

FILED
KING COUNTY, WASHINGTON

JAN - 3 2020

SUPERIOR COURT CLERK
BY Jill Johnson
DEPUTY

HON. NICOLE GAINES-PHELPS
Hearing Date: January 3, 2020 at 11:00 a.m.
With Oral Argument

SUPERIOR COURT OF WASHINGTON FOR COUNTY OF KING

LARGO WALES, a married woman,
Plaintiff,

vs.

CITY OF AUBURN, WA, a Washington State
municipality; NANCY BACKUS, as Mayor of
the City of Auburn, and Individually and her
marital community; and The Committee to
Elect Nancy Backus and its J. Doe committee
members thereto; and ROB ROSCOE and his
marital community,

Defendants.

HON. GAINES-PHELPS

Hearing Date: January 3, 2020

Hearing Time: 11:00 a.m.

With Oral Argument

NO. 19-2-20274-2 KNT

~~[PROPOSED]~~ ORDER GRANTING
DEFENDANT NANCY BACKUS'
JOINDER IN THE CITY OF
AUBURN'S CR 12(b)(6) MOTION
AND CR 12(b)(6) MOTION TO
DISMISS CLAIMS ASSERTED
AGAINST HER INDIVIDUALLY

THIS MATTER came before this Court upon Defendant Nancy Backus' CR 12(b)(6)
Motion to Dismiss Claims Against Her Individually and the Court considered the following:

1. Defendant Nancy Backus' Joinder in the City of Auburn's CR 12(b)(6) Motion
and CR 12(b)(6) Motion to Dismiss Claims Asserted Against Her Individually and
Memorandum in Support Thereof and attachments thereto;
2. The City of Auburn's CR 12(b)(6) Motion and attachments thereto;
3. Largo Wales Response to Defendants' Motions to Dismiss;

1 4. Defendant City of Auburn, Rob Roscoe and Mayor Nancy Backus' Reply Re:
2 CR 12(b)(6) Motion to Dismiss Plaintiff's Complaint; and,

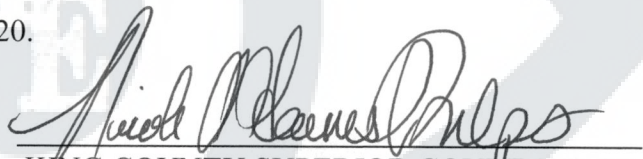
3 5. Defendant Nancy Backus' Reply Brief in Support of CR 12(b)(6) Motion to
4 Dismiss Claims Asserted Against Her Individually and Joinder in City Defendants' Reply.

5 The Court heard and considered the oral argument of counsel for the parties presented
6 on January 3, 2020. The Court, now being fully advised in the premises, does hereby

7 ORDER, ADJUDGE, AND DECREE that Defendant Nancy Backus' CR 12(b)(6)
8 Motion to Dismiss Claims Asserted Against Her Individually is **GRANTED**.

9 All claims asserted in this action against defendant Nancy Backus, her spouse and their
10 marital community, in their individual capacities, and the Committee to Elect Nancy Backus,
11 are hereby dismissed with prejudice and with costs and attorney fees to be assessed on further
12 motion brought by defendant Nancy Backus.

13 DATED this 3rd day of January, 2020.

14 
15 KING COUNTY SUPERIOR COURT JUDGE
16 NICOLE GAINES-PHELPS

16 Presented by:

17 WAKEFIELD & KIRKPATRICK, PLLC
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20 By s/ Scott C. Wakefield
21 Scott C. Wakefield, WSBA #11222
22 Attorney For Defendant Nancy Backus
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