

THE SUPREME COURT

STATE OF WASHINGTON



September 6, 2007

RONALD R. CARPENTER
SUPREME COURT CLERK

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TEMPLE OF JUSTICE

P.O. BOX 40929
OLYMPIA, WA 98504-0929

(360) 357-2077
e-mail: supreme@courts.wa.gov
www.courts.wa.gov

Shawn Timothy Newman
Attorney at Law
2507 Crestline Dr NW
Olympia WA 98502-4327

Philip Andrew Bacus
Kitsap County Prosecutors Office
MS 35A
614 Division St
Port Orchard WA 98366-4681

Pamela H. Anderson
Mark Hodgeman Calkins
Attorney Generals Office
PO Box 40109
Olympia WA 98504-0109

Hon. Betty Gould, Clerk
Thurston County Superior Court
2000 Lakeridge Drive SW, Bldg. 2
Olympia, WA 98502-6001

Re: Supreme Court No. 79839-7 – American Legion Post No. 149 v. Washington State Dept.
of Health, et al.
Thurston County No. 06-2-01384-8

Clerk & Counsel:

Enclosed is a copy of the Order entered following hearing of the above referenced matter on the Court's September 5, 2007, Motion Calendar.

This case may be set for oral argument in the court's Fall 2007, session. The court's available dates for scheduling oral arguments are October 23, October 25, November 6, November 27, 2007, and may be subject to change. **Counsel should advise this court by no later than September 14, 2007, of any unavailable dates and those may be avoided if possible.**

Counsel are advised that due to the short time frame for setting of cases for oral argument, that any supplemental briefs should be timely filed and that motions for extensions of time to file supplemental briefs may not be granted if filed. See RAP 13.7(d).

For this purpose only, information may be sent via Internet e-mail to Lisa.Bausch@courts.wa.gov. Oral argument will be twenty minutes per side. Exceptions to this time limit may only be obtained through a written request, subject to the Court's approval.

Sincerely,

A handwritten signature in cursive script that reads "Lisa Bausch".

LISA BAUSCH
Office/Case Manager

Enclosure as stated



THE SUPREME COURT OF WASHINGTON

AMERICAN LEGION POST NO. 149,)
)
 Appellant,)
)
 v.)
)
 WASHINGTON STATE DEPARTMENT OF)
 HEALTH AND THE KITSAP COUNTY)
 HEALTH DISTRICT,)
)
 Respondents.)
 _____)

NO. 79839-7

ORDER

Thurston County
No. 06-2-01384-8

Department I of the Court, composed of Chief Justice Alexander and Justices C. Johnson, Sanders, Chambers and Fairhurst (Justice Owens sat for Justice Fairhurst), considered this matter at its September 5, 2007, Motion Calendar and unanimously agreed that the following order be entered.

IT IS ORDERED:

That this court will retain this case for hearing and decision.

DATED at Olympia, Washington this 5th day of September, 2007.

For the Court

Gary L. Alexander
CHIEF JUSTICE

FILED
SUPREME COURT
STATE OF WASHINGTON
2007 SEP -5 A 10:15
BY RONALD R. SARPENTER
CLERK

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