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8 IN THE SUPERIOR COURT OF WASHINGTON
FOR KING COUNTY
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10 LEGAL COUNSEL FOR YOUTH AND
CHILDREN, a nonprofit organization;
11 LAVENDER RIGHTS PROJECT, a nonprofit
organization; MOMSRISING, a nonprofit
12 organization; OASIS YOUTH CENTER, a
nonprofit organization; PEOPLE OF COLOR
13 AGAINST AIDS NETWORK, a nonprofit
organization; SEXUAL VIOLENCE LAW
14 CENTER, a nonprofit organization;
SOUTHWEST WASHINGTON EQUITY
15 COALITION, a nonprofit organization; KARI
LOMBARD, in her individual capacity; JANE
16 DOE, in her individual capacity; and, SOUTH
WHIDBEY SCHOOL DISTRICT, a public
school district,

17 Plaintiffs,

18 v.
19

20 STATE OF WASHINGTON,

21 Defendant.
22

No. 24-2-11540-4 SEA

[PROPOSED] ORDER GRANTING
TEMPORARY RESTRAINING
ORDER

23 I. FINDINGS AND CONCLUSIONS

24 This matter comes before the Court on the Motion for a Temporary Restraining Order filed
25 by Plaintiffs LCYC, LRP, MomsRising, Oasis Youth Center, POCAAN, SVLC, SWEC, Kari
26 Lombard, Jane Doe, and SWSD ("Plaintiffs"). The Court, having thoroughly considered Plaintiffs'
27

1 motion, and the declarations and exhibits filed in support of the Motion, Washington State's
2 opposition (if any), the applicable law, the relevant portions of the record, and the arguments,

- 3 1. The Court finds that Defendant Washington State was provided notice of this
4 motion.
- 5 2. The Court finds that a date for the preliminary injunction hearing has been set for
6 June 21, 2024, at 1:30 p.m.
- 7 3. The Court concludes Plaintiffs have shown all five factors necessary for the
8 issuance of the restraining order. (1) There is an inadequacy of legal remedies; 2) a
9 clear legal or equitable right; (3) a well-grounded fear of immediate invasion of that
10 right; (4) the acts complained of have or will result in actual and substantial injury;
11 and (5) the relative equities of the parties in the public interest favor granting the
12 injunction. *Kucera v. State, Dep't of Transp.*, 140 Wn.2d 200, 210, 995 P.2d 63, 69
13 (2000).
- 14 4. Plaintiffs have shown there is an inadequate legal remedy;
- 15 5. Plaintiffs have shown a clear legal or equitable right;
- 16 6. Plaintiffs have shown a well-grounded fear of immediate invasion of that right;
- 17 7. The acts complained of have or will result in actual and substantial injury; and
- 18 8. The relative equities of the parties in the public interest favor granting the
19 injunction.
- 20 9. The Court also finds that the Parties agree that good cause has been shown for an
21 injunction to remain in place until the Court has had opportunity to render a ruling
22 on a motion to be heard at the preliminary injunction hearing, currently scheduled
23 for June 21, 2024, at 1:30 pm.
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1 Accordingly, the Court enters the following Order.

2 **ORDER**

3 Pursuant to Civil Rule 65, KCLR 65, and RCW 7.40, the Court GRANTS Plaintiffs'
4 Motion for a temporary restraining order and temporarily ENJOINS Washington State as follows:

- 5 1. Washington State shall cease all implementation of Initiative 2081, and
6 Washington State must take action to prevent Initiative 2081 from becoming
7 effective law.
8
- 9 2. Because this is a non-commercial case, the balance of hardships favors Plaintiffs,
10 and there is no realistic likelihood of harm to the State of Washington as a result of
11 this injunction, so the Court determines that the giving of security by the Plaintiffs
12 of \$0.00, is proper. The Court deems a bond is unnecessary.
13
- 14 3. The Parties agree that good cause has been shown for this Order to remain in place
15 pursuant to CR 65(b), until the Court has made a ruling on a preliminary injunction
16 hearing, currently scheduled to be heard on June 21, 2024, at 1:30 pm.

17 Dated this 29th day of May, 2024.

18
19 By: _____
JUDGE / COURT COMMISSIONER

20
21 *Presented by:*

22 QLAW FOUNDATION OF WASHINGTON

23 By: /s/ J. Denise Diskin
24 J. Denise Diskin, WSBA #41425
25 QLaw Foundation of Washington
26 400 East Pine Street, Suite 225
27 Seattle, Washington 98122
Tel: (206) 483-2725
denise@qlawfoundation.org

1 LEGAL VOICE

2 By: /s/ Julia Marks

3 Julia Marks, WSBA #59704

4 Legal Voice

5 907 Pine Street, Ste. 500

6 Seattle, Washington 98101

7 Tel: (206) 682-9552

8 jmarks@legalvoice.org

9 AMERICAN CIVIL LIBERTIES UNION

10 OF WASHINGTON FOUNDATION

11 By: /s/ Adrien Leavitt

12 Adrien Leavitt, WSBA #44451

13 Taryn Darling, WSBA #38276

14 La Rond Baker, WSBA #43610

15 ACLU of Washington Foundation

16 P.O. Box 2728

17 Seattle, Washington 98111

18 Tel: (206) 624-2184

19 aleavitt@aclu-wa.org

20 tdarling@aclu-wa.org

21 baker@aclu-wa.org

22 *Attorneys for Plaintiffs*