

SUPERIOR COURT OF WASHINGTON FOR SKAGIT COUNTY

In the 2020-2021 LOCAL COURT RULES
EMERGENCY COURT RULE

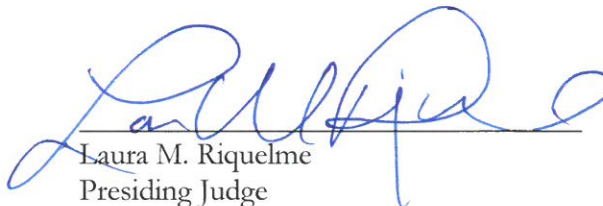
ORDER APPROVING

This matter having come on regularly and the Court having heard the motion(s).

This Court finds the amended rules as attached.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Skagit County Emergency
Local Court Rule SCLSPR 98.16.2 is immediately adopted.

Dated: January 12, 2021



Laura M. Riquelme
Presiding Judge

SCLSPR 98.16.2

RULE 98.16.2 MINOR GUARDIANSHIP CASES

- (a) **Non-Parental Custody Matters.** Cases filed under RCW 26.10 that have not yet been finalized with final orders entered prior to January 1, 2021 shall be noted for trial or required to file a motion to convert to a RCW 11.130.185 matter. All refiled or converted actions shall reference the RCW 26.10 cause number and the Clerk of the Court shall link the matters, or file the RCW 26.10 filings into the RCW 11.130 matter, to ensure the new filing does not prejudice a party. Any matters not refiled or converted by June 30, 2021 shall be dismissed by Clerk's dismissal effective July 1, 2021.
- (b) **Filing Fee.** Payment of filing fees shall be governed by RCW 11.130.170. "Relative" shall be defined pursuant to RCW 13.34.030(22).
- (c) **Modifications of Final RCW 26.10 Orders.** Effective January 1, 2021, any party wishing to modify or change a final order under a Non-Parental Custody matter filed under RCW 26.10 who did not commence said modification prior to December 31, 2020 shall follow the procedures set forth in RCW 11.130.240 and pay any required filing fees as set by the Clerk.
- (d) **Emergency Motions.** The return hearing for all emergency orders issued under RCW 11.130.225 shall be held on the next regular domestic motions calendar (Monday at 9:00 am or Friday at 9:00 a.m.), regardless of whether the parties are represented.
- (e) **Hearings.** All minor guardianship matters filed under RCW 11.130 shall be heard on the domestic motions calendars on the dates and times directed by the Court calendar, and shall follow all filing rules set forth in SCLSPR 94.04.2 and SCLCR 6 with hearings on Fridays at 9:00 am for represented parties and Mondays at 9:00 am for self-represented parties. The parties shall utilize the note for calendar set forth on the Skagit County Superior Court website.
- (f) **Attorney Appointments under RCW 11.130.200.** Any party seeking appointment of an attorney under RCW 11.130.200 shall file a motion for appointment of an attorney (GDN ALL 021). Such motion may be made on the ex

parte calendar. Upon Court approval, the party must then contact the Office of Assigned Counsel to be screened for eligibility for assigned counsel. The Office of Assigned Counsel shall maintain a list of qualified attorneys. The appointment shall be by rotation and assigned by the Office of Assigned Counsel.

- (g) **Background / JIS checks under RCW 11.130.210:** Prior to **any** request for a temporary order, including emergency orders under RCW 11.130.215, the Petitioner shall file a JIS request form with the Clerk under seal, and provide a copy to Court Administration, providing the names and dates of birth of the following parties: (1) Petitioner(s); (2) any adult residing the Petitioner's home; (3) Minor's Parent(s); (4) Any adult residing in the Parents' homes; (5) proposed guardian(s); (6) any adult residing in the proposed guardian's home. Any additional party requesting intervention or who has a right to notice in the proceeding shall ensure a JIS request is provided to the Clerk and Court Administration for all adults in their home.