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From: Clifton, Mary [mailto:mclifton@rmlaw.com]
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To: The Clerk of the Supreme Court,

The appellate department of Reed McClure submits the following comments regarding the proposed amendment to RAP 10.2(f). This rule affects the time for filing amicus curiae briefs. Our comments are directed specifically to the proposed revision to RAP 10.2(f)(1), the due date for amicus curiae briefs in the Supreme Court.

Amicus curiae learn about pending cases through various means. Some have been monitoring the developments in a particular area of law. Some have been advised of the pending case by the parties or the parties' attorneys. Some closely observe the Supreme Court's docket. Whatever means of learning about a pending case, the decision of whether or not to file an amicus brief turns mostly on what issue or issues the Supreme Court has accepted for review. Amicus has to rely on the Issue Summaries published on the court's website. The Issue Summaries are not always posted promptly after review is granted. Therefore, using the review grant date as a trigger for the amicus brief due date causes logistical problems for amicus. If the Issue Summaries page is updated within a week to 5 days after review is granted, the 90 day time frame for the amicus brief due date is workable.

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