

CC TO JUDGE KN

Hon. Thomas S. Zilly

1
2
3
4
5
6
7

FILED _____ ENTERED _____
 LODGED _____ RECEIVED _____
 JAN 29 2001 KN
 AT SEATTLE
 CLERK U.S. DISTRICT COURT
 BY WESTERN DISTRICT OF WASHINGTON DEPUTY

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FILED _____ ENTERED _____
 LODGED _____ RECEIVED _____
 JAN 31 2001
 AT SEATTLE
 CLERK U.S. DISTRICT COURT
 BY WESTERN DISTRICT OF WASHINGTON DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

LEVI TOWNSEND,
Plaintiff,

v.

LYLE QUASIM, Secretary of the
State of Washington Department
of Social and Health Services
(DSHS),
Defendant.

CLASS ACTION

No. C 00-0944Z

STIPULATION AND ORDER RE
DEFINITION OF CLASS

STIPULATION

THE PARTIES HERETO, acting by and through their respective
attorneys of record, hereby stipulate and agree to the following
definition of the class in the above-entitled matter:

Washington residents who are or will be (1) individuals with
a "disability" within the meaning of 42 U.S.C. § 12102(2)(A);
(2) eligible under the State Medicaid Plan for nursing
facility care; and (3) eligible for COPES Medicaid waiver
services but for having income that exceeds the categorically

///

STIPULATION AND ORDER RE
DEFINITION OF CLASS - 1
6926-2\ab\townsend\pleading\classdef.sto

WSBN 14786

MACDONALD, HOAGUE & BAYLESS
1500 HOGE BUILDING
705 SECOND AVENUE
SEATTLE, WASHINGTON 98104-1745
(206) 622-1604
FAX: (206) 343-3961

ORIGINAL

Case 2:00-cv-00944-TSZ

45

1 needy income limit (300 percent of the Supplemental Security
Income federal benefit rate).

2 DATED January 3, 2001.

3 MacDONALD, HOAGUE & BAYLESS
4 Attorneys for Plaintiffs

CHRISTINE O. GREGOIRE
ATTORNEY GENERAL
Attorneys for Defendants

5
6 By *K. Frank*
7 Katrin E. Frank WSNB 1478
Andrea Brenneke WSNB 22027

By *Alan Smith*
Alan Smith WSNB 22188

DORSEY & WHITNEY LLP
Attorneys for Defendant

9
10
11 By *Rita Latsinova*
David R. Goodnight WSNB 20268
Rita V. Latsinova WSNB 24447

12
13
14 **ORDER RE DEFINITION OF CLASS**

15 THIS MATTER having come before the Court on the foregoing
16 Stipulation, it is hereby

17 ORDERED that the definition of the class in the above-
18 entitled action be and hereby is

19 Washington residents who are or will be (1) individuals with
20 a "disability" within the meaning of 42 U.S.C. § 12102(2)(A);
21 (2) eligible under the State Medicaid Plan for nursing
facility care; and (3) eligible for COPES Medicaid waiver
services but for having income that exceeds the categorically

22 / / /

23 / / /

24 / / /

25 STIPULATION AND ORDER RE
DEFINITION OF CLASS - 2

WSNB 14786

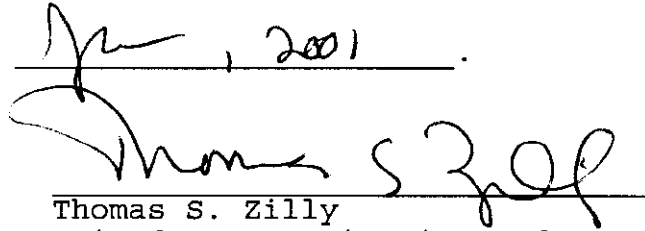
6926-2\ab\townsend\pleading\classdef.sco

MACDONALD, HOAGUE & BAYLESS
1500 HOGE BUILDING
705 SECOND AVENUE
SEATTLE, WASHINGTON 98104-1745
(206) 622-1604
FAX: (206) 343-3961

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

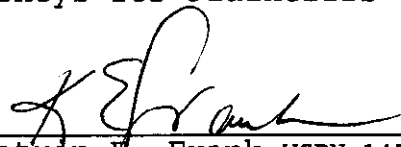
needy income limit (300 percent of the Supplemental Security
Income federal benefit rate).

DONE this 30th day of Jan, 2001.


Thomas S. Zilly
United States District Judge

Presented by:

MacDONALD, HOAGUE & BAYLESS
Attorneys for Plaintiffs

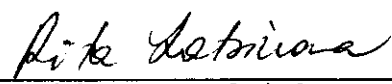
By 
Katrin W. Frank WSNB 1478
Andrea Brenneke WSNB 22027

Approved for Entry; Notice of
Presentation Waived:

CHRISTINE O. GREGOIRE
ATTORNEY GENERAL
Attorneys for Defendants

By 
Alan Smith WSNB 22188

DORSEY & WHITNEY LLP
Attorneys for Defendant

By 
David R. Goodnight WSNB 20268
Rita V. Latsinova WSNB 24447

STIPULATION AND ORDER RE
DEFINITION OF CLASS - 3
6926-2\ab\townsend\pleading\classdef.s&c

WSNB 14786

MACDONALD, HOAGUE & BAYLESS
1500 HOGE BUILDING
705 SECOND AVENUE
SEATTLE, WASHINGTON 98104-1745
(206) 622-1604
FAX: (206) 343-3961