

FILED
SUPERIOR COURT
THURSTON COUNTY, WA

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LINDA MYHRE ENLOW
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SUPERIOR COURT FOR THE STATE OF WASHINGTON
IN THE COUNTY OF THURSTON

ex parte

NATIONAL ASSOCIATION OF MUTUAL
INSURANCE COMPANIES,
Petitioner,

No. 22-2-00180-34
(consolidated with no. 22-2-00195-34)

v.

OFFICE OF THE INSURANCE
COMMISSIONER OF THE STATE OF
WASHINGTON and MIKE KREIDLER, in
his official capacity as INSURANCE
COMMISSIONER FOR THE STATE OF
WASHINGTON,

STIPULATED ORDER MODIFYING
STAY OF ENFORCEMENT OF
ADMINISTRATIVE RULE

~~[Proposed]~~

EX PARTE

Respondents.

AMERICAN PROPERTY CASUALTY
INSURANCE ASSOCIATION;
PROFESSIONAL INSURANCE AGENTS
OF WASHINGTON; and INDEPENDENT
INSURANCE AGENTS AND BROKERS
OF WASHINGTON,

Petitioners,

v.

OFFICE OF THE INSURANCE
COMMISSIONER OF THE STATE OF
WASHINGTON and MIKE KREIDLER, in
his official capacity as INSURANCE
COMMISSIONER FOR THE STATE OF
WASHINGTON,

Respondents.

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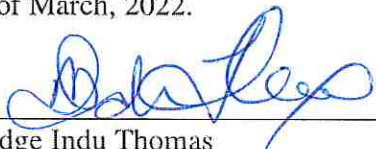
I. STIPULATION

The parties in these consolidated cases previously stipulated to temporarily stay enforcement of an administrative rule promulgated by the respondents on February 1, 2022, R2021-07 regarding the temporary prohibition of use of credit history. On February 25, 2022, based on the parties' stipulation, on February 25, 2022, this Court entered a stay "until fifty two (52) days after the certified rule-making file is filed with the court." On March 11, 2022, based on another stipulation of the parties, this Court set a hearing on the merits for May 27, 2022, and extended the stay "until May 27, 2022, or, if the court is unavailable, or takes the matter under advisement, until this matter is heard and decided, or until such time thereafter as the Court may decide by further order." For efficiency and to avoid the need for future litigation or court action regarding the matter of a stay, the parties now stipulate that the stay of enforcement of the rule should extend through the deadline to file a notice of appeal of the final determination on the merits by this Court and, if a notice of appeal is timely filed, through issuance of the mandate by an appellate court under RAP 12.5, or until entry of a final decision by the Washington State Supreme Court, should this matter be further timely appealed.

II. ORDER

Based on the foregoing stipulation, this Court concludes that extension of the stay previously ordered is appropriate and warranted. NOW, THEREFORE, it is ORDERED that enforcement of the challenged rule is stayed through the deadline to file a notice of appeal of the final determination on the merits by this Court and, if a notice of appeal is timely filed, through issuance of the mandate by an appellate court under RAP 12.5, or until entry of a final decision by the Washington State Supreme Court, should this matter be further timely appealed.

DATED this 27th day of March, 2022.



Judge Indu Thomas

1 Presented and agreed by:

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Assistant Attorney General, Attorney for
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STIPULATED ORDER MODIFYING STAY OF ENFORCEMENT
OF ADMINISTRATIVE RULE - 3

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