

FILED

JUN 09 2017

Superior Court
Linda Myhre Enlow
Thurston County Clerk

☐ No hearing set
Hearing is set
Date June 9, 2017
Time: 9 a.m. calendar
Judge/Calendar Hon. Lanese
☐ No hearing is set.

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR THURSTON COUNTY

IN RE: BALLOT TITLE APPEAL) No: 17-2-03260-34
OF INITIATIVE 939 AND 940) STIPULATED ORDER ON
APPEALS REGARDING
INITIATIVES 939 AND 940

LESLIE CUSHMAN,

Petitioner,

v.

BOB FERGUSON, Attorney
General of the State of Washington;
and KIM WYMAN, Secretary of
State of the State of Washington,

Respondents

EX PARTE

STIPULATED ORDER ON BALLOT TITLE
APPEALS- 1

Smith & Lowney, P.L.L.C.
2317 E. John St
Seattle, WA 98112
(206) 860-2883

1 WHEREAS, pursuant to RCW 29A.72.080, petitioner Leslie Cushman, sponsor of
2 Initiative Measure Nos. 939 and 949, appealed the ballot title formulated by the Attorney
3 General for Initiative Measure Nos. 939 and 940, and filed a petition demonstrating an
4 alleged prejudicial ambiguity in the titles; and

5
6 WHEREAS Petitioner proposed amendments to remove such ambiguity as to
7 Initiative 940 and has agreed to dismiss the appeal regarding Initiative 939;

8 WHEREAS the Attorney General's Office does not object to Petitioner's proposed
9 amendments, and agrees that they would make it easier for the public to understand the
10 measure;

11 Now, therefore, the Court being fully advised, hereby ORDERS that the ballot title
12 for Initiative 940 shall be amended to read as follows:
13

14 **Initiative 940:**

15
16 Statement of Subject: Initiative Measure No. 940 concerns law
enforcement.

17 This measure would require law enforcement to receive violence de-
18 escalation, mental-health, and first-aid training, and provide first-aid; and
19 change standards for use of deadly force, adding a "good faith" standard and
independent investigation.

20 Should this measure be enacted into law? Yes [] No []

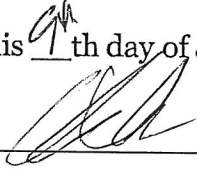
21 **Ballot Measure Summary**

22 This measure would require all law enforcement officers in the state to
23 receive violence de-escalation and mental health training, as developed by
the criminal justice training commission. It would require law enforcement

1 personnel to provide first-aid to save lives and require law enforcement
2 agencies to adopt guidelines for implementing this duty. It would amend
3 the standards for justifiable use of deadly force by law enforcement,
4 including adding a "good faith" standard and requiring independent
5 investigation.

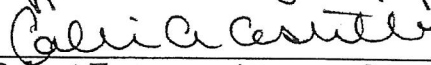
6 The Court further ORDERS that the appeal of the title for Initiative 939 is
7 dismissed with prejudice.

8 Entered in open court this 9th day of June, 2017.

9
10 
11 Chris Lanese
12 Superior Court Judge

13 Presented by:

14 By: 
15 Knoll D. Lowney, WSBA # 23457
16 Alyssa Englebrecht, WSBA # 46773
17 Attorney for Petitioners

18 with approval as to form + presentation
19 By: 
20 Robert Ferguson, Attorney General
21 Callie Castillo, Deputy Solicitor General, WSBA #38214
22 Attorneys for the Respondents
23