

NOV 13 2024

FILED

IN THE LOWER DISTRICT COURT  
FOR THE COUNTY OF KITTTAS, WASHINTON STATE

IN THE MATTER OF	)	ADMINISTRATIVE ORDER
EMERGENCY RESPONSE TO WASHINGTON	)	NO. 2024-01
STATE ADMINISTRATIVE OFFICE OF THE	)	
COURTS INFORMATION TECHNOLOGY	)	
SERVICE OUTAGE	)	

WHEREAS, on November 3, 2024, the Washington State Administrative Office of the Courts (AOC) notified courts across the State of Washington that a significant disruption had occurred to information systems that are hosted by the AOC due to “unauthorized activity on the Washington Courts network”;

WHEREAS, Washington Courts, including the Lower Kittitas County District Court, are unable to access any systems or databases hosted by AOC including but not limited to the Judicial Information System (JIS) and the Abstract of Driving Record (ADR), and therefore have limited or no access to Washington State case information, Washington State criminal history, Washington State Department of Licensing (DOL) records, and Washington State Protection Order history;

WHEREAS, the Revised Code of Washington requires that judicial officers consult certain databases prior to entering certain orders;

WHEREAS, the disruption to AOC systems has had a significant impact on court operations and AOC has not identified a date on which access to all systems will resume;

WHEREAS, because emergency procedures that have been implemented are time consuming and require additional resources, the Court must take steps to limit its

operations and modify its processes to ensure that the most time sensitive matters can proceed without delay;

WHEREAS, the Lower Kittitas County District Court has limited access to NCIC/III nationwide criminal histories through probation or the prosecuting attorney;

WHEREAS, on November 8, 2024, the Washington State Supreme Court promulgated Emergency Administrative Order No. 25700-B-720 allowing Washington Courts to expand or extend time rules on criminal cases regarding filing, speedy trial, sentencing, and out of custody arraignments, and speedy infraction filings, hearings, and disposition, if the unavailability of the AOC networks and databases hinders the local court's ability to meet said deadlines or process filings submitted by litigants, and allowing courts to use other databases to get information not available via JIS or DOL as required by statute;

WHEREAS, the following expansion and extensions of rules are necessary because of the unavailability of the AOC networks and databases in order for the Lower Kittitas County District Court to meet deadlines, process filings submitted by litigants, and effectively decide cases;

NOW, THEREFORE, THE FOLLOWING IS HEREBY ORDERED:

In order to continue the essential work of the Lower Kittitas County District Court during the AOC system disruption, the Lower Kittitas County District Court adopts the following rules and procedures immediately and on an emergency basis.

#### SUSPENDED COURT RULES

- 1) All court rules, policies, and procedures regarding filing, scheduling, docketing, and transmitting information to AOC are extended by 14 days from the date of this order or until the AOC judicial information systems are restored, whichever is later.
- 2) All time requirements of CrRLJ 3.3, CrRLJ 4.1, CrRLJ 4.7, IRLJ 2.1, IRLJ 2.6 (both civil infractions and vehicle-related violations) and any other court rule, policy or procedure governing 'time' is hereby extended for 14 days from the date of this order or until the AOC judicial information systems are restored, whichever is later.

## AFFECTED CASE TYPES

Because of the inability to access certain information systems, the Court is unable and therefore will not act on the following types of motions/petitions for at least 14 days from the Date of this order or until the AOC judicial information systems are restored, whichever is later:

- 1) Motion to Modify a Protection order or criminal No Contact Order
- 2) Granting and/or reviewing compliance of a Deferred Finding on an infraction
- 3) Granting and/or reviewing Completion of a Deferred Prosecution
- 4) Reviewing Completion of a Stipulated order for Stay of Proceedings
- 5) Accepting and/or processing of Civil and Small Claims suits
- 6) Any other motion/petition that cannot statutorily be decided without a review of an AOC system or database that cannot be currently accessed.

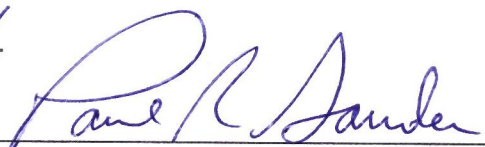
## DISCRETION TO CONTINUE A MOTION HEARING

The Court relies on AOC informational systems when ruling on many matters, even when it is not statutorily required to do so. The Court retains discretion to continue a motion hearing for which the judicial officer lacks vital information based on the AOC outage. This includes but is not limited to:

- 1) Arraignment hearings
- 2) Sentencing hearings
- 3) Probation violation and/or other Review hearings
- 4) Infraction hearings
- 5) Deferred Prosecution petitions
- 6) Temporary Order Protection Order hearings
- 7) Full Order Protection Order hearings
- 8) Name Change hearings.

Therefore, it is hereby ORDERED that this Order will take effect retroactively to November 8, 2024, and will remain in effect until further order of this court.

DATED this 13 day of Nov., 2024.

  
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Paul R. Sander  
Presiding Judge  
Lower Kittitas County District Court