

EXPEDITE  
 Hearing is set  
Date: \_\_\_\_\_  
Time: \_\_\_\_\_  
Judge/Calendar: \_\_\_\_\_

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THURSTON COUNTY

DEPARTMENT OF LABOR AND  
INDUSTRIES OF STATE OF  
WASHINGTON,

Plaintiff,

v.

FOWLER NAT D. AND MARY M  
DBA FARMBOY DRIVE IN,

Defendant.

No. 20-2-02460-34

NOTICE OF APPEAL TO COURT OF  
APPEALS, DIVISION II

Defendant, FOWLER NAT D. AND MARY M DBA FARMBOY DRIVE IN, seeks review by the designated Appellate Court, Division 2, of the following orders by the trial court<sup>1</sup>:

1. Temporary Restraining Order and Order to Show Cause, entered by Judge Chris Lanese on December 15, 2020. (Att. 1, Temporary Restraining Order and Order to Show Cause, 12/15/21).
2. Order Regarding Scheduled Show Cause Hearing, entered by Judge Chris Lanese

<sup>1</sup> Plaintiff has never filed nor served any summons in this case and Defendant believes that the trial court lacks personal jurisdiction and that all orders entered by the trial court are void. Defendant has filed a motion to dismiss, under CR 12(b) and a motion to vacate under CR 60, and that will be heard March 12, 2021, by the trial court. However, in an abundance of caution, Defendants file this notice of appeal as well as to all orders entered to date.

1 on December 18, 2020. (Att. 2, Show Cause Order, 12/18/20).

2 3. Order of Contempt, entered by Judge Chris Lanese on December 29, 2020. (Att. 3,  
3 Order of Contempt, 12/29/20).

4 4. Order Regarding Scheduled Show Cause Hearing, entered by Judge Chris Lanese  
5 on December 31, 2020 or January 4, 2021 (conflict between filing date and date  
6 judge signed). (Att. 4, Show Cause Order, 01/04/21).

7 5. Order on Show Cause Hearing entered by Judge Chris Lanese on January 13, 2021.  
8 (Att. 5, Order on Show Cause Hearing, 01/13/21).

9 6. Order Shortening Time entered by Judge Chris Lanese on January 14, 2021. (Att.  
10 6, Order Shortening Time, 01/14/21).

11  
12 Copies of all such orders are attached.

13 DATED this 10<sup>th</sup> day of February 2021.

14 HARBOR APPEALS AND LAW, PLLC

15  
16   
17 \_\_\_\_\_  
18 Drew Mazzeo, WSBA No. 46506  
19 Attorney for Farmboy

20 CERTIFICATE OF SERVICE

21 My name is Stacia Smith, I am over the age of 18. I declare this statement to be true and  
22 correct, under penalty of perjury under the laws of the state of Washington. I caused to be served  
23 this Notice of Appeal, on

24 Attorney General of Washington, Labor and Industries Division  
25 Att: Michael Hall, WSBA No. 19871  
Att: Brian Dew, WSBA No. 18877  
800 Fifth Avenue, Suite 2000  
Seattle, WA 98104-3188

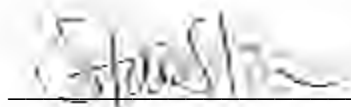
Notice of Appeal  
Page 2 of 3

HARBOR APPEALS AND LAW, PLLC  
2401 BRISTOL COURT SW, SUITE C-102  
OLYMPIA, WA 98502  
OFFICE@HARBORAPPEALS.COM  
PHONE: (360) 539-7156  
FAX: (360) 539-7205

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(360) 564-7740

via process server and via USPS first class mail, this 10<sup>th</sup> day of February, 2021.



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Stacia Smith  
Paralegal to Drew Mazzeo  
stacias@lifetime.legal

# **ATTACHMENT 1**

FILED  
SUPERIOR COURT  
THURSTON COUNTY, WA

2020 DEC 16 PM 4:15

Linda Myhre Enlow  
Thurston County Clerk

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**SUPERIOR COURT OF WASHINGTON  
FOR THURSTON COUNTY**

DEPARTMENT OF LABOR AND  
INDUSTRIES OF THE STATE OF  
WASHINGTON

Plaintiff,

v.

FARM BOY DRIVE IN

Defendant.

