

Exhibit 1

Oct 10, 2001

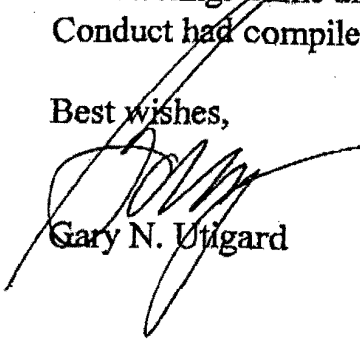
A. Eugene Hammermaster
1207 Main Street
Sumner, WA 98390

Dear Gene,

I talked to Reiko Callner, and she has agreed that there is no reason for me to continue as a mentor in your matter, in light of the fact that formal charges have now been filed before the Commission on Judicial Conduct.

I have enjoyed working with you, and have enjoyed your willingness to make changes to comply with the directives of the Supreme Court. Unfortunately, our meetings came after the investigative staff of the Commission on Judicial Conduct had compiled additional allegations.

Best wishes,



Gary N. Utigard

RECEIVED
OCT 16 2001
HAMMERMASTER
LAW OFFICES

EXHIBIT 1

Exhibit 2

October 12, 2001

J. Reiko Callner
Investigative Officer
Commission on Judicial Conduct
P.O. Box 1817
Olympia, WA 98507

Re: A. Eugene Hammermaster

Dear Reiko Callner,

As we discussed in our recent telephone conversation, there appears to be no reason to my continuing as mentor to Judge Hammermaster. We have agreed that with the filing of formal charges before the Commission on Judicial Conduct, my role as mentor is no longer of any purpose. Therefore please accept this letter as my resignation as mentor.

Interestingly, I found Judge Hammermaster most receptive to my suggestions and most willing to make changes to comply with the concerns of the Commission on Judicial Conduct and with the directives of the Supreme Court. Unfortunately, my involvement with Judge Hammermaster came after the investigative staff had already compiled information upon which allegations, and now charges, have been filed.

Sincerely,



Gary N. Utigard

cc: A. Eugene Hammermaster

EXHIBIT 2

Exhibit

3

Town of Wilkeson
In Recognition of
The Honorable
A. Eugene Hammermaster

The Town of Wilkeson and it's citizens thank you for
your years of service as Municipal Judge for
the Wilkeson and South Prairie Courts.

Congratulations on your retirement.

We are pleased to present you with this award
in recognition of your outstanding service to
the Town of Wilkeson

Presented
December 2000

EXHIBIT

3

Exhibit 4

HAMMASTER LAW OFFICES

1207 MAIN STREET

SUMNER, WASHINGTON 98390

(253) 863-5115

FAX: (253) 863-8948

A. EUGENE HAMMASTER
LAWYER

DAVID C. HAMMASTER
LAWYER

June 28, 2001

Ms. Margo T. Keller, Chairman
Commission on Judicial Conduct
P.O. Box 1817
908 East 5th Ave.
Olympia, WA 98507

Dear Ms. Keller & Members of the Judicial Conduct Commission:

It is with disappointment and dismay that I recently received a new statement of allegations which appear to include most of the issues that I understood were included and/or addressed as part of the prior proceeding. My Probationary Period has been ongoing for more than a year and during that time, I have had no communication from the Commission and was, therefore, of the opinion that I was in full compliance with the Commission's requirements and my probation.

In addition, you have just recently appointed a Mentor, Judge Gary Utigard, and the issues raised by the newly filed allegations appear to be of the nature that I would have anticipated being counseled and mentored by Judge Utigard. Since your recent appointment of a Mentor, I have met with Judge Utigard to discuss his involvement in this matter and he inquired as to whether or not I had received any communication from you as to any concerns that needed to be addressed. I advised him that there had been no contact and believed the Commission was satisfied with the ongoing Probation.

The matters raised by the new allegations relate primarily to forms and procedure and, it was my understanding, that those issues were included as part of the prior proceeding. The forms and procedures that were found unacceptable as a result of the prior proceeding, were changed and all parties involved in making the change (City Attorneys, Public Defender, Court staff and myself) were of the opinion that the changes were in accordance with the directives of the Commission and that any procedural and/or form issues not previously raised were deemed acceptable by the Commission.

EXHIBIT 4

Ms. Margo T. Keller, Chairman
Commission on Judicial Conduct
June 28, 2001
Page Two

By way of example when my period of suspension was coming to an end, you declined to allow me to resume the bench until you approved the facilities in my law offices for the holding of Court Sessions for Orting, Wilkeson and South Prairie in between those Courts' regular sessions. As I believe you are aware, Wilkeson/South Prairie held a regular session once a month and Orting holds a regular Court session twice a month.

In fact, one of your staff members came to my office, viewed the facilities and requested that we go through a "mock" procedure to clarify where the Defendant would sit, where the Judge would sit and where the recording equipment and its microphones would be placed. That test run took place and was approved by your staff, thereby allowing me to return to the Bench. I was unaware that the Commission has now changed its position in regards to that procedure for Orting Municipal Court (I do not believe that any sessions of the Wilkeson/South Prairie Court were held in my offices since I resumed the Bench).

I would request that you not act on the allegations nor require me to respond to them until your Mentor, Judge Utigard, has had the opportunity to review them, counsel and mentor with me in regards to them, and address possible resolutions that would be acceptable to the Commission. I have always intended to follow the Commission's directives and requests, both in letter and spirit, and continue with that desire and intent. I am willing to change any and/all forms and procedures to meet your requirements and will do so in accordance with that request and direction, and the counsel and advice of Judge Utigard. I am also willing to consider a resolution that would result in bring my Judicial career to a conclusion by not being reappointed at the end of this year when my terms of office expire.

In addition, I would request that the undersigned be given the opportunity to meet with the Commission to discuss these matters further so that a resolution acceptable to the Commission can be reached as soon as possible. I would also like to ask Judge Utigard to accompany me to that meeting. If it is not possible or permissible to meet with the entire Commission, I respectfully request the opportunity to meet with a Committee or Section of the Commission.

Ms. Margo T. Keller, Chairman
Commission on Judicial Conduct
June 28, 2001
Page Three

I have just received a telephone call from Mr. Paul Taylor seeking to schedule my deposition. Again, I would request that also be delayed until Judge Utigard has had the opportunity to review, counsel and mentor on the issues.

