

From: [OFFICE RECEPTIONIST, CLERK](#)
To: [Tracy, Mary](#); [Linford, Tera](#)
Subject: FW: July 2020 Proposed Rule Changes to GR 13
Date: Tuesday, August 11, 2020 11:39:46 AM

From: Lisa Benedetti [mailto:Lisa@stritmatter.com]
Sent: Tuesday, August 11, 2020 11:33 AM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Subject: July 2020 Proposed Rule Changes to GR 13

Dear Clerk:

I support removing citation to the soon-to-be-repealed RCW 9A.72.085. However, I'm not certain that replacing it with a citation to GR 30 entirely solves the issue.

GR 30 specifically relates to electronic documents, digital signatures, and when they are acceptable or not.

GR 13 relates to unsworn statements, regardless of whether they are physical or electronic in form. Also, RCW 9A.72.085 included standards for such unsworn statements that are not contained or addressed in GR 30.

I would suggest the following modifications or something to their effect:

**PROPOSED AMENDMENT:
GR 13
USE OF UNSWORN STATEMENT IN LIEU OF AFFIDAVIT**

(a) Unsworn Statement Permitted. Except as provided in section (b), whenever a matter is required or permitted to be supported or proved by affidavit, the matter may be supported or proved by an unsworn written statement, declaration, verification, or certificate executed either by affixing or placing their signature as defined in RCW 9A.04.110 on the document, or in accordance with RCW 9A.72.085 GR 30.

The unsworn statement must state: (1) that it is certified or declared by the person to be true under penalty of perjury; (2) the date and place of its execution; and (3) that it is so certified or declared under the laws of the state of Washington.

The certificate or declaration may be in substantially the following form:

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct:

(Date and Place)

(Signature)

(b). [Unchanged.]

Thank you,

Lisa V. Benedetti

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