

BENTON & FRANKLIN COUNTIES SUPERIOR COURT
JUDICIAL RESOLUTION NO. 23-003

JUROR POSTPONEMENT, EXCUSAL AND/OR DISQUALIFICATION

Pursuant to GR 28, RCW 2.36.100 and RCW 2.36.110, the Superior Court Judges of the Benton and Franklin Counties Judicial District, by this document hereby delegate to the County Clerks of each county, authority, in the process of administering the jury system for the Court, to do the following:

DISQUALIFICATION: The County Clerks are authorized to disqualify any summoned juror for the jury term, based on his or her response in a written or electronic declaration signed or submitted under penalty of perjury, who:

- a) Is less than eighteen (18) years of age; or
- b) Is not a citizen of the United States; or
- c) Is not a resident of the county in which he or she has been summoned to serve; or
- d) Is not able to communicate in the English language

DEFERRAL: The County Clerks are authorized to defer a potential juror's service to another term within the succeeding twelve- month period following issuance of the summons based on a claim by the juror of undue hardship, extreme inconvenience or public necessity. A new summons will be sent to the potential juror for the term into which he or she has had jury service deferred. This deferment may be done at a potential juror's request only one time during a twelve (12) month period.

Undue hardship may include, but is not limited to jurors who:

- a) Are sole providers for dependent children with financial hardship;
- b) Have an injury or physical condition which would interfere with the juror sitting for long periods of time;
- c) Have a close family member or friend with a serious illness or hospitalization requiring the juror's care;
- d) Have crucial projects, such as harvest, plant opening or closing or a presentation, at their place of employment or their business, farm or ranch, etc. which cannot be delayed;
- e) Are the sole care givers for physically or mentally challenged individuals;

Extreme inconvenience may include, but is not limited to jurors who:

- a) Have planned vacations, weddings, business trips or other important functions previously scheduled;
- b) Do not drive and have no means of transportation available;
- c) Are professionals with scheduled appointments with clients/patients and will need time to free his or her schedule.

Public necessity may include but is not limited to a juror who:

- a) Is a military reservist called for active duty or training during the term for which he or she was summoned or is active duty military out of the area;
- b) Is a college student attending school during the school year;
- c) Is required by his or her work or profession to obtain continuing education during the term for which he or she was summoned.

EXCUSES: The County Clerks are authorized to permanently excuse jurors who:

- a) Are eighty (80) years of age or older may request to be excused from jury service if the person attests that the person is unable to serve due to health reasons. The juror must complete a Juror Attestation of Eligibility form;
- b) Have a permanent chronic debilitating or terminal illness and who have submitted a doctor's statement indicating the juror is unable to perform the duties of a juror;
- c) Have a permanent chronic mental disorder and who have submitted a doctor's statement indicating the juror is unable to perform the duties of a juror.

The County Clerks are authorized to excuse jurors for the pending jury term and one year thereafter who:

- a) Are temporarily physically disabled or handicapped, but only at the request of the potential juror, supported by a doctor's statement indicating the juror is unable to perform the duties of a juror;
- b) Are in occupations which keep them away from home for long periods of time and who do not know when they might be available (e.g. long-haul truck drivers);
- c) Have completed a term of jury service within the past year, but only at the request of the potential juror;
- d) Have completed a term of jury service by having been empaneled on and served on a jury within the past twelve (12) month period in Superior Court, a court of limited jurisdiction or the United States District Court.

The County Clerks are further directed that all juror requests for excuse from jury service not covered by the delegation of authority herein contained shall be referred to a Superior Court Judge/Court Commissioner.

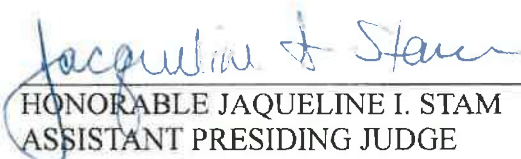
All juror healthcare records shall be preserved by the clerk but shall be private and not disclosed except as authorized under GR 31(f).

This delegation shall supersede and replace all prior directions from the Court in conflict with this order.



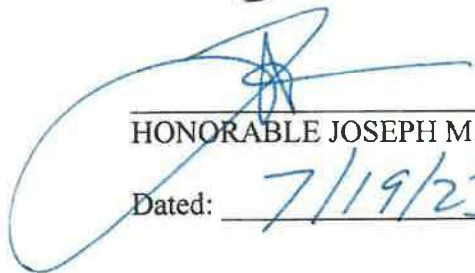
HONORABLE JACKIE SHEA-BROWN
PRESIDING JUDGE

Dated: July 19, 2023



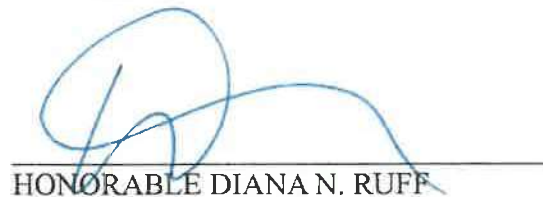
HONORABLE JAQUELINE I. STAM
ASSISTANT PRESIDING JUDGE

Dated: 7-21-2023



HONORABLE JOSEPH M. BURROWES

Dated: 7/19/23



HONORABLE DIANA N. RUFF

Dated: 7/19/23



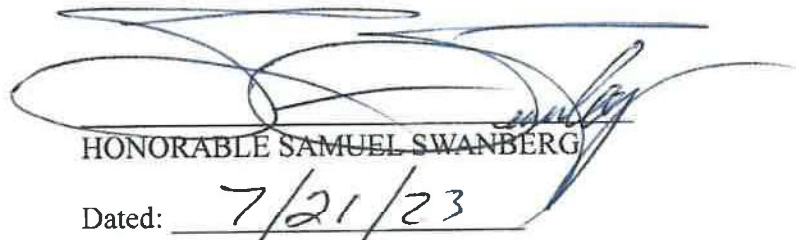
HONORABLE DAVID L. PETERSEN

Dated: 7/19/23



HONORABLE NORMA RODRIGUEZ

Dated: 7/19/23



HONORABLE SAMUEL SWANBERG

Dated: 7/21/23

Benton Franklin Counties Superior Court

Juror Attestation of Eligibility

To Serve as a Juror Under RCW 2.36.100 (2)

☐

I hereby attest that I am eighty (80) years of age or older and am unable to serve due to health reasons.

I hereby state under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signature of Juror

Juror Number: _____

Signed this _____ day of _____, 20____ at _____, _____
(City) (State)

Please print name, address, and telephone number below.

Signed this _____ day of _____, 20____

Superior Court Judge/Court Commissioner