

**2014 Proposed Amendments
to the
King County Superior Court Local Rules
Summary**

LCR 7. CIVIL MOTIONS

(b)(1) *Scope of Rules*. Added LR citation.

(b)(5)(C) *Form of Proposed Orders; Mailing Envelopes; E-mail Address*. Clarified language and added e-mail address submission process for the court's use in providing courtesy copies of entered orders.

(b)(5)(D) *Presentation by Mail*. Removed section as addressed succinctly in (C).

LCR 10. FORM OF PLEADINGS AND OTHER PAPERS

(d) Moved language from LCR 12 to be consistent with State rules.

LCR 11. SIGNING OF PLEADINGS

(a)(1) *Address of Party Appearing Pro Se*. Clarified language requiring address on documents.

(b) *Electronic Signatures*. Removed section - redundant.

LCR 12. (~~PRELIMINARY HEARINGS~~) DEFENSES AND OBJECTIONS

Retitled to be consistent with State rule

(d) *Motions under CR 12(b)*... Moved to LCR 10 to be consistent with CR 10.

LCR 26. DISCOVERY, INCLUDING DISCLOSURE OF POSSIBLE WITNESSES AND PROTECTIVE ORDERS

(k) *Disclosure of Primary Witnesses. Required Disclosure*. (4) Removed "Exclusion of Testimony" section and replaced with "Sanctions" based on Jones v Seattle.

Official Comment: Added explanation of change to (4) noting the court's three-part test requirements of Burnet v Spokane Ambulance.

LCR 40. ASSIGNMENT OF CASES AND WHERE MOTIONS ARE TO BE HEARD

(b)(16) *Restoration of Right to Possess Firearm*. Added direction for Involuntary commitment loss of right.

Official Comment. Corrected LR citation numbers.

LCR 41. DISMISSAL OF ACTIONS

(b)(2)(B) *Failure to File Final Order on Settlement*. Clarified current process.

(b)(2)(C) *Failure to File Final Orders after a Certificate of Settlement Without Dismissal is Filed*. Codifying the current process of the clerk notifying parties and the potential of a clerk's dismissal if no subsequent action.

(b)(2)(G) *Failure to complete an Unlawful Detainer*. Codifying current process for clerk's administrative closure per General Order authority.

LCR 79. BOOKS AND RECORDS KEPT BY CLERK

(d)(5) *Document of File Sealed by Court Order*. Corrected LR citation.

LCR 98.30 MENTAL ILLNESS PROCEEDINGS [Rescinded]

Rescinded rule based on new LMPRs proposed.

LGR 30. MANDATORY ELECTRONIC FILING

- (b)(4) *Mandatory Electronic Filing*. [This local amendment is proposed upon the approval of a concurrent and authorizing proposed amendment of GR 30.] Mandates attorneys to electronically serve e-filed documents, exceptions noted. Electronic service of pro se and e-filing exempted attorneys is by agreement only.
- (d)(2)(D) Added authorization for law enforcement officers to electronically sign documents, under penalty of perjury, via the KC PAO system.

LFLR 5. WHERE TO SCHEDULE MOTIONS IN FAMILY LAW PROCEEDINGS

- (a) *Location of Courthouse (Case Assignment) and Courtrooms*. Removed language identifying specific courtrooms due to probability of future changes.
- (c)(3)(I) *Contested final decrees of invalidity*. Added “commissioner” may be assigned to the status/noncompliance calendar.
- (c)(3)(J) Motions for temporary orders to restrain or relocate a child shall be noted with oral argument.
- (c)(5)(A)(i) – (iii) *Motions to Vacate Orders*. Addresses the process for revisions of commissioners’ orders.

LFLR 6. FAMILY LAW MOTIONS CALENDAR PROCEDURES

- (g)(2) *Motions to Permit Live Testimony at a Hearing*. Corrected LR citation.

LFLR 7. UNIFIED FAMILY COURT

- (b)-(g) *UFC Case Management is suspended*. Removed process content.

LFLR 13. PARENTING PLAN AND CHILD CUSTODY PROCEDURES

- (c)(1) *Seminar for Parenting Plans*. Nonparental custody actions and RCW 26.10 removed from applicability section.

LFLR 15. RELOCATION OF CHILDREN

- (a) *Notice Required*. Clarified citation LFLR 5(c)(3)(J)
- (d) *Motions for Temporary Orders*. Added reference to LFLR 5(c)(3)(J)

LFLR 20. ORIENTATION PROGRAM IN FAMILY LAW MATTERS

- (a) *Description and Applicability*. Excludes parties modifying child support from FLO.

LJuCR 7.6 ARRAIGNMENT-JUVENILE OFFENSE PROCEEDINGS

- (a)(3) Added language to clarify juveniles seeking to waive speed trial must appear for arraignment.

LMPR King County Local Mental Proceedings Rules

An ITA court team drafted these rules to clarify our current court practice. The proposed rules codify current practice, with the exception of some shortened timelines, and are not in conflict with the state rules.