

APR 27 2015

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STATE OF WASHINGTON  
BENTON COUNTY SUPERIOR COURT

ROBERT INGERSOLL and CURT FREED,

Plaintiffs,

v.

ARLENE'S FLOWERS, INC., d/b/a  
ARLENE'S FLOWERS AND GIFTS, and  
BARRONELLE STUTZMAN,

Defendants.

No. 13-2-00953-3

NOTICE OF APPEAL  
TO THE SUPREME COURT OF  
WASHINGTON

Defendants Arlene's Flowers, Inc. and Barronelle Stutzman seek direct review by the Supreme Court of Washington of the Benton County Superior Court's (1) Judgment and Order of Permanent Injunction in favor of Plaintiffs Ingersoll and Freed entered on March 27, 2015. <sup>1</sup>

This judgment encompasses the Benton County Superior Court's (a) Memorandum Decision and Order Granting Plaintiff State of Washington's Motion for Partial Summary Judgment on Defendants' Non-Constitutional Defenses, Denying

<sup>1</sup> On July 24, 2013, this matter was consolidated with *Washington v. Arlene's Flowers, et al.*, Case No. 13-2-00871-5, for the purposes of "pretrial discovery, dispositive motions, and related matters." The trial court reserved its decision as to whether the cases should be consolidated for trial. See Dkt. #62, pp.2-3. Per RAP 5.3(e), Defendants have filed separate notices for each case.

1 Defendants' First Motion for Summary Judgment Against Plaintiff State of Washington,  
2 and Denying In Part and Granting In Part Defendants' Motion for Partial Summary  
3 Judgment on Plaintiffs' Claims Against Barronelle Stutzman In Her Personal Capacity  
4 entered on January 7, 2015, and (b) Memorandum Decision and Order Denying  
5 Defendants' Motion for Summary Judgment Based on Plaintiffs' Lack of Standing,  
6 Granting Plaintiff State of Washington's Motion for Partial Summary Judgment On  
7 Liability and Constitutional Defenses, and Granting Plaintiffs Ingersoll and Freed's  
8 Motion for Partial Summary Judgment entered on February 18, 2015.

9  
10 Copies of these decisions are attached to this notice.

11 Defendants/Petitioners are represented by:

12 Kristen K. Waggoner, WSBA no. 27790  
13 Jon Scruggs, *pro hac vice*  
14 Rory T. Gray, *pro hac vice*  
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23 Plaintiffs Ingersoll and Freed/Respondents are represented by:

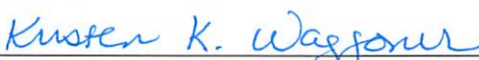
24 Michael R. Scott  
25 Amit D. Ranade

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15 RESPECTFULLY SUBMITTED this 27th day of April 2015.

17 

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4 *Attorneys for Defendants*

5 **CERTIFICATE OF SERVICE**

6 On April 27, 2015, I caused to be served via regular mail and email, the foregoing  
7 upon all counsel of record:

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*Attorneys for Plaintiffs*  
*Robert Ingersoll and Curt Freed*



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