In summary, I request an extension of the 21 day time requirement to respond to the allegations (now 13 days and one of those being a holiday and 4 of those being weekends), and that the deposition, presently scheduled for July 12th (the 22nd day after service), likewise be delayed in accordance with the requests made herein.

Very truly yours,

A. EUGENE HAMMERMASTER
Sumner and Orting
Municipal Court Judge

AEH:aj

cc: Mrs. Patricia Bosmans, Sumner City Attorney
Mr. Jeff Day, Orting City Attorney
Judge Gary Utigard
DMCJA Board

Office of the Administrator for the Courts
DMCJA
1206 S. Quince Street
P.O. Box 41170
Olympia, WA 98504-1170

Exhibit 5

CONFIRMATION OF ENROLLMENT

DATE APRIL 11, 2000
TO: HON. ALBERT EUGENE HAMMERMASTER
1207 MAIN ST., SUMNER, WA 98390
RE: ETHICS FOR JUDGES
06/07/2000-06/08/2000, MINNEAPOLIS, MN

Thank you for choosing The National Judicial College for your educational needs. You have been enrolled in the above course. Please verify that your name and address above are correct. Read the information below carefully. If you have any questions, please call the Registrar's Office at (800) 255-343. We look forward to seeing you.

ATTENDANCE INFORMATIONWednesday, June 07, 2000

Registration:	7:30 am
Orientation and Welcome:	8:00 am
Class or Discussion Groups:	8:30 am

*Spouses/guests are
invited to the Conference
Free Event dinner.
Tickets can be purchased
from any NJC staff
member.*

Thursday, June 08, 2000

Course Ends:	5:00 pm
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All classes begin at 8:00 a.m. each morning, unless otherwise noted.

To receive your Certificate of Completion, you must attend all classes and discussion groups and be present through graduation on the final day of the session.

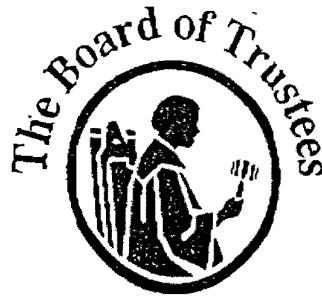
PAYMENT INFORMATION

The tuition for this course is \$500 (unless taken in conjunction with Constitutional Courts, in which case the tuition is \$895). The conference fee is \$115 (unless taken in conjunction with Constitutional Courts, in which case the conference fee is \$220). The funding agency listed on your application will be billed for tuition and conference fees prior to the course opening date. If no agency is listed, you will be billed personally and must forward the invoice to the responsible agency. If you are responsible for fees, please remit as soon as possible.

CANCELLATION POLICY

A full refund of tuition will be made if the cancellation notice is received 30 days prior to the beginning of the course; otherwise, there is a \$50 cancellation fee. As a reminder, you are required to provide cancellation notices to both NJC and the location with which you made housing arrangements. You are financially responsible for any housing fee charged should you fail to cancel your housing reservations.

EXHIBIT 3



The National Judicial College

American Bar Association

This certificate is awarded to

ALBERT EUGENE HAMMERMASTER

In recognition of faithful completion of
Ethics for Judges

In witness whereof, this certificate has been signed by the Chair of the
Board of Trustees and the President of The National Judicial College at
the University of Nevada, Reno.

June 8, 2000



James A. Noe

James A. Noe, Chair

Percy R. Luney, Jr.

Percy R. Luney, Jr., President

The National Judicial College

CONFIRMATION OF ENROLLMENT

DATE APRIL 11, 2000
TO: HON. ALBERT EUGENE HAMMERMASTER
1207 MAIN ST., SUMNER, WA 98390
RE: CONSTITUTIONAL CRIMINAL PROCEDURE
07/10/2000 - 07/14/2000

Thank you for choosing The National Judicial College for your educational needs. You have been enrolled in the above course. Please verify that your name and address above are correct. Read the information below carefully. If you have any questions, please call the Registrar's Office at (800) 255-8343. We look forward to seeing you.

ATTENDANCE INFORMATION

Monday, July 10, 2000

Registration:	7:30 am
Orientation and Welcome:	8:00 am
Course Begins:	8:15 am

Friday, July 14, 2000

Course Ends:	10:30 am
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All classes Monday through Friday begin at 8:00 am each morning.

To receive your Certificate of Completion, you must attend all classes and discussion groups and be present through graduation on the final day of the session.

PLANNING INFORMATION

For planning your trip, information regarding your housing accommodations and ground transportation is enclosed with this confirmation. You are responsible for arranging your housing and transportation arrangements directly. Additional information is also enclosed to make your stay in Reno a pleasant one.

CONFERENCE FEE (MEAL) INFORMATION

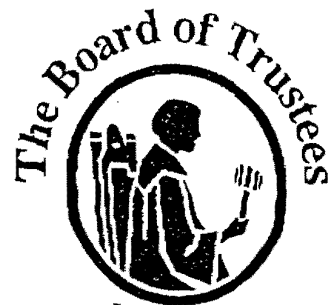
The Conference Fee that you pay, in addition to your tuition, covers the refreshment breaks, lunch on Monday through Thursday, and the Conference Fee Event dinner. For information regarding meals at the University Inn, refer to the NJC Information Handbook.

PAYMENT INFORMATION

The funding agency listed on your application will be billed for tuition and conference fees prior to the course opening date. If no agency is listed, you will be billed personally and must forward the invoice to the responsible agency. If you are responsible for fees, please remit as soon as possible.

CANCELLATION POLICY

A full refund of tuition will be made if cancellation notice is received 30 days prior to the beginning of the course; otherwise, there is a \$50 cancellation fee. As a reminder, you need to provide cancellation notices to both NJC and the location with which you made housing arrangements. You are financially responsible for any housing fee charged should you fail to



The National Judicial College

American Bar Association

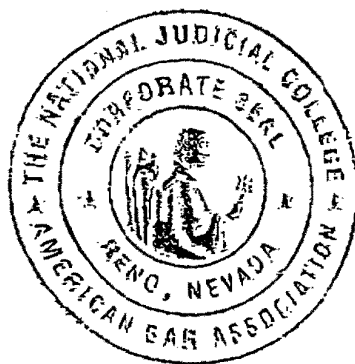
This certificate is awarded to

ALBERT EUGENE HAMMERMASTER

In recognition of faithful completion of
Constitutional Criminal Procedure

In witness whereof, this certificate has been signed by the Chair of the
Board of Trustees and the President of The National Judicial College at
the University of Nevada, Reno.

