

ARLJ 3
DEFINITION OF TERMS

As used in these rules, unless the context clearly requires otherwise:

- (1) “Appear” or “appearance” means a physical appearance, remote appearance, or appearance through counsel.
- (2) “Appear through counsel” and “appearance through counsel” means that counsel appears on behalf of the plaintiff, defendant, petitioner, or respondent.
- (3) "City" shall be construed to include towns.
- (4) “Counsel” means a person admitted to the practice of law by order of the Washington State Supreme Court.
- (5) "Court" means any court inferior to the superior court.
- (6) “Court proceeding” means all court hearings, depositions, and all other proceedings over which the court exercises jurisdiction.
- (7) "Judge" shall include every judicial officer authorized, alone or with others, to hold or preside over any court of limited jurisdiction, or any court inferior to the superior court that may be hereinafter established.
- (8) "Oaths" include affirmations.
- (9) "Offenses against the State" shall, wherever appropriate, include offenses against a county or a city by virtue of violation of an ordinance or resolution.
- (10) “Participant” means any person appearing in a court proceeding and includes, but is not limited to, (A) the plaintiff, defendant, petitioner, or respondent, (B) counsel for the plaintiff, defendant, petitioner, or respondent, (C) witnesses, (D) interpreters, (E) jurors, and (F) court reporters for depositions.
- (11) “Physically appear” and “physical appearance” means present in person at the location of the court proceeding.
- (12) "Prosecuting Attorney" or "prosecutor" includes deputy prosecuting attorneys, and city attorneys, corporation counsel, and their deputies and assistants, or such other persons as may be designated by statute or court rule.
- (13) “Remotely appear” and “remote appearance” means a telephonic appearance or appearance by remote technology approved by the court.
- (14) “Remote technology” means technology that permits all participants to see and hear each other during the proceedings, speak as permitted by the judge, and that allows confidential communications between counsel and client. The remote connection shall be of sufficient quality to ensure that participants are clearly visible and that the audio connection permits the making of the official court record of the proceedings.
- (15) "State," whenever appropriate, shall include a city or town.
- (16) “Telephonic” means audio connections that permit all participants to hear each other during the proceedings, speak as permitted by the judge, and that allow confidential

communications between attorney and client. The audio connections shall be of sufficient quality to permit the making of the official court record of the proceedings.

[Adopted as JAR 3 effective July 1, 1963; Renamed ARLJ 3 effective September 1, 1989; Amended effective July 9, 2024.]