



**DISTRICT AND MUNICIPAL
COURT JUDGES' ASSOCIATION**

BOARD MEETING

September 20, 2023

**In-Person at Tulalip Resort for Board/BJA Reps
Zoom Link Available for Liaisons & Guests**

DISTRICT AND MUNICIPAL COURT JUDGES' ASSOCIATION SCHEDULE OF BOARD MEETINGS

2023-2024

DATE	TIME	MEETING LOCATION*
Friday, July 14, 2023 ** Cancelled **	12:30 – 3:30 p.m.	ZOOM Video Conference
Friday, Aug 11, 2023	12:30 – 3:30 p.m.	ZOOM Video Conference
Wed., September 20, 2023	12:30 – 3:30 p.m.	Tulalip Resort, Tulalip, WA After Fall Conference Adjourns
Friday, Oct 13, 2023	12:30 – 3:30 p.m.	Zoom Video Conference
Friday, Nov 3, 2023	12:30 – 3:30 p.m.	ZOOM Video Conference
Friday, Dec 1, 2023	12:30 – 3:30 p.m.	Zoom Video Conference
Friday, Jan 12, 2024	12:30 – 3:30 p.m.	ZOOM Video Conference
Friday, Feb 9, 2024	12:30 – 3:30 p.m.	ZOOM Video Conference
Friday, March 8, 2024	12:30 – 3:30 p.m.	ZOOM Video Conference
Friday, April 12, 2024	12:30 – 3:30 p.m.	ZOOM Video Conference
May 2024	TBD	Board Retreat & Monthly Board Meeting Location: TBD
June 2024	TBD	Board Meeting Annual Business Meeting Location: TBD (at Spring Program)

AOC Staff: Stephanie Oyler

****All meeting locations are subject to change, with notice to members***

Updated: May 16, 2023

n:\programs & organizations\dmcja\board\meeting schedules\2023-2024 dmcja bog meeting schedule



**DMCJA BOARD MEETING
WEDNESDAY, SEPTEMBER 20, 2023
12:30 PM – 3:30 PM
TULALIP RESORT**

PRESIDENT JEFFREY SMITH

AGENDA		PAGE
1. Presentation		
A. Tribal State Court Consortium (TSCC) – Mishani Jack-Gonzalez		1
2. General Business		
A. Minutes for August 11, 2023		5
B. Treasurer Report for August 2023 – Judge Jeffrey Goodwin		10
C. Special Fund Report for August 2023 – Judge Anita Crawford-Willis		
3. Liaison Reports		
A. Superior Court Judges’ Association (SCJA) – Judge Kristin Ferrera, President-Elect		
B. District and Municipal Court Management Association (DMCMA) – LaTrish Kinlow, President		
C. Misdemeanant Probation Association (MPA) – Meagan Terlep-Boxley, Representative		
D. Washington State Association for Justice (WSAJ) – Mark O’Halloran		
E. Washington State Bar Association (WSBA) – Brent Williams-Ruth & Erik Kaeding		
F. Administrative Office of the Courts (AOC) – Dawn Marie Rubio, State Court Administrator		
G. Board for Judicial Administration (BJA) – Judge Tam Bui, Judge John H. Hart, Judge Mary Logan, Judge Rebecca Robertson		
H. Judicial Information System Update (JIS) – Dexter Mejia, Court Business Officer Manager, AOC		
4. Standing Committee Reports		
A. Bylaws Committee Report – Judge Kristian Hedine		
B. Diversity Committee Report – Judge Willie Gregory		
C. DOL Liaison Committee Report – Judge Angelle Gerl		
D. Education Committee Report – Judge John H. Hart		
E. Judicial Assistance Services Program (JASP) – Judge Mary Logan		
F. Legislative Committee Report – Judge Kevin G. Ringus and Judge Whitney Rivera		
G. Public Outreach Committee Report – Judge Michelle K. Gehlsen and Judge Beth Fraser		
1. Law Day Subcommittee – Judge Pauline Freund		
H. Rules Committee Report – Judge Catherine McDowall and Judge Wade Samuelson		
I. Therapeutic Courts Committee Report – Judge Fred Gillings and Judge Jenifer Howson		
		23
5. Action Items		
A. Rules Committee Proposed Amendments to CRLJ 41		24
B. Rules Committee Proposed Amendments to IRLJ 2.6		26
C. Rules Committee Proposed Amendments to CRLJ 56		28

<p>6. Discussion Items</p> <ul style="list-style-type: none"> A. DMCJA Dues Percentage Breakdown – Judge Jeffrey Goodwin B. Budget Reserves Discussion - Judge Jeffrey Goodwin C. Special Funds Assessment Discussion – Judge Karl Williams & Judge Anita Crawford-Willis D. Renaming Conference Planning Committee - E. Memo from Fellow Judges Workgroup – Judge Charles Short, Judge Kevin Ringus F. Courts Helping Courts/Judicial Leadership Development Workgroup Update – Judge Rebecca Robertson 	30
<p>7. Information Items</p> <ul style="list-style-type: none"> A. 	
<p>8. Other Business</p> <ul style="list-style-type: none"> A. Attendee Information Sharing B. The next DMCJA Board meeting is scheduled for Friday, October 13, 2023 from 12:30 p.m. to 3:30 p.m. via Zoom Videoconference 	
<p>9. Adjourn</p>	



Tribal State Court Consortium

Mishani Jack-Gonzalez, Court Program Analyst
Date

History

- In 1988, the Coordinating Council of the Association of State Supreme Court Chief Justices initiated a project to identify and resolve jurisdictional conflicts between tribal and state courts.
- In 1990, the Civil Jurisdiction in Indian Country Project created demonstration forums in three states, one being Washington.
- In 2010 the group began meeting informally again and was revived and known as the Tribal State Court Consortium,
- In 2013 there was a general direction to improve collaboration between courts and with specific grant funding for DV and SA work.

Key Accomplishments

- Provided travel scholarship funding for tribal court judicial officers and court personnel to attend trainings and conferences related to domestic violence, sexual assault, dating violence, and stalking.
- Held state wide meetings at the Washington Fall Judicial Conference annually since 2013.
- Delivered Regional Meetings in 2015, 2016, 2017, 2018 and 2023 at the Suquamish Tribe, Swinomish Indian Tribal Community, Quinault Indian Nation, Confederated Tribes of the Colville Reservation, and Tulalip Tribes, respectively.
- Recommended Amendments to Washington Superior Court Civil Rule 82.5 that provided for enforcement of tribal court orders and allowed communication between state and tribal courts. The amended rule went into effect September 2019.
- Sought and received a State Attorney General Opinion regarding Full Faith and Credit and Registration for Tribal Court Protection Orders.

2023 Brief Highlights

- 4 Scholarship Recipients to Judicial College
- 2 Scholarship Recipients to a National Conference (NAICJA)
- A Plenary Session at NCREFC: TSCC Tribal Judge Panel
- 2016 DV Bench Guide update. (revised 5/2023)
- 2023 TSCC Spring Meeting- Suquamish Tribe
- 2023 Annual Meeting at Washington Judges Conference

Structure

The TSCC lives under the Gender & Justice Commission and is supported by the STOP Violence Against Women Formula Grant.

Two Co-chairs:

Chief Judge Lori K. Smith, WA State Court of Appeals

and

Chief Judge Cindy Smith, Suquamish Tribal Court

One Staff Person

Workgroups are on a voluntary basis



Workgroups



Protection Order Document Sharing (PODS) allows protection order document images filed in Superior Court to be viewable via Judicial Access Server (JABS).



