IN THE XXXX COURT OF THE XXXX

IN AND FOR THE COUNTY OF KING

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| STATE OF WASHINGTON,  Plaintiff(s),  vs.  Defendant(s). | No.  MOTION TO WAIVE FEES OR REDUCE LFOS |

1. RELIEF REQUESTED

Pursuant to RCW 10.01.160(4), RCW 10.01.180(5), Defendant moves the Court to Grant a Motion waiving $ in fees.

1. STATEMENT OF FACTS

The facts supporting the relief requested by Defendant(s) in this motion are set forth in the Declaration of the Defendant.

1. STATEMENT OF ISSUES

Is there good cause under RCW 10.01.160(4), RCW 10.01.180(5) for the Court to grant a motion to waive the $ fee associated with the above-mentioned case?

1. EVIDENCE RELIED UPON

The court file and supporting documents.

1. AUTHORITY & ARGUMENT

Per the Court, the financial obligations imposed are described in the attached copy of Defendant’s plea. RCW 3.62.085 states that this fee “shall not be imposed on a defendant who is indigent” as defined in RCW 10.101.010. Under RCW 10.01.160(4), RCW 10.01.180(5), Defendant meets the definition of an indigent person.

(3) "Indigent" means a person who, at any stage of a court proceeding, is:

1. Receiving one of the following types of public assistance: Temporary

assistance for needy families…food stamps or food stamp benefits transferred electronically, refugee resettlement benefits, medicaid, or supplemental security income...

1. Receiving an annual income, after taxes, of one hundred twenty-five percent or less of the current federally established poverty level

Defendant is being represented by an attorney associated with the King County Bar Association, which is a Qualified Legal Services Provider (QLSP) as defined by the Washington State Bar Association in APR 8(e)(2). The QLSP screened the Defendant found them indigent and eligible for free legal aid services.

Defendant is unemployed and on food stamps. They are currently looking for work, but because of their criminal record are being denied employment as a result of past convictions. Accordingly, Defendant’s circumstances fulfill the definition of indigent and are sufficient basis to waive their legal financial obligations. Once their LFO’s are waived they would then be eligible to vacate the criminal convictions, and will be better equipped to find employment and put their life on track.

These factors, individually and as a whole, provide the basis for good cause to grant Defendant’s Motion to Waive Fees under RCW 10.01.160(4), RCW 10.01.180(5) and therefore should be granted.

1. CONCLUSION

Based on the foregoing facts, taken together with the legal authority cited herein, Defendant moves the Court to grant this Motion.

DATED this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2019.

Respectfully submitted,

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Attorney for the Defendant, WSBA #