

1
2 KING COUNTY DISTRICT COURT
3 STATE OF WASHINGTON
4 OFFICE OF THE PRESIDING JUDGE
5

6 IN RE:)
7 ORDER REGARDING ACCESS TO) GENERAL ADMINISTRATIVE ORDER
8 DOCUMENTS PREVIOUSLY) GAO 14-07
9 RESTRICTED UNDER ARLJ 9)
10)

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12 On December 10, 2013 the Washington Supreme Court repealed ARLJ 9, a rule for
13 courts of limited jurisdiction which restricted public access to certain types of court records. The
14 repeal of ARLJ 9 allows for public review of several types of court records where access was
15 previously restricted. In order to comply with the Supreme Court's repeal of ARLJ 9 and recent
16 developments in case law, the King County District Court has undergone a process to review and
17 determine which records filed with the Court should no longer have restricted access.

18 The Court has determined that certain records filed with the Court on or after December
19 10, 2013 will no longer be marked confidential or have restricted public access. Attachment A
20 contains a list of those court records. If a party seeks to restrict access to any document it intends
21 to file with the Court, the party is required to file a motion pursuant to GR 15 for redacting
22 and/or sealing court records.

23 **IT IS HEREBY ORDERED** that all court records listed in Attachment A filed with the
24 Court on or after December 10, 2013 will no longer be filed as confidential at the time of filing.
25 The documents listed in Attachment A are available for public review as court records as
26 provided in GR 31 unless there has been an order redacting and/or sealing the record.

27 **IT IS FURTHER ORDERED** that the documents filed prior to December 10, 2013 that
28 were subject to the restricted access provisions of ARLJ 9 at the time of filing will remain

1 subject to those restricted access provisions. However, anyone seeking access to any of those
2 documents, who would not have had access under the provisions of ARLJ 9, may file a written
3 motion, with notice to the prosecutor and defendant, requesting access to such documents. The
4 Court will review such motion on a case-by-case basis and make such order as appropriate under
5 GR 15 and GR 31. A copy of ARLJ 9 (now repealed) is included as Attachment B for reference.

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8 Dated this 26th day of September, 2014.

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12 Corinna Ham, Chief Presiding Judge
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Attachment A

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- 3 • Proof of Alcohol Drug Info School filed
- 4 • Alcohol/Drug Assessment filed
- 5 • Forensic (Competency) Evaluation filed
- 6 • Probation Status Report filed
- 7 • Treatment Agency Status Reports filed
- 8 • Database Search Form filed
- 9 • Certificate of Defendant's Criminal History DCH filed
- 10 • Toxicology Report
- 11 • Proof of Recoupment
- 12 • Chemical Dependency Evaluation filed
- 13 • Domestic Violence Evaluation filed
- 14 • Failure to Complete Work Crew filed
- 15 • Mental Health Evaluation filed
- 16 • Non-compliance Treatment Report filed
- 17 • Proof of Anger Management Class filed
- 18 • Proof of Electronic Home Detention Completion filed
- 19 • Proof of Electronic Home Detention filed
- 20 • Proof of Restitution filed
- 21 • Proof of Victim's Panel filed
- 22 • E-mail from Judge re Probation filed
- 23 • Western State Hospital Notification of Completed Referral filed
- 24 • Proof of Self-Help Support Group Attendance Filed
- 25 • Returned Mail - KCD Check filed
- 26 • Proof of ADIS and Victims Panel filed
- 27 • Final Treatment Report filed
- 28 • PRB - Final Treatment Report (completion) filed

- 1 • PRB - Final Treatment Report (non-compliant discharge) filed
- 2 • PRB - Final Treatment Report (transfer) filed
- 3 • PRB - Chemical Dependency Evaluation filed
- 4 • PRB - Confidentiality Form filed
- 5 • PRB - Letter from Third Party filed
- 6 • PRB - Letter/E-mail from Defendant filed
- 7 • PRB - Mental Health Evaluation filed
- 8 • PRB - Proof of ADIS and Victims Panel filed
- 9 • PRB - Proof of Alcohol Drug Info School filed
- 10 • PRB - Proof of Anger Management Class filed
- 11 • PRB - Proof of Community Service filed
- 12 • PRB - Proof of Driver Improvement School filed
- 13 • PRB - Proof of Enrollment in Treatment filed
- 14 • PRB - Proof of Insurance filed
- 15 • PRB - Proof of Self-Help Support Group Attendance Filed
- 16 • PRB - Proof of Victim's Panel filed
- 17 • PRB - Treatment Agency Status Reports filed
- 18 • PRB - Treatment Plan filed
- 19 • PRB - Interlock Report filed
- 20 • SCORE Inmate Booking Sheet
- 21 • Proof of ID filed – with the redaction of driver's license number
- 22 • Proof of Consumer Awareness
- 23 • Proof of UA
- 24 • Notice of Compliance Report Failure to Meet Minimum Requirements filed
- 25 • eSuperform filed
- 26 • GAO Notice Of Probation Supervision Termination Filed
- 27 • E-mail from Probation Officer filed
- 28 • Probable Cause Statement filed

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- Sentence Recommendation filed
- Signed Request for Court Action filed
- Proof of Claim filed
- Court Services Information Sheet filed
- PR Form filed
- Pre-sentence Report filed
- Motion for waiver of fees pursuant to RCW 10.14.055-harassment filed
- Mental Health Court Conditions of Sentence/Disposition filed
- Interlock Report filed
- Superform Returned with Warrant filed
- Eticket Criminal accident/incident report
- Criminal accident/incident report

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4 **Attachment B**

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6 **RULE ARLJ 9**

7 **DISCLOSURE OF RECORDS**

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9 a) ~~Public Records. Unless the trial judge rules otherwise in a particular case, the following are considered public records and may be viewed and copied by the public:~~

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11 (1) ~~Court pleadings;~~
12 (2) ~~Dockets, both civil and criminal, regardless of the current status of the proceeding;~~
13 (3) ~~Indexes to civil and criminal cases;~~
14 (4) ~~Tape recordings of court proceedings;~~
15 (5) ~~Search warrants, affidavits, and inventories, after execution and return of the warrant.~~

16 b) ~~Private Records. The following are considered exempt from disclosure unless they have been admitted into evidence, incorporated into a court pleading, or are the subject of a stipulation on the record which places them into public record:~~

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19 (1) ~~Witness statements and police reports;~~
20 (2) ~~Presentence reports and reports related to compliance with conditions of sentence;~~
21 (3) ~~Copies of driving records or criminal history records subject to RCW 10.97;~~
22 (4) ~~Correspondence received by the court regarding sentencing and compliance with the terms of probation.~~

23 e) ~~Quasi-Public Documents. The following are not subject to public review, but are subject to review by the defendant and the defendant's lawyer:~~

- 24
25 (1) ~~Witness statements;~~
26 (2) ~~Presentence reports and reports related to compliance with conditions of sentence;~~
27 (3) ~~Copies of driving records or criminal history records subject to RCW 10.97;~~
28 (4) ~~Correspondence received by the court regarding sentencing and compliance with the terms of probation, except when the information is provided on the condition~~