Tribal Court Judges may access JABS via authorization from the AOC.
New Tribal Judges may initiate that request [here](#).



If a tribal issued protection order is filed in superior court and docketed with one of the codes found on the "Protection Order Docket Code List", then it will be available to view.

- Domestic Violence Protection Order Enforcement
- Branding & Messaging
- ICWA Courts
 - Joint Jurisdiction Pilot Workgroup
 - ICWA Courts Workgroup
 - ICWA Bench Card Workgroup
- Spring Meeting Planning



Education that prioritizes respect & relationship building

- Facilitating dialogue between courts
- Building bridges and fostering relationships
 - Introducing the Tribal Court system & the culture that surrounds it.
 - Working in harmony for court users



Contact

- Chief Judge Lori K. Smith:
Lori.Smith@courts.wa.gov
- Chief Judge Cindy Smith:
csmith@suquamish.nsn.us
- Mishani Jack-Gonzalez:
Mishani.Jack-Gonzalez@courts.wa.gov

Other:

TSCC Webpage:

<https://www.courts.wa.gov/?fa=home.sub&org=tsc&page=main>

Join the TSCC Listserv at Commissions@courts.wa.gov

TVW Link: [Tribal State Court Consortium - TVW](#)



DMCJA Board of Governors Meeting
FRIDAY, AUGUST 11, 2023
12:30 PM – 3:30 PM
VIA ZOOM VIDEO CONFERENCE

MEETING MINUTES

Members Present:

Judge Jeffrey Smith, Chair
Judge Anita Crawford-Willis
Commissioner Patrick Eason
Judge Michael Frans
Judge Michelle Gehlsen
Judge Angelle Gerl
Judge Jessica Giner
Judge Jeffrey D. Goodwin
Judge Carolyn M. Jewett
Judge Rick Leo
Judge Catherine McDowall
Judge Lloyd Oaks
Judge Whitney Rivera
Judge Karl Williams
Judge Rebecca Robertson, BJA Representative

Guests:

Judge Kristin Ferrera, SCJA Representative
Judge Jenifer Howson, Therapeutic Courts Co-Chair
Judge Rhonda Laumann, Conference Planning Chair
Judge Kevin Ringus, Legislative Co-Chair
Ellen Attebery, DMCMA Representative
Jennifer Crossen, MPA Representative

AOC Staff:

Stephanie Oyler, Primary DMCJA Staff
Antoinette Bonsignore, DMCJA Policy Analyst
Tracy Dugas, Court Program Specialist
Brenden Higashi, PhD., DMCJA Policy Analyst
Natasha Johnson, Legal Services Senior Analyst
Dexter Mejia, Associate Director, Court Services Div.

Members Absent:

Judge Tam Bui, BJA Representative
Judge John H. Hart, BJA Representative
Judge Mary Logan, BJA Representative

CALL TO ORDER

Judge Jeffrey Smith, District and Municipal Court Judges' Association (DMCJA) President, noted a quorum was present and called the DMCJA Board of Governors (Board) meeting to order at 12:35

PRESENTATION

GENERAL BUSINESS

A. Minutes

The minutes from the June 4, 2023 meeting were previously distributed to the members. There was no July 2023 meeting. Judge Smith asked if there were any changes that needed to be made to the minutes. There being no changes, the minutes were approved by consensus.

B. Treasurer Report for June and July 2023

Treasurer Judge Jeffrey Goodwin presented the treasurer report and noted that there may be a small budget surplus that could allow the Board to reallocate a few line items slightly. The Reserves Committee will meet soon to draft recommendations for consideration by the Board. Discussion ensued about the confusing nature of DMCJA's dues requirements for part time judges.

C. Special Fund Report for June and July 2023

Special Fund Custodian Judge Anita Crawford-Willis was not present. Judge Williams noted that there are still 4 individuals who did not pay Special Fund dues this year and requested that the Board discuss at an upcoming meeting additional requirements or penalties for those who don't pay.

LIAISON REPORTS

A. Superior Court Judges' Association (SCJA)

SCJA President-Elect Kristin Ferrera introduced herself and reported that SCJA didn't have a Board meeting this month. Judge Ferrera is from Chelan Superior Court, and participates on the Education and Rural Courts Committees for SCJA.

B. District and Municipal Court Management Association (DMCMA)

DMCMA Past-President Ellen Attebery was present for Trish Kinlow. Ellen reported that DMCMA Education Committee is currently drafting a survey to determine what kinds of education clerical and line staff would like to see, and how best to support DMCMA members. Ellen also reported that DMCMA is upgrading their website to have more information, forms, an events calendar, and a policies and procedures manual. Judge Smith noted that Trish Kinlow recently reached out to him to suggest that DMCJA, DMCMA, and MPA hold a joint summit and that more information will be forthcoming.

C. Misdemeanant Probation Association (MPA)

Representative Jennifer Crossen reported that MPA and DMCMA collaborated last year on the Highways to Hedges program, which they want to expand to include DMCJA. Jennifer reported that MPA's annual conference was held in April, with over 100 participants, the largest number of probation participants in a long time. MPA recently held elections, and the new President is Lindsey Buntin, with Omar Gomez as Vice President. MPA Academy will be held September 11 to September 22 this year, and will be all in-person. Jennifer also mentioned that MPA has a support program for probation departments called Building Bridges, where officers can come out to other courts to help. Finally, Jennifer mentioned that there will be a probation conference held in Seattle in February, where staff can receive information about how to be better case managers. Judge Howson responded that she attended the MPA conference this year, and the programming was excellent.

D. Washington State Association for Justice (WSAJ)

Representative Mark O'Halloran was not present.

E. Washington State Bar Association (WSBA)

Representative Gov. Erik Kaeding was not present.

F. Administrative Office of the Courts (AOC)

State Court Administrator Dawn Marie Rubio was not present.

G. Board for Judicial Administration (BJA)

Representative Judge Rebecca Robertson reported that there was nothing to report. Judge Smith noted that the next BJA meeting will be held on September 15th in-person at the AOC SeaTac facility.

H. Judicial Information System (JIS)

Dexter Mejia, AOC Associate Director of the Court Services Division, reported that Dirk's replacement upon his upcoming retirement, Judge Scott Ahlf, has transitioned to working at AOC. Dexter provided an overview of the status of the CLJ-CMS project, noting that pilot courts will be going live in about 10 weeks and that training will be provided in-person. More details are available in the report from Dexter in the meeting packet.

STANDING COMMITTEE REPORTS

A. Bylaws Committee

Judge Kristian Hedine was not present.

B. Diversity Committee

Judge Willie Gregory was not present.

C. DOL Liaison Committee

Judge Angelle Gerl reported that in addition to the minutes available in the meeting packet, there was also a July meeting of the committee. Judge Gerl reminded the Board that the committee was attempting to address an issue with death records being available in JIS but they have found that the issue is more complicated than they anticipated. There will be a presentation from the National Safety Council at the next meeting on September 11. Judge Howson reported that the Relicensing Subcommittee sent out a survey, and they are in the process of putting together a template for courts to utilize.

D. Education Committee

Judge John H. Hart submitted a brief written update to Judge Smith. The committee recently held their first meeting of the year, and the general theme will be Open to Change. The committee hopes to grow the mentorship program, and draft a year long education plan based on an intentional curriculum.

E. Judicial Assistance Services Program (JASP)

Judge Mary Logan sent a brief update to Judge Smith, and he will be meeting with her soon to discuss an expansion of the work of JASP.

F. Legislative Committee

Judge Kevin Ringus provided a Legislative Committee update under Discussion Item B.