No. 20-2-02460-34

TEMPORARY RESTRAINING  
ORDER COMPELLING  
COMPLIANCE WITH AGENCY  
ORDER OF IMMEDIATE  
RESTRAINT AND ORDER TO  
SHOW CAUSE

*Clerk's Action Required  
EX PARTE*

This matter came before the Court for ex parte action on December 15, 2020, on the Department of Labor and Industries' (Department) petition for civil enforcement of the order of immediate restrained issued to Farm Boy Drive In on December 7, 2020 and delivered on December 8, 2020.

~~The Court heard the statements of counsel for the Department, Michael Hall, AAG, in support of the Department's petition.~~ The Court considered the Department's petition for civil enforcement and the Declarations of Michael Hall, Anne Soiza, Nicholas Strueli, in support of the petition.

Based on the evidence presented, the Court finds:

1. Pursuant to RCW 49.17.170, the Court has jurisdiction over the parties to, and the subject matter of, this petition for civil enforcement.

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2. The Department has a clear legal right to enforce the requirements of the Washington Industrial Safety and Health Act.
3. RCW 49.17.130 authorizes the Department, in making inspections and investigations under Chapter 49.17 RCW, to issue an order of immediate restraint if it determines that an employer has violated a requirement of any safety or health standard which violation is such that a danger exists from which there is substantial probability that death or serious physical harm could result to an employee.
4. Where an order of immediate restraint has been issued, RCW 49.17.130(3) authorizes the Office of the Attorney General, on behalf of the Department, to “make an application to the superior court of the county wherein such condition of employment or practice exists for a temporary restraining order or such other relief as appears to be appropriate under the circumstances.”
5. The factual record establishes that: On December 7, 2020, the Department issued an order and notice of immediate restraint to Farm Boy Drive In regarding business activity located at 3840 Maytown Rd SW, Olympia, WA 98512. The order of immediate restraint required the employer to immediately cease the business activity of indoor dine-in service, and to comply with Proclamation 20-25.8 and WAC 296-800-14035. Following receipt of the Order of Immediate Restraint on December 8, 2020, Farm Boy Drive In has continued to engage in the business activity of indoor dine-in service.
6. The Department has a well-grounded fear of immediate invasion of its clear legal right to enforce the requirements of the Washington Industrial Safety and Health Act, as allowing Farm Boy Drive Into continue to provide indoor dine-in service constitutes a violation of WAC 296-800-14035, WAC 296-800-1105, and the Washington Industrial Safety and Health Act.

1 7. Actual and substantial injury will result by allowing Farm Boy Drive In to continue  
2 operation in violation of the December 7, 2020 Order and Notice of Immediate  
3 Restraint in that employees in the State of Washington will be exposed to the risk of  
4 contracting COVID-19.

5 Based on the above findings, IT IS ORDERED:

6 The Department's Petition for a Temporary Restraining Order is granted. Farm Boy Drive  
7 In is hereby ordered to comply with the Department of Labor & Industries' December 7, 2020,  
8 Order of Immediate Restraint. Pursuant to RCW 49.17.190(4), violation of this Order is a gross  
9 misdemeanor, and upon conviction shall be punished by a fine of not more than ten thousand  
10 dollars or by imprisonment for not more than six months, or by both. Violation of this Order may  
11 also subject the violator to Contempt of Court.

12 I. SHOW CAUSE ORDER

13 It is Ordered the defendant appear and show cause, if any, why the Temporary  
14 Restraining Order should not be continued in full force and effect pending final determination  
15 of this action and why the other relief, if any, requested in the motion should not be granted. A  
16 hearing has been set for the following date, time and place:

17 Date: 12-22-20

Time: 1:30 P.M.

18 Place: Thurston County  
19 Superior Court


Room/Dept: 202

20 // 2000 Lakeridge Dr. S.W. Bldg. 2  
21 Olympia, WA 98502


22 // This hearing is set for a telephonic hearing on  
23 the above date and time. The parties/attorneys  
24 shall call 360-252-9685, use passcodes  
25 1234#  
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DATED this 15<sup>th</sup> day of December, 2020.

  
\_\_\_\_\_  
JUDGE

Presented by: **CHRISTOPHER LANESE**  
  
ROBERT W. FERGUSON  
Attorney General

  
\_\_\_\_\_  
MICHAEL HALL  
Assistant Attorney General  
WSBA No 19871  
(360) 586-7761

  
\_\_\_\_\_  
Brian Dew  
Assistant Attorney General  
WSBA No 18877  
(206) 389-2186



# **ATTACHMENT 2**

20-2-02460-34  
OR 21  
Order  
9454582

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FILED  
SUPERIOR COURT  
THURSTON COUNTY, WA

2020 DEC 18 PM 3:23

Linda Myhre Enlow  
Thurston County Clerk

**SUPERIOR COURT OF WASHINGTON  
IN AND FOR THURSTON COUNTY**

DEPARTMENT OF LABOR & INDUSTRIES  
FOR THE STATE OF WASHINGTON,

Plaintiff/Petitioner

v.

