



## Northwest Justice Project

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César E. Torres  
Executive Director

April 19, 2010

Mr. Ronald Carpenter Clerk  
Washington Supreme Court  
P.O. Box 40929  
Olympia, WA 98504-0920

Attn: Camilla Faulk

**Re: Proposed GR 34**

Dear Mr. Carpenter:

I write on behalf of the Northwest Justice Project (NJP) to urge adoption of Proposed GR 34, establishing a general rule governing applications for waiver of filing fees for indigent persons in civil cases. Adoption of Proposed GR 34 is an important step in Washington's efforts to secure uniformity in the fee waiver process statewide and will significantly improve access to courts throughout Washington.

The proposed rule reflects substantial improvement over current practices by establishing a uniform *In Forma Pauperis* (IFP) application process and standards by which low-income persons can pursue fee waivers and by providing for the presumption of indigency on the basis of representation by a qualified legal services provider. As such, the proposed rule benefits clients represented by NJP, clients represented by volunteer attorneys around the state (most of whom are referred to the *pro bono* local bar programs through our statewide legal "hotline" (CLEAR)), and especially unrepresented low-income persons who face great difficulty negotiating the local court process to get in the proverbial courthouse door. Further, a statewide IFP rule to promote access to superior is an important and needed companion to the statewide IFP Rule of Appellate Procedure for accessing the state appellate courts.

While we greatly support this rule and urge its adoption, we are concerned that it does not address issues NJP raised in our April 29, 2008 comments support adoption of the earlier version of GR 34. We are concerned that as written the rule does not address a number of the troubling local court practices that our client community has experienced and which continue to create barriers for low income persons seeking access to the courts to resolve critical legal needs. One problem our client community experiences is that a local court will "waive" the payment of a filing fee to "initiate" the proceeding, but will also order that the fee be paid before the case can be finalized. Another problem is that proposed GR 34 does not expressly address the problem of differing local courts understandings as to what fees and costs are



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those for which "judicial officers have the authority to grant a waiver". See Comment to proposed GR 34. For example, filing fees, which as a constitutional matter must be subject to full waiver, include fees to support courthouse facilitators (RCW 26.12.240); domestic violence support services (RCW 36.18.016(b)); and a judicial surcharge (RCW 36.18.020(5)). Some courts refuse to waive some or all these fees, on the belief that they do not have the judicial authority to do so. GR 34 does not expressly prevent the practices or clarify that all fees required for filing an action in court are subject to waiver.

Examples of form orders from three different courts (enclosed) illustrate these issues:

- Cowlitz County IFP Motion and Form Orders: waive "filing fee" but require immediate payment of applicable surcharges in three distinct cases and state the "remaining [waived] filing fee **must be paid** before finalization or disposition of this action; OR "the remaining [waived] filing fee **will be reviewed** before finalization or disposition of this action." In our experience, clients we represent as well as low-income persons proceeding without representation are required to pay the surcharges as a condition of initiating an action. *Pro ses* are more often than not compelled to pay the "waived" filing fee as a pre-condition to finalizing their case.
- Lewis County IFP Motion and Form Order: Allows filing of case, however, the court "reserves the right to review this authorization from time to time and require payment of fees if justified at the time OR: "**Petitioner is required to pay the full amount of the filing fee before 90 days has expired, or entry of a final decree, or a dismissal, whichever is first**". Thus, the court does not "waive" the fee, but typically revisits the issue or simply requires applicants to pay before final relief is entered.
- Snohomish County IFP Application and Order: Sets out various boxes for the court to check to identify the specific filing fees the court will waive, but does not include a box to check for "all fees". The waiver is then either "subject to later court review" or only waived "temporarily" and ordered to be paid within a specific number of days of the IFP order or "prior to entry of final orders in this case: or partially waived with amounts to be paid at the time of initial filing, within a specified number of days of filing or prior to entry of final relief. The surcharges are similarly treated, but unlike in the Cowlitz County forms are capable of being fully waived.

