LCrRLJ 4.1 ARRAIGNMENT

Arraignments shall be in accordance with CrRLJ 4.1 and 4.2. Except as noted below, a lawyer may, pursuant to CrRLJ 4.1(d), enter an appearance on behalf of a client by filing a written notice of appearance with the clerk and serving a copy upon the prosecuting attorney. Except in the following cases, the clerk may continue an arraignment at the request of the defendant or counsel for one week, on condition that a Waiver of Speedy Arraignment is filed with the court.

A lawyer may not enter a written plea of not guilty on behalf of a client, if the charging document states that one or more of the charges involves domestic violence, harassment, violation of an anti-harassment or protection order, stalking, or driving while under the influence of intoxicants, driving while under the age of 21 after having consumed alcohol, or physical control of a vehicle while under the influence of intoxicants.

If the defendant has previously appeared in person before a judge, as required by RCW 46.61.50571, and conditions of release have been ordered, then a lawyer may enter an appearance or a plea of not guilty and waiver of arraignment on behalf of a client.

An appearance that waives arraignment, but fails to state a plea, shall be deemed to constitute entry of a plea of not guilty. Upon timely receipt of a notice of appearance and the filing of proof of compliance with conditions of release, the court staff shall strike the arraignment date and issue a notice to appear for pretrial hearing.

[Former Rule No. 4, renumbered and amended effective September 1, 1997, amended effective September 1, 2002]