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April 25, 2008

Justice Charles Johnson
Washington Supreme Court, Temple of Justice
PO Box 40929
Olympia, WA 98504-0929

Re: Proposed Changes to CrR 8.3, RALJ 2.2, and RAP 2.2

Dear Justice Johnson:

The Superior Court Judges' Association (SCJA) endorses the proposed changes to CrR 8.3, RALJ 2.2, and RAP 2.2 published for comment by the Supreme Court.

Subsection (c) of CrR 8.3, subsection (c) of RALJ 2.2 and subsection (b)(1) of RAP 2.2 relate to dismissal of a criminal charge prior to trial. The proposed rule codifies the dismissal procedure set forth by the Supreme Court 22 years ago in *State v. Knapstad*, by requiring a procedure that is similar to the summary judgment procedure in civil cases.

The SCJA requests one slight addition to CrR 8.3 (c) proposal by including the following language: "The court may provide by local rule provisions for when said motions shall be filed and noted for hearing".

Thank you for your consideration of the SCJA position and comments on these proposed rule amendments.

Very truly yours,

Vickie I. Churchill
President-Judge
Superior Court Judges' Association

cc: SCJA Board of Trustees
Judge Salvatore Cozza
Camillia Falk
Regina McDougall