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FILED

2021 OCT 29 PM 2:45

KITTITAS COUNTY
SUPERIOR COURT CLERK

SUPERIOR COURT OF WASHINGTON FOR KITTITAS COUNTY

EVANGELINA AGUILAR, SUSAN SOTO
PALMER, ROGELIO MONTES, CANDY
GUTIERREZ, and ONEAMERICA, a
Washington nonprofit corporation,

Plaintiffs,

v

YAKIMA COUNTY, a Washington municipal
entity, AMANDA MCKINNEY, LADON
LINDE, RON ANDERSON, in their official
capacities as members of the Yakima County
Board of Commissioners,

Defendants.

No 20-2.00180-19

~~[PROPOSED]~~ ORDER APPROVING
SETTLEMENT AND ENTERING
JUDGMENT

Having considered Plaintiffs' Motion to Approve Settlement and Enter Remedy, the Court's previous orders, the hearing held in this case on October 29, 2021, and the file in this case, the Court hereby approves the settlement agreement between the parties, and ORDERS and ADJUDGES as follows

1 There is sufficient evidence from which the Court could find that the at-large system of electing Yakima County Commissioners violates the Washington Voting Rights Act.

2. To remedy this violation, Yakima County will adopt a district-based system of election for both primary and general elections for seats on the Yakima County Board of Commissioners. Each candidate for county commission under the district-based system must reside in the district in which they are running for a county commissioner's seat.

3 Yakima County will adopt the district map attached hereto as Exhibits 1-5 to the Harless Declaration. This map will first take effect in the 2022 electoral cycle.

~~[PROPOSED]~~ ORDER APPROVING SETTLEMENT AND
ENTERING JUDGMENT - 1

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1 4 All three district seats for the Yakima County Board of Commissioners will stand
2 for election under the new remedial map in the 2022 election cycle.

3 5 Following the 2022 election cycle, District 1 will stand for election in 2026 and
4 every four years thereafter, and Districts 2 and 3 will stand for election in 2024 and every four
5 years thereafter

6 6 This remedy complies with Washington's constitutional and statutory standards for
7 districting and will provide the Latino community with an equal opportunity to elect their
8 candidate(s) of choice to the Yakima County Board of Commissioners, thereby satisfying the
9 Washington Voting Rights Act. RCW 29A.92.020 The remedial map also complies with Section
2 of the Federal Voting Rights Act. 52 U.S.C. §10301

10 6 The Court shall retain jurisdiction over any disputes arising from the settlement
11 agreement.

12 7 The Plaintiffs are prevailing parties for the purposes of an award of fees pursuant
13 to RCW 29A.92.130 Plaintiffs shall submit their fee petition to the Court within 10 days of entry
14 of this order and judgment.

15 8 The forgoing constitutes final judgment in this case. A supplemental judgment will
16 be entered for any award of reasonable attorneys' fees and costs.

17
18 IT IS SO ORDERED

19 DATED this 29 day of October, 2021

20
21 *L. Candace Hooper*
22 Hon. L. Candace Hooper
23 Kittitas County Superior Court Judge

24 PRESENTED BY,

25 /s/ Tiffany Cartwright
26 Tiffany M. Cartwright, WSBA #43564
27 MACDONALD HOAGUE & BAYLESS
 1500 Hoge Building
 705 Second Avenue

[PROPOSED] ORDER APPROVING SETTLEMENT AND
ENTERING JUDGMENT - 2

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