July 14, 2000



James A. Noe

James A. Noe, Chair

Percy R. Loney, Jr.

Percy R. Loney, Jr., President

The National Judicial College

CONFIRMATION OF ENROLLMENT

DATE APRIL 11, 2000
TO: HON. ALBERT EUGENE HAMMERMASTER
1207 MAIN ST., SUMNER, WA 98390
RE: RECOGNIZING AND HANDLING BIAS IN YOUR COURT
08/21/2000 - 08/22/2000

Thank you for choosing The National Judicial College for your educational needs. You have been enrolled in the above course. Please verify that your name and address above are correct. Read the information below carefully. If you have any questions, please call the Registrar's Office at (800) 255-3443. We look forward to seeing you.

ATTENDANCE INFORMATION

Monday, August 21, 2000

Registration:	7:30 am
Orientation and Welcome:	8:00 am
Course Begins:	8:15 am

Tuesday, August 22, 2000

Course Ends:	5:00 pm
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All classes begin at 8:00 am each morning, unless otherwise noted.

To receive your Certificate of Completion, you must attend all classes and discussion groups and be present through graduation on the final day of the session.

PLANNING INFORMATION

For planning your trip, information regarding your housing accommodations and ground transportation is enclosed with this confirmation. You are responsible for arranging your housing and transportation arrangements directly. Additional information is also enclosed to make your stay in Reno a pleasant one.

CONFERENCE FEE (MEAL) INFORMATION

The Conference Fee that you pay, in addition to your tuition, covers the refreshment breaks, lunch and the Conference Fee Event dinner. For information regarding meals at the University Inn, refer to the NJC Information Handbook.

PAYMENT INFORMATION

The funding agency listed on your application will be billed for tuition and conference fees prior to the course opening date. If no agency is listed, you will be billed personally and must forward the invoice to the responsible agency. If you are responsible for fees, please remit as soon as possible.

CANCELLATION POLICY

A full refund of tuition will be made if cancellation notice is received 30 days prior to the beginning of the course; otherwise, there is a \$50 cancellation fee. As a reminder, you need to provide cancellation notices to both NJC and the location with which you made housing arrangements. You are financially responsible for any housing fee charged should you fail to cancel your housing reservations.



The National Judicial College

American Bar Association

This certificate is awarded to

ALBERT EUGENE HAMMERMASTER

In recognition of faithful completion of
Recognizing and Handling Bias In Your Court



In witness whereof, this certificate has been signed by the Chair of the Board of Trustees and the President of The National Judicial College at the University of Nevada, Reno.

August 22, 2000

James A. Noe

James A. Noe, Chair

Percy R. Luney, Jr.

Percy R. Luney, Jr., President

Exhibit 6



STATE OF WASHINGTON

COMMISSION ON JUDICIAL CONDUCT

P.O. Box 1817 • Olympia, Washington 98507 • (360) 753-4585 • FAX (360) 586-2910

November 5, 1999

Honorable A.E. Hammermaster
1207 Main Street
Sumner, Washington, 98390

RE: 95-1937-F-67

Dear Judge Hammermaster:

Pursuant to the enclosed communication from your attorney, Kurt Bulmer, we are further addressing the concerns that you raised in your letter dated October 15, 1999, to Judge David Edwards. We understand that you and your counsel agree and prefer that Commission representatives communicate with you directly on administrative issues regarding the sanctions imposed on you by the State Supreme Court.

To reiterate our observation from our letter to you dated October 25, 1999, a suspension from judicial office is neither a partial or provisional suspension. Such a suspension operates, unless otherwise stated, to remove from the suspended judge all authority to act in the capacity of judge, whether those judicial functions are "ministerial," pro tem, or otherwise. Under the terms of the Supreme Court's order of suspension, you may not engage in any judicial capacity, whether inside or outside of a courtroom. That includes but is not exclusive to the examples cited in your letter: signing checks, approving purchase orders, performing marriages, serving as a pro tem judge, or participation in judicial committees. The cities by which you were employed will need to utilize the services of other judicial officers during the period of your suspension and until the other remedial conditions of the Supreme Court's order have been fulfilled to the satisfaction of the Commission. The sole exception set forth by the Supreme Court was that you may solicit financial assistance from the cities of Sumner, Orting, and South Prairie toward the payment of the cost of judicial education courses.

In regard to those remedial training requirements (criminal procedure, ethics and diversity), I suggest you review, as a starting point, those educational courses offered for judges by the National Judicial College in Reno, Nevada. There are also other educational sources that could meet the requirement for your fulfillment of a corrective course of action. However, please note that all courses must be approved in advance by the Commission. You should undertake to seek this approval far in advance of the date of the course so the Commission has sufficient time to review your proposal(s) and you have sufficient time to register.

EXHIBIT 6

Regarding a judicial mentor, you may suggest to the Commission several judges or retired judges who might be able and willing to undertake what will be a significant commitment on their part. The judicial mentor must be approved by the Commission. If you cannot suggest an appropriate mentor, the Commission may undertake to assign a judicial person as your mentor. The duties of the judicial mentor can be scheduled to commence before the expiration of the suspension and continue thereafter in a manner to be prescribed by the Commission.

After you resume judicial duties, a representative from the Commission may occasionally observe your proceedings. You will also be asked to provide our office with case files and tapes on request. To assist in monitoring, you must keep tapes of all proceedings for the two-year monitoring period. You must also assure that court taping equipment is properly operating. In those situations where you did not record your proceedings, you should arrange to do so for the monitoring period.

Thank you for your inquiry. Please note the foregoing observations are preliminary in nature. The Commission must approve any specific corrective course of action in writing.

Sincerely,



David Akana
Executive Director

xc: Kurt Bulmer, Attorney for Respondent
Paul Taylor, Disciplinary Counsel
Judge David Edwards

RECEIVED
NOV 08 1999
HAMMERMASTER

Exhibit 7

HAMMERMASTER LAW OFFICES

1207 MAIN STREET

SUMNER, WASHINGTON 98390

(253) 863-5115

FAX: (253) 863-8948

A. EUGENE HAMMERMASTER
LAWYER

DAVID C. HAMMERMASTER
LAWYER

November 12, 1999

State of Washington
Commission on Judicial Conduct
P.O. Box 1817
Olympia, WA 98507

ATTN: Mr. David Akana
Executive Director

Re: 95-1937-F-67

Dear Mr. Akana:

This will acknowledge receipt of your letter of November 5th, 1999 for which I thank you.

