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8 ATTORNEYS FOR PLAINTIFFS
9 DE LA O, et al.

7 IN THE UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF WASHINGTON AT SPOKANE

9 MARIA DE LA O., et al.,)
10) No. CV-04-0192-EFS
11 Plaintiffs,)
12 v.) PLAINTIFFS' MOTION FOR PARTIAL
13) SUMMARY JUDGMENT DECLARING
14 RONALD ARNOLD-) RCW 4.24.350 UNCONSTITUTIONAL
15 WILLIAMS, Secretary, et al.,) AND DISMISSING COUNTERCLAIM
16)
17 Defendants.)

18 **Noted for: January 26, 2006**

19 MARIA FERNANDEZ, et al.,)
20)
21 Plaintiffs,) [NO. CV-05-0280-EFS]
22 v.)
23)
24 DEPARTMENT OF SOCIAL)
25 AND HEALTH SERVICES,)
26 et al.,)
27 Defendants.)

28 PLS' MOT. FOR PART. S.J. DECLARING
29 RCW 4.24.350 UNCONSTITUTIONAL AND
30 DISMISSING COUNTERCLAIM - 1

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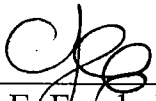
1 COME NOW the Plaintiffs De La O, Bravo, Ramirez, Caro, Madrigal,
 2 Guerrero, Negrete, Contreras, Perez, Ramirez, Farias, De Favela, Del Carmen
 3 Hernandez, Mata, Medrano, Nevarez, Puentes, Rodriguez, Ruiz, Sanchez and Salas
 4 by and through their attorneys Katrin E. Frank, Timothy K. Ford, Cristóbal Joshua
 5 Alex and MacDonald Hoague & Bayless, and move this Court for an order of
 6 partial summary judgment: (1) declaring RCW 4.24.350 to be unconstitutional and
 7 violative of the First Amendment; (2) dismissing the Grant County and Mattawa
 8 Defendants' counterclaim under that statute; and (3) awarding plaintiffs each \$1
 9 nominal damages and their attorneys fees and costs relative to this claim under 42
 10 U.S.C. §1988.
 11

12 This motion is based on the memorandum filed herein in support of this
 13 motion.
 14

15 DATED this 6 day of December, 2005.

16 Respectfully submitted,

17 MacDONALD HOAGUE & BAYLESS

18 By 
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 22 Attorneys for Plaintiffs

