

February 21, 2019

By e-mail to: supreme@courts.wa.gov

Clerk of the Supreme Court

P.O. Box 40929

Olympia, WA 98504-0929

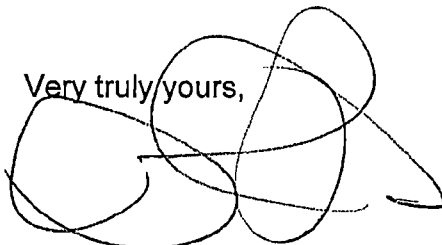
RE: Proposed CrR changes

Dear Sir or Madam:

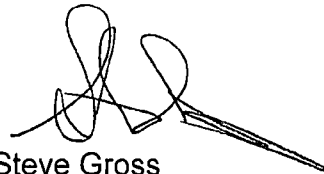
We write regarding the proposed new rules CrR 3.7 through 3.9 and CrR 4.11, and the proposed changes to CrR 4.7. We urge the Court to reject these proposed changes. They would place needless logistical burdens on investigating law enforcement and crime victims and/or witnesses, and any concerns raised by the proposed rules are currently adequately addressed by existing court rules and procedures. The proposed changes further create the potential for dangerous courtroom precedent—namely that no police gathered evidence is trustworthy unless it is audio/video recorded. A blanket supplanting of audio/video evidence for judge and jury credibility evaluation in all cases is unwarranted.

For these reasons and those already expressed by our professional colleagues, we ask that the Court deny implementation of these proposed rule changes.

Very truly yours,



Harry Boesche
Chief Prosecutor



Steve Gross
City Attorney

HRB:

Tracy, Mary

From: OFFICE RECEPTIONIST, CLERK
Sent: Thursday, February 21, 2019 9:16 AM
To: Tracy, Mary
Subject: FW: Proposed CrR changes
Attachments: Letter RE proposed CrR changes.pdf

From: Harry Boesche [mailto:hboesche@auburnwa.gov]
Sent: Thursday, February 21, 2019 9:00 AM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Cc: Harry Boesche <hboesche@auburnwa.gov>; Steve Gross <sgross@auburnwa.gov>
Subject: Proposed CrR changes

Dear Sir or Madam:

Please see attached our comments regarding the proposed CrR changes.



Harry Boesche

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