I was not aware that I would be provided the opportunity of suggesting names for the position of Judicial Mentor. Please express my gratitude to the Commission for that privilege. I have no knowledge as to what the Judicial Mentor's duties and responsibilities will/would be, but nevertheless would suggest three (3) names, all nearby Municipal Court Judges: Judge James Helbling, Bonney Lake, Judge Alan Hutchinson, Eatonville (resides in Puyallup), and Judge Stephen Shelton, Puyallup. I have not contacted any of the foregoing. If none of the foregoing are available, I would suggest Judges from the next closest Municipal Courts, which would be Pacific, Milton, Fife, or Buckley.

Likewise, I was unaware that the Commission would allow me to select or suggest the educational courses. However, before doing so, I would appreciate being advised by the Commission as to how many hours of each area will be required. In addition, you make reference to "other educational sources" and I would appreciate being advised of those as well.

EXHIBIT 7

State of Washington
ATTN: Mr. David Akana
Executive Director
November 12, 1999
Page Two

As to my inquiry concerning on-going activities, I would like the opportunity to address the Commission on the matter of signing checks, approving purchase orders, and participation in DMCJA Committees. I would submit that none of the foregoing are Judicial functions. As to the signing of checks and approving purchase orders, the other signatories in the City of Sumner are City employees who perform no judicial functions. One of the signatories is the Court Clerk and the other is someone in the City's finance office.

Likewise, it does not appear that participation in a DMCJA Committee constitutes a "Judicial function". A number of non-judges often are in attendance at those meetings and participate in the discussions. I also believe participation in those Committees would be "educational" and could, perhaps, be part of the education requirements. If there is a distinction between "participation" and "attendance" I would be pleased to discuss that with the Commission as well.

If the Commission has already addressed my requests, please provide me with a copy of the minutes of that meeting. If not, I would appreciate the opportunity to appear before the Commission to make those requests. Please advise if that appearance would be in person or by a writing/petition.

Again, I would inquire of the Commission as to which member or members I should direct my requests. Pending being so advised, I will henceforth direct all communications to Mr. Dallaire, who I understand is the Commission Chairman.

Very truly yours,

A. EUGENE HAMMERMASTER

AEH:aj

Exhibit

8



STATE OF WASHINGTON

COMMISSION ON JUDICIAL CONDUCT

P.O. Box 1017 • Olympia, Washington 98507 • (360) 753-4505 • FAX (360) 506-2918

May 2, 2001

Honorable A.E. Hammermaster
1207 Main Street
Sumner, WA 98390

RE: 95-1937-F-67

Dear Judge Hammermaster:

In keeping with the orders of the State Supreme Court and the Commission on Judicial Conduct in the above-referenced case, retired Judge Gary Utigard has generously agreed to serve as your judicial mentor. As judicial mentor, Judge Utigard is prepared to be a resource to you in managing your judicial obligations in a fashion that comports with the training that you received at the National Judicial Conduct, and to avoid repetition of the problems identified and addressed by the State Supreme Court and the Commission. Judge Utigard's role is not to supplant the monitoring function of the Commission, nor is it to restate or screen the obligations imposed by either the Commission or the State Supreme Court.

Judge Utigard's contact information is:

Judge Gary Utigard, Retired
2447 SW 170th
Burien, WA 98166
(206) 439-9747

The details of frequency of contact and specific points of assistance offered to you by Judge Utigard should be worked out between yourself and your mentor. If there is an issue that is problematic or requires assistance or clarification, both you or he should not hesitate to contact the Commission office.

Sincerely,

J. Reiko Callner
Investigative Officer

JRC:jmc

xc: Judge Gary Utigard, retired
CJC Members

EXHIBIT 8

Exhibit

9

HAMMERMASTER LAW OFFICES

1207 MAIN STREET

SUMNER, WASHINGTON 98390

(253) 863-5115

FAX: (253) 863-8948

EUGENE HAMMERMASTER
LAWYER

DAVID C. HAMMERMASTER
LAWYER

May 25, 2001

Honorable Gary Utigard
2447 SW 170th
Burien, WA 98166

Re: In The Matter Of Honorable
A. E. Hammermaster, Judge

Dear Gary:

It is my understanding that the Judicial Conduct Commission has again requested tapes and copies of forms. Perhaps this would present an opportunity for your mentoring of me as to any concerns that the Commission might have following their review of those tapes and forms. I would look forward to the opportunity to be so mentored by you and look forward to going over any information that is made available to you from the Commission.

Very truly yours,
DICTATED AND MAILED
WITHOUT SIGNATURE TO
AVOID DELAY
A. EUGENE HAMMERMASTER

AEH:aj

cc: Commission on Judicial Conduct
P.O. Box 1817
Olympia, WA 98507

EXHIBIT 7

Exhibit 10

HAMMERMASTER LAW OFFICES

A. EUGENE HAMMERMASTER
LAWYER

1207 MAIN STREET
SUMNER, WASHINGTON 98380
(253) 863-5115
FAX: (253) 863-8948

DAVID C. HAMMERMASTER
LAWYER

October 18, 2001

State of Washington
Commission on Judicial Conduct
P.O. Box 1817
Olympia, WA 98507

ATTN: Mr. David Akana
Executive Director

Dear Mr. Akana:

As I began preparing my Response to the Charges, I became aware that I apparently was provided an incomplete copy of the Charges. The document served upon me entitled "Statement of Charges" and filed October 8th, 2001 consisted of nine (9) pages together with a letter signed by you. No Exhibits whatsoever were attached to the copy of the Statement of Charges served on me.

Accordingly, I would request that I be provided with a complete copy of the Charges, including any Exhibits and that the twenty-one (21) day time period referenced in your letter for my response not commence until I have been provided with the complete copy.

Very truly yours,

A. EUGENE HAMMERMASTER

AEH:aj

cc: Kurt Bulmer, Attorney

EXHIBIT 10

Exhibit 11



STATE OF WASHINGTON

COMMISSION ON JUDICIAL CONDUCT

P.O. Box 1817 • Olympia, Washington 98507 • (360) 753-4585 • FAX (360) 586-2918

Via Fax and U.S. Mail

October 23, 2001

A. Eugene Hammermaster, Judge
Sumner and Orting Municipal Courts
1207 Main Street
Sumner, WA 98390

Re: CJC 3210

Dear Judge Hammermaster:

Our office received a letter today from you, dated October 18, 2001, indicating your recent awareness that you were provided an incomplete copy of the Statement of Charges. Your belief is *not* correct: The Statement of Charges filed on October 8, 2001 consists of nine (9) pages and contains *no* exhibits. A full copy is also available on the Internet at <http://www.cjc.state.wa.us>.

