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April 30, 2015

Ms. Barbara Miner
Clerk of the Superior Court
516 Third Ave, Rm E-609
Seattle, WA 98104

Dear Ms. Miner:

On behalf of the King County Bar Association, we offer the following comments to the proposed 2015 King County Superior Court Local Rules Amendments.

1. LGR 30 Mandatory Electronic Filing and Service -- Highlighting of Working Copies.

KCBA notes that since e-filing does not show highlighting marks, highlighting on judges' copies may no longer be needed since it won't be mirrored on e-copies served on other parties. We propose amending the fourth sentence of proposed LGR 30(b)(4) to read "These documents should be in the same format as those submitted in the Clerk's eFiling Application, except to the extent a highlighted or other annotated version is provided to the judge as working copies, then documents served by the filing party shall be in the same format as the judge's working copy showing all highlights and annotations."

2. LGR 30 -- Mailbox Size. KCBA notes that in the event of an extraordinarily large file attachment (e.g., 250 megabytes or more), many major internet service providers (e.g., Comcast) may reject transmission. We propose amending sentence #8 in proposed LGR 30(b)(4) to read "It is the responsibility of all counsel to maintain an electronic mailbox sufficient to receive electronic transmissions of filed documents, though extraordinarily large files may be transmitted in multiple messages if necessary." KCBA also recommends that the rule include additional language stating that it shall be the responsibility of the serving party to provide copies by traditional service if the receiving counsel's email server rejected the e-service promptly after the failed e-service but the date of service shall be the date the electronic transmission of filed documents was sent.

3. LCR 40.1(2)(Q) -- Writs. KCBA would appreciate additional information on why this section is being withdrawn.

Thank you for your consideration of our comments.

Sincerely,
KING COUNTY BAR ASSOCIATION
JUDICIARY & LITIGATION COMMITTEE

Lafcadio H. Darling, Co-Chair
Brett M. Hill, Co-Chair