G. Public Outreach Committee

Judge Michelle K. Gehlsen reported that the second annual You've Been Served: A Courthouse Dialogue event will be held on September 27 from 11:30 a.m. to 1:00 p.m., where state legislators and local executives are invited to select courthouses. Next week, Melissa Johnson will send out a packet to explain what to expect and a timeline of events, and two preparation meetings for participants are scheduled for September 12 at 12:00 p.m. and September 21 from 8:00 a.m. to 8:45 a.m. Judge Gehlsen noted that the committee hopes to expand the event even more next year, including a toolkit for other courts to host a similar event on their own schedule.

H. Rules Committee

Judge Catherine McDowall was not present.

I. Therapeutic Courts Committee

Judge Jenifer Howson reported that Tessa Clements from the AOC Behavioral Health team will be joining an upcoming committee meeting to provide more information about the therapeutic court funding agreements and deliverables. Judge Smith remarked that courts with therapeutic programs should try to attend the NADCP conference next year, as his court found it to be invaluable and they have already implemented several suggestions from the conference into their best practices.

ACTION

A. Ratification of Appointment to Board: Position 2, Judge Michelle K. Gehlsen

The Board moved, seconded, and passed a vote (M/S/P) to ratify the appointment of Michelle K. Gehlsen to Board Position 2 for the remainder of the current term through June 2025.

B. Co-Sponsorship w/SCJA Fall Conference Judges of Color Reception and Karaoke

M/S/P to contribute \$500 from the DMCJA Education Committee budget to support the Judges of Color Reception at Fall Judicial Conference.

M/S/P to contribute \$300 from the Board Meeting Expense line item, towards a social event at Fall Judicial Conference per the request of SCJA.

DISCUSSION

A. President Appointment to Board: Position 2 – Full-Time District Court - remainder of current term through June 2025 – Judge Michelle K. Gehlsen

Judge Smith explained that the DMCJA Bylaws require the President to appoint members to any mid-term vacancies on the Board and that he has chosen to re-appoint Judge Michelle Gehlsen to the remaining term for Board Position 2. Judge Smith requested the Board to ratify this appointment.

M/S/P to move this item to Action today.

B. Memo from Legislative Committee re: Proposals for 2023-2024 Legislative Session

Judge Ringus requested that Board members review the memo from the Legislative Committee available in the meeting packet, which references a proposal from Judge Finkle regarding language and incompetency. Judge Ringus noted that the 2024 legislative session will be a short session, meaning legislators would prefer to address technical fixes versus big policy changes. The Legislative Committee has been working to establish which groups would support or oppose a proposal to change the language around incompetency and have reached out to SCJA, NAMI, and Disability Rights Washington but have not yet gotten a response. Judge Ringus remarked that Senator Dhingra opened the door for this proposal during the last legislative session, with some proposals regarding mental and behavioral health, and that she expressed an interest in seeing this proposal from DMCJA move forward in 2024.

Judge Ringus requested that the Board provide some feedback on this proposal, and that he anticipates that at the October Board meeting the Legislative Committee will request a vote to put forth an official proposal. Judge Rivera noted that Natasha Johnson, Legal Analyst from AOC and Co-Staff of the Legislative Committee, has done some research on terms in other states. The Committee did request that this proposal be put forth by the BJA as it impacts all court levels, but Brittany Gregory did not feel that she had the capacity this year. Judge Ringus noted that the You've Been Served event will provide an opportunity to receive more feedback from legislators on this proposal prior to requesting an official vote from the Board and that the committee wants to make sure that advocacy groups are on board before officially requesting approval to move forward.

Judge Williams remarked that these terms are antiquated and prejudicial with how we approach individuals who may be affected with mental illness, and that words matter. Judge Jewett responded that she agrees with Judge Williams, and that the term competent has a common language meaning and a legal meaning which can be confusing.

C. Rules Committee Proposed Amendment to CRLJ 41

Judge Goodwin provided a brief overview of the three proposals from the DMCJA Rules Committee (Discussion Items C, D, E), available in the packet today. Antoinette Bonsignore confirmed that proposals are due to the Washington State Supreme Court Rules Committee by October 15. This item will be moved to Action on the next meeting agenda.

D. Rules Committee Proposed Amendment to IRLJ 2.6

This item was discussed under Item C.

E. Rules Committee Proposed Amendment to CRLJ 56

This item was discussed under Item C.

F. Co-Sponsorship w/SCJA Fall Conference Judges of Color Reception

Judge Smith introduced this item and explained that there will be a Judges of Color Reception at the Fall Judicial Conference and that Judge Chung has asked DMCJA to co-sponsor this event at a cost of \$500. Judge Chung also requested that DMCJA contribute to a karaoke event at a cost of \$800.

M/S/P to move this item to Action today.

INFORMATION ITEMS

Judge Leo brought the following informational item to the Board's attention.

- A. Statewide Juror Summons Demographic Survey Project [Final Report](#)
- B. BJA Accepting Nominations for the 2023 Washington Courts [Innovating Justice Award](#)

OTHER BUSINESS

- A. Attendee Information Sharing
- B. The next DMCJA Board meeting is scheduled for Wednesday, September 20, 2023 12:30 p.m. to 3:30 p.m. at the Tulalip Resort Casino

The meeting was adjourned at 2:32 p.m.

Christina E Huwe
Pierce County Bookkeeping
1504 58th Way SE
Auburn, WA 98092
Phone (360) 710-5937
E-Mail: piercecountybookkeeping@outlook.com

SUMMARY OF REPORTS

**WASHINGTON STATE
DISTRICT AND MUNICIPAL COURT JUDGES'
ASSOCIATION**

For the Period Ending August 31st, 2023

Please find attached the following reports

for you to review:

- Statement of Financial Position
- Monthly Statement of Activities.
- Bank Reconciliation Reports
- Transaction Detail Report (year-to-date)
- Special Fund Bank Statement
- Current Budget Balance
- Prior Budget Balance

Please contact me if you have any questions regarding the attached.

PLEASE BE SURE TO KEEP FOR YOUR RECORDS

Washington State District And Municipal Court Judges Assoc.
Statement of Financial Position
As of August 31, 2023

	Aug 31, 23
ASSETS	
Current Assets	
Checking/Savings	
Bank of America - Checking	19,231
Bank of America - Savings	224,984
Washington Federal (Spec Fund)	40,787
Total Checking/Savings	285,002
Accounts Receivable	
Accounts Receivable	(400)
Total Accounts Receivable	(400)
Total Current Assets	284,602
Fixed Assets	
Accumulated Depreciation	(703)
Computer Equipment	579
Total Fixed Assets	(124)
TOTAL ASSETS	284,478
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Credit Cards	
Credit Cards	
Bank of America C. C.	(5,000)
Total Credit Cards	(5,000)
Total Current Liabilities	(5,000)
Total Liabilities	(5,000)
Equity	
Unrestricted Earnings	18,510
Unrestricted Net Assets	305,296
Net Income	(34,328)
Total Equity	289,478
TOTAL LIABILITIES & EQUITY	284,478

Washington State District And Municipal Court Judges Assoc.
Statement of Activities
For the Two Months Ending August 31st, 2023

	<u>Jul 23</u>	<u>Aug 23</u>	<u>TOTAL</u>
Ordinary Income/Expense			
Income			
2023 Special Fund	100.00	75.00	175.00
Interest Income	37.63	36.63	74.26
Total Income	<u>137.63</u>	<u>111.63</u>	<u>249.26</u>
Gross Profit	137.63	111.63	249.26
Expense			
Contract Grant Writer	2,755.00	6,923.75	9,678.75
Prior Year Budget Expense	3,012.28	316.00	3,328.28
Bookkeeping Expense	318.00	318.00	636.00
Judicial College Social Support	2,000.00	0.00	2,000.00
Legislative Pro-Tem	0.00	116.29	116.29
Lobbyist Contract	0.00	18,000.00	18,000.00
Lobbyist Expenses	374.22	0.00	374.22
Pro Tempore (Chair Approval)	443.78	0.00	443.78
Total Expense	<u>8,903.28</u>	<u>25,674.04</u>	<u>34,577.32</u>
Net Ordinary Income	<u>(8,765.65)</u>	<u>(25,562.41)</u>	<u>(34,328.06)</u>
Net Income	<u>(8,765.65)</u>	<u>(25,562.41)</u>	<u>(34,328.06)</u>

Washington State District And Municipal Court Judges Assoc.

