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SUPERIOR COURT OF WASHINGTON FOR KITTITAS COUNTY

ROBERT YOUNG, et al.,

Case No. 05-2-00586-9

Plaintiffs,

STIPULATION AND [PROPOSED]
ORDER OF DISMISSAL OF ALL
CLAIMS

v.

CLE ELUM-ROSLYN SCHOOL DISTRICT
NO. 404,

Defendant.

I. STIPULATION

Plaintiffs Robert Young, Elizabeth Wise, Sierra Young, Mike Nevills, Kimberly Main, Chelsey Main and Robert Main and Defendant Cle Elum-Roslyn School District No. 404 hereby stipulate that all claims be dismissed in the above-entitled action without prejudice and without costs or fees to either party pursuant to Civil Rule 41(a)(1)(A). Plaintiffs brought this action to halt the Cle Elum-Roslyn School District No. 404's implementation of a policy of conducting suspicionless drug tests of students as a prerequisite to participating in the school district's extracurricular activities. On March 13, 2008, the Washington Supreme Court struck down an analogous program in *York v. Wahkiakum School District No. 200*, 163 Wn.2d 297 (2008), holding that the school district's policy allowing for random and suspicionless drug testing of student athletes violated the Washington State Constitution's prohibition against invasion of private affairs without authority of law. In light of the Washington Supreme Court's decision, the defendant in this case abolished the policy contested by plaintiffs.

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Because the challenged program has been rescinded, the parties stipulate to a dismissal of all claims under authority of Civil Rule 41(a)(1)(A).

Respectfully submitted,

HELLER EHRMAN LLP

Date: August 3, 2018

By [Signature]

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Attorneys for Plaintiffs

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By [Signature] ^{ON BEHALF OF} _{AMERICAN CIVIL LIBERTIES UNION OF WASHINGTON FOUNDATION} VIA EMAIL AUTHORIZATION

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II. ORDER

Based on the foregoing stipulation of the parties, IT IS ORDERED:

1. The above-captioned action is dismissed without prejudice.
2. No award of fees or costs shall be made to any party.

SCOTT R. SPARKS

Dated: August 11, 2009

Judge Scott R. Sparks

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