Very truly yours,

David Akana
Executive Director

DA:jmc

cc: Kurt Bulmer
Paul Taylor

EXHIBIT VI

Exhibit 12

CONSTITUTIONAL RIGHTS

Persons charged with a criminal offense that might result in a jail sentence have the following rights:

The right to representation by an attorney.

The right to have a lawyer appointed at public expense if you cannot afford to hire a lawyer to represent you.

The right to represent yourself without a lawyer.

The right to a public and speedy trial, and to a trial by jury.

The right to cross-examine any witness who testifies against you.

The right to call witnesses to testify on your behalf, and have the Court compel their attendance.

The right to remain silent before and during trial, and the right to testify on your behalf, or not to testify against yourself.

The right to be presumed innocent until a charge is proved beyond a reasonable doubt, or a plea of guilty is entered.

The right to appeal a finding of guilt following trial.

APPEAL PROCESS

The final decision of the Municipal Court Judge may be appealed to Superior Court, the Notice of Appeal must be filed within 30 days. An attorney can provide forms for the appeal. Forms may be requested from the court clerk. An appeal and may be required to stay judgment in the case until completion of the appeal process.

The cost to prepare the record for appeal is \$40 for criminal and infraction cases. There is an additional charge of \$110 to appeal a finding on an infraction after a Contested hearing.

ACCESS FOR PERSONS WITH DISABILITIES

All court facilities are accessible to disabled persons. The office of the City Attorney is on the second floor of City Hall, and might not be accessible to disabled persons. If you need to meet with the City Attorney, please call ahead to arrange a meeting in an accessible part of the building.

Vision Impaired: The clerks in the court will assist in reading all forms and explanations and procedures, and with seating in the courtroom.

Hearing Impaired: Please contact the court if you will need a sign language interpreter. An interpreter will be provided at no cost to you.

LANGUAGE INTERPRETERS

Interpreters for foreign languages are available upon request. Please contact the court for information regarding the language and dialect that needs interpretation.

HELP US HELP YOU!

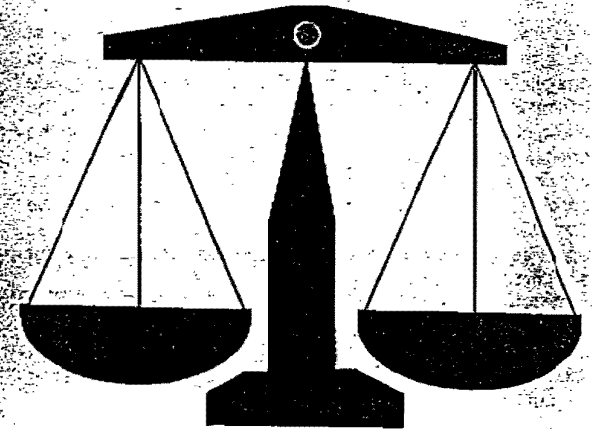
- Notify the court clerk if your name or address changes.
- If you have a Washington State Driver's License (valid or not valid), and the name or address on your driver's license is not current, notify the state Department of Licensing. The court clerk will provide a form for you to send to DoL, or the clerk will mail it for you!
- Keep all documents pertaining to your case. If you lose a document, you may request a copy from the court clerk. You may be charged a fee for copies.
- When you contact the court or City Attorney, be prepared to give your case number.

EVALUATION, TREATMENT AND VICTIM'S PANEL

In cases where evaluation or treatment is ordered by the Court, referral to a specific treatment agency is not provided. It is the your responsibility to contact an agency to perform the required service. The court clerk has a reference directory that is available to your use.

Attendance at the City Attorney's Panel is ordered by the Court. The Court will provide referral to a program provider. Contact the court clerk for a referral.

GENERAL INFORMATION and COURT PROCEDURES



Sumner Municipal Court

821 Alder Avenue
Sumner, WA 98390
(253) 863-7635
FAX (253) 863-2850

EXHIBIT

12

This information is provided to help guide you through the processes in Municipal Court.

COURTROOM ETIQUETTE

- Weapons are not permitted in the courtroom.
- Remove hat upon entering the courtroom.
- No smoking, food or drink is allowed in the courtroom.
- No loud noises or talking during court proceedings.
- Children may be present in the courtroom, but will have to be removed if they disturb the proceedings.

COURT DAY INFORMATION

Regular Court sessions are held every Wednesday, excluding holidays. Appear on the date and time printed on your summons. The calendar for each court session is posted at both entrances to the court room. If your name is not listed on the calendar, please check in at the Court office.

ARRAIGNMENT

The purpose of arraignment is to advise you of the charge(s) against you, your constitutional rights, and to record your plea.

You have the right to an attorney to represent you at arraignment. If your attorney doesn't accompany you to arraignment, the court has a public defender present to provide information related to arraignment proceedings. However, the public defender does not represent any individuals during the arraignment process. You may choose to be screened for appointed counsel, and, if you qualify, an attorney will be appointed to represent you. Appointed counsel will not be immediately available. By waiving counsel at arraignment you won't be required to return to court on another day for arraignment.

Not Guilty Plea: If you enter a plea of "not guilty," a pretrial conference will be set. If you will be represented by an attorney, contact your attorney immediately to begin working on your case.

Stipulation to the Record: If you stipulate to the record you are giving up your right to a trial and the Judge will determine if you are guilty based on the evidence. If a finding of guilty is entered, you may make a statement prior to sentencing. Some stipulations preserve the right to appeal.

Personal Recognizance: If you are in custody at the time of your arraignment, you may request release based on your promise to appear for all future hearings. If the court grants your request, you must comply with all conditions placed on your release. If personal recognizance is not granted, bail will be required to secure your release. Any failure to appear could result in forfeiture of bail or bond.

RELATED INFRACTIONS

If you were issued a notice of infraction (green copy) along with a criminal citation, the infraction will not come before the Court unless you request a hearing. Read the back of the infraction and respond appropriately.

PRETRIAL HEARINGS

When a plea of "not guilty" is entered the case is set for a pretrial hearing. The pretrial hearing is for discussion of your case and presentation of any motions to be heard before trial. If you fail to appear, a bench warrant may be issued.

