

Hon. Paris K. Kallas
Chief Civil Judge

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IN THE SUPERIOR COURT OF WASHINGTON
FOR KING COUNTY

B.T. ROBERT MAHONEY,

Petitioner,

vs.

CITY OF SEATTLE, SEATTLE POLICE
DEPARTMENT,

Respondent.

)
)
) Case No: 09-2-35154-6SEA
)
)

) ~~PROPOSED ORDER~~ PKI

) Clerk's Action Required
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THE COURT, having read and considered B.T. Robert Mahoney's Petition for Writ of Certiorari, the principal and reply briefs of Petitioner Mahoney, the opposition brief of the City of Seattle and Seattle Police Department, the record of the proceedings before the Seattle Public Safety Civil Service Commission; and having considered heard the argument of counsel, and, **NOW, THEREFORE,**

IT IS HEREBY ORDERED that

- 1. The Seattle Public Safety Civil Service Commission's August 26, 2010, Amended Findings of Fact, Conclusions of Law, and Order are **AFFIRMED** on the grounds that--
 - a. In making its determination, the Commission violated no rule of law to the prejudice of the Petitioner, Mr. Mahoney;

~~PROPOSED~~ ORDER - 1
PKk

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b. There was sufficient competent proof of the facts to enable the Commission to make an proper and authorized determination of the matter before it; and

c. The Commission's factual determinations are supported by substantial evidence.

d. *Recent further incorporates the attached memorandum*
2. In accordance with RCW 7.16.130, the Clerk shall transmit a copy of the judgment in this matter to the Executive Director of the Seattle Public Safety Civil Service Commission.

3. The parties shall bear their own costs.

DATED this 29 day of April, 2010.

Paris K. Kallas

Hon. Paris K. Kallas, Chief Civil Judge
King County Superior Court

Presented by:

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Attorneys for Respondent

~~PROPOSED~~ ORDER - 2

PKK

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PKK
Decision