THE HONORABLE JUDGE DAVID G. ESTUDILLO

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA

GABRIELLA SULLIVAN, et al.,

Plaintiffs,

-VS-

BOB FERGUSON, in his official capacity as Washington State Attorney General, et al.,

Defendants.

NO. 3:22-cv-05403 DGE

DEFENDANTS ENRIGHT AND GESE'S RESPONSE TO ORDER TO SHOW CAUSE

The trial court has inherent power to appoint its own expert to aid the court in resolving a scientific or technical issue. *G.K. Las Vegas Ltd. P'ship v. Simon Prop. Grp., Inc.*, 671 F. Supp. 2d 1203, 1224 (D. Nev. 2009). Should the Court determine that a court-appointed expert would assist the court in this case, Defendants Enright and Gese do not oppose such an appointment.

Respectfully submitted this 6^{th} day of February 2023.

CHAD M. ENRIGHT
Kitsap County Prosecuting Attorney

/s/ Christine M. Palmer

IONE S. GEORGE, WSBA No. 18236 CHRISTINE M. PALMER, WSBA No. 42560 Attorneys for Defendants Enright and Gese 1 2

CERTIFICATE OF SERVICE

I certify that on February 6, 2023, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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SIGNED in Port Orchard, Washington this 6^{th} day of February, 2023.

/s/ Christine M. Palmer
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CHAD M. ENRIGHT