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From: Greene, Richard [mailto:Richard.Greene@seattle.gov]
Sent: Wednesday, April 20, 2022 2:36 PM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Subject: comment on proposed change to CrRLJ 4.8

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Because the proposed rule authorizes and seemingly requires a clerk to issue a subpoena for testimony simply upon receipt of a document labeled a “praecipe,” the rule opens the door to abuse by pro se defendants, of whom there are many more than in Superior Court. As the proposed rule does not authorize the court to quash or modify such a subpoena, no remedy is provided for such abuse. Nor is notice for such a subpoena required to be given such that the prosecutor even could seek a remedy.

The reference to CR 5(b) perhaps should be to CRLJ 5(b).



Richard Greene
Assistant City Prosecutor

Seattle City Attorney's Office
Criminal Division
701 Fifth Avenue, Suite 2050
Seattle, WA 98104-7097
Phone: 206-684-8538
FAX: 206-684-4648
richard.greene@seattle.gov

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