Reconciliation Detail

Bank of America - Checking, Period Ending 08/31/2023

Type	Date	Num	Name	Clr	Amount	Balance
Beginning Balance						10,367.60
Cleared Transactions						
Checks and Payments - 15 items						
Check	07/25/2023		Bogard & Johnson, ...	X	-414.00	-414.00
Check	07/26/2023		Grays Harbor Distric...	X	-248.78	-662.78
Check	07/26/2023		City of Puyallup	X	-195.00	-857.78
Check	07/31/2023		Pierce County Book...	X	-318.00	-1,175.78
Check	08/03/2023		Collaborative Partne...	X	-2,102.50	-3,278.28
Check	08/04/2023		Bogard & Johnson, ...	X	-6,000.00	-9,278.28
Check	08/04/2023		Bogard & Johnson, ...	X	-6,000.00	-15,278.28
Check	08/10/2023		Snohomish County ...	X	-420.00	-15,698.28
Check	08/10/2023		Tam Bui	X	-134.57	-15,832.85
Check	08/11/2023		Superior Court Judg...	X	-4,316.00	-20,148.85
Check	08/11/2023		Susanna Neil Kanth...	X	-1,000.00	-21,148.85
Check	08/11/2023		Pierce County Book...	X	-318.00	-21,466.85
Check	08/15/2023		Bogard & Johnson, ...	X	-6,000.00	-27,466.85
Check	08/16/2023		Collaborative Partne...	X	-4,821.25	-32,288.10
Check	08/23/2023		Grays Harbor Distric...	X	-116.29	-32,404.39
Total Checks and Payments					-32,404.39	-32,404.39
Deposits and Credits - 6 items						
Deposit	07/31/2023			X	1,268.00	1,268.00
Deposit	08/02/2023			X	2,500.00	3,768.00
Transfer	08/04/2023			X	20,000.00	23,768.00
Transfer	08/16/2023			X	5,000.00	28,768.00
Deposit	08/28/2023			X	2,500.00	31,268.00
Transfer	08/28/2023			X	10,000.00	41,268.00
Total Deposits and Credits					41,268.00	41,268.00
Total Cleared Transactions					8,863.61	8,863.61
Cleared Balance					8,863.61	19,231.21
Register Balance as of 08/31/2023					8,863.61	19,231.21
New Transactions						
Checks and Payments - 2 items						
Check	09/05/2023		Collaborative Partne...		-1,450.00	-1,450.00
Check	09/15/2023		Bogard & Johnson, ...		-6,000.00	-7,450.00
Total Checks and Payments					-7,450.00	-7,450.00
Deposits and Credits - 1 item						
Deposit	09/05/2023				10,000.00	10,000.00
Total Deposits and Credits					10,000.00	10,000.00
Total New Transactions					2,550.00	2,550.00
Ending Balance					11,413.61	21,781.21

Washington State District And Municipal Court Judges Assoc.

Reconciliation Detail

Bank of America - Savings, Period Ending 08/31/2023

Type	Date	Num	Name	Clr	Amount	Balance
Beginning Balance						264,982.15
Cleared Transactions						
Checks and Payments - 4 items						
Transfer	08/04/2023			X	-20,000.00	-20,000.00
Transfer	08/16/2023			X	-5,000.00	-25,000.00
Transfer	08/16/2023			X	-5,000.00	-30,000.00
Transfer	08/28/2023			X	-10,000.00	-40,000.00
Total Checks and Payments					-40,000.00	-40,000.00
Deposits and Credits - 1 item						
Deposit	08/31/2023			X	2.04	2.04
Total Deposits and Credits					2.04	2.04
Total Cleared Transactions					-39,997.96	-39,997.96
Cleared Balance					-39,997.96	224,984.19
Register Balance as of 08/31/2023					-39,997.96	224,984.19
Ending Balance					-39,997.96	224,984.19

**Washington State District And Municipal Court Judges Assoc.
Transaction Detail by Account
July through August 2023**

<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>	<u>Balance</u>
Bank of America - Checking				
07/05/2023	Collaborative Partners Initiative, LLC		(2,972.50)	(2,972.50)
07/06/2023	Judicial Conf. Registrar		(2,000.00)	(4,972.50)
07/16/2023	Collaborative Partners Initiative, LLC		(2,755.00)	(7,727.50)
07/16/2023		Funds Transfer	10,000.00	2,272.50
07/25/2023	Bogard & Johnson, LLC		(414.00)	1,858.50
07/26/2023	City of Puyallup		(195.00)	1,663.50
07/26/2023	Grays Harbor District Court		(248.78)	1,414.72
07/31/2023		Deposit	1,268.00	2,682.72
07/31/2023		Check not cashed	554.57	3,237.29
07/31/2023	Pierce County Bookkeeping		(318.00)	2,919.29
08/02/2023		Contribution for Spring Conferen...	2,500.00	5,419.29
08/03/2023	Collaborative Partners Initiative, LLC		(2,102.50)	3,316.79
08/04/2023		Funds Transfer	20,000.00	23,316.79
08/04/2023	Bogard & Johnson, LLC	June	(6,000.00)	17,316.79
08/04/2023	Bogard & Johnson, LLC	July	(6,000.00)	11,316.79
08/10/2023	Snohomish County District Court		(420.00)	10,896.79
08/10/2023	Tam Bui		(134.57)	10,762.22
08/11/2023	Superior Court Judges Association		(4,316.00)	6,446.22
08/11/2023	Pierce County Bookkeeping		(318.00)	6,128.22
08/11/2023	Susanna Neil Kanther-Raz		(1,000.00)	5,128.22
08/15/2023	Bogard & Johnson, LLC	August	(6,000.00)	(871.78)
08/16/2023		Funds Transfer	5,000.00	4,128.22
08/16/2023	Collaborative Partners Initiative, LLC		(4,821.25)	(693.03)
08/23/2023	Grays Harbor District Court		(116.29)	(809.32)
08/28/2023		Deposit	2,500.00	1,690.68
08/28/2023		Funds Transfer	10,000.00	11,690.68
Total Bank of America - Checking			11,690.68	11,690.68
Bank of America - Savings				
07/16/2023		Funds Transfer	(10,000.00)	(10,000.00)
07/31/2023		Interest	2.29	(9,997.71)
08/04/2023		Funds Transfer	(20,000.00)	(29,997.71)
08/16/2023		Funds Transfer	(5,000.00)	(34,997.71)
08/16/2023		Funds Transfer	(5,000.00)	(39,997.71)
08/28/2023		Funds Transfer	(10,000.00)	(49,997.71)
08/31/2023		Interest	2.04	(49,995.67)
Total Bank of America - Savings			(49,995.67)	(49,995.67)
Washington Federal (Spec Fund)				
07/31/2023		Deposit	100.00	100.00
07/31/2023		Special President expense line i...	(1,228.00)	(1,128.00)
07/31/2023		2023 refunded special dues	(40.00)	(1,168.00)
07/31/2023		Interest	35.34	(1,132.66)
08/28/2023		Deposit	75.00	(1,057.66)
08/31/2023		Interest	34.59	(1,023.07)
Total Washington Federal (Spec Fund)			(1,023.07)	(1,023.07)
Credit Cards				
Bank of America C. C.				
08/16/2023		Funds Transfer	5,000.00	5,000.00
Total Bank of America C. C.			5,000.00	5,000.00
Total Credit Cards			5,000.00	5,000.00
Due to Snohomish County Distric				
07/31/2023		Check not cashed	(420.00)	(420.00)
08/10/2023	Snohomish County District Court	Reissue	420.00	0.00
Total Due to Snohomish County Distric			0.00	0.00
Due to Tam T. Bui				
07/31/2023		Check not cashed	(134.57)	(134.57)
08/10/2023	Tam Bui	Reissue	134.57	0.00
Total Due to Tam T. Bui			0.00	0.00

