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**STATE OF WASHINGTON
THURSTON COUNTY SUPERIOR COURT**

DEPARTMENT OF LABOR AND
INDUSTRIES OF THE STATE OF
WASHINGTON

Plaintiff,

v.

FOWLER NAT D. AND MARY M.
DBA FARM BOY DRIVE IN

Defendant.

NO. 20-2-02460-34

ORDER ON SHOW CAUSE
HEARING

[PROPOSED]

This matter came on for hearing on the 22nd day of December, 2020. The Court heard argument from Michael Hall, Assistant Attorney General, on behalf of the Department of Labor & Industries, and Jason A. Celski on behalf of the Defendant (Farm Boy). The Court considered the files and records in this matter, including:

1. The Department's Petition for Order Compelling Compliance with Agency Order of Immediate Restraint Pursuant to RCW 49.17.130 and for Injunctive Relief Under RCW 49.17.170, and pleadings filed therewith; and
2. This Court's Temporary Restraining Order issued on December 15, 2020.

Based on the foregoing, the Court makes the following:

FINDINGS OF FACT

1. On December 7, 2020, the Department issued an order of immediate restraint prohibiting Farm Boy from providing indoor dining services.

2. On December 15, 2020, this Court issued a Temporary Restraining order pursuant to RCW 49.17.130 and RCW 49.17.170. The TRO ordered Farm Boy to comply with the Department of Labor & Industries's December 7, 2020 order of immediate restraint.
3. The TRO was served on Farm Boy on December 17, 2020.
4. There has been no change in the status quo since the TRO was issued and served.
5. Good cause exists to continue the show cause hearing in this matter.

Based on the foregoing Findings of Fact, the Court makes the following

CONCLUSIONS OF LAW

1. This Court has jurisdiction over the parties to, and the subject of, this matter.
2. The show cause hearing in this matter should be continued.
3. The TRO was properly issued and should remain in full force and effect until otherwise ordered by the Court.

Based on the foregoing Findings of Fact and Conclusions of law, the Court issues the following

ORDER

1. The temporary restraining order shall remain in full force and effect until otherwise ordered by this Court.

2. The show cause hearing in this matter is continued to **January 5, 2021, at 3:00 p.m.**

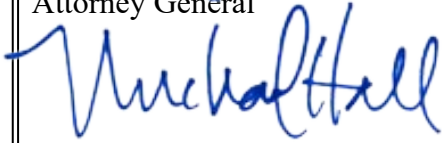
This Court shall retain jurisdiction in this action to implement, carry out, and enforce the terms of the Court's order, and to entertain any suitable motions or applications related to this matter.

DATED this ____ day of _____, 2020.

JUDGE

1 PRESENTED BY:

2 ROBERT W. FERGUSON
Attorney General

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4

5 MICHAEL HALL
Assistant Attorney General
6 WSBA No. 19871
Attorneys for Department of Labor & Industries
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8
9 APPROVED AS TO FORM,
NOTICE OF PRESENTATION WAIVED:

10 CELSKI LAW FIRM P.L.L.C.
11

12
13 JASON A. CELSKI
WSBA No. 37848
14 Attorneys for Nat D. Fowler and Mary M. Fowler,
dba Farm Boy Drive In
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