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March 5, 2020

Sent via U.S. Mail:

Susan L. Carlson
Clerk of the Supreme Court
Washington Supreme Court
P.O. Box 40929
Olympia, WA 98504-0929

RE: Matter of the Proposed Amendment to APR 26

Dear Ms. Carlson:

I am opposed to the adoption of a rule that mandates malpractice insurance for all licensed lawyers in Washington. The reasons are as follows:

1. The data, if any, does not convince me that there are injured clients who have filed a claim or sued and come up short in a recovery against an uninsured lawyer. The proposal supporting the adoption of the rule leaps to the conclusion that the public is in crisis and at risk because of a small percentage of uninsured lawyers. I suggest that conclusion is baloney. I don't believe the public is at risk at all.

2. By mandating insurance coverage from the private carriers, the cost of insurance will go up substantially and create an unfair advantage in favor of the carriers to negotiate coverage limits and premiums.

In summary, this rule is a solution in search of a problem. The evidence is inadequate to support the conclusion that there is a problem. If there is no problem, we don't need a rule to fix it.

Sincerely,

HENDERSON LAW GROUP, PLLC



Stephen J. Henderson
Attorney at Law