As currently proposed, GR 34 does not address these inconsistencies or state whether all filing fees are subject to the Rule or subject to judicial authority to grant a waiver. Nor does it state that "waiver" means "waiver" (not deferral) for the duration of the proceeding up to and including final relief and/or that payment of waived fees cannot be a condition precedent to entry of final relief for those deemed eligible for waiver. In other words, once a litigant has been determined to be indigent and eligible for IFP waiver of fees and judicially imposed costs of litigation, they should not be subjected to repeated review and duplicative determinations of indigency or have their ability to obtain final judicial relief held hostage to their inability to pay the "waived" fee.

Mr. Ronald Carpenter Clerk

April 19, 2010

Page 3

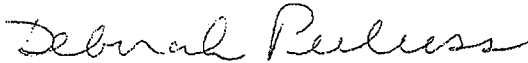
The rule does not clearly and expressly define "waiver" as a determination that the litigant due to their indigency is unable to pay the costs and fees and does not include any limitation on local court review or rescission of the waiver decision as a condition of final relief. As a result, the current practices identified above by those courts and others do not appear to be resolved by proposed GR 34. If sub-section (b) is intended to prohibit a court from denying or delaying final relief on the basis of an "underlying" action on the merits, it is not clear from the language used. If this is the intent, then we propose that the language be clarified either in the text of the sub-section or by way of an additional Comment to the effect:

Waiver of fees under this rule is intended to be a permanent waiver and is not subject to later review or rescission by the court and may not be the basis the basis for withholding final relief or entry of orders pending payment of fees.

Finally, in order to avoid confusion on whether certain costs are able to be waived and provide consistency among courts statewide, the first comment should clarify that "[T]he rule establishes the process by which judicial officers may waive *all* civil filing fees and costs otherwise payable as costs for access to court services."

We greatly appreciate the opportunity to supplement our comments of April, 2008 and look forward to a much improved system for low-income persons to be able to effectively access the courts throughout the state without barriers based on their inability to pay.

Sincerely,



Deborah Perluss  
Director of Advocacy/General Counsel  
Northwest Justice Project

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7 SUPERIOR COURT OF WASHINGTON FOR COWLITZ COUNTY

8  
9 In re:

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12 CASE # \_\_\_\_\_

13 \_\_\_\_\_  
14 and Petitioner,

MOTION, DECLARATION, AND  
ORDER TO PROCEED  
IN FORMA PAUPERIS

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17 \_\_\_\_\_  
18 Respondent.

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- Dissolution of Marriage \$280.00
  - Petition for Legal Separation \$280.00
  - Petition for Invalidation of Marriage \$280.00
  - Dissolution of Meretricious Relationship with Children \$280.00

MOTION

I request the Court to allow me to proceed without payment of all or part of the filing fee. Attached is a Financial Statement in support of this motion.

DECLARATION

This proceeding is brought in good faith and it is my present intention to proceed to final disposition. I am unable to pay the filing fee without undue hardship.

I request entry of an order allowing commencement and prosecution of this action *in forma pauperis* and direction to the Clerk of the Court to file this action without fee.

Presented by:

Name \_\_\_\_\_

Address \_\_\_\_\_

\_\_\_\_\_  
Petitioner Signature

\_\_\_\_\_  
Phone \_\_\_\_\_

\_\_\_\_\_  
Date

ORPRFP (07-2009)

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4 **ORDER**

5 The petitioner has presented a sufficient motion and declaration to proceed *in forma pauperis*  
6 and the Court, finding good cause shown, hereby:

7  
8 [ ] **ORDERS** that the petitioner is authorized to file this action upon payment of **\$80.00**  
9 which includes the \$20.00 Facilitator surcharge (1508) pursuant to RCW 26.12.240; the  
10 \$30.00 Domestic Violence surcharge (1512) pursuant to RCW 36.18.016(b) and the \$30.00  
11 Judicial surcharge (1187) pursuant to RCW 36.18.020 (4.)  
12

13 **...Or**

14  
15 [ ] **ORDERS** that the **Judicial surcharge is deferred\*** and the petitioner is authorized  
16 to file this action upon payment of **\$50.00** which includes the \$20.00 Facilitator  
17 surcharge (1508) pursuant to RCW 26.12.240 and the \$30.00 Domestic Violence surcharge  
18 (1512) pursuant to RCW 36.18.016(b.)  
19

