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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

T-MOBILE WEST LLC and INDEPENDENT TOWER HOLDINGS, LLC,)	No. C14-1455RSL
Plaintiffs,)	
v.)	
CITY OF MEDINA, WASHINGTON,)	THIRD ORDER EXTENDING STAY AND APPOINTING SETTLEMENT JUDGE
Defendant,)	
and)	
RESPECT MEDINA and MEDINA RESIDENTS)	
Intervenor Defendants.)	
)	

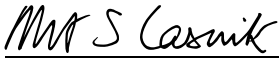
This matter comes before the Court on the “City of Medina’s Motion to Lift Stay” (Dkt. # 95), the “City of Medina’s Motion for Summary Judgment” (Dkt. # 96), and the “Joint Status Report by T-Mobile, Independent Towers, and Intervenor” (Dkt. # 97). Having reviewed the submissions of the parties, the Court finds that continuing the stay for an additional forty-five days is appropriate. The City will not be prejudiced by the delay, a settlement between plaintiffs and the Intervenor would likely resolve many of the issues in the case, and any settlement will comply with the City’s public participation and permit procedures.

Further extensions of the stay must, however, be justified by a showing of diligence, if not progress, in the settlement negotiations and/or public permitting and notice procedures. The

1 specific proposals and steps the parties are taking towards settlement need not be, and should not
2 be, disclosed to the undersigned in case settlement efforts fail and litigation is resumed. The
3 Honorable James P. Donohue, Chief Magistrate Judge, is therefore appointed to hear and decide
4 any additional requests for a stay and oversee the settlement negotiations. If no further extension
5 is sought, the parties shall submit a notice of settlement or a proposed trial date as appropriate on
6 or before April 14, 2016. If Judge Donohue denies a future motion for an extension of the stay,
7 the parties shall propose a trial date within ten days of the denial.

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9 For all of the foregoing reasons, the City's motion to lift stay (Dkt. # 95) is DENIED. All
10 other pending motions are hereby STRICKEN without prejudice to their being filed again if and
11 when the stay is lifted.

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13 Dated this 26th day of February, 2016.

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16 Robert S. Lasnik
17 United States District Judge
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