RULE NO. 5
HEARING ON MOTIONS

All non-trial motions shall be filed, served and noted for hearing at least six days prior to the date specified for the hearing. No pre-trial motions shall be heard or noted for hearing on the trial date without prior approval by the Judge. The defendant must be present at the 3.5 hearings. 3.5 hearings or 3.6 hearings shall be heard only upon 6 (six) court days notice with a designation of the officer(s) who may be required to testify, unless the Court authorizes otherwise.

Motions shall be set forth in writing with a memorandum of points and authorities and an affidavit or declaration as permitted under RCW 9A.72.085 setting forth specifically the facts which counsel expects to elicit at a hearing. Failure to comply with this rule will result in the Motion being stricken from the calendar. Pre-trial hearings for admission of non-testimonial motions (Crawford/Davis Hearings) and motions for admission of evidence under 404B are heard the Wednesday before Jury Trial and noted on the confirmation calendar unless earlier set with Court approval. The defendant must be present for this hearing.

A request to extinguish or modify a No Contact Order in a Domestic Violence case may only be made by a party to the case. The party must file a request on a form prescribed by the Court. All parties and alleged victim must be served by written notice at least five court days before any hearing to consider such a request.

A request to re-impose a No Contact Order in a Domestic Violence case may only be made by the victim/party to the case and the party must file a written motion on a form prescribed by the Court. All parties must be served with the written notice at least five court days before any hearing to consider such a request.

(Adopted effective date September 1, 2013)