NAT D FOWLER and MARY M FOWLER, dba  
FARMBOY DRIVE IN,

Defendant/Respondent.

No. 20-2-02460-34

**ORDER REGARDING  
SCHEDULED SHOW CAUSE  
HEARING**

\*Clerk's Action Required


A motion hearing is scheduled in this case on **Tuesday, December 22, 2020**. The Court has modified its procedures and limited in-person hearings. See Thurston County Superior Court Emergency Administrative Orders in Cause No. 20-2-00001-34 (available on the court's website). Judge's Copies shall **not** be provided. All pleadings must be timely filed and served on all parties. **Proposed orders must be filed no later than noon the day before the hearing.**

It is ORDERED that:

The parties/attorneys shall appear remotely if possible. Page 2 of this order contains instructions for participating or observing a remote hearing. The hearing will be in open court at **1:30 p.m.** on the date above in courtroom 102.  
Zoom Meeting ID is: **950 5013 0973**

DATED: \_\_\_\_\_

12/18/20

  
\_\_\_\_\_  
Judge Chris Lanese

## **Joining by Computer or Smartphone**

Zoom hearings can be joined from the internet, the Zoom application (“App”), landline or mobile phone (**Instructions below**), and with a H.323 or SIP device.

You will need the Zoom Meeting ID and Passcode for the hearing. The Zoom Meeting ID and Passcode for your hearing can be found on the first page of this Order.

1. Go to <https://zoom.us/>
2. Once on the Zoom site and click the “Join a meeting” option, or use this link: <https://zoom.us/join>
3. Enter the Meeting ID and click “Join”

You can also download the App to your smartphone or device by visiting the Zoom website at <https://zoom.us/download> to download the App.

### **Join by telephone if:**

- You do not have a microphone or speaker on your PC/Mac,
- You do not have a smartphone (iOS or Android), or
- You cannot connect to a network for video and VoIP (computer audio), or
- You do not have internet access.

### **To join by telephone:**

If you are joining via telephone, call 1(253)215-8782 (Tacoma), then enter your hearing Zoom Meeting ID and Passcode for your hearing, which can be found on the first page of this Order.

## **Considerations for Remote Hearings:**

Remote hearings are just like attending court in person. Your behavior should be consistent with being in court.

- Dress appropriately as if in court;
- Avoid any background noise if possible;
- Mute your microphone unless you are asked to speak;
- Check your lighting and background before court; and
- Follow the judicial officer’s directions or risk being removed from the hearing.

**Do not use the chat function unless you need to indicate that you cannot hear the proceedings.**

Anyone who wishes to simply observe the hearing may rename/identify as “Observer” and leave audio and video off during the hearing.

**THE COURT KEEPS A RECORD OF ALL PROCEEDINGS.**

**DO NOT RECORD ANY COURT PROCEEDINGS WITHOUT PERMISSION OF THE COURT IN THE HEARING.**

You can order a transcript or copy of the hearing from the court. To order a transcript, go to the court’s website at:

<https://www.thurstoncountywa.gov/sc/Pages/transcripts.aspx>

# **ATTACHMENT 3**

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FILED  
SUPERIOR COURT  
THURSTON COUNTY, WA

2020 DEC 29 PM 1:51

LINDA MYHRE ENLOW  
THURSTON COUNTY CLERK

20-2-02460-34  
ORCN 37  
Order on Contempt  
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STATE OF WASHINGTON  
THURSTON COUNTY SUPERIOR COURT

DEPARTMENT OF LABOR AND  
INDUSTRIES OF THE STATE OF  
WASHINGTON

NO. 20-2-02460-34

ORDER OF CONTEMPT

Plaintiff,

v.

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

Defendant.