BENCH TRIALS AND JURY TRIALS

If trial by jury is waived, the case will be set for a bench trial. If trial by jury is not waived, a jury trial will be set. A Readiness Hearing is set prior to the trial date. The readiness hearing is a mandatory hearing, and failure to appear may result in cancellation of the jury trial and issuance of a bench warrant.

Continuance Policy: Any request for continuance must be made more than seven days prior to the hearing or trial date, or you could be required to pay court costs as determined by the Court. Continuances must be approved by the Court.

Witnesses: You have the right to subpoena witnesses to testify on your behalf. The Court Clerk will prepare the subpoenas for you if you supply a list of witness names and addresses at least 14 days prior to your trial date. You must serve the subpoenas for your witnesses.

Discovery: You have the right to receive copies of written materials relevant to the facts in your case. Requests for "discovery" should be addressed to the office of the City Attorney.

City Attorney
1104 Maple Street
Sumner, WA 98390
(253) 863-8300, ext. 411
FAX (253) 863-2850

SENTENCING AND CONDITIONS OF SUSPENDED SENTENCE

If a finding of guilty is entered, sentencing will take place. You may be required to pay a fine, court costs, restitution and other fees. You may also be required to serve a jail sentence. If jail time is assessed, you could be remanded to the jail directly from the courtroom, or the Judge may cooperate with you in scheduling your jail time so it does not interfere unduly with your job or other responsibilities. You may be required to pay a fee to serve your jail time on a weekend. You will not be admitted to the jail unless you show picture identification.

The Judge may suspend a portion of the assessed fine and/or jail sentence and impose various conditions on the suspension. If the conditions are satisfied, the suspended fine or jail time is not imposed. If the conditions are violated, a court hearing may be scheduled. Failure to appear may result in a bench warrant for your arrest.

DEFERRED FINDINGS

A case may be continued without a "finding," or disposition, for a specified amount of time. Conditions of probation are set forth, and if the conditions are satisfied, the charge is either reduced or dismissed according to the original agreement. If

conditions are violated, including court ordered payment of fines or costs, a hearing will be set for disposition on the original charge. Failure to appear for any hearing related to an alleged violation of conditions of probation may result in a bench warrant for your arrest.

PAYMENT OF FINES AND COSTS

Fines and costs are due in full at sentencing. However, you may request a fine payment agreement. Failure to follow the agreement can result in added fees and costs, suspension of your privilege to drive, a bench warrant for your arrest and/or assignment to a collection agency. If you cannot make your payment, contact the court clerk. With permission of the Court, Community Service may be performed in lieu payment and should be requested when the penalty is assessed.

PUBLIC DEFENDER COURT-APPOINTED ATTORNEY

The court has a public defender available for arraignment proceedings for general informational purposes only.

To get a court-appointed attorney, you must be screened to determine if you qualify for public representation. Public expense is based on your income and other information. The required form you could have to reimburse the court for a portion of the cost of your defense. Contact the court clerk for information about screening and assignment of counsel.

If a lawyer is appointed to your case, you must immediately contact your appointed lawyer, and be available for all meetings as requested by the lawyer.

BAIL AND BAIL BONDS

Cash bail or bail bonds will be held until exoneration is approved by the Court. Failure to appear at any hearing may result in forfeiture of the bail or bond and issuance of a bench warrant for your arrest. Cash bail may be refunded or applied to fines or costs. Bail refunds are made by a check written to both the defendant and the bail poster, unless other arrangements are approved by the Court. Bonds are mailed back to the bonding company.

REPORTING TO DEPARTMENT OF LICENSING

A conviction on, or a bail forfeiture to, any traffic violation is reported to the state Department of Licensing in Olympia and becomes a part of your permanent driving record. Failure to appear in court on a traffic-related criminal charge will result in notification to the Department of Licensing of failure to appear, and your privilege to drive could be suspended.

On conviction of certain domestic violence offenses, Notice of Ineligibility to Possess a Firearm is forwarded to the Department of Licensing.

For information regarding your driving record, call the

Exhibit 13

SUMNER MUNICIPAL COURT
ADVISEMENT OF RIGHTS

I have been advised of the following rights:

1. I have the right to be represented by an attorney and to have an attorney appointed to represent me if I am found to be indigent and unable to afford an attorney.
2. I have a right to a speedy, public trial in Sumner before either a judge or jury. If I choose to waive my right to trial by jury, I may withdraw that waiver by notifying the court within 10 days of the date I waive my jury trial right.
3. I have the right to remain silent before and during trial and I have the right to refuse to testify against myself.
4. I have the right to hear and question witnesses who testify against me at trial.
5. I have the right to compel witnesses to testify for me at trial and that such witnesses can be made to appear at no expense to me.
6. I understand I am presumed innocent until a charge against me is proven beyond a reasonable doubt or until I enter a plea of guilty.
7. I have the right to appeal a finding of guilt following trial.

DATED: _____

Defendant

EXHIBIT

13

Exhibit 14

IN THE MUNICIPAL COURT OF THE CITY OF SUMNER
PIERCE COUNTY, WASHINGTON

CITY OF SUMNER,

Plaintiff,

vs.

«NAME»,

Defendant.

Case No: «CASE»

WAIVER OF THE RIGHT
TO AN ATTORNEY

I am the Defendant who is charged in the above listed case and cause number. I ask this court to allow me to waive my right to an attorney and to proceed without an attorney. I understand all of the following:

1. I am aware that if I represent myself the Judge cannot help me present my case to the Judge or to a jury. The Judge cannot even give me advice as to how to present my case to the Judge or a jury. I understand that all rules of the law will apply to the presentation of my case, including all court rules and all rules of evidence. I understand I will be treated as if I were represented by an attorney or was an attorney myself.
2. I have been informed and fully understand that I have the right to be represented by an attorney. If I cannot afford to hire an attorney, one may be provided to me, at no expense to me. I understand that if I plead guilty without an attorney, I am acting as my own attorney. I further understand that acting as my own attorney may have disadvantages that would not exist if I were represented by an attorney.
3. I am aware that if I am found guilty of more than one crime, the Judge can order a separate sentence for each crime. The Judge can also order that each sentence be served consecutive; this means one sentence is served separately and when it is done the next sentence is served, and so on, until all consecutive sentences have been served.
4. If I am found guilty of a gross misdemeanor the court may sentence me up to 365 days (one year) in jail and fine me up to \$5,000.00.
5. If I am found guilty of a misdemeanor the court may sentence me up to 90 (ninety) days in jail and fine me up to \$1,000.00.