Washington State District And Municipal Court Judges Assoc.
Transaction Detail by Account
July through August 2023

<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>	<u>Balance</u>
2023 Special Fund				
07/31/2023	Todd George	Deposit	(25.00)	(25.00)
07/31/2023	William Penoyar	Deposit	(25.00)	(50.00)
07/31/2023	Anthony Castelda	Deposit	(25.00)	(75.00)
07/31/2023	William J. Stewart	Deposit	(25.00)	(100.00)
08/28/2023	Lorraine Rimson	Deposit	(25.00)	(125.00)
08/28/2023	John Curry	Deposit	(25.00)	(150.00)
08/28/2023	Michael Bobbink	Deposit	(25.00)	(175.00)
Total 2023 Special Fund			(175.00)	(175.00)
Interest Income				
07/31/2023		Interest	(35.34)	(35.34)
07/31/2023		Interest	(2.29)	(37.63)
08/31/2023		Interest	(2.04)	(39.67)
08/31/2023		Interest	(34.59)	(74.26)
Total Interest Income			(74.26)	(74.26)
Contract Grant Writer				
07/16/2023	Collaborative Partners Initiative, LLC	Invoice 1294	2,755.00	2,755.00
08/03/2023	Collaborative Partners Initiative, LLC	Invoice 1301	2,102.50	4,857.50
08/16/2023	Collaborative Partners Initiative, LLC	Invoice 1310	4,821.25	9,678.75
Total Contract Grant Writer			9,678.75	9,678.75
Prior Year Budget Expense				
07/05/2023	Collaborative Partners Initiative, LLC	Invoice 1287	2,972.50	2,972.50
07/25/2023	Bogard & Johnson, LLC	Travel expense for June 2022 L...	39.78	3,012.28
08/02/2023	Superior Court Judges Association	Contribution for Spring Conferen...	(2,500.00)	512.28
08/11/2023	Superior Court Judges Association	FY2022-2023 JASP refund	4,316.00	4,828.28
08/11/2023	Susanna Neil Kanther-Raz	JASP line item	1,000.00	5,828.28
08/28/2023	Wa. State Minority & Justice Com...	2023 Board expense line item	(2,500.00)	3,328.28
Total Prior Year Budget Expense			3,328.28	3,328.28
Bookkeeping Expense				
07/31/2023	Pierce County Bookkeeping	June	318.00	318.00
08/11/2023	Pierce County Bookkeeping	July	318.00	636.00
Total Bookkeeping Expense			636.00	636.00
Judicial College Social Support				
07/06/2023	Judicial Conf. Registrar		2,000.00	2,000.00
Total Judicial College Social Support			2,000.00	2,000.00
Legislative Pro-Tem				
08/23/2023	Grays Harbor District Court	8-11-23 Judge Valentine	116.29	116.29
Total Legislative Pro-Tem			116.29	116.29
Lobbyist Contract				
08/04/2023	Bogard & Johnson, LLC	June	6,000.00	6,000.00
08/04/2023	Bogard & Johnson, LLC	July	6,000.00	12,000.00
08/15/2023	Bogard & Johnson, LLC	August	6,000.00	18,000.00
Total Lobbyist Contract			18,000.00	18,000.00
Lobbyist Expenses				
07/25/2023	Bogard & Johnson, LLC	Travel expense	374.22	374.22
Total Lobbyist Expenses			374.22	374.22
Pro Tempore (Chair Approval)				
07/26/2023	City of Puyallup	Judge Jennifer Cruz	195.00	195.00
07/26/2023	Grays Harbor District Court	7/10/23 Judge Valentine	248.78	443.78
Total Pro Tempore (Chair Approval)			443.78	443.78
TOTAL			0.00	0.00

Other current information not included in reports



Statement of Account

PAGE 1 OF 2

Statement End Date July 31, 2023

Statement Begin Date July 1, 2023

Account Number

To report a lost or stolen card,
call 800-324-9375.

For 24-hour telephone banking,
call 877-431-1876.

WA STATE DIST & MUNICIPAL COURT JUDGES' 11939 *
JUDGE MICHELLE K GEHLEN
10116 NE 183RD ST
BOTHELL, WA 98011-3416

For questions or assistance with your account(s),
please call 800-324-9375, stop by your local branch,
or send a written request to our Client Care Center
at 9929 Evergreen Way, Everett WA 98204.

Business Premium Money Market Summary

Annual Percentage Yield Earned for this Statement Period	1.000%
Interest Rate Effective 07/01/2023	0.995%
Interest Earned/Accrued this Cycle	\$35.34
Number of Days in this Cycle	31
Date Interest Posted	07-31-2023
Year-to-Date Interest Paid	\$229.24

Beginning Balance	\$41,659.89
Interest Earned This Period	+35.34
Deposits and Credits	+150.00
Checks Paid	-0.00
ATM, Electronic and Debit Card Withdrawals	-0.00
Other Transactions	-0.00
Ending Balance	\$41,845.23

	Total for This Period	Total Year-to-Date
Total Overdraft Fees	\$0.00	\$0.00
Total Returned Item Fees	\$0.00	\$0.00

START
SAVING
BIG!



Scan to calculate your savings
potential on our 3 month
CD special with a 5.00% Annual
Percentage Yield. (Subject to change)



Interest Earned This Period

Date	Description	Amount
07-31	Credit Interest	35.34
Total Interest Earned This Period		35.34

Visa may provide updated debit card information, including your expiration date and card number, with merchants that have an agreement for reoccurring payments. You may opt out of this service by calling 1-800-324-9375.



