

Faulk, Camilla

To: Sullins, Nan
Subject: RE: Please approve Proposed CrR 4.11 allowing electronic or stenographic recording of witness interviews

From: Paige Garberding (ACA) [<mailto:Paige.Garberding@acapd.org>]
Sent: Wednesday, April 27, 2011 5:49 PM
To: Faulk, Camilla
Subject: Please approve Proposed CrR 4.11 allowing electronic or stenographic recording of witness interviews

Dear Ms Faulk,

There is no logical reason for anyone to oppose making a complete and accurate record of any witness interview in a criminal case. Police and prosecutors routinely record the statements and interviews of witnesses, even those they characterize as "victims". Defense attorneys are currently denied the use of this valuable tool for investigation and preparation.

It seems to be a law of nature that the more personally intrusive the type of crime being prosecuted, the more interviews the alleged victim will be required to attend with police, prosecutors, and other prosecution "experts" before the defense attorney ever steps into the picture. Defense attorneys normally get one opportunity to interview an alleged victim after all of the government players have had their turns. For those government players to claim that recording that one defense interview somehow adds an unacceptable degree of "victimization" to the event is simply beyond credibility.

The use of depositions in the criminal justice system is not a suitable alternative to the proposed rule because of the time and expense involved. In public defense, that expense would be borne by the taxpayer which is not a good use of public funds when a perfectly acceptable, free alternative exists.

Please level the playing field by approving CrR 4.11.

Thank you for your time.

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