Despite all of the above, I choose to represent myself without the aid of an attorney. I sign this document freely, voluntarily and with full knowledge of the hazards I may face and the disadvantages of representing myself.

Dated this _____ day of _____, 2001.

Defendant

WAIVER OF THE RIGHT TO AN ATTORNEY

EXHIBIT 14

Judge /Court Commissioner/Pro Tem

City of Sumner
1104 Maple Street
Sumner WA 98390
(253) 863-8300

Exhibit 15

JEFFREY K. DAY

Attorney at Law

JUL 06 2001

July 5, 2001

To Whom it May Concern,

I am writing this letter to outline procedures which are currently used in Sumner at arraignments. I have been a public defender there since 1992 and I am in court on a weekly basis.

About a year ago we initiated a procedure in which all persons who have arraignment hearings see me first outside of the courtroom. This was started largely as a result of the Commission's prior concerns about the process in Sumner. When a person comes in for arraignment I explain his/her constitutional rights verbally. I also have each person sign a form which outlines those rights. I sign the form as well. These forms are then put in the defendant's court file. Given the procedure where people are advised of their rights by me both verbally and in writing, including the right to have an attorney appointed if the defendant is indigent, I have no doubt that persons appearing before the Court know their rights at the time they are arraigned.

Following the advisement of rights, I speak with each defendant individually to make sure he or she knows the possible consequences if a guilty plea is entered. I advise them as to the likely sentence a judge will hand out, and I often prepare and review a Stipulation to Facts form if the person wishes to dispose of the case. In many cases I will fill in a recommendation for sentencing which the prosecutor then reviews and signs. I review the Stipulation forms with each person to be sure he/she knows the possible maximum and minimum sentence, the fact that certain rights are being given up and the fact the judge does not have to follow any recommendation made. I also answer any questions the individual has.

If a person indicates he or she wishes to apply for assigned counsel, I have staff screen the defendant on the spot and obtain financial information on a screening sheet. That sheet is then sent into court for the Judge to review. I do not make the decision whether the person qualifies for a public defender as I feel it would be a conflict for me to do so. I simply get the information necessary for the Judge to make a decision.

After thorough discussion with each defendant about his/her rights, need for an appointed attorney and the decision whether to plead not guilty or enter a stipulation to facts, I complete the necessary paperwork, review it with the defendant and send the defendant and the paperwork into the courtroom. My goals, via this process, have been to ensure

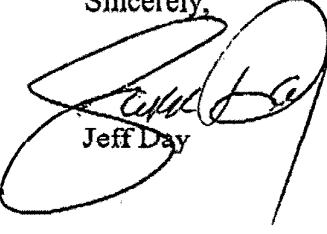
EXHIBIT 115

112 W. Meeker/PO Box 247
Puyallup, WA 98371
(253)845-1791 Fax = (253)840-1656
E-Mail: jkday@puyalluplaw.com

people are aware of their constitutional rights and to conduct the financial inquiry in writing rather than in open court.

Please feel free to contact me if you require any additional information.

Sincerely,



Jeff Day

Exhibit 16

Arraignment Script

The court will come to order. This is the _____ court's arraignment calendar for
200____. I am Judge _____.

[Call roll if the rights will be explained to a group. Hold latecomers to the end of the calendar so that you can explain their rights to them on the record.]

The arraignment is the first formal hearing in court following the filing of criminal charges against you. During this hearing the court will advise you of the charges, the maximum punishment possible as well as any minimum punishment that must be imposed if you are convicted, and ask you to enter your plea of guilty or not guilty.

You have the following rights:

You have the right to remain silent. That means that you do not have to say anything about the offense or offenses today or in the future.

You also have the right to be defended by a lawyer and have the lawyer present at all hearings including this one. The lawyer can be one that you hire yourself or a public defender. If you cannot afford a lawyer and qualify as indigent under the state poverty guidelines,

you also have the right to have your guilt decided by a jury. A jury consists of six people chosen from the community. A jury trial begins with you being presumed innocent, and the judge will tell the jury that they are to consider you innocent until the prosecuting attorney can prove your guilt to them beyond a reasonable doubt. The prosecutor will try to do that by calling witnesses such as the arresting officer and any others who saw what happened and by presenting other types of evidence such as writings, photographs, or the results of laboratory tests. You have the right to be present when this evidence is being presented to the jury so that you can see, hear, and question the witnesses called against you. That is called the right to confront and cross-examine the witnesses against you. If you have a lawyer he or she will do that for you. You or your lawyer may also make objections to other types of evidence under the rules of evidence.

Once the prosecuting attorney finishes presenting evidence, you are given the opportunity to present evidence. That means you may do so but you do not have to do so. You may call witnesses to testify for you, and if you ask the court to do so the court will issue orders to your witnesses directing them to come to court for you. These orders are called subpoenas and will be prepared for you at no expense to you by the court staff.

You may also testify if you choose, or you may remain silent at trial. If you choose to remain silent, the court will tell the jury that they can not use your silence against you in any way. In other words, they cannot assume that you are guilty simply because you do not tell them what happened. You have no obligation to testify.

If you do choose to testify, you would be called to the witness stand, placed under oath, and you would be questioned by your lawyer if you have one, and be cross-examined by the prosecuting attorney and perhaps questioned by the judge or by the jury.

You also have the right to a speedy trial. That means that your trial must begin:

- within ninety days of the day you enter a not-guilty plea, if you are released from jail pending trial, or
- within sixty days if you are held in jail until trial.

There is one other type of trial that you can consider and that is a judge alone trial. You can give up your right to a jury and ask the judge to listen to the evidence and decide whether you are guilty.

No matter which type of trial you choose, if you are found guilty, the judge does the sentencing.

If you are found guilty at either type of trial, you may appeal the question of guilt to the next higher court. An appeal is a request for the next court to review what occurred here to ensure that the law was correctly applied, that your rights were properly protected, that there was a factual basis for the finding of guilty and that any sentence imposed was lawful.

If you plead guilty, you give up all of these rights except the right to have a lawyer assist you. You may even have a lawyer or public defender here to help you through a guilty plea and sentencing.

[Call the defendants forward individually. State the case name, cause number and persons present for the record.]

(name)

What is your true and correct name?

What is your date of birth?

