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*The Honorable Deborra E. Garrett*  
2017 JUN 15 AM 11:22

PIKE COUNTY  
WASHINGTON

BY \_\_\_\_\_

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF WHATCOM**

MARGRETTY RABANG, and ROBERT  
RABANG,

Plaintiffs,

v.

RORY GILLIAND, MICHAEL ASHBY,  
ANDY GARCIA, RAYMOND DODGE, and  
JOHN DOES 1-10,

Defendants.

Case No.: 17-2-00163-1

~~PROPOSED~~ ORDER GRANTING  
DEFENDANTS' MOTIONS TO STAY  
DISCOVERY

THIS MATTER having come on regularly for hearing before the undersigned Judge of the above-titled Court upon Defendant Tribal Chief Judge Dodge's Motion to Stay Discovery and Defendant Tribal Employees Gilliland/Ashby/Garcia's Motion to Stay Discovery, both heard on June 9, 2017; the Court having reviewed the records and files herein, having heard arguments of counsel; and being otherwise fully advised in the premises, hereby finds and orders as follows:

1. The issues of judicial immunity and the Tribe's authority continue to be litigated in both the U.S. District Court for the Western District of Washington and the Ninth Circuit Court of Appeals. The parties are instructed to jointly notify this Court of the decisions of the U.S. District Court on the Order on the Motion for Reconsideration in *Nooksack Indian Tribe v.*

1 Zinke, No. 17-0219-JCC (W.D. Wash.), and on the Motion for Summary Judgment and Rule  
2 56(d) Motion to Deny or Continue in *Rabang v. Kelly*, No. 17-0088-JCC (W.D. Wash.).

3 2. Defendants may re-note Defendants' CR 12 Motions to Dismiss following rulings  
4 on the above-mentioned motions in *Nooksack Indian Tribe v. Zinke* and *Rabang v. Kelly* or other  
5 change in circumstance.

6 3. Discovery is stayed until further order of this Court.

7 4. Defendants are instructed to preserve the status quo by abstaining from any action  
8 in furtherance of the eviction of Plaintiffs Margretty Rabang and Robert Rabang, absent further  
9 order of the Court.

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11 SO ORDERED this 15 day of June, 2017.

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14 HONORABLE DEBORRA E. GARRETT  
15 Superior Court Judge  
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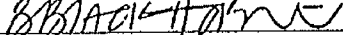
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27 ~~PROPOSED~~ ORDER GRANTING DEF. DODGE  
MOT. TO STAY DISCOVERY – Page 3

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