at the Yakima Competency Restoration Program have now been completed, and the stairway is now enclosed in a manner consistent with the Court's order. *See Attachment A* (photos of the renovated stairwell). The Parties have consulted with the Court Monitor,

Dr. Danna Mauch, and her expert, Dr. Andy Phillips, both of whom have reviewed the photos and visited the Yakima Competency Restoration Program on June 17, 2016, after construction of the stairwell renovations was completed. Both Dr. Mauch and Dr. Phillips agree that the construction is completed and that the Yakima Competency Restoration Program is safe for class members and Dr. Mauch said the same in testimony before this Court on June 22, 2016.

The Parties now jointly agree that the stairway at the Yakima Competency Restoration Program has been modified consistent with the Court's April 12 Order, and agree that the Department may freely use the stairway and the second floor of the Yakima Competency Restoration Facility.

RESPECTFULLY SUBMITTED this 29th day of June 2016.

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CERTIFICATE OF SERVICE

Beverly Cox, states and declares as follows:

I am a citizen of the United States of America and over the age of 18 years and I am competent to testify to the matters set forth herein. I hereby certify that on this 29th day of June 2016, I electronically filed the foregoing document 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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I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated this 29th day of June 2016, at Olympia, Washington.



Beverly Cox
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