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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

DECLARATION OF MICHAEL
HALL IN SUPPORT OF MOTION
TO SHORTEN TIME

I, Michael Hall, declare under the penalty of perjury under the laws of the State of Washington that the following is true and correct:

1. I am over the age of eighteen and am otherwise competent to testify. I make these statements on personal knowledge and belief.
2. I am an Assistant Attorney General representing the Washington State Department of Labor & Industries (L&I).
3. On Tuesday, December 15, 2020, this Court issued a temporary restraining order requiring the Defendant (Farm Boy) to comply with L&I's December 7, 2020 order of immediate restraint. That order, among other things, prohibited Farm Boy "from being open at this time for indoor dine-in services."
4. The Thurston County Sheriff served a copy of the temporary restraining order on Farm Boy on Thursday, December 17, 2020.

- 1 5. Farm Boy continued to remain open for indoor dining after it was served with the
2 temporary restraining order.
- 3 6. On December 29, 2020, this Court issued an order fining Farm Boy in contempt of the
4 December 15, 2020, temporary restraining order and imposing penalties of \$2,000 per
5 day for each day Farm Boy was in contempt.
- 6 7. Since issuance of the order of contempt, Farm Boy has continued to remain open for
7 indoor dining.
- 8 8. The Civil Rules require five court days' notice of a motion. *See* CR 6(a), 6(d). This means
9 that the earliest day the Department's Motion for Second Order of Contempt could be
10 heard is Friday, January 22, 2021.
- 11 9. Given the grave nature of the COVID-19 crisis in Washington, an order shortening time
12 to hear the Department's Motion for Second Order of Contempt is appropriate so that the
13 Court can consider Farm Boy's decision to remain open for indoor dining as soon as
14 possible.

15
16 DATED this 13th day of January, 2021 in Burien, Washington by:

17
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19 Michael Hall
20 Michael Hall
21 Assistant Attorney General
22 WSBA No. 19871
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