

From: [OFFICE RECEPTIONIST, CLERK](#)
To: [Martinez, Jacquelynn](#)
Subject: FW: Comment for proposed RAP 10.10
Date: Friday, April 14, 2023 2:19:48 PM
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From: Bradley Meagher <Bradley.Meagher@lewiscountywa.gov>
Sent: Friday, April 14, 2023 1:43 PM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Cc: Sara Beigh <Sara.Beigh@lewiscountywa.gov>
Subject: Comment for proposed RAP 10.10

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April 14, 2023

Clerk of the Supreme Court of the State of Washington
PO Box 40920
Olympia, WA 98504-0929
Original sent by first class mail, text also sent by email to: Supreme@courts.wa.gov.

RE: Comments for proposes RAP 10.10

Dear Clerk:

Exhibits in criminal cases on appeal should not be sent to convicted defendants. Many of these defendants are incarcerated at the Department of Corrections. Sending copies of the exhibits would create management and storage problems for the Department. The Department needs to be involved in this discussion.

In many cases, sending contact information to convicted defendants would create a risk to the victims. Victims deserve the peace that comes from knowing defendants have been held accountable, not the anxiety that would come from knowing the defendants have their contact information, or intimate photographs, or autopsy pictures of murdered loved ones.

Many exhibits are pictures or videos in an electronic format. Frequent copying may compromise the electronic medium of storage.

Many exhibits are physical items that are not in a PDF format, and cannot be copied, such as guns, blood, and controlled substances. Do we send pictures instead? Who's going to take the pictures?

The rule is silent as to what happens if an item is missed or destroyed in the process of

being copied. Will that become yet another basis for a PRP?

Please do not adopt the proposed rule until such time as these questions have been answered and proper protections for victims are added.

Sincerely,

J. Bradley Meagher

J. Bradley Meagher
Senior Deputy Prosecutor
Lewis County Prosecutor's Office
345 West Main Street
Chehalis, WA 98532
Direct Desk: 360-740-1181
Cell: 360-269-8996



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