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**Subject:** FW: Comment to proposed rule change CrR 3.2  
**Date:** Thursday, April 29, 2021 1:35:19 PM

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**From:** Parker, Luke [mailto:lparker@kingcounty.gov]  
**Sent:** Thursday, April 29, 2021 1:35 PM  
**To:** OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>  
**Subject:** Comment to proposed rule change CrR 3.2

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Good afternoon,

I am writing to express my opposition to the proposed rules change of CrR 3.2 as it is currently written. I have read through the comments to the proposed rule change. Many of them correctly point out that Residential Burglary, DUI, Attempt to Elude, Stalking, Felony Harassment (threats to kill) and other dangerous crimes are not per-se violent offenses. I also see Judge Kessler's comment:

*"The proposal does not change the language regarding the term "violent crime" not being limited to the statutory definition found in RCW 9.94A.030. That language will remain in the proposed rule."*

Even so, the inherently dangerous crimes listed above are likely to be interpreted as "non-violent" since they do not involve the intentional use of physical force intended to harm or kill another person. The proposed rule change would mandate release on personal recognizance in many of those cases instead of allowing judges to consider the nature and circumstances of the offense and determine whether there are conditions of release that will reasonably assure the safety of the community. I believe judges should have the opportunity to engage in the analysis set forth in RCW 10.21.050. Thank you,

Luke Parker  
Deputy Prosecutor  
High Priority Repeat Offenders  
King County Prosecuting Attorney's Office