

THE HONORABLE JAMES L. ROBERT

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	
)	Case No. 2:12-cv-01282-JLR
Plaintiff,)	
)	STIPULATED MOTION FOR
vs.)	APPROVAL OF A REVISED SCHEDULE
)	OF PRIORITIES FOR THE
CITY OF SEATTLE,)	SETTLEMENT AGREEMENT
)	
Defendant.)	NOTE ON MOTION CALENDAR:
)	August 8, 2013

STIPULATION

Appendix A to the Monitoring Plan for the First Year, approved by the Court on March 12, 2013 [Doc. 67], is a Schedule of Priorities for implementation of the Settlement Agreement that also sets forth dates for the City to deliver draft materials to the Monitor for review and approval.

Appendix A lists the priorities by topic, sub-topic, the deadline for the City to provide a draft to the Monitor, and compliance deadline.

As work has progressed on implementation of the Settlement Agreement, the parties have recognized and agreed that some of the deadlines in the previously-approved Appendix A will need

1 to be amended to assure the orderly, collaborative and efficient implementation of the Settlement
2 Agreement, and that others will need to be adjusted to correct some internal inconsistencies. The
3 revised Appendix A that is attached to this Stipulation reflects the parties' agreement on a new
4 Schedule of Priorities. The Monitor has reviewed the revised Appendix A, and has approved it.
5 The parties therefore jointly request that the Court approve the attached revised Appendix A.

6 DATED this 8th day of August, 2013.

7 UNITED STATES OF AMERICA

CITY OF SEATTLE

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10 s/ J. Michael Diaz

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15 s/ Michelle L. Leung

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[PROPOSED] ORDER

THIS MATTER came before the Court on the stipulated motion of the United States of America and the City of Seattle for approval of a revised Appendix A (Schedule of Priorities) to the Monitoring Plan that was approved by the Court on March 12, 2013. Having considered the parties' stipulation and the other pleadings and papers filed in this matter,

IT IS HEREBY ORDERED that the revised Appendix A to the Monitoring Plan that is attached to this Order is approved, and will supersede the previously-approved Appendix A.

DATED: _____, 2013.

HONORABLE JAMES L. ROBART
United States District Judge

CERTIFICATE OF SERVICE

I certify that on the 8th day of August, 2013, I electronically filed this document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following attorneys of record:

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DATED this 8th day of August, 2013, at Seattle, King County, Washington.

s/ Teresa M. Eidem
Teresa M. Eidem

ATTACHMENT

Revised Appendix A

Appendix A

Schedule of Priorities for the Settlement Agreement

The following table categorizes the subject areas of the City's obligations under the Settlement Agreement and provides the Monitor's prioritization of those subject areas for implementation.

- **Priorities**: In the first column, we list our priorities (1-18), and cross-reference the City's priority designators (1A-4A).
- **Topic**: The second column lists the general topic that is prioritized and corresponds to the color codes of SPD's Matrix.
- **Sub-Topic**: The third column lists a sub-topic that is being prioritized. These sub-topics are broken down into more general categories than the SPD Matrix does, and represents the way that the Monitor understands the SA provisions to be broken down.
- **Draft Deadline**: The fourth column states a deadline by which the City provides the Monitor a draft of the policy, training curriculum, or whatever other document is to be produced. These deadlines match those provided in SPD's Matrix. (Where no deadline was provided in SPD's Matrix, we proposed what we believe are reasonable deadlines based on SPD's Matrix and where the topic falls in the Monitor's list of priorities.) Provision of a draft document to the Monitor does not automatically require the Monitor and DOJ to review and comment within 45 days of submission. Instead, provision of a draft document begins a collaborative discussion with the Monitor about development of the policy, training curricula, implementation, and measurement.
- **Compliance Deadline**: The fifth column proposes what the Monitor believes to be a realistic deadline for the City to reach compliance with provisions. Note that the deadlines do not correspond chronologically to the priority for various reasons.

