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CC TO JUDGE

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FILED _____ ENTERED _____
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SEP 27 1994
AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY _____ DEPUTY

ENTERED ON DOCKET
SEP 30 1994
THE HONORABLE ROBERT J. BRYAN

FILED _____ LODGED _____
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SEP 30 1994
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA
BY _____ DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JAMES HORTON, JAMES BARNHART,)
JEROME PAYTON, J.B., through his)
next friend, LORANE WEST, and K.M.,)
through his mother DEBBIE MOORE, on)
behalf of themselves and all others)
similarly situated,)

CLASS ACTION
No. C94-5428 RJB
STIPULATED AGREEMENT AND ORDER
RE: CLASS CERTIFICATION

Plaintiffs,)

vs.)

BOB WILLIAMS, in his official capacity)
as Superintendent of Green Hill School;)
JEAN SOLIZ, in her official capacity as)
Secretary of the Department of Social and)
Health Services; SID SIDOROWICZ, in)
his official capacity as Assistant Secretary)
of the Department of Social and Health)
Services for the Juvenile Rehabilitation)
Administration; and the Chehalis School)
District.)

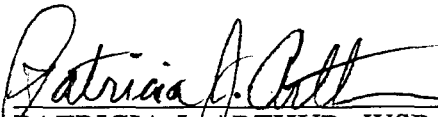
Defendants.)


COME NOW the parties, Plaintiffs James Horton, James Barnhart, Jerome Payton,
J.B., through his next friend, Lorane West, and K.M., through his mother, Debbie Moore,
and through their counsel, Patricia Arthur, Robert A. Stalker, Jr. and David Lambert, and

STIPULATED AGREEMENT & ORDER
RE: CLASS CERTIFICATION-

1 the State Defendants, Sid Sidorowicz, Jean Soliz and Bob Williams, through their counsel of
2 record, Richard McCartan, and the Chehalis School District Defendants, through their
3 counsel of record, Brian Baker, and stipulate to the certification of this cause as a class
4 action meeting the necessary requirements of Fed. R. Civ. P. 23. In particular, the parties
5 stipulate that the prerequisites listed in Fed. R. Civ. P. 23(a) and (b)(2) are satisfied and that
6 the court is hereby respectfully requested by both Defendants and Plaintiffs to issue an order
7 as required by Fed. R. Civ. P. 23(c) that this cause be maintained as a class action with the
8 class consisting of all juveniles currently or in the future incarcerated at Green Hill School.
9 This stipulated Order does not prejudice any defenses which Defendants may have on the
10 merits. The order agreed to by both parties is set forth below and shall be entered subject to
11 the approval of the court.
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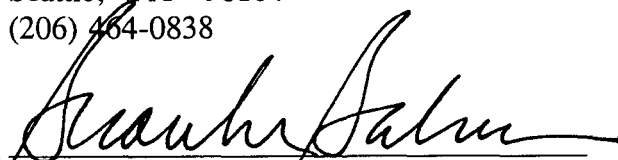
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14 DATED this 22nd day of September, 1994.

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17 PATRICIA J. ARTHUR, WSBA #13769
18 Of Attorneys for Plaintiffs

15
16 
17 RICHARD MCCARTAN, WSBA #8123
18 Attorney for State Defendants

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25 BRIAN M. BAKER, WSBA #3442
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27 School District

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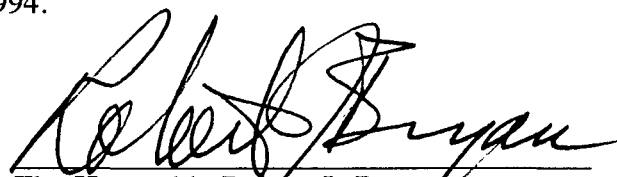
ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

Having reviewed the stipulated agreement between Plaintiffs and Defendants regarding class certification, the court does hereby ORDER that this cause be maintained as a class action with the class defined as all juveniles currently or in the future incarcerated at Green Hill School. This Order does not prejudice any defenses which Defendants may have on the merits.

All requirements of Fed. R. Civ. P. 23(a) and (b)(2) are hereby deemed satisfied.

DATED this 29 day of September, 1994.


The Honorable Robert J. Bryan
United States District Court Judge

Horton v. Williams



J1-WA-002-008