

Faulk, Camilla

To: Sullins, Nan
Subject: RE: GR 35 "Poor Citizens v. wealthy Superior Court Judges"

From: Jonathan James [mailto:jjc_jc_enviro_relief@hotmail.com]
Sent: Wednesday, April 07, 2010 7:31 AM
To: AOC DL - Rules Comments
Subject: GR 35 "Poor Citizens v. wealthy Superior Court Judges"

Superior Court Judges can and have used indigent status of citizens to bar and/or manipulate litigation rights, IT IS A FACT OF SPOKANE SUPERIOR COURT RECORDS.

Access to Justice for ALL is the concern addressed in GR 35, the Superior Court Judge's should be shamed for taking opposition to an issue correcting access and the current lack thereof. The public and the high court should ask WHY? WHY SUCH OPPOSITION!

It is a pretty obvious answer, systemic "loss of direction and control" of cases initiation and appellant process.

**Federal Courts do not allow the same Judge to decide initial indigency and the case facts, nor do they allow the case facts Judge to decide indigency on appellant motions, WASHINGTON STATE COURTS DO allowing severe "direction and control" of issues outside the real issues brought to bar.

Allowing a Judge to use financial status just to be heard, is absurd but, just the way it is for now GR 35 and RAP 15.2 need to be reviewed and amended in concert, as the problem is a huge judicial roadblock for the poor citizen litigant, and a tool for Judge's to bar and/or manipulate litigation rights of very important cases. Cases that if taken seriously by Superior Court Judges might in themselves stop frivolous filings, when was the last time a Pro Se Indigent litigant won a CR 11 Motion?

The poor might very well be the most discriminated class of society as the class is really not recognized in any case law or legislation as a protected class of society or for ever being discriminated against, the Washington State Superior Court Judges have just set the stage for this topic, as there letter and opposition to CR 35 is felt to be discriminatory and simply out of touch with the subject matter.

An audit should be done on the Superior Court's for solid factual evidence on how the indigent have been treated in civil cases when indigency factors weigh in, both filing fees and lack of attorney, facts need to be relied on, not fiction or crafty counsel, when your broke,
your broke,
if you apose this general rule,
your a joke.

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