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Subject: FW: Amend CrR and CrRLJ 8.3(b)
Date: Tuesday, April 30, 2024 10:38:05 AM

From: Anderson, Jessamine (DPD) <jessanderson@kingcounty.gov>
Sent: Tuesday, April 30, 2024 10:31 AM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Subject: Amend CrR and CrRLJ 8.3(b)

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Good morning,

Please amend CrR and CrRLJ 8.3(b) to allow judges to dismiss cases for governmental misconduct without the extremely high bar of prejudice to the accused's right to a fair trial. This high bar needs to be lowered because it allows prosecuting authorities to violate defendant's rights without consequence. In several instances, I have received material discovery just a week or two shy of trial, forcing my clients to choose between their right to a speedy trial and competency counsel, but such violations of CrR 4.7 have not resulted in any relief under CrR 8.3(b) due to the current extremely high standard of prejudice. I have had clients languishing in jail for several weeks without being appointed counsel due to court document processing issues, only for their case to proceed with shorter time to consult with counsel before trial and only after they spent days with no outside knowledge as to their case or the charges against them. Allowing broader discretion by judges will upload systemic fairness.

Thank you,
Jessamine Anderson