

The Court of Appeals
of the
State of Washington
Division III

IN RE THE MATTER OF COURT)
ADMINISTRATION ORDER RE:)
APPELLANT COSTS)
_____)

GENERAL ORDER

Whereas this court adopted General Court Order dated June 10, 2016 setting forth a procedure for adult defendants who wished the court to deny the State an award of appellate costs in the event the State substantially prevailed;

Whereas the Supreme Court adopted amendments to RAP 14.2 effective January 31, 2017, and January 2, 2018, setting forth standards for considering challenges to an award of appellate costs against indigent defendants;

Whereas the Legislature amended the statutes governing waiver of such costs by chapter 269, Laws of 2018; and

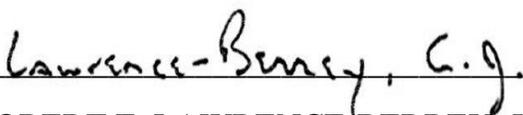
This court having now determined that compliance with its June 10, 2016 Order no longer is necessary for determining whether the State is entitled to an award of costs against indigent defendants;

IT IS HEREBY ORDERED

- (1) This court's June 10, 2016 Order is rescinded; and
- (2) Panels will no longer entertain a criminal defendant's argument to waive appellate costs awardable to the State. Rather, the argument will be decided by the clerk or commissioner in accordance with RAP Title 14.

Dated this 19th day of February, 2019.

FOR THE COURT



ROBERT E. LAWRENCE-BERREY, JR.
CHIEF JUDGE