20 **IT IS FURTHER ORDERED THAT**

- 21  
22  The remaining filing fee **must be paid** before finalization or disposition of this  
23 action. (1151) (1187\*)  
24  
25  The remaining filing fee **will be reviewed** before finalization or disposition of  
26 this action. (1151) (1187\*)  
27  
28

29  
30 **SUFFICIENT CAUSE HAS NOT BEEN SHOWN** to waive or defer the filing fees  
31 therefore it is

32  
33 [ ] **ORDERED** that the motion to waive or defer any of the filing fees is denied.  
34  
35

36  
37  
38 **ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

39  
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41 \_\_\_\_\_  
42 Judge / Court Commissioner  
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47 Presented by:

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49 \_\_\_\_\_  
50 Petitioner's signature, Pro Se

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8 SUPERIOR COURT OF WASHINGTON FOR COWLITZ COUNTY

9 In re:

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11  
12 CASE # \_\_\_\_\_

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14 \_\_\_\_\_  
15 Petitioner(s),

16 MOTION, DECLARATION, AND  
17 ORDER TO PROCEED  
18 IN FORMA PAUPERIS

19 and/vs

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- Establish Parenting Plan \$250.00
  - Establish Paternity \$250.00
  - Dissolution Modification \$250.00  
(Out of County Case)
  - Non-Parental Custody \$250.00

\_\_\_\_\_ Respondent(s).

25  
26  
27 **MOTION**

28 I/we request the Court to allow me/us to proceed without payment of all or part of the filing fee. Attached is a  
29 Financial Statement in support of this motion.

30  
31 **DECLARATION**

32 This proceeding is brought in good faith and it is my/our present intention to proceed to final disposition. I/we are  
33 unable to pay the filing fee without undue hardship.

34 I/we request entry of an order allowing commencement and prosecution of this action *in forma pauperis* and  
35 direction to the Clerk of the Court to file this action without fee.

36 Presented by:

37  
38  
39 Name \_\_\_\_\_

40  
41  
42 Address \_\_\_\_\_

43  
44 \_\_\_\_\_  
45 Petitioner (s) Signature (s)

46  
47  
48 Phone \_\_\_\_\_

49 Date \_\_\_\_\_

ORDER

The petitioner(s) have presented a sufficient motion and declaration to proceed *in forma pauperis* and the Court, finding good cause shown, hereby:

[ ] **ORDERS** that the petitioner(s) is/are authorized to file this action upon payment of **\$50.00** which includes the \$20.00 Facilitator surcharge (1508) pursuant to RCW 26.12.240; the and the \$30.00 Judicial surcharge (1187) pursuant to RCW 36.18.020 (4.)

**. . . Or**

[ ] **ORDERS** that the **Judicial surcharge is deferred\*** and the petitioner(s) is/are authorized to file this action upon payment of the **\$20.00** Facilitator surcharge (1508) pursuant to RCW 26.12.240.

**IT IS FURTHER ORDERED THAT**

- The remaining filing fee **must be paid** before finalization or disposition of this action. (1151) (1187\*)
- The remaining filing fee **will be reviewed** before finalization or disposition of this action. (1151) (1187\*)

**SUFFICIENT CAUSE HAS NOT BEEN SHOWN** to waive or defer the filing fees therefore it is

[ ] **ORDERED** that the motion to waive or defer any of the filing fees is denied.

ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Judge / Court Commissioner

Presented by:

\_\_\_\_\_  
Petitioner's signature, Pro Se

\_\_\_\_\_  
Petitioner's signature, Pro Se

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8 SUPERIOR COURT OF WASHINGTON FOR COWLITZ COUNTY

9 In re:

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11  
12 CASE # \_\_\_\_\_

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15 \_\_\_\_\_  
16 And Petitioner,

MOTION, DECLARATION, AND  
ORDER TO PROCEED  
IN FORMA PAUPERIS

17  
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19 \_\_\_\_\_  
20 Respondent.

