

1
2 IN THE DISTRICT COURT FOR THE STATE OF WASHINGTON
3 IN AND FOR THE COUNTY OF FRANKLIN
4

5 In re:

6 COURT OPERATIONS UNDER THE
7 EXIGENT CIRCUMSTANCES CREATED
8 BY INFORMATION BREACH AT
9 ADMINISTRATIVE OFFICE OF THE
10 COURTS

} Administrative Order No. 24-01

11 WHEREAS the Administrative Office of the Courts has been offline since November 4, 2024
12 and the court's necessary information technology for the administration of justice and its ability
13 to hold fair hearings has been compromised or eliminated;
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15 WHEREAS Washington Courts, including Franklin County District Court, are unable to access
16 any systems or databases hosted by AOC including but not limited to the Judicial Information
17 System (JIS) and the Abstract of Driving Record (ADR), and therefore have limited or no access
18 to Washington State case information, Washington State criminal history, Washington State
19 Department of Licensing (DOL) records, and Washington State Protection Order history;
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21 WHEREAS, the Revised Code of Washington requires that judicial officers consult certain
22 databases prior to entering certain orders;
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24 WHEREAS, the disruption to AOC systems has had a significant impact on court operations and
25 AOC has not identified a date on which access to all systems will resume;
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27 WHEREAS, because emergency procedures that have been implemented are time consuming
28 and require additional resources, the Court must take steps to limit its operations and modify its
29 processes to ensure that the most time sensitive matters can proceed without delay;
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31 WHEREAS, the Franklin County District Court has limited access to NCIC/III nationwide
32 criminal histories through probation or the prosecuting attorney;

1 WHEREAS, on November 8, 2024 the Washington State Supreme Court promulgated
2 Emergency Administrative Order No. 25700-B-720 allowing Washington Courts to expand or
3 extend time rules on criminal cases regarding filing, speedy trial, sentencing, and out of custody
4 arraignments, and speedy infraction filings, hearings, and disposition, if the unavailability of the
5 AOC networks and databases hinders the local court's ability to meet said deadlines or process
6 filings submitted by litigants, and allowing courts to sue other databases to get information not
7 available via JIS or DOL as required by statute;

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9 WHEREAS, the following expansion and extensions of rules are necessary because of the
10 unavailability of the AOC networks and databases in order for Franklin County District Court to
11 meet deadlines, process filings submitted by litigants, and effectively decide cases;

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13 and WHEREAS the date for restoration of the required services has not been determined,

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15 NOW THEREFORE, THE FOLLOWING IS HEREBY ORDERED EFFECTIVE
16 IMMEDIATELY:

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18 SUSPENDED COURT RULES

- 19
20 1. All court rules, policies procedures regarding filing, scheduling, docketing, and
21 transmitting information to AOC are extended by 14-days from the date of this order or
22 until the AOC judicial information systems are restored, whichever is later.
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24 2. All time requirements of CrRLJ 3.3, CrRLJ 4.7, CrRLJ 4.7, IRLJ 2.1, IRLJ 2.6 (both civil
25 infractions and vehicle related violations) and any other court rule, policy or procedure
26 governing 'time' is hereby extended for 14 days from the date of this order or until the
27 AOC judicial information systems are restored, whichever is later.
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29 3. JURY TRIALS: All jury trials and Wednesday afternoon Trial Readiness hearings
30 currently set for the month of November are reset 30 days from their current dates or the
31 next available docket.
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- 1 a. The Court finds and concludes in accordance with CrRLJ 3.3(g)(8) and CrRLJ
2 3.3(f)(2) that all continuances granted or ordered by this court pursuant to this order
3 are (1) due to unavoidable or unforeseen circumstances beyond the control of the
4 court or the parties; (2) required for the administration of justice; (3) that good cause
5 exists for such continuances; and (4) that criminal defendants will not be prejudiced
6 in the presentation of their defenses by such continuances.
- 7 b. In all cases with trials continued pursuant to this Order, the allowable time for trial
8 shall not expire earlier than 30 days after the new trial setting.

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10 4. OTHER CRIMINAL HEARINGS: All criminal hearings during the weeks of November
11 12-15, excluding Therapeutic Courts hearings and any hearing in which the defendant is
12 in custody, are reset precisely 4 weeks from the date originally set.

- 13 a. The Court will accept agreed motions to continue without the defendant having to
14 personally appear in court. These motions may be filed in advance of the hearing or
15 filed in court on the originally scheduled hearing date. The Court finds and concludes
16 in accordance with CrRLJ 3.3(f) that all continuances granted ordered by the Court
17 pursuant to this Order are required in the administration of justice and further finds
18 that good cause exists for such continuances and that criminal defendants will not be
19 prejudiced in the presentation of their defenses by any such continuances.
- 20 b. Speedy trial waivers with later commencement date resulting in a prolonged
21 continuance will be accepted and are encouraged by the Court.

22
23 5. CIVIL AND INFRACTION HEARINGS: As a result of the inability to access certain
24 information systems, the Court is unable and therefore will not act on the following types
25 of motions/petitions for at least 14 days from the date of this order or until the AOC
26 judicial systems are restored, whichever is later:

- 27 a. Name Change Hearings
- 28 b. Motion to Modify a Protection Order or criminal No Contact Order
- 29 c. Infraction Hearings
- 30 i. Pursuant to IRLJ 2.2(d) the courts finds good cause to extend the limits for
31 filing of infractions issued during the state-wide unavailability of
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ETP/Sector and JIS beyond the five days of issuance of the notice through November 20, 2024.

- ii. Defendants set for contested hearings may request a decision on written statement in lieu of an in-person pursuant to IRLJ 3.5(a) or choose to have their in-person hearing reset to an available date in January 2025.
- iii. Defendants set for mitigation hearings may request a decision on written statement in lieu of an in-person or choose to have their in-person hearing reset to an available date in January 2025.
- iv. The 'speedy hearing' deadlines set in IRLJ 2.6(a) and IRLJ 2.6(b) are suspended while this Order is in effect.

6. DURATION: This Order shall remain in effect until November 27, 2024 unless later rescinded, modified or extended by the Court.

Trinity Orosco
Franklin County District Court Judge