

WASHINGTON STATE BAR ASSOCIATION

Court Rules and Procedures Committee

Meeting Minutes **February 10, 2026**

Members Present: Chair Andrew Yi, Jonathan Bussey, Stephanie Dikeakos, William Elsinger, Eileen Farley, Cade Jones, Samantha Kanner, Kellen Kooistra, Kevin McCrae, Matthew O’Laughlin, Christine Olson, Robin Olson, Jill Reuter, Tenaya Scheinman, Nathaniel Sugg, Karissa Taylor, Judge Brian Tolleffson, Mark Trivett, David Trujillo

Members Excused: Charles Adams, Jessica Fleming, Rachel Forde, Margo Martin, Devon McCurdy, Martin Mooney Jr., Craig Moore, Rachel Reynolds, Justin Steiner

Also Attending: Judge Paul Crisalli (Judicial Liaison), Judge Catherine McDowall (Judicial Liaison), David Ward (AOC Liaison), Nicole Gustine (WSBA Staff Liaison), Emily Crane (WSBA Staff Liaison)

The meeting was called to order at 12:02 p.m. once a quorum was established.

1. Introduction
2. Approval of Minutes
 - A motion was made and seconded to approve the December 16, 2025 meeting minutes. The motion passed by unanimous consent.
3. Subcommittee Reports
 - Criminal Rules for Superior Courts: Subcommittee Chair Christine Olson gave a brief report and summarized the proposed comments from the Subcommittee. There was active discussion from Committee members regarding the proposed comments to the proposed rules, specifically CrR 4.2 and 4.7.
 - Criminal Rules for Courts of Limited Jurisdiction: Subcommittee Chair Eileen Farley gave a brief report and summarized the proposed comments from the Subcommittee. There was active discussion from Committee members regarding the proposed comments to the proposed rules, specifically CrRLJ 2.2, 3.2, and 4.7.
 - Subcommittee X: Subcommittee Chair Nathan Sugg gave a brief report regarding the current work before Subcommittee X. Proposed changes to RAP 3.2 and RAP 18.8, reviewed by Subcommittee X, are currently in the stakeholder feedback stage.
 - Supreme Court Comment Subcommittee: Subcommittee Chair Judge Brian Tolleffson gave a brief report on the rules review by the Subcommittee. The Subcommittee decided to defer the review of the relevant proposed CrR and CrRLJ rule changes currently before the Washington Supreme Court to the respective criminal rules subcommittees. Subcommittee X member Nathan Sugg summarized the proposed comments GR 31 and 33 and addressed specific questions and comments.

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4. No votes were taken at the meeting. The Chair decided that each subcommittee will send a finalized document which will be sent out to the full Committee on Tuesday, February 17, with a subsequent vote to all voting members regarding the proposed comments.

The meeting adjourned at 01:10 p. m.

DRAFT

**SUGGESTED AMENDMENTS TO THE RULES OF APPELLATE PROCEDURE
RAP 3.2**

RAP 3.2 SUBSTITUTION OF PARTIES

(a) No Change

(b) Duty To Move for Substitution. A party with knowledge of the death or declared legal disability of a party to review, or knowledge of the transfer of a party's interest in the subject matter of the review, shall promptly suggest the death or other relevant circumstance on the record. A party to review may also move for substitution of parties. The motion and all other documents must be served on all parties and on the personal representative or successor in interest of a party, within the time and in the manner provided for service on a party. If a party fails to promptly move for substitution, the personal representative of a deceased or legally disabled party, or the successor in interest of a party, should promptly move for substitution of parties.

(c) No Change

(d) No Change

(e) No Change

(f) No Change