MODIFICATION OF COWLITZ COUNTY CASE

{ } Support \$56.00  
{ } Custody / Parenting Plan \$56.00  
{ } Notice of Relocation \$56.00  
{ } Decree \$56.00

21  
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24  
25 MOTION

26  
27 I am the  petitioner  respondent in the above named cause and I request the Court to allow me to proceed  
28 without payment of all or part of the filing fee. Attached is a Financial Statement in support of this motion.

29  
30 DECLARATION

31  
32 This proceeding is brought in good faith and it is my present intention to proceed to final disposition. I am unable to  
33 pay the filing fee without undue hardship.

34  
35 I request entry of an order allowing commencement and prosecution of this action *in forma pauperis* and direction  
36 to the Clerk of the Court to file this action without fee.

37 Presented by:

38  
39 Name \_\_\_\_\_

40  
41 Address \_\_\_\_\_

42  
43 \_\_\_\_\_  
44 Petitioner's / Respondent's Signature

45  
46 Phone \_\_\_\_\_

47 Date \_\_\_\_\_



ORDER

The petitioner has presented a sufficient motion and declaration to proceed *in forma pauperis* and the Court, finding good cause shown, hereby:

**ORDERS** that the petitioner is authorized to file this action upon payment of the \$20.00 Facilitator surcharge (1508) pursuant to RCW 26.12.240

**IT IS FURTHER ORDERED THAT**

- The remaining filing fee **must be paid** before finalization or disposition of this action. (1105)
- The remaining filing fee **will be reviewed** before finalization or disposition of this action. (1105)

**SUFFICIENT CAUSE HAS NOT BEEN SHOWN** to waive or defer the filing fees therefore it is

**ORDERED** that the motion to waive or defer any of the filing fees is denied.

ORDERED this \_\_\_\_\_ day of \_\_\_\_\_,

\_\_\_\_\_  
Judge / Court Commissioner

Presented by:

\_\_\_\_\_  
Petitioner's / Respondent's signature, Pro Se

FINANCIAL STATEMENT IN SUPPORT OF MOTION AND ORDER TO PROCEED IN FORMA PAUPERIS

GENERAL INFORMATION

- (a) Name: \_\_\_\_\_ (a) Spouse: \_\_\_\_\_  
(b) Address: \_\_\_\_\_  
(c) Phone: \_\_\_\_\_

FAMILY INFORMATION

- (a) Persons whom you financially support:  Spouse  Children  Other  
(b) List names, ages, relationship and address if different from yours:

_____	_____
_____	_____
_____	_____

EMPLOYMENT INFORMATION

- (a) Are you presently employed:  Yes  No  
(b) Name and address of employer: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(c) Length of employment: \_\_\_\_\_  
(d) Occupation: \_\_\_\_\_  
(e) Other source of income: \_\_\_\_\_
- Is spouse presently employed:  Yes  No  
Name and address of spouse's employer: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Length of Employment: \_\_\_\_\_  
Occupation: \_\_\_\_\_  
Other source of income: \_\_\_\_\_

INCOME AND ASSETS

- (a) Gross monthly income (personal) \_\_\_\_\_  
(b) Gross monthly income (spouse) \_\_\_\_\_  
(c) Savings Accounts: \_\_\_\_\_  
(d) Checking Accounts \_\_\_\_\_  
(e) Stocks and Bonds \_\_\_\_\_  
(f) Cash \_\_\_\_\_  
(g) Vehicles/boats/RV/motorcycles \_\_\_\_\_  
(h) Home equity (sale value less amount owing) \_\_\_\_\_  
(i) Other \_\_\_\_\_  
\_\_\_\_\_

EXPENSES AND DEBTS

- (a) Monthly living expenses (itemize):  
Rent/House Payment \_\_\_\_\_  
Food \_\_\_\_\_  
Utilities \_\_\_\_\_  
Transportation \_\_\_\_\_  
Insurance: Medical & Dental \_\_\_\_\_  
Other \_\_\_\_\_  
(b) Debts:  
Name of Creditor                      Amount Owed  
\_\_\_\_\_  
\_\_\_\_\_

TOTAL ASSETS: \_\_\_\_\_

TOTAL OBLIGATIONS: \_\_\_\_\_

OTHER: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

UNDER PENALTY OF PERJURY, I DECLARE THAT I HAVE EXAMINED THIS DOCUMENT AND THE PRECEDING INFORMATION IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND ABILITY.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

SUPERIOR COURT OF WASHINGTON  
FOR LEWIS COUNTY

\_\_\_\_\_  
Petitioner

vs.