Statement of Account

PAGE 2 OF 2

Statement End Date July 31, 2023
Statement Begin Date July 1, 2023
Account Number

For 24-hour telephone banking
1-877-431-1876

Deposits and Credits

Date	Description	Amount
07-03	Deposit	150.00
Total Deposits and Credits		150.00



DMCJA 2023-2024 Adopted Budget

Item/Committee	Allocated	Spent	Balance
Access to Justice Liaison	\$ 100.00		100.00
Audit (every 3 years)	\$ 8,000.00		8,000.00
Bar Association Liaison (WSBA)	\$ 100.00		100.00
Board Meeting Expense	\$ 20,000.00		20,000.00
Bookkeeping Expense	\$ 4,000.00	636.00	3,364.00
Bylaws Committee	\$ 100.00		100.00
Conference Calls/Zoom	\$ 100.00		100.00
Conference Planning Committee	\$ 4,000.00		4,000.00
Conference (Spring) <u>Incidental Fees For Members for 2024</u>	\$ 50,000.00		50,000.00
Contract Grant Writer*	\$ 50,000.00	9,679.00	40,321.00
Contract Policy Analyst	\$ -		0.00
Council on Independent Courts (CIC)	\$ 500.00		500.00
Diversity Committee	\$ 500.00		500.00
DMCJA/SCJA Sentencing Alternatives aka "Trial Court Sentencing and Supervision Committee" DORMANT	\$ -		0.00
DMCMA Liaison	\$ 100.00		100.00
DMCMA Mandatory Education	\$ -		0.00
DOL Liaison Committee	\$ 100.00		100.00
Education Committee	\$ 4,000.00		4,000.00
Education - Security	\$ 2,500.00		2,500.00
Educational Grants	\$ 2,500.00		2,500.00
Judicial Assistance Service Program (JASP) Committee (to include \$10,000 from SCJA)	\$ 18,000.00		18,000.00
Insurance (every 3 years)	\$ 4,000.00		4,000.00
Judicial College Social Support	\$ 2,000.00	2,000.00	0.00
Judicial Community Outreach	\$ 2,000.00		2,000.00
Legislative Committee	\$ 5,000.00		5,000.00
Legislative Pro-Tem	\$ 1,500.00	116.00	1,384.00
Lobbyist Contract	\$ 72,000.00	18,000.00	54,000.00
Lobbyist Expenses	\$ 1,500.00	374.00	1,126.00
Long-Range Planning Committee	\$ 100.00		100.00
MPA Liaison	\$ 100.00		100.00
Municipal/District Court Swearing In - Every 4 yrs (12/2024)	\$ -		0.00
(Mary Fairhurst) National Leadership Grants	\$ 2,500.00		2,500.00
Nominating Committee	\$ 100.00		100.00
President Expense	\$ 1,500.00		1,500.00
Pro Tempore (committee chair approval)	\$ 2,500.00	444.00	2,056.00
Professional Services	\$ 1,500.00		1,500.00
Public Outreach (ad hoc workgroup)	\$ 3,000.00		3,000.00
Rules Committee	\$ 100.00		100.00
SCJA Board Liaison	\$ 100.00		100.00
Therapeutic Courts	\$ 1,000.00		1,000.00
Treasurer Expense and Bonds	\$ 200.00		200.00
Trial Court Advocacy Board (TCAB) - dormant	\$ -		
Uniform Infraction Citation Committee (UICC)	\$ 200.00		200.00
Totals		\$ 265,500.00	\$ 31,249.00
			\$ 234,251.00
President's Expense - Special Fund		\$1,000	

DMCJA 2022-2023 Adopted Budget

Item/Committee	ALLOCATED	SPENT	Balance
Access to Justice Liaison	\$ 100.00		100.00
Audit (every 3 years)			
Bar Association Liaison (WSBA)	\$ 100.00		100.00
Board Meeting Expense	\$ 38,605.23	36,513.00	2,092.23
Bookkeeping Expense	\$ 3,500.00	3,816.00	-316.00
Bylaws Committee	\$ 250.00		250.00
Conference Calls/Zoom	\$ 100.00		100.00
Conference Planning Committee	\$ 5,500.00	3,329.00	2,171.00
Conference (Spring) <u>Incidental</u> Fees For Members for 2023	\$ 40,000.00	37,500.00	2,500.00
Contract Grant Writer *	\$ 122,000.00	53,116.00	68,884.00
Contract Policy Analyst			0.00
Council on Independent Courts (CIC)	\$ 500.00		500.00
Diversity Committee	\$ 2,000.00	1,500.00	500.00
DMCJA/SCJA Sentencing Alternatives aka "Trial Court Sentencing and Supervision Committee" DORMANT			
DMCMA Liaison	\$ 100.00		100.00
DMCMA Mandatory Education	\$ 20,000.00	20,000.00	0.00
DOL Liaison Committee	\$ 100.00		100.00
Education Committee	\$ 8,500.00	5,625.00	2,875.00
Education - Security	\$ 2,500.00		2,500.00
Educational Grants	\$ 5,000.00	2,000.00	3,000.00
Judicial Assistance Service Program (JASP) Committee**	\$ 19,653.00	10,521.00	9,132.00
Insurance (every 3 years)			
Judicial College Social Support	\$ 2,000.00		2,000.00
Judicial Community Outreach	\$ 2,000.00	2,000.00	0.00
Legislative Committee	\$ 6,500.00	6,117.00	383.00
Legislative Pro-Tem	\$ 1,000.00	657.00	343.00
Lobbyist Contract	\$ 72,000.00	72,000.00	0.00
Lobbyist Expenses	\$ 1,500.00	40.00	1,460.00
Long-Range Planning Committee	\$ 750.00		750.00
MPA Liaison	\$ 250.00		250.00
Municipal/District Court Swearing In - Every 4 yrs (12/2024)			0.00
(Mary Fairhurst) National Leadership Grants	\$ 5,000.00	4,819.00	181.00

Nominating Committee	\$ 100.00		100.00
President Expense	\$ 3,000.00	4,238.00	-1,238.00
President's Expense - Special Fund	\$ 1,000.00	1,228.00	-228.00
Pro Tempore (committee chair approval)	\$ 10,000.00	6,156.00	3,844.00
Professional Services	\$ 1,500.00	800.00	700.00
Public Outreach (ad hoc workgroup)***	\$ 2,394.74	1,605.00	789.74
Rules Committee	\$ 500.00		500.00
SCJA Board Liaison	\$ 250.00		250.00
Therapeutic Courts	\$ 2,500.00	1,000.00	1,500.00
Treasurer Expense and Bonds	\$ 100.00	158.00	-58.00
Trial Court Advocacy Board (TCAB) - dormant			0.00
Uniform Infraction Citation Committee (UICC)	\$ 1,000.00		1,000.00
Totals	\$ 381,852.97	\$ 274,738.00	\$ 107,114.97

Special Fund \$2,619.00
Budget Reserves \$25,000.00

*To include \$50,000 carryover from Board meeting expense 2021-2022 budget

** To include \$8000,00 from the SCJA and carryover of any remaining funds from 2021-2022 budget

***Board approved move from the Board Budget ine item to the Public Outreach line item. 1394.74

A. Ratification of vote to reallocate funds from the Legislative Pro Tem line item (\$1500) and from the Board Meeting Expense line item (\$3500) for a total of \$5000 to the Legislative Committee line item to ensure that the Committee can cover the travel costs for those judges attending the Legislative Day event scheduled for Tuesday, January 31, 2023 in Olympia. M/S/P

M/S/P to move 5,000 from the Board Meeting Expense line item to the Education Committee Line item and 1,500 from the Board Meeting Expense line item to the Diversity Committee line item.

M/S/P to move 1,500 from Education Committee budget line item to the Conference Planning Committee line item to help cover expenses for Spring Program

Moved 20,000 from reserves to Board expense line item.

