

Faulk, Camilla

To: Sullins, Nan
Subject: RE: RAP 16.7 alternate version

-----Original Message-----

From: Muenster Mark [mailto:markmuen@ix.netcom.com]
Sent: Wednesday, February 05, 2014 10:02 AM
To: AOC DL - Rules Comments
Subject: RAP 16.7 alternate version

Dear members of the Rules Committee:

I would support the alternative version of this rule, which would require a petitioner to submit reliable evidence, but not necessarily evidence which would be admissible under the Evidence Rules. I agree with the rule's proponents that the current version, as interpreted by some courts, places an unfair burden on an incarcerated litigant.

I also support the alternative version's provision for discovery before a reference hearing.

Mark W. Muenster