\_\_\_\_\_  
Respondent

NO.

MOTION, DECLARATION AND  
ORDER TO PROCEED  
IN FORMA PAUPERIS  
(ORPRFP)

I. MOTION

I request the court to allow me to proceed without payment of the filing fee and other court costs.

II. DECLARATION

I am the petitioner in this action. This proceeding is brought in good faith and it is my present intention to proceed to a final dissolution of marriage. I am unable to pay the filing fee and other court costs without undue hardship in this proceeding.

The Supreme Court of the United States and the State of Washington have authorized the courts to waive fees in the following cases: Boddie v Connecticut, 401 US 371, 29 L.Ed.2d 113, 91 S.Ct. 780 (1971); Lois Ashley, et al v Superior Court, 82 Wn.2d 188 (19173) and 83 Wn.2d 630, (1974). I request entry of an order:

1. Allowing commencement and prosecution of this case In Forma Pauperis; and
2. Directing the clerk of the court to file and issue papers without any fee or charge whatsoever.

My income, assets are:

Cash \$ \_\_\_\_\_

My monthly income is \$ \_\_\_\_\_

Checking \$ \_\_\_\_\_

The source of my income is \_\_\_\_\_

Savings \$ \_\_\_\_\_

I have to support \_\_\_\_\_ child (ren)

My necessary expenses are:

Rent \$ \_\_\_\_\_ Utilities \$ \_\_\_\_\_ Food \$ \_\_\_\_\_ Daycare \$ \_\_\_\_\_

I certify under the penalty of perjury under the laws of the State of Washington that the foregoing statements are true and correct.

Dated \_\_\_\_\_ at \_\_\_\_\_, Washington.

\_\_\_\_\_  
Petitioner

**ORDER**

The petitioner having presented a sufficient motion and declaration to proceed In Forma Pauperis and the court finding good cause shown; now therefore, it is hereby:

ORDERED that the petitioner is hereby authorized to prosecute this action In Forma Pauperis; and the clerk of the court is ordered and directed to file and issue papers and pleadings as requested by the petitioner without payment of any fee or charge whatsoever. In approving this Order the court reserves the right to review this authorization from time to time and require the payment of fees if justified at the time OR:

**Petitioner is required to pay the full amount of the filing fee before 90 days has expired, or entry of a final decree, or a dismissal, whichever is first..**

DATED \_\_\_\_\_

\_\_\_\_\_  
JUDGE/COURT COMMISSIONER

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SNOHOMISH

In re the Marriage of:

No.

APPLICATION/ORDER TO PROCEED IN  
FORMA PAUPERIS

Petitioner,

(ORPRFP)

vs.

Respondent.

I. APPLICATION

I, \_\_\_\_\_, move the Court for an Order authorizing me to proceed in  
Forma Pauperis (at public expense) in this case.

Attached is a Financial Statement in support of this motion.

II. ORDER

It is hereby ordered that the above named is permitted to proceed without payment of the filing fees  
indicated below:

- General Case Filing Fee \$200     Domestic Case filing Fee \$200.00 (see sections 2.3 and 2.4)
- Mandatory Arbitration Fee \$220     Domestic Modification Fee (in-County \$36 (see section 2.3)
- Request for Trial De Novo \$250     Other \_\_\_\_\_

It is hereby ordered that the above fee(s):

- Are waived subject to later court review;
- Are waived temporarily and shall be paid within \_\_\_\_\_ days of entry of this order;
- Are waived temporarily and shall be paid prior to entry of any final orders in this case;
- Are waived in the amount of \$ \_\_\_\_\_ with the balance to be paid:
  - at the time of filing     within \_\_\_\_\_ days of filing
  - prior to entry of any final orders in this case
- Other \_\_\_\_\_

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It is hereby ordered that the \$20.00 facilitator surcharge in cases under Title 26 RCW (per Snohomish County Code 4.90) shall be paid:

- Does not apply
- At the time of filing
- Within \_\_\_\_\_ days of filing or no later than \_\_\_\_\_ (date)
- Prior to entry of any final orders

It is hereby ordered that the \$30.00 Domestic Violence Prevention Surcharge (RCW 36.18.016(2)(b)) assessed on all petitions for dissolution, legal separation or declaration concerning validity of a marriage shall be paid.