[Judge should inquire as to the need for an interpreter if circumstances indicate one is necessary. See §400.11 G.]

You are charged with the crime of _____
That crime is committed whenever anyone [explain the elements of the offense(s)].
The maximum punishment is _____. The crime of _____ has a mandatory
minimum punishment of _____.
Do you understand the crime and the maximum and minimum punishment(s) [if any]?
Do you understand the arraignment rights as I have explained them to you?
Do you have any questions about what we have done today?
Understanding the crimes, the possible punishment and your rights, do you wish to
plead guilty, not guilty, or would you like to continue the matter to speak to an attorney
before entering your plea?

[This concludes the arraignment. Schedule the other hearings based on the plea or
request entered by the defendant. You may wish to explain the other types of hearings
and matters such as possible deferred prosecutions either to the group or individually.]

Exhibit 17

IN THE MUNICIPAL COURT OF THE CITY OF SUMNER
PIERCE COUNTY, WASHINGTON

CITY OF SUMNER,

Plaintiff,

vs.

Defendant.

Case No.

STATEMENT OF DEFENDANT
ON PLEA OF GUILTY

1. My true name is _____ and my age is _____.

2. I went through the _____ grade.

3. I HAVE BEEN INFORMED AND FULLY UNDERSTAND THAT:

(a) I have the right to representation by a lawyer and that if I cannot afford to pay for a lawyer, one will be provided at no expense to me

(b) I am charged with _____

The elements are: _____

4. I UNDERSTAND THAT I HAVE THE FOLLOWING IMPORTANT RIGHTS, AND I GIVE THEM ALL UP BY PLEADING GUILTY:

(a) The right to a speedy and public trial by an impartial jury in the county where the crime is alleged to have been committed; (b) The right to remain silent before and during trial, and the right to refuse to testify against myself; (c) The right at trial to hear and question the witnesses who testify against me; (d) The right at trial to testify and have witnesses testify for me. These witnesses can be made to appear at no expense to me; (e) I am presumed innocent unless the charge is proven beyond a reasonable doubt or I enter a plea of guilty; (f) The right to appeal a finding of guilt after a trial.

5. IN CONSIDERING THE CONSEQUENCES OF MY GUILTY PLEA, I UNDERSTAND THAT:

(a) The crime(s) with which I am charged carries a maximum sentence of 90 365 days in jail and a \$1,000 \$5,000 fine and a mandatory minimum sentence of _____. The law does not allow any reduction of the minimum sentence.

(b) The judge can give me any sentence up to the maximum authorized by law no matter what anyone recommends.

(c) The judge may place me on probation for up to five years if I am sentenced under RCW 46.61.5055 or up to two years for all other offenses and impose conditions of probation.

(d) The judge may require me to pay costs, fees and assessments authorized by law. The judge may also order me to make restitution to any victims who lost money or property as a result of crimes I committed. The maximum amount of restitution is double the amount of the loss of all victims or double the amount of my gain.

(e) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law is grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States

EXHIBIT 17

3. IF ANY OF THE FOLLOWING PARAGRAPHS APPLY THE BOX SHOULD BE CHECKED AND THE PARAGRAPH INITIALED BY THE DEFENDANT:

☐ f. This plea of guilty will result in suspension or revocation of my driver's license by the Department of Licensing. If I have a driver's license, I must now surrender it to the judge.

☐ g. I understand that I may not possess, own, or have under my control any firearm unless my right to do so is restored by a court of record and that I must immediately surrender any concealed pistol license. RCW 9A1.040.

☐ h. If this case involves driving while under the influence of alcohol and/or being in actual physical control of a vehicle while under the influence of alcohol and/or drugs, I have been informed and understand that I will be subject to the penalties described in Attachment "A".

☐ i. I plead guilty to the crime(s) of _____ as charged in the complaint or citation(s) and notice(s). I have received a copy of that complaint(s) or citation(s) and notice(s) and I make this plea freely and voluntarily. No one has threatened harm of any kind to me or to any other person to cause me to make this plea and no person has made promises of any kind to cause me to enter this plea except as set forth in this statement.

☐ j. The judge has asked me to state briefly in my own words what I did that makes me guilty. Instead of making a statement, I agree that the court may review the police reports and/or a statement of probable cause supplied by the prosecution to establish a factual basis for the plea.

☐ k. I have been given a copy of this "Statement of Defendant on Plea of Guilty" and understand it and I have no further questions to ask the judge.

DATE: _____

DEFENDANT: _____

The foregoing statement, which the Defendant asserted he had previously read or an interpreter had previously read to the defendant was fully understood by the defendant and signed by the defendant in open court in the presence of the undersigned judge.

I find the defendant's plea of guilty to be knowingly, intelligently, and voluntarily made. Defendant understands the charges and the consequences of the plea. There is a factual basis for the plea. The defendant is guilty as charged.

DATED: _____

JUDGE: _____

INTERPRETER'S DECLARATION

I am a certified interpreter or have been found otherwise qualified by the court to interpret in the _____ language, which the defendant understands, and I have also translated the foregoing statement for the defendant from English into that language. The defendant has acknowledged his or her understanding of both the translation and the subject matter of this document. I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

DATED: _____

Signed: _____

Exhibit 18



STATE OF WASHINGTON

COMMISSION ON JUDICIAL CONDUCT

P.O. Box 1817 • Olympia, Washington 98507 • (360) 753-4585 • FAX (360) 586-2918

April 26, 2000

Ms. Paula Perry
Mayor, City of Wilkeson
540 Church Street
PO Box C
Wilkeson, WA. 98396

RE: Judge A.E. Hammermaster

Dear Mayor Perry:

This letter is to advise you that Judge Eugene Hammermaster is now in partial compliance with the orders of the Commission on Judicial Conduct and of the Washington State Supreme Court. Accordingly, he may resume the bench in the Wilkeson/South Prairie Municipal Court. The judge has acquired the necessary recording equipment and will be responsible for the complete and accurate recording of every court proceeding. The judge will be subject to monitoring for two years and the Commission will also likely review other aspects of the judge's work, but that process should not impose any additional requirements of your city in that regard.

If you have further questions, please do not hesitate to contact a Commission investigator or myself. Thank you for your cooperation.

Sincerely,


Gregory R. Dallaire, Chair

c.c. Mike Reynolds, City Attorney
Judge A. E. Hammermaster ✓

EXHIBIT

18

APR 27 2000

HAMMERMASTER
LAW OFFICES

Exhibit 19