This matter came on for hearing on the 29th day of December, 2020. The Court heard argument from Michael Hall, Assistant Attorney General, on behalf of the Department of Labor & Industries, and Jason Celski on behalf of the Defendant (Farm Boy). The Court considered the files and records in this matter, including:

1. The files and records herein;
2. The Department's Motion for Contempt;
3. The Declaration of Lyndsey Banks;
4. Opposing Declarations filed 12/28/20
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Based on the foregoing, the Court makes the following:

**FINDINGS OF FACT**

- 1. 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 the Farm Boy to comply with the Department of Labor & Industries’s December 7, 2020 Order of Immediate Restraint, which prohibited Farm Boy from providing indoor dining services.
- 2. The TRO was served on Farm Boy on December 17, 2020.
- 3. Since the TRO issued, Farm Boy has continued to provide indoor dining services in violation of the Department’s Order of Immediate Restraint and in violation of this Court’s TRO.
- 4. By continuing to provide indoor dining services, Farm Boy has failed or refused to perform an act that is within its power to perform.
- 5. \_\_\_\_\_
- 6. \_\_\_\_\_
- 7. \_\_\_\_\_

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. Farm Boy is in violation of the Temporary Restraining Order issued on December 15, 2020, and served on December 17, 2020.
- 3. Pursuant to RCW 7.21.030, remedial sanctions against Farm Boy for its violation of the TRO are appropriate.
- 4. Sanctions against Farm Boy of \$2,000 a day from the period of December 18, 2020 through December 29, 2020 are reasonable.



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

4 DATED this 24<sup>th</sup> day of December, 2020.

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JUDGE

**Chris Lanese**

7 PRESENTED BY:

8 ROBERT W. FERGUSON  
9 Attorney General

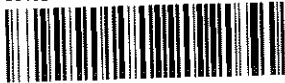


10  
11 MICHAEL HALL  
12 Assistant Attorney General  
13 WSBA No. 19871  
14 Attorneys for Department of Labor & Industries  
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# **ATTACHMENT 4**

20-2-02460-34  
OR 42  
Order  
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SUPERIOR COURT  
THURSTON COUNTY, WA

2021 JAN -4 AM 9:44

Linda Myhre Enlow  
Thurston County Clerk

**SUPERIOR COURT OF WASHINGTON  
IN AND FOR THURSTON COUNTY**

DEPARTMENT OF LABOR AND INDUSTRIES  
OF THE STATE OF WASHINGTON,

Plaintiff/Petitioner

v.

NAT D. FOWLER and MARY M. FOWLER, dba  
FARM BOY DRIVE IN,

Defendant/Respondent.

No. 20-2-02460-34

**ORDER REGARDING  
SHOW CAUSE HEARING**

\*Clerk's Action Required

**EX PARTE**

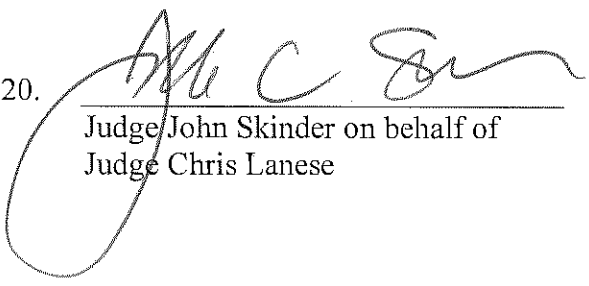
A Show Cause Hearing is scheduled in this case on Tuesday, January 5, 2021 at 3:00 p.m. The Court has modified its procedures and limited in-person hearings. See Thurston County Superior Court Emergency Administrative Orders in Cause No. 20-2-00001-34 (available on the court's website). Judge's Copies shall **not** be provided. All pleadings must be timely filed and served on all parties.

**Proposed orders must be filed no later than noon the day before the hearing.**

It is ORDERED that the hearing set for **Tuesday, January 5, 2021 will be heard at 1:30 p.m.** The parties/attorneys shall appear remotely if possible. Page 2 of this order contains instructions for participating or observing a remote hearing. The hearing will be in open court at 1:30 p.m. on the date above.

Zoom Meeting ID is: **980 5864 8474**

DATED this 31<sup>st</sup> day of December, 2020.

  
\_\_\_\_\_  
Judge John Skinder on behalf of  
Judge Chris Lanese

## **Instructions for Appearing at your Remote Hearing**

### **Joining by Computer or Smartphone**

Zoom hearings can be joined from the internet, the Zoom application ("App"), landline or mobile phone (**Instructions below**), and with a H.323 or SIP device.

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3. Enter the Meeting ID and click "Join"

You can also download the App to your smartphone or device by visiting the Zoom website at <https://zoom.us/download> to download the App.

### **Join by telephone if:**

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- You do not have a smartphone (iOS or Android), or
- You cannot connect to a network for video and VoIP (computer audio), or
- You do not have internet access.