- Does not apply
- At the time of filing
- Within \_\_\_\_\_ days of filing or no later than \_\_\_\_\_ (date)
- Prior to entry of any final orders

It is hereby ordered that this case shall be dismissed on \_\_\_\_\_ (date) if any of the above fees have not been paid as ordered.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
JUDGE/COURT COMMISSIONER

Presented by:

\_\_\_\_\_  
Signature of Petitioner

FAILURE TO PROSECUTE THIS ACTION BY FAILURE TO APPEAR AT YOUR HEARING OR OTHERWISE MAY RESULT IN AN ORDER AND JUDGMENT REQUIRING THE PETITIONER TO PAY THE FILING FEE AND SERVICE COSTS.

1 FINANCIAL STATEMENT IN SUPPORT OF APPLICATION AND ORDER TO PROCEED IN FORMA  
2 PAUPERIS

3 3.1 GENERAL INFORMATION

4 (a) Name: \_\_\_\_\_ (a) Spouse's Name: \_\_\_\_\_  
5 (b) Address: \_\_\_\_\_ (b) Address: \_\_\_\_\_  
6 (c) Social Security #: \_\_\_\_\_ (c) Social Security #: \_\_\_\_\_  
7 (d) Telephone #: \_\_\_\_\_ (d) Telephone #: \_\_\_\_\_  
8 (e) Date of Birth: \_\_\_\_\_ (e) Date of Birth: \_\_\_\_\_

9 3.2 FAMILY INFORMATION

10 (a) Persons whom you financially support: [ ] Spouse [ ] Children [ ] Other  
11 (b) List names, relationship and address if different from yours:

12 \_\_\_\_\_  
13 \_\_\_\_\_  
14 \_\_\_\_\_

15 3.3 EMPLOYMENT INFORMATION

16 (a) Are you presently employed [ ] Yes [ ] No (a) Is your spouse presently employed [ ] Yes [ ] No  
17 (b) Name & address of employer: \_\_\_\_\_ (b) Name & address of spouse's employer: \_\_\_\_\_  
18 (c) Length of Employment: \_\_\_\_\_ (c) Length of Employment: \_\_\_\_\_  
19 (d) Occupation: \_\_\_\_\_ (d) Occupation: \_\_\_\_\_  
20 (e) Other Sources of Income: \_\_\_\_\_ (e) Other Sources of Income: \_\_\_\_\_

21 3.4 INCOME AND ASSETS

22 (a) Gross monthly income (personal) \_\_\_\_\_  
23 (b) Gross monthly income (spouse) \_\_\_\_\_  
24 (c) Savings accounts \_\_\_\_\_  
(d) Checking accounts \_\_\_\_\_  
(e) Stocks & Bonds \_\_\_\_\_  
(f) Cash \_\_\_\_\_  
(g) Vehicles/boats/RV/motorcycles \_\_\_\_\_  
(h) Home equity (sale value less amount  
owing) \_\_\_\_\_  
(i) Other \_\_\_\_\_

TOTAL ASSETS: \_\_\_\_\_

3.5 EXPENSES AND DEBTS

(a) Monthly living expenses (itemize):  
Rent/house payment \_\_\_\_\_  
Food \_\_\_\_\_  
Utilities \_\_\_\_\_  
Transportation \_\_\_\_\_  
Insurance \_\_\_\_\_  
Medical & Dental \_\_\_\_\_  
Other \_\_\_\_\_

(b) Debts:  
Name of Creditor Amount Owed

TOTAL OBLIGATIONS: \_\_\_\_\_

25 UNDER PENALTY OF PERJURY, I DECLARE THAT I HAVE EXAMINED THIS DOCUMENT AND THE  
26 PRECEDING INFORMATION IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND ABILITY.

27 \_\_\_\_\_  
28 DATE

29 \_\_\_\_\_  
30 SIGNATURE