MONITOR'S SCHEDULE OF PRIORITIES

PRIORITY / CITY DESIG.	TOPIC	SUBTOPIC SA PARAGRAPH NUMBERS	DEADLINE TO PROVIDE DRAFT TO MONITOR	DEADLINE FOR COMPLIANCE ¹
1 / 1A	Use of Force	Reporting and Investigation Policy Development (SA ¶¶ 70-71, 73, 91-118. See also ¶¶ 69, 72, 127)	3/31/13	8/31/13
2 / 1A	Use of Force	Use of Force Committee (SA ¶¶ 70-71, 119-125) FBI Manual (SA ¶ 115)	6/30/13	11/30/13
3 / 1A	Use of Force	Training Curricula (SA ¶¶ 127-129)	Use of Force: 12/31/13 FBI & IFC: 3/31/14	Use of Force: 4/30/14 FBI & IFC: 7/31/14
4 / 1B	Stops and Detentions	Policy (SA ¶¶ 139-141)	1/31/13	12/31/13 (CPC may weigh in)
5 / 1B	Stops and Detentions	Training (SA ¶¶ 142-143)	4/30/14	8/31/14 (CPC may weigh in)
6 / 1B	Stops and Detentions	Supervision (SA ¶¶ 144)	12/31/13	6/30/14

¹ This chart provides compliance deadlines for SPD's policies and training under the Settlement Agreement. The monitoring plan reflects both parties' expectations that compliance deadlines for full implementation of the City's obligations under the Settlement Agreement, which are generally referred to as the "practice requirements" in Appendix B, will be developed at a later date.

MONITOR'S SCHEDULE OF PRIORITIES

PRIORITY / CITY DESIG.	TOPIC	SUBTOPIC SA PARAGRAPH NUMBERS	DEADLINE TO PROVIDE DRAFT TO MONITOR	DEADLINE FOR COMPLIANCE ¹
7 / 1C	Crisis Intervention	Policy Development, including Data Collection (SA ¶¶ 130-132 & 136; MOU ¶ 25(b))	Memo – 3/15/13 Policy – 6/30/13	1/31/14
8 / 1C	Crisis Intervention	Training (SA ¶¶ 133-135)	CIAD 6/1/13 Dispatcher 9/1/13	1/31/14
9 / 2A	Supervision	Span of Control (SA ¶ 153)	12/31/13 Needs assessment due	6/30/14
10 / 2A	Supervision	Unity of Command (SA ¶ 154)	Update due 9/30/13	12/31/13
11 / 2A	Supervision	Acting Sergeants (SA ¶ 155)	Update to 3/25/13 Plan due 12/31/13	6/30/14

PRIORITY / CITY DESIG.	TOPIC	SUBTOPIC SA PARAGRAPH NUMBERS	DEADLINE TO PROVIDE DRAFT TO MONITOR	DEADLINE FOR COMPLIANCE ¹
12 / 2A	Supervision	Supervision of Sergeants (SA ¶ 156)	Q1 2014 – metrics established	12/31/14
13 / 2A	Supervision	EIS Policy including Data Collection (SA ¶¶ 157-163)	9/30/13	3/1/14
14 / 3A	Bias Free Policing	Policy (SA ¶¶ 146 & 151)	1/31/13	12/31/13 (requires CPC consultation)
15 / 3A	Bias Free Policing	Training (SA ¶¶ 147-149)	4/30/14	8/31/14 (requires CPC consultation)
16 / 3A	Bias Free Policing	Supervision (SA ¶¶ 150-152)	12/31/13	6/30/14
17 / 1A	Use of Force	Weapon Specific Policies (SA ¶¶ 74-90)	3/31/13	8/31/13
18 / 4A	OPA	Policy and Manual Development (SA ¶¶ 164-168), including the Anti - Retaliation Policy (¶ 166) & Reporting Misconduct Policy (¶ 165)	12/31/13	6/30/14 (CPC may weigh in)