Updated 08-31-2023

DMCJA

MONTHLY COMMITTEE REPORT TO THE BOARD

Education Committee
COMMITTEE

Judge John Hart
CHAIR(S)

PRINCIPAL ACTIVITIES OVER THE PAST MONTH

N/A for July

June – Spring Program

WORKS IN PROGRESS AND PLANNED FUTURE ACTIVITIES

August – first committee meeting – 15 in attendance

- Primary goals
 - Theme – Open to Change
 - Grow the mentorship program
 - Year-long education plan based on curriculum
 - Survey the membership for education priorities
 - Provide both virtual and in-person training
 - Possibly look at building “tracks” to better accommodate new and seasoned judges

GENERAL RULE 9

RULE AMENDMENT COVER SHEET

Suggested Amendments to

WASHINGTON STATE COURT RULES:

CIVIL RULES FOR COURTS OF LIMITED JURISDICTION (CRLJ)

PROPOSED AMENDMENT TO CRLJ 41

1. **Proponent Organization:** District and Municipal Court Judges' Association (DMCJA)
2. **Spokespersons:** Judge Jeffrey R. Smith, President DMCJA; Judge Catherine McDowall, Co-Chair DMCJA Court Rules Committee; Judge Wade Samuelson, Co-Chair DMCJA Court Rules Committee.
3. **Purpose of Proposed Rule Amendment:** GR 30(b)(3) (relating to Electronic Filing and Service) currently allows courts to electronically transmit notices, orders or other documents to all parties to a case where authorized by local court rule. However, the current version of CRLJ 41(b)(2)(i) requires notice of a dismissal on clerk's motion to be mailed to the parties.

DMCJA proposes an amendment to CRLJ 41 to clarify that electronic transmission of notice is permissible where parties have agreed in writing to receive court notice electronically. The proposed changes would clarify any perceived ambiguity between GR 30 and CRLJ 41. Minor changes to other parts of CRLJ 41 are proposed to make it consistent with the possibility of electronically transmitted notice.

4. **Hearing:** A hearing is not recommended.
5. **Expedited Consideration:** Expedited consideration is not requested.

CRLJ 41
DISMISSAL OF ACTIONS

(a) [unchanged]

(b) Involuntary Dismissal; Effect. For failure of the plaintiff to prosecute or to comply with these rules or any order of the court, a defendant may move for dismissal of an action or of any claim against that defendant.

(1) *Want of Prosecution on Motion of Party.* [unchanged]

(2) *Dismissal on Clerk's Motion.*

(i) Notice. In all civil cases in which no action of record has occurred during the previous 12 months, the clerk of the court shall notify the attorneys of record by mail, or by electronic means if the party has consented in writing to electronic service, that the court will dismiss the case unless, within 30 days following the ~~mailing~~ sending of such notice, a party takes action of record or files a status report with the court indicating the reason for inactivity and projecting future activity and a case completion date. If the court does not receive such a status report, it shall, on motion of the clerk, dismiss the case without prejudice and without cost to any party.

(ii) Mailing Notice; reinstatement. The clerk shall mail or send electronic notice of impending dismissal not later than 30 days after the case becomes eligible for dismissal because of inactivity. A party who does not receive the clerk's notice shall be entitled to reinstatement of the case, without cost, upon motion brought within a reasonable time after learning of the dismissal.

(iii) – (iv) [unchanged]

(3) *Defendants Motion After Plaintiff Rests.* [unchanged]

(c) – (e) [unchanged]

GENERAL RULE 9

RULE AMENDMENT COVER SHEET

PROPOSED AMENDMENT TO INFRACTION RULE FOR COURTS OF LIMITED JURISDICTION 2.6 (IRLJ 2.6)

1. **Proponent Organization:** District and Municipal Court Judges' Association (DMCJA)
2. **Spokespersons:** Judge Jeffrey R. Smith, President DMCJA; Judge Catherine McDowall, Co-Chair DMCJA Court Rules Committee; Judge Wade Samuelson, Co-Chair DMCJA Court Rules Committee.
3. **Purpose of Proposed Rule Amendment:** IRLJ 2.4 was recently amended, enlarging the driver's response deadline from 15 days (18 days if the notice was served by mail) to 30 days (33 days if the notice was served by mail). IRLJ 2.6(a)(i) was not amended at that time, effectively reducing the amount of time each court has to schedule a prehearing conference by 15 days. This proposed amendment lengthens the scheduling deadline from 45 days to 60 days.
4. **Hearing:** No, because the change is not of general public interest.
5. **Expedited Consideration:** Yes, because this is a largely a technical amendment that should have been previously considered when IRLJ 2.4 was amended, and courts face a significant burden to comply with the rule as it currently exists.

IRLJ 2.6
SCHEDULING OF HEARINGS

(a) Contested Hearings.

(1) Except as provided in sections (1)(i) and (ii), upon receipt of a response submitted pursuant to rule 2.4(b)(2), the court shall schedule a hearing to determine whether the defendant committed the infraction. The hearing shall be scheduled for not less than 14 days from the date the written notice of hearing is sent by the court, nor more than 120 days from the date of the notice of infraction or the date a default judgment is set aside.

(i) If authorized by local court rule, a defendant who requests a contested hearing may first be scheduled for a prehearing conference, which shall be scheduled for not less than 14 days from the date the written notice of the hearing is sent by the court nor more than ~~45~~ 60 days from the date of the notice of infraction or the date a default judgment is set aside.

GENERAL RULE 9

RULE AMENDMENT COVER SHEET

Suggested Amendments to

**WASHINGTON STATE COURT RULES:
CIVIL RULES FOR COURTS OF LIMITED JURISDICTION (CRLJ)**

**Amend CRLJ 56(c)
SUMMARY JUDGMENT**

-
1. **Proponent Organization:** District and Municipal Court Judges' Association (DMCJA)
 2. **Spokespersons:** Judge Jeffrey R. Smith, President DMCJA; Judge Catherine McDowall, Co-Chair DMCJA Court Rules Committee; Judge Wade Samuelson, Co-Chair DMCJA Court Rules Committee.
 3. **Purpose of Proposed Rule Amendment:** The DMCJA is requesting an amendment to CRLJ 56. The amendment would require parties to include a copy of rule CRLJ 56 in any motion for summary judgment. Civil cases in courts of limited jurisdiction frequently include pro se litigants who are not well versed in the rules of civil procedure. When served with a motion for summary judgment, pro se litigants are often not aware of how to appropriately respond and they either file inadequate responses to the motions or do not respond at all. This can result in delay and often requires a court to reset the motion hearing. Including the rule with a summary judgment motion increases access to justice by informing pro se litigants how to appropriately respond to summary judgment motions.
 4. **Hearing:** A hearing is not recommended.
 5. **Expedited Consideration:** Expedited consideration is not requested.

CRLJ 56
SUMMARY JUDGMENT

(a)-(b) No change

(c) Motion and Proceedings. The motion and any supporting affidavits, memoranda of law, or other documentation shall be filed and served not later than 15 days before the hearing. A copy of this rule shall be served with the motion. The adverse party may file and serve opposing affidavits, memoranda of law, and other documentation not later than three days before the hearing. The moving party may file and serve any rebuttal documents not later than the day prior to the hearing. Summary judgment motions shall be heard more than 14 days before the date set for trial unless leave of the court is granted to allow otherwise. The judgment sought shall be rendered forthwith if the pleadings, answers to interrogatories, depositions, and admissions on file, together with the affidavits, if any, show that there is no genuine issue as to any material fact and that the moving party is entitled to a judgment as a matter of law. A summary judgment, interlocutory in character, may be rendered on the issue of liability alone although there is a genuine issue as to the amount of damages.

(d)-(h) No change

Memorandum

To: DMCJA Board of Governors
From: DMCJA Fellow Judges Workgroup
Re: Updated Recommendation – Granting DMCJA Associate Membership to Tribal and Other Judges
Date: August 2023

The Fellow Judges Workgroup has developed an updated recommendation for the DMCJA Board of Governors (Board) explaining why providing DMCJA associate membership to tribal and other judges is not a prudent course of action.