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- Follow the judicial officer's directions or risk being removed from the hearing.

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Anyone who wishes to simply observe the hearing may rename/identify as "Observer" and leave audio and video off during the hearing.

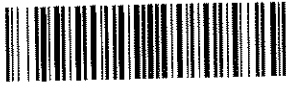
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<https://www.thurstoncountywa.gov/sc/Pages/transcripts.aspx>

# **ATTACHMENT 5**



FILED  
SUPERIOR COURT  
THURSTON COUNTY, WA

2021 JAN-13 - AM 11:22

Linda Myhre Enlow  
Thurston County Clerk

- 1  EXPEDITE
- 2  No Hearing Set
- 3  Hearing is Set:  
Date: 1/5/2021  
Time: 1:30 PM
- 4 Hon. Chris Lanese

STATE OF WASHINGTON  
THURSTON COUNTY SUPERIOR COURT

DEPARTMENT OF LABOR AND  
INDUSTRIES OF THE STATE OF  
WASHINGTON

NO. 20-2-02460-34

ORDER ON SHOW CAUSE  
HEARING

Plaintiff,

v.

EX PARTE

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

Defendant.

This matter came on for hearing on the 5th day of January. 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 Fowler Nat D. and Mary M dba Farm Boy Drive In (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;
2. This Court's Temporary Restraining Order issued on December 15, 2020;
3. Farm Boy's Response to Order to Show Cause and Temporary Restraining Order;

1 4. The Department's Reply to Defendants' Response to Order to Show Cause and Temporary  
2 Restraining Order; and

3 5. The Second Declaration of Lyndsey Banks.

4 Based on the foregoing, the Court makes the following:

5 **FINDINGS OF FACT**

- 6 1. On December 7, 2020, the Department issued an order of immediate restraint  
7 prohibiting Farm Boy from providing indoor dining services.
- 8 2. On December 15, 2020, this Court issued a Temporary Restraining Order pursuant to  
9 RCW 49.17.130 and RCW 49.17.170. The TRO ordered Farm Boy to comply with the  
10 Department of Labor & Industries' December 7, 2020 order of immediate restraint.
- 11 3. The TRO was served on Farm Boy on December 17, 2020.
- 12 4. The Department has a clear legal right to enforce the requirements of the Washington  
13 Industrial Safety and Health Act and the rules promulgated thereunder.
- 14 5. RCW 49.17.130 authorizes the Department, in making inspections and investigations  
15 under Chapter 49.17 RCW, to issue an order of immediate restraint if it believes an  
16 employer has violated a requirement of any safety or health standard which violation is  
17 such that a danger exists from which there is substantial probability that death or  
18 serious physical harm could result to an employee.
- 19 6. Where an order of immediate restraint has been issued, RCW 49.17.130(3) authorizes  
20 the Office of the Attorney General, on behalf of the Department, to "make an  
21 application to the superior court of the county wherein such condition of employment  
22 or practice exists for a temporary restraining order or such other relief as appears to be  
23 appropriate under the circumstances."
- 24 7. Pursuant to RCW 49.17.170(1), "[i]n addition to and after having invoked the powers  
25 of restraint vested in the director as provided in RCW 49.17.130 the superior courts of  
26 the state of Washington shall have jurisdiction upon petition of the director, through

1 the attorney general, to enjoin any condition or practice in any workplace from which  
2 there is a substantial probability that death or serious physical harm could result to any  
3 employee immediately or before the imminence of such danger can be eliminated  
4 through the enforcement procedures otherwise provided by this chapter.”

5 8. The factual record establishes that: On December 7, 2020, the Department issued an  
6 order of immediate restraint to Farm Boy regarding business activity located at 3840  
7 Maytown Rd SW, Olympia, WA 98512.. The order of immediate restraint required the  
8 employer to immediately cease the business activity of indoor dine-in service and to  
9 comply with Governor Jay Inslee’s COVID proclamations and WAC 296-800-14035.  
10 Following issuance of the Order of Immediate Restraint on December 7, 2020, Farm  
11 Boy engaged in the business activity of indoor dine-in service. Following issuance of  
12 the temporary restraining order, it continued to engage in the activity of indoor dine-in  
13 services.

14 9. The Department has a well-grounded fear of immediate invasion of its clear legal right  
15 to enforce the requirements of the Washington Industrial Safety and Health Act, as  
16 allowing Farm Boy to continue to provide indoor dine-in service constitutes a  
17 violation of WAC 296-800-14035 and the Washington Industrial Safety and Health  
18 Act.

