

EDMONDS MUNICIPAL COURT
SNOHOMISH COUNTY, STATE OF WASHINGTON

COURT ADDRESS
250 5th Avenue North
Edmonds, WA 98202

JUDGE
WHITNEY RIVERA

Administrator
Uneek Maylor (425) 771-0210

EDM-CrRLJ 3.4
PRESENCE AT HEARINGS

- a) Pursuant to CrRLJ 3.4(d), the Court finds good cause to require the defendant's presence as follows:
- (1) The defendant shall appear in person or remotely for CrRLJ 3.5 hearings, CrRLJ 3.6 hearings, motions in limine, pretrial reset hearings, and hearings to determine whether the defendant is in compliance with pretrial release, sentence, or diversion agreement conditions.
 - (2) The defendant shall appear in person for jury selection and every stage of trial.
 - (3) Any party may make a motion for the Court to find good cause to require a defendant to appear in person or remotely at a hearing.
- b) Remote Proceedings. During remote hearings, all participants should be able to simultaneously speak, see, and hear each other. When possible, participants shall appear by both audio and video. These proceedings shall be deemed held in open court and in the defendant's presence for the purpose of any statute, court rule, or policy. Remote hearings must provide for confidential communications between an attorney and their client.

The attorney and client must have the ability to read all documents executed by the court. The Court shall provide a copy of the documents to the defendant through defense counsel. The Court will provide documents directly to pro se defendants by email or mail.

All hearings conducted pursuant to this rule shall be public. The public shall be able to simultaneously see and hear all participants. The public also will be given an opportunity to speak when permitted by the judge or judge pro tem.

- c) Appearance Through Counsel. For hearings that do not require the defendant to appear in person or remotely, the defendant may appear through counsel. Counsel must affirm in writing or on the record that the defendant wishes to appear through counsel. Counsel shall provide notice to defendants of the next hearing date.

If a continuance is requested, counsel must affirm the following in writing or on the record:

- (1) The defendant agrees to the continuance and understands that it will be an excluded period from the calculation of time for trial under CrRLJ 3.3;
 - (2) The defendant understands that time for trial under CrRLJ 3.3 shall not expire sooner than 30 days after an excluded period; and
 - (3) That Counsel will provide notice of the next hearing to the defendant.
- d) Interpreters. If a defendant intends to appear either remotely or in person for a hearing and an interpreter is necessary, defense counsel shall notify the Court at least one week in advance of the hearing.
- e) Persons Other than Defendant. A protected party who brings a motion to terminate or modify an existing pretrial or post-conviction no contact order shall appear in person unless the Court finds good cause for their remote appearance.

Dated this 30th day of June, 2021



Whitney Rivera

Amended Effective September 1, 2021