To foster a more collaborative working relationship with Washington State’s tribal judges as well as other judges from different jurisdictions and the federal system, the Board established the Fellow Judges Workgroup (Workgroup) to evaluate the legal and policy questions involved with amending the DMCJA by-laws in granting tribal and other judges associate membership in the DMCJA.

The following analysis demonstrates that providing DMCJA associate membership to tribal and other judges will not offer those judges any additional benefits that they do not already possess. The Workgroup has considered expanding the definition of the membership type currently provided to retired judges and possibly renaming the retired judge membership to offer the same reduced fee membership to tribal and other judges. The envisioned associate membership would include access to Fall and Spring Conferences and conventions, webinars, seminars, workshops, and some form of a public listserv. Currently, tribal and retired judges have access to Fall and Spring Conferences and conventions and access to webinars, seminars, and workshops. However, tribal and retired judges cannot access the DMCJA public listserv.

The DMCJA by-laws provide the following definition for associate membership:

Any former active member of the Association who is no longer serving as a judge, commissioner, or judicial officer of a court of limited jurisdiction may become an associate member of this Association by payment of annual dues set by the Board. Such members shall be entitled to free distribution of the Association Newsletter and may attend workshops, seminars, and conventions on payment of proper registration fees but shall have no right to vote.

The dues for the retired judge membership are twenty-five dollars, and retired judges pay for access to the DMCJA conferences. Retired judges can also get CLE credits. Retired, tribal, and other judges would receive the same conference registration flyers, and registration costs would also be the same.

Fifteen retired judges paid dues for the 2023-2024 membership year for twenty-five dollars. The Workgroup has determined that tribal judges already have more access to benefits than the DMCJA initially thought. This fact further supports the Workgroup's recommendation not to offer tribal judges associate membership or at least to hold off on the associate membership decision until the Workgroup can determine what additional benefits tribal judges can receive via associate membership. Moreover, there are no benefits that retired judges get via DMCJA associate membership that tribal judges currently do not receive without DMCJA associate membership beyond getting CLE credits.

According to the Washington State Bar Association, 14 tribal judges are current members of the Washington State Bar Association. If tribal judges need CLE credits, the DMCJA can offer tribal judges a better deal on CLEs without granting them access to DMCJA associate membership. However, the fact that few tribal judges are Washington State Bar Association members is another reason why DMCJA associate membership will not provide tribal judges with tangible benefits.

Tribal State Court Consortium (TSCC)

Responses to the Fellow Judges Workgroup’s Questions:

In light of the Workgroup’s updated recommendation to not offer DMCJA associate membership to tribal and other judges, the Workgroup will outline steps to advance a more collaborative relationship with tribal judges.

The Workgroup developed a list of questions for the Tribal State Court Consortium (TSCC) to examine the TSCC’s role and functions to determine how the TSCC can advance the relationship between tribal judges and the DMCJA. The TSCC’s Administrative Office of the Courts (AOC) staff representative, Mishani Jack-Gonzalez, stated that tribal judges would be interested in participating in the DMCJA Education, Therapeutic Court, and Diversity Committees. Additionally, DMCJA associate membership would not duplicate the benefits and services tribal judges currently receive through the TSCC.

Furthermore, tribal judges participate in the Judicial College, and the Judicial College asks tribal judges to attend all plenary sessions. They choose which court-level specific sessions to attend. If a TSCC scholarship is provided using grant funding, they must agree to attend the gender-based violence plenary session.

The TSCC currently consists of two co-chairs, including a tribal judge and a state judge. Chief Judge Cindy Smith is a member of the Suquamish Tribal Court, and Judge Lori K. Smith is a member of the Washington State Court of Appeals. The TSCC currently meets one to two times a month via Zoom. Now, the TSCC is working on plans for upcoming conferences, such as educational presentations that focus on tribal court issues such as domestic violence, sexual assault, and the Indian Child Welfare Act. The TSCC also uses the TSCC listserv to share information with its members, and the TSCC plans regional gatherings to bring state and tribal court judges together.

There are 27 federally recognized tribes in Washington State. It is currently unknown how many tribal judges exist in Washington State. The TSCC is updating its tribal court directory listing judges and staff. However, the tribal judges listed in the tribal court directory only include the judges that volunteer to be listed publicly, not necessarily any other judges that may be on-call, traditional judges, appellate judges, or conflict judges.

Establishing A Collaborative Relationship with Tribal Judges

The Workgroup will outline specific steps to foster more thoughtful collaborative efforts with the TSCC and the TSCC tribal judges, tribal judges from other tribal judge organizations, and other judges.

The Workgroup also recommends that the Board establish a TSCC Liaison to the Board to help foster a more collaborative relationship with Washington State's tribal judges. The TSCC liaison would further the DMCJA's understanding regarding the TSCC's role and functions and how the TSCC can advance a more collaborative partnership between the DMCJA and Washington State's tribal judges. Notably, the TSCC does not get notified directly about DMCJA webinar opportunities. Educators from the Washington State Administrative Office of the Courts (AOC) often copy Commissions and TSCC staff on webinar announcements. TSCC staff can then share those announcements with the TSCC listserv. According to the TSCC, the easiest first step towards a more collaborative relationship between the DMCJA and tribal judges would be establishing a public listserv to exchange general judicial information, DMCJA webinars, and other educational opportunities. Since non-DMCJA members cannot be included in the DMCJA public listserv, the Workgroup will ask Mishani Jack-Gonzalez to invite DMCJA members to join the TSCC listserv to foster greater communication between the TSCC and the DMCJA.

The TSCC recommends that DMCJA members attend the TSCC Regional Meetings when those meetings are held in their local area. DMCJA members are also encouraged to participate in the TSCC by attending the annual meeting and signing up for the TSCC

listserv. DMCJA members are also encouraged to learn about the local tribes in their area and to contact tribal court judges. The TSCC is also interested in exploring the idea of establishing a TSCC Liaison for the DMCJA Board. The Workgroup also recommends the Board collaborate with Washington State Supreme Court Justice Raquel Montoya-Lewis. Justice Montoya-Lewis works to foster a more collaborative relationship between Washington State’s tribal and state court judges.

The TSCC’s AOC staff representative is Mishani Jack-Gonzalez, and she can be contacted at: Mishani.Jack-Gonzalez@courts.wa.gov. The following organizations also represent the interests of Washington State tribal judges, and the Workgroup will begin a concerted effort to reach out to these organizations to establish relationships with tribal judges not involved with the TSCC. Those organizations include:

1. [Northwest Intertribal Court System](#) – Contact: Administrator - Dan Kamkoff
dank@nics.ws; 425/774-5808
2. [Northwest Indian Bar Association](#) – Contact: President - Lael Echo-Hawk
lealeh@yahoo.com; 360/651-3444
3. [Washington State Tribal Courts | GOIA](#) – 30 court systems
4. [Northwest Tribal Court Judges' Association](#) - Contact: nwtcja@gmail.com
5. [National American Indian Court Judges' Association – NAICJA](#)
6. [Tribal Judicial Institute | University of North Dakota \(und.edu\)](#)
7. [The Tribal Law and Policy Institute](#)
8. [The Tribal Court Clearinghouse](#)

Finally, the Workgroup recommends the Board conclude the Workgroup's activities. Completing the Workgroup's actions will not prevent the DMCJA from continuing to foster a more collaborative relationship with the TSCC as well as other organizations representing Washington State tribal judges. Additionally, the Workgroup recommends the DMCJA Board and the Board of the Northwest Tribal Judges Association plan a meeting at the 65th Annual Washington Judicial Conference to discuss ways to establish a more collaborative relationship between the DMCJA and the Northwest Tribal Judges Association.