

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

WASHINGTON STATE UNIVERSITY,
an institution of higher education and
agency of the State of Washington; KIRK
H. SCHULZ, in his official capacities as
the President of Washington State
University and Chair of the Pac-12 Board
of Directors; OREGON STATE
UNIVERSITY, an institution of higher
education and agency of the State of
Oregon; and JAYATHI Y. MURTHY, in
her official capacities as the President of
Oregon State University and Member of
the Pac-12 Board of Directors,

Plaintiffs,

v.

THE PAC-12 CONFERENCE; and
GEORGE KLIAVKOFF, in his official
capacity as Commissioner of the Pac-12
Conference,

Defendants.

No. 1 0 2 5 6 2 - 9

RULING TEMPORARILY STAYING
PRELIMINARY INJUNCTION

The University of Washington (UW) seeks this court's direct discretionary review of a preliminary injunction issued by the Whitman County Superior Court in favor of Washington State University (WSU) and Oregon State University (OSU) (1) prohibiting the Pac-12 Conference and its board of directors from recognizing as board members any persons other than the board representatives of WSU and OSU, (2)

prohibiting the board from holding any meeting that includes representatives from Pac-12 Conference members that have delivered notice of their intent to withdraw from the conference, and (3) prohibiting the board from allowing any representatives from withdrawing members to attend, participate, or vote in any board meeting. The injunction is scheduled to take effect on November 20, 2023. This court has not yet decided whether to grant review, but meanwhile, UW moves for an emergency stay of the preliminary injunction pending this court's potential review.

To maintain the status quo, the preliminary injunction is ordered temporarily stayed until the motion for an emergency stay can be ruled upon. During the pendency of this temporary stay, and until further order of the court, the temporary restraining order issued by the superior court on September 11, 2023, shall remain in effect, prohibiting the Pac-12 Conference Board of Directors from holding any board meeting and from taking any action without the unanimous consent of all Pac-12 Conference members.

The clerk of the court shall issue a schedule for further briefing and consideration of this case.


DEPUTY COMMISSIONER

November 16, 2023