

WASHINGTON STATE BAR ASSOCIATION

Court Rules and Procedures Committee

Court Rules and Procedures Meeting

NOTICE IS HEREBY GIVEN by the Washington State Bar Association, that a Court Rules and Procedures Committee meeting will be held on:

Date: Monday, October 24, 2022

Time: 9:30 – 11:00 AM (or until all business is completed)

Location: Virtual Meeting Only

Some or all committee members may participate via conference call. Call-in instructions are pasted below for members of the public who would like to attend telephonically.

The purpose of the meeting is for the board to discuss, deliberate, and take potential final action regarding the following agenda items:

Agenda:

1. Welcome/Introductions
2. Approval of Minutes
 - a. September 26, 2022
3. Subcommittee Assignments
 - a. Evidence Rules (ER)
 - b. Infraction Rules for Courts of Limited Jurisdiction (IRLJ)
 - c. Subcommittee X
4. Remaining Work from FY 2022
5. Other Business for the Good of the Order

Reasonable accommodations for people with disabilities will be provided upon request. Please email NicoleG@wsba.org or call 206-727-8237.

Instructions for public call-in:

You are not required to state your name to join this meeting. Committee members will be required to state their name in order to establish a quorum.

Remote Participant Information:

Meeting ID: 818 3676 3865 || Passcode: 785117

Link to access the Zoom meeting:

<https://wsba.zoom.us/j/81836763865?pwd=VUZ4TWN3Nk5lNjBGend3STNwUUlQZz09>

Zoom Conference Call Lines: LOCAL OPTION: (253) 215-8782 || TOLL-FREE OPTION: (888) 788-0099



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Court Rules and Procedures Committee

Meeting Minutes September 26, 2022

Members Present: Chair Isham Reavis, Lesli Ashley, Magda Baker, Paul Crisalli, Tony DiTommaso, Brian Esler, Duffy Graham, Matthew Monahan, Laurel Smith, Andrew Van Winkle, and Coreen Wilson.

Members Excused: Rane Casalegno, Ofelia Granados, Zachary Pekelis Jones, Travis Kennedy, Karen Knutsen, Margaret Macrae, Jeff Sbaih, Kathleen Shircliff, Alexandria Smith, and Emory Wogenstahl.

Also Attending: Judge Blaine Gibson, J Benway (AOC Liaison), Governor Lauren Boyd (BOG Liaison), Kyla Jones (WSBA Paralegal), and Nicole Gustine (WSBA Assistant General Counsel).

The meeting was called to order at 9:32 a.m. once a quorum was established.

1. Approval of Minutes

A motion was made and seconded to approve the August 29, 2022, meeting minutes. The motion passed unanimously.

2. Subcommittee Reports

- Criminal Rules for Superior Courts (CrR)
Paul Crisalli reported on the CrR Subcommittee. The Subcommittee met to review stakeholder feedback and plans to meet with stakeholders directly to address concerns with proposed changes. This work will shift to an independent subcommittee or Subcommittee X in Fiscal Year 2023.
- Criminal Rules for Courts of Limited Jurisdiction (CrRLJ)
Magda Baker reported on the CrRLJ Subcommittee. Reviewed feedback. The Subcommittee reviewed stakeholder feedback and revised the proposal to eliminate changes intended to address delayed discovery. The current proposal before the Committee proposes making CrRLJ 4.7 gender neutral. Tony DiTommaso made a friendly amendment to subsection (c)(1)(vi) to remove “his or her” to “the defendant’s.” A motion was made and seconded to approve the CrRLJ 4.7 proposal with friendly amendment and send to the BOG for their November meeting. The motion passed by consensus. Subcommittee member Magda Baker will revise proposal to include the friendly amendment and draft a GR 9 cover sheet.

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- Subcommittee X

Subcommittee X will meet in October to discuss delayed mail issue and mental proceeding rules.

3. GR 9 Proposal

Chair Reavis sent a letter to President Tollefson for the BOG's meeting materials which reported that (1) the Committee agrees with the proposal in concept, and (2) that WSBA's appointee on the new committee to be affiliated with the Committee. Chair Reavis reported on the BOG meeting. The BOG voted to co-sponsor the proposal. The rule proposal will be submitted to the Supreme Court by 10/15.

Chair Reavis gathered feedback from the Committee and will share it with the proponents prior to the 10/15 submission deadline. Chair Reavis will draft a letter summarizing the Committee's suggestions and circulate it to the Committee for review.

4. Other Business

No outstanding business.

5. Thank You to Departing Members

This meeting was the last meeting of Fiscal Year 2022. Chair Reavis thanked departing members for their service on the Committee: Tony DiTommaso, Ofelia Granados, Karen Knutsen, Margaret Macrae, Jeff Sbaih, Katheen Shircliff, and Emory Wogenstahl. Magda Baker and Paul Crisalli will continue on the Committee for another term.

No remaining business. The first meeting of Fiscal Year 2023 will be on October 24, 2022.

The meeting adjourned at 10:15 a.m.