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IN THE MUNICIPAL COURT FOR THE CITY OF SEATTLE

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CITY OF SEATTLE,	)	
Plaintiff,	)	Cause No. 633895
vs.	)	Superior Court Appeal
ROOSEVELT WIGGINS,	)	No. 19-1-03033-6 SEA
Defendant.	)	

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HEARING - VOLUME V

The Honorable Anita Crawford-Willis Presiding

February 1, 2019

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 Reed Jackson Watkins, LLC  
 Court-Approved Transcription  
 206.624.3005

## 1 A P P E A R A N C E S

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4 On Behalf of Plaintiff:

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18 Public Defense, TOAD

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2 February 1, 2019

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4 THE COURT: Thank you.

5 THE CLERK: Please be seated.

6 THE COURT: Good afternoon.

7 MS. SRA: Good afternoon.

8 MS. WHYTE: Good afternoon, Your Honor.

9 THE COURT: All right. So I received findings and  
10 conclusions, and I'm going to sign and have Defense's  
11 entered, and City's will be on (inaudible) order, also.  
12 Just sign that one.

13 And then, City, last time you had asked the Court to make  
14 a finding. Could you repeat that for me, please.

15 MS. SRA: Yes, Your Honor. And I'm just going to put the  
16 case on the record.

17 Gory Sra on behalf of the City.

18 This is the matter of Roosevelt Wiggins, Cause No. 633895.

19 And, Your Honor, the City's request was that the Court  
20 make a 2.2 finding.

21 THE COURT: And so is it the City's representation --  
22 because I don't remember what you had left -- that you're  
23 unable to proceed because of the --

24 MS. SRA: That is correct.

25 THE COURT: -- rulings that I made?

1 MS. SRA: That is correct, Your Honor.

2 THE COURT: Defense?

3 MS. WHYTE: For the record, Your Honor, Lindsey Whyte from  
4 Defender Association on behalf of Mr. Wiggins, who is here.  
5 I'm also here with co-counsel, Vincent Burnton.

6 And we wouldn't be objecting to that.

7 THE COURT: I'm sorry?

8 MS. WHYTE: We would not object to that.

9 THE COURT: Oh, okay. Thank you. And good afternoon to  
10 both of you.

11 MR. BURNTON: Afternoon, Your Honor.

12 THE COURT: So the Court will make, based on 2.2 C, which  
13 I think is No. 2, that I suppressed evidence based on  
14 Defense's motion. And I find that, as a practical matter,  
15 it terminates the case.

16 City, do you have a motion to dismiss?

17 MS. SRA: So, Your Honor, I don't believe it would be --

18 THE COURT: The Court just terminates it?

19 MS. SRA: Yeah. Or Defense would ask. But I don't  
20 believe the --

21 THE COURT: All right. Thank you. So Court is going to  
22 dismiss.

23 THE CLERK: Your Honor, (inaudible).

24 THE COURT: Yes.

25 THE CLERK: Thank you, Your Honor.

1 THE COURT: And then I'm going to -- and I'm going to  
2 grant and sign this, and have Madam Bailiff scan it in --  
3 Madam Clerk, excuse me. And this is the City's here.

4 So Defense's motion, actually, I guess to dismiss.

5 MR. BURNTON: And we are (inaudible) at this time, Your  
6 Honor.

7 THE COURT: Thank you.

8 MR. BURNTON: And, Your Honor, so functionally is it  
9 Defense that is moving to dismiss at this time?

10 THE COURT: You know, I, I guess. Because I'm finding  
11 that the City can't proceed because of the motions to  
12 suppress. So --

13 MS. WHYTE: And I think -- I guess --

14 THE COURT: The Court could just dismiss the matter based  
15 on that.

16 MS. WHYTE: I think it would be the Court.

17 THE COURT: All right. That's fine. So if you want to  
18 pass forth the order, and I can just fill that in, motion of  
19 the Court. Thank you.

20 MS. SRA: Yes, Your Honor. So, Your Honor, on that order  
21 it does state that the City or the defendant. So I'm not  
22 sure how the Court would like to --

23 THE COURT: I'm going to just put the --

24 MS. SRA: -- fill that out exactly.

25 THE COURT: -- Court, and I'll put a box here. Okay. So

1 I put a box. I'll let you all look. It says Court, and I  
2 checked that.

3 And then I put under Comments, City unable to proceed  
4 based on the Court granting motion to suppress by Defendant  
5 per (inaudible) 2.2 C 2.

6 So you want to take a look at that and see if that  
7 looks -- Madam Clerk, could you hand that back (inaudible).

8 THE CLERK: Yes, Your Honor.

9 MS. WHYTE: Without prejudice, Your Honor?

10 THE COURT: Yes.

11 MS. WHYTE: And, I guess, Your Honor, technically it was  
12 the City's motion to admit that the Court deny.

13 THE COURT: Oh, okay. I can change that.

14 MS. WHYTE: Would you want me to --

15 THE COURT: Yeah.

16 MS. WHYTE: -- put these on Court's? Strike out granting  
17 motion suppressed by Defendant, and write motion to admit  
18 (inaudible) toxicology report (inaudible) by City?  
19 (Inaudible).

20 MS. SRA: Yeah. I think that would -- thank you.

21 THE COURT: Okay. Thank you. I think that's everything.  
22 Anything else, parties?

23 MS. WHYTE: No, Your Honor. I think that would conclude  
24 this matter.

25 THE COURT: All right. Thank you.

1 MS. SRA: Thank you.

2 MS. WHYTE: Your Honor, I don't know if there -- Madam  
3 Clerk, is there bail or anything?

4 THE CLERK: No. But (inaudible) bailiff (inaudible).

5 MS. WHYTE: Oh, okay. Thank you.

6 MR. BURNTON: Thank you, Your Honor.

7 THE COURT: Thank you. Good luck to you.

8 MR. WIGGINS: Thank you.

9 (February 1, 2019, conclusion of hearing)

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C E R T I F I C A T E

STATE OF WASHINGTON )  
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COUNTY OF SNOHOMISH )

I, the undersigned, do hereby certify under penalty of perjury that the foregoing court proceedings, recorded statements, hearings and/or interviews were transcribed under my direction as a certified transcriptionist; and that the transcript is true and accurate to the best of my knowledge and ability, including any changes made by the trial judge reviewing the transcript; that I am not a relative or employee of any attorney or counsel employed by the parties hereto, nor financially interested in its outcome.

IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of March, 2019.

\_\_\_\_\_  
Bonnie Reed, CET