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June 8, 2026

*Via Email Only*  
[Rosannaw@co.skagit.wa.us](mailto:Rosannaw@co.skagit.wa.us)

Rosanna Wadkins  
Superior Court Administrator  
205 W. Kincaid Street, Room 202  
Mount Vernon, WA 98273

Re: Proposed Change to SCLCR 59

Dear Ms. Wadkins:

I am writing this letter to comment on the proposed change to SCLCR 59. The new provision in the Rule states:

“If the underlying hearing at issue contains testimony of witnesses, the moving party shall provide a transcript of the hearing. The transcript shall be filed within thirty (30) days of filing the motion and prior to providing a notice of readiness to the Court Administrator.”

My comment is part question and part comment. The question is one of clarification as the new portion of the Rule says, “If the underlying hearing at issue contains testimony of witness...”, is this limited to application where there is live testimony given at the hearing, or does it also apply where witnesses testified by affidavit or declaration for purposes of the motion at issue? My comment is that this seems to be a new, time consuming, and expensive addition to the Rule, particularly as these hearings are typically recorded (at least on the domestic calendar), and a recording of the hearing itself is available for review by the judge or commissioner.

Thank you for your consideration of the above.

Very Truly Yours,



Christopher J. Pollino  
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