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**To:** [Martinez, Jacquelynn](#)  
**Subject:** FW: Comment on Proposed changes to RAP 10.10  
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**From:** Raz, Don <Don.Raz@kingcounty.gov>  
**Sent:** Sunday, April 23, 2023 4:45 PM  
**To:** OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>  
**Cc:** Raz, Don <Don.Raz@kingcounty.gov>  
**Subject:** Comment on Proposed changes to RAP 10.10

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Attention: Clerk of the Washington State Supreme Court

I respectfully request that the proposed changes to RAP 10.10(e) be rejected.

As proposed, when requested, a defendant will be provided copies of all of the trial exhibits transmitted to the Court of Appeals. Many types of admitted trial exhibits contain information or imagery that would be inappropriate for a defendant to possess sans any specific control or redaction. The proposed change to RAP 10.10 (e) contain none of the safeguards found in CrR 4.7 to prevent the improper use or dissemination of discovery from which trial exhibits originate. Trial exhibits such as autopsy photos, child interviews, depictions of minors engaged in sexually explicit activity, banking records, driver's licenses and other means of identification, medical records, mental health and counseling records, and videos of crime scenes, to name a few, should not be placed into the hands of a defendant to use as he or she pleases. As an example, a pro se defendant I prosecuted included one of the over fifty crime scene or autopsy photographs of his parents' body in each of the over fifty harassing letters he sent to family, witnesses, law enforcement, the courts, and elected officials after his conviction on two counts of murder in the first degree. Similar behavior could easily occur under the proposed change to RAP 10.10 (e).

For this reason and other stated in other comments to this Court on this proposed rule change, I respectfully request the proposed changes be rejected.

Don Raz  
Senior Deputy Prosecuting Attorney  
King County, WA