

THE HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BLACK LIVES MATTER SEATTLE-
KING COUNTY, ABIE EKENEZAR,
SHARON SAKAMOTO, MURACO
KYASHNA-TOCHA, ALEXANDER
WOLDEAB, NATHALIE GRAHAM,
AND ALEXANDRA CHEN,

Plaintiffs,

v.

CITY OF SEATTLE,

Defendant.

No. 2:20-cv-00887-RAJ

[PROPOSED] ORDER GRANTING
MOTION FOR TEMPORARY
RESTRAINING ORDER

NOTE ON MOTION CALENDAR:
June 9, 2020

This matter comes before the Court on the motion for a temporary restraining order filed by Plaintiffs Black Lives Matter Seattle-King County, Abie Ekenezar, Sharon Sakamoto, Muraco Kyashna-tochá, Alexander Woldeab, Nathalie Graham, and Alexander Chen (“Plaintiffs”). TRO Mot., ECF No. 6 (June 9, 2020). The Court, having thoroughly considered Plaintiffs’ motion and the declarations and exhibits filed in support of the motion, Defendant City of Seattle’s opposition (if any), the applicable law, the relevant portions of the record, and the arguments of counsel, GRANTS Plaintiffs’ motion for a temporary restraining order.

Plaintiffs have shown all four factors necessary for the issuance of a temporary restraining order: that Plaintiffs will suffer irreparable harm in the absence of a temporary

1 restraining order, Plaintiffs are likely to succeed on the merits of their First and Fourth
2 Amendment claims, the balance of equities tips in Plaintiffs' favor, and a temporary restraining
3 order is in the public interest. Accordingly, the Court enters the following order.

4 **ORDER**

5 Pursuant to Federal Rule of Civil Procedure 65 and Local Civil Rule 65, the Court
6 GRANTS Plaintiffs' motion for a temporary restraining order and temporarily ENJOINS the
7 City of Seattle as follows:

- 8 1. The City of Seattle, including the Seattle Police Department and any other officers,
9 departments, agencies, or organizations acting within the Seattle Police Department's
10 jurisdiction or under the Seattle Police Department's control (collectively, "the
11 City"), is hereby enjoined from deploying chemical weapons or projectiles of any
12 kind for the purpose of crowd control at protests or demonstrations. This injunction
13 includes prohibitions on: (1) any chemical irritant such as CS Gas ("tear gas") or OC
14 Spray ("pepper spray") and (2) any projectile such as flash-bang grenades, "pepper
15 balls," "blast balls," and rubber bullets.
- 16 2. Because this is a non-commercial case, the balance of hardships favors Plaintiffs, and
17 there is no realistic likelihood of harm to the City of Seattle from enjoining its
18 conduct, the Court waives the security bond requirement.
- 19 3. This Order will expire fourteen days after entry unless extended by the Court for good
20 cause. Fed. R. Civ. P. 65(b)(2).

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24 By: _____

25 HONORABLE RICHARD A. JONES
26 United States District Judge

1 Presented by:

2 By: s/ David A. Perez

3 David A. Perez, WSBA No. 43959

4 s/ Joseph M. McMillan

5 Joseph M. McMillan, WSBA No. 26527

6 s/ Mallory Gitt Webster

7 Mallory Gitt Webster, WSBA No. 50025

8 s/ Carolyn Gilbert

9 Carolyn Gilbert, WSBA No. 51285

10 s/ Nitika Arora

11 Nitika Arora, WSBA No. 54084

12 s/ Heath Hyatt

13 Heath Hyatt, WSBA No. 54141

14 s/ Paige L. Whidbee

15 Paige L. Whidbee, WSBA No. 55072

16 **Perkins Coie LLP**

17 1201 Third Avenue, Suite 4900

18 Seattle, WA 98101-3099

19 Telephone: 206.359.8000

20 Fax: 206.359.9000

21 E-mail: DPerez@perkinscoie.com

22 E-mail: JMcMillan@perkinscoie.com

23 E-mail: MWebster@perkinscoie.com

24 E-mail: CGilbert@perkinscoie.com

25 E-mail: NArora@perkinscoie.com

26 E-mail: HHyatt@perkinscoie.com

E-mail: PWhidbee@perkinscoie.com

17 By: s/ Molly Tack-Hooper

18 Molly Tack-Hooper, WSBA No. 56356

19 s/ Nancy L. Talner

20 Nancy L. Talner, WSBA No. 11196

21 s/ Lisa Nowlin

22 Lisa Nowlin, WSBA No. 51512

23 s/ Breanne Schuster

24 Breanne Schuster, WSBA No. 49993

25 s/ John Midgley

26 John Midgley, WSBA No. 6511

**American Civil Liberties Union of
Washington Foundation**

P.O. Box 2728

Seattle, WA 98111

Telephone: (206) 624-2184

E-mail: mtackhooper@aclu-wa.org

E-mail: talner@aclu-wa.org

E-mail: lnowlin@aclu-wa.org

E-mail: bschuster@aclu-wa.org

E-mail: jmidgley@aclu-wa.org

[PROPOSED] ORDER GRANTING
MOTION FOR TRO (No. 2:20-cv-00887-
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By: s/ Robert S. Chang
Robert S. Chang, WSBA No. 44083

Fred T. Korematsu Center for Law and Equality

Ronald A. Peterson Law Clinic
Seattle University School of Law
1112 E. Columbia Street
Seattle, WA 98122
Telephone: 206.398.4025
Fax: 206.398.4077
E-mail: changro@seattleu.edu

*Attorneys for Plaintiffs Black Lives Matter
Seattle-King County, Abie Ekenezar, Sharon
Sakamoto, Muraco Kyashna-tocha, Alexander
Woldeab, Nathalie Graham, and Alexandra
Chen*