19 10. Actual and substantial injury will result by allowing Farm Boy to continue operation in  
20 violation of the Order of Immediate Restraint in that employees in the State of  
21 Washington will be exposed to the risk of contracting COVID-19.

22 11. There is a substantial probability that death or serious physical harm could result to  
23 employees immediately or before the imminence of such danger can be eliminated  
24 through the enforcement procedures otherwise provided by Chapter 49.17 RCW.

25 12. There has been no change in the status quo since the TRO was issued and served.  
26

1 13. Good cause exists to continue to keep the temporary restraining order in place in this  
2 matter.

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

4 **CONCLUSIONS OF LAW**

- 5 1. This Court has jurisdiction over the parties to, and the subject of, this matter.
- 6 2. The TRO was properly issued and should remain in full force and effect until otherwise
- 7 ordered by this Court or until Farm Boy is permitted to resume offering indoor dining
- 8 services pursuant to the Governor's COVID-19 proclamations, whichever occurs first.

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

11 **ORDER**

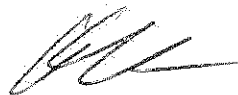
12 1. The temporary restraining order shall remain in full force and effect until  
13 otherwise ordered by this Court or until Farm Boy is permitted to resume offering indoor dining  
14 services pursuant to the Governor's COVID-19 proclamations, whichever occurs first.

15 2. It is ordered that this matter be set for hearing on January 19, 2021, at 1:30 p.m.  
16 The hearing will be conducted via Zoom. *a preliminary injunction*

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

20 DATED this 16<sup>th</sup> day of January, 2021.

21  
22 JUDGE



23 **Chris Lanese**

*Defendant's opposition memorials are due by 1/14/21.  
Plaintiff's reply memorials are due by 1/15/21.*

*CL*



## **Instructions for Appearing at your Remote Hearing**

### **Joining by Computer or Smartphone**

Zoom hearings can be joined from the internet, the Zoom application ("App"), landline or mobile phone (**Instructions below**), and with a H.323 or SIP device.

You will need the Zoom Meeting ID and Passcode for the hearing. The Zoom Meeting ID and Passcode for your hearing can be found on the first page of this Order.

1. Go to <https://zoom.us/>
2. Once on the Zoom site and click the "Join a meeting" option, or use this link: <https://zoom.us/join>
3. Enter the Meeting ID and click "Join"

You can also download the App to your smartphone or device by visiting the Zoom website at <https://zoom.us/download> to download the App.

### **Join by telephone if:**

- You do not have a microphone or speaker on your PC/Mac,
- You do not have a smartphone (iOS or Android), **or**
- You cannot connect to a network for video and VoIP (computer audio), **or**
- You do not have internet access.

### **To join by telephone:**

If you are joining via telephone, call 1(253)215-8782 (Tacoma), then enter your hearing Zoom Meeting ID and Passcode for your hearing, which can be found on the first page of this Order.

### **Considerations for Remote Hearings:**

Remote hearings are just like attending court in person. Your behavior should be consistent with being in court.

- Dress appropriately;
- Avoid any background noise if possible;
- Mute your microphone unless you are asked to speak;
- Check your lighting and background before court; and
- Follow the judicial officer's directions or risk being removed from the hearing.

**Do not use the chat function unless you need to indicate that you cannot hear the proceedings.**

Anyone who wishes to simply observe the hearing may rename/identify as "Observer" and leave audio and video off during the hearing.

**THE COURT KEEPS A RECORD OF ALL PROCEEDINGS.**

**DO NOT RECORD ANY COURT PROCEEDINGS WITHOUT PERMISSION OF THE COURT IN THE HEARING.**

You can order a transcript or copy of the hearing from the court. To order a transcript, go to the court's website at:

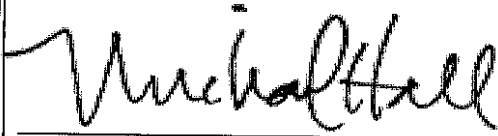
<https://www.thurstoncountywa.gov/sc/Pages/transcripts.aspx>

# **ATTACHMENT 6**



1 PRESENTED BY:

2 ROBERT W. FERGUSON  
3 Attorney General

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6 MICHAEL HALL  
7 Assistant Attorney General  
8 WSBA No. 19871  
9 Attorneys for Department of Labor & Industries  
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