

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ANDREA SCHMITT; ELIZABETH
MOHUNDRO; and O.L. by and through
her parents, J.L. and K.L., each on their own
behalf, and on behalf of all similarly
situated individuals,

Plaintiffs,

v.

KAISER FOUNDATION HEALTH PLAN
OF WASHINGTON; KAISER
FOUNDATION HEALTH PLAN OF
WASHINGTON OPTIONS, INC.; KAISER
FOUNDATION HEALTH PLAN OF THE
NORTHWEST; and KAISER
FOUNDATION HEALTH PLAN, INC.,

Defendants.

NO. 2:17-cv-01611-RSL

STIPULATION AND
ORDER RE: BRIEFING SCHEDULE
ON DISPOSITIVE MOTIONS

I. STIPULATION

The parties by and through their counsel hereby propose and stipulate to the following briefing schedule on their pending and anticipated dispositive motions.

Specifically, with regard to the pending motions for partial summary judgment regarding RCW 48.43.0128, (Dkt. Nos. 129 and 137), the parties will renote their pending Motions for Partial Summary Judgment to July 21, 2023.

Plaintiffs will file their Consolidated Reply in Support of their Motion for Partial Summary Judgment and Response to Defendants' Cross Motion on July 17, 2023.

1 Defendants will file their Reply in support of their Cross Motion on July 21, 2023.

2 Additionally, both Plaintiffs and Defendant anticipate filing dispositive motions
3 regarding the Plaintiffs' claim under the Affordable Care Act's anti-discrimination
4 statute.

5 The parties stipulate that both parties shall file their opening briefs on or before
6 July 7, 2023, which is the established deadline for the filing of dispositive motions.

7 The Motions shall be noted for consideration on August 4, 2023. The parties will
8 file responsive briefing to the motions on August 4, 2023. The parties agree that no reply
9 briefing will be filed.

10 The trial date and other dates shall remain as scheduled in Dkt. No. 86 and
11 modified by Dkt. Nos. 110 and 136.

12 DATED: June 23, 2023.

13 KARR TUTTLE CAMPBELL

14 /s/ Medora A. Marisseau (per email authorization)

15 Medora A. Marisseau (WSBA #23114)

16 Mark A. Bailey (WSBA #26337)

17 701 Fifth Avenue, Suite 3300

18 Seattle, WA 98104

19 Telephone: 206-223-1313

20 Facsimile: 206-682-7100

21 mmarisseau@karrtuttle.com

22 mbailey@karrtuttle.com

23 *Attorneys for the Defendants*

SIRIANNI YOUTZ

SPOONEMORE HAMBURGER PLLC

/s/ Eleanor Hamburger

Eleanor Hamburger (WSBA #26478)

Richard E. Spoonemore (WSBA #21833)

3101 Western Avenue, Suite 350

Seattle, WA 98121

Tel. (206) 223-0303; Fax (206) 223-0246

ehamburger@syllaw.com

rspoonemore@syllaw.com

Of Counsel

John F. Waldo, *Pro Hac Vice*

Law Office of John F. Waldo

2108 McDuffie St.

Houston, TX 77019

Tel. (206) 849-5009

johnfwaldo@hotmail.com

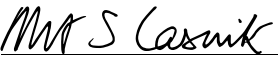
Attorneys for Plaintiffs

II. ORDER

The above having been stipulated by all parties, and the Court having found good cause, IT IS SO ORDERED that the briefing schedule on the pending and anticipated dispositive motions shall be as described in the parties' Stipulation above.

The trial date and other dates shall remain as scheduled in Dkt. No. 86 and modified in Dkt. 110 and 136.

Dated this 26th day of June, 2023.


Robert S. Lasnik
United States District Judge

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26