

SCOTT A. KRONLAND (Lead Counsel, *pro hac vice*)
MATTHEW J. MURRAY (*pro hac vice*)
ALTSHULER BERZON LLP
177 Post Street, Suite 300
San Francisco, CA 94108
Telephone: (415) 421-7151
Facsimile: (415) 362-8064
E-mail: skronland@altber.com
mmurray@altber.com

JAMES S. COON, OSB No. 771450 (Local Counsel)
THOMAS, COON, NEWTON & FROST
820 SW Second Ave., Suite 200
Portland, OR 97204
Telephone: (503) 228-5222
Facsimile: (503) 273-9175
E-mail: jcoon@tcnf.legal

Attorneys for Defendant SEIU Local 503, OPEU

[Attorneys for additional parties in signature block]

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

COLLEEN STROEDER,

Case No. 3:19-cv-01181-HZ

Plaintiff,

v.

**JOINT STIPULATED MOTION AND
[PROPOSED] ORDER TO
CONTINUE STAY OF CASE**

SERVICE EMPLOYEES
INTERNATIONAL UNION LOCAL 503,
OREGON PUBLIC EMPLOYEES UNION;
KATE BROWN, in her official capacity as
governor of OREGON; PAUL MATHER, in
his official capacity as acting director of the
Oregon Department of Transportation; and
KATY COBA, in her official capacity as
director of the Oregon Department of
Administrative Services,

Defendants.

WHEREAS, on December 10, 2019, the Ninth Circuit Court of Appeals heard oral argument in *Belgau v. Inslee*, Ninth Cir. Case No. 19-35137;

WHEREAS, on December 17, 2019, the parties in this case filed a Joint Stipulation and Motion requesting that the Court issue an order staying all further proceedings until the Ninth Circuit issues a decision in *Belgau* (Dkt. 33);

WHEREAS, on December 19, 2019, the Court granted the Joint Stipulation and Motion and ordered this case stayed for 90 days, until March 18, 2020 (Dkt. 34);

WHEREAS, the Ninth Circuit has not yet issued a decision in *Belgau*;

WHEREAS, to conserve party and judicial resources and most efficiently resolve this case, the parties agree that further proceedings in this case should continue to be stayed until the Ninth Circuit issues a decision in *Belgau v. Inslee*, Ninth Cir. Case No. 19-35137, so the parties and the Court will have the benefit of that decision in seeking to resolve the remaining issues in this case; and

WHEREAS, the parties further agree that continuing the current stay of this case until the Ninth Circuit issues a decision in *Belgau* is appropriate given the current COVID-19 public health crisis;

THEREFORE, the parties, through their respective counsel, stipulate and request that the Court order that all further proceedings in this case continue to be stayed until the Ninth Circuit issues a decision in *Belgau v. Inslee*, Ninth Cir. Case No. 19-35137, at which point the parties will promptly inform the Court of the issuance of that decision and request to schedule a Rule 16 Conference.

So stipulated,

Dated: March 18, 2020

By: /s/ Matthew J. Murray
Matthew J. Murray

SCOTT A. KRONLAND
MATTHEW J. MURRAY
Altshuler Berzon LLP

JAMES S. COON
Thomas, Coon, Newton & Frost

Attorneys for Defendant SEIU Local 503, OPEU

Dated: March 18, 2020

By: /s/ Brian K. Kelsey
Brian K. Kelsey

Brian K. Kelsey (Pro Hac Vice)
bkelsey@libertyjusticecenter.org
Daniel R. Suhr (Pro Hac Vice)
dsuhr@libertyjusticecenter.org
Liberty Justice Center
190 South LaSalle Street
Suite 1500
Chicago, Illinois 60603
Phone: 312-263-7668
Fax: 312-263-7702

Nathan R. Rietmann, OSB #053630
nathan@rietmannlaw.com
Rietmann Law, P.C.
1270 Chemeketa St. NE
Salem, Oregon 97301
Phone: 503-551-2740
Fax: 1-888-700-0192

Attorneys for Plaintiff

[PROPOSED] ORDER

It is so ORDERED.

Date: _____

Hon. Marco A. Hernandez
United States District Judge