

The Honorable Kymberly K. Evanson

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

ABRAHAM FLAXMAN and AMY HAGOPIAN, individually and for a proposed class,

Plaintiffs,

V.

BOB FERGUSON, in his official capacity as the Attorney General of the State of Washington, and KATE REYNOLDS, in her official capacity as Executive Director of the Executive Ethics Board of the State of Washington,

Defendants.

NO. 2:23-cv-01581-KKE

[PROPOSED] ORDER GRANTING
DEFENDANTS' MOTION TO
DISMISS

NOTE ON MOTION CALENDAR:
DECEMBER 1, 2023

Without Oral Argument

THIS MATTER came for hearing before the Court pursuant to Defendants Bob Ferguson and Kate Reynolds' Motion to Dismiss. The Court considered the records and files contained herein, including the following:

1. Defendants' Motion to Dismiss;
 2. Plaintiffs' Response, if any;
 3. Defendants' Reply in Support of Their Motion to Dismiss; and
 4. The pleadings and records filed in this action

Based on the record and as being otherwise fully informed, NOW, THEREFORE, it is

1 hereby ORDERED that Defendants' Motion to Dismiss is GRANTED. Plaintiffs' claims
2 against Defendants Bob Ferguson and Kate Reynolds are dismissed with prejudice.

3 Further, the Court GRANTS Defendants' request for their reasonable fees and costs
4 incurred in bringing the Motion to Dismiss and Reply in Support of Motion to Dismiss.
5 Accordingly, Defendants are directed to file a motion for their reasonable fees and costs with
6 supporting factual information within 14 days of the issuance of this Order.

7 SIGNED this _____ day of _____ 2023.

8
9 HONORABLE KYMBERLY K. EVANSON

10
11 Presented by:

12 ROBERT W. FERGUSON
13 Attorney General

14 /s/ Nathan K. Bays
15 NATHAN K. BAYS, WSBA #43025
ANDREW R.W. HUGHES, WSBA #49515
16 Assistant Attorneys General
800 Fifth Avenue, Suite 2000
17 Seattle, WA 98104-3188
(206) 521-3683
(206) 332-7096
18 Nathan.Bays@atg.wa.gov
Andrew.Hughes@atg.wa.gov
19 Attorneys for Defendants Bob Ferguson and
20 Kate Reynolds

DECLARATION OF SERVICE

I hereby declare that on this day I caused the foregoing document to be electronically filed with the Clerk of the Court using the Court's CM/ECF System which will serve a copy of this document upon all counsel of record.

DATED this 9th day of November, 2023, at Seattle, Washington.

/s/ Nathan K. Bays
NATHAN K. BAYS, WSBA #43025
Assistant Attorney General