

**Tracy, Mary**

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**From:** OFFICE RECEPTIONIST, CLERK  
**Sent:** Thursday, September 14, 2017 8:09 AM  
**To:** Tracy, Mary  
**Subject:** FW: Proposed ER 413

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**From:** James Rogers [mailto:[jsr@jsrogerslaw.com](mailto:jsr@jsrogerslaw.com)]  
**Sent:** Wednesday, September 13, 2017 8:15 PM  
**To:** OFFICE RECEPTIONIST, CLERK <[SUPREME@COURTS.WA.GOV](mailto:SUPREME@COURTS.WA.GOV)>  
**Subject:** Proposed ER 413

Clerk of the Supreme Court,

I am supporting ER 413.

I am a Seattle trial lawyer, and have practiced for 42 ½ years. My practice is 100% civil litigation.

The proposed rule would provide fairness and equality in the criminal and civil justice systems. Immigrants must have access to the courts, and the right to a fair trial. We are living in a time when the rights of and equalities for immigrants are threatened. The courts are critical as a place where immigrants should expect to receive justice in Washington courts.

The injection of immigration status evidence into the fact-finding process leads to racial and ethnic stereotyping, the result of which denies immigrants equal access to justice. Evidence regarding the immigration status of a witness, in a civil or criminal case, damages the witness's credibility to many jurors.

ER 413 should be implemented.

Very truly yours,

James S. Rogers

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