

THE SUPREME COURT OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,
Respondent

v.

ROBERT C.,
Appellant.

Supreme Court No. 93692-7
COA No. 32956-9-III

MOTION TO USE INITIALS

I. IDENTITY OF MOVING PARTY

Pursuant to RAP 3.4, GR 15(c), GR 31, and in the interest of respecting the privacy and confidentiality of the juvenile appellant, Robert C. asks that this court use initials in the title of the case and in all filings.

II. GROUND FOR RELIEF SOUGHT

Pursuant to RAP 3.4, this court may recaption a case based on a motion by the parties. Robert requests the court recaption the case and use only his initials or first name in court documents. Such designation is consistent with the practice of the appellate courts in this State. *E.g.*, *State v. Beadle*, 173 Wn.2d 97, 100 n.1, 265 P.3d 863 (2011) (referring to minor victim by initials); *State v. Parris*, 163 Wn. App. 110, 114 n.2, 259 P.3d 331 (2011) (“It is appropriate to provide some confidentiality in this case. Accordingly, it is hereby ordered that initials will be used

Motion to Use Initials

Washington Appellate Project
1511 Third Avenue, Suite 701
Seattle, WA 98101
(206) 587-2711

in the body of the opinion to identify juveniles involved.”); *State v. E.K.P.*, 162 Wn. App. 675, 676 n.1, 255 P.3d 870 (2011) (changing title of case to initials of juvenile appellant “to protect her privacy interests”).

Both parties have filed briefs in this matter employing the requested convention, referring to the matter as *State v. Robert C.* The Court of Appeals, too, has used initials in this matter, referring to the matter as *State v. R.C.*

The briefs and opinions filed in this Court are publicly available and accessible online. Thus, there is no protection of a juvenile’s privacy if the parties or court refer to minors by their full names.

IV. CONCLUSION

In accordance with this Court's practice of respecting the privacy and confidentiality of juvenile appellants, Robert respectfully requests the Court use initials in the case name and initials or first names in publicly available documents which refers to the parties by their full names.

DATED this 2nd day of November 2016.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'T. Stearns', with a long horizontal flourish extending to the right.

TRAVIS STEARNS (WSBA 29935)
Washington Appellate Project (91052)
Attorneys for Appellant

DECLARATION OF FILING AND MAILING OR DELIVERY

The undersigned certifies under penalty of perjury under the laws of the State of Washington that on the below date, the original of the document to which this declaration is affixed/attached, was filed in the **Washington State Supreme Court** under **Case No. 93692-7**, and a true copy was mailed with first-class postage prepaid or otherwise caused to be delivered to the following attorney(s) or party/parties of record at their regular office or residence address as listed on ACORDS:

- respondent David Trefry, DPA
[David.Trefry@co.yakima.wa.us]
Yakima County Prosecutor's Office
- petitioner
- Attorney for other party



MARIA ANA ARRANZA RILEY, Legal Assistant
Washington Appellate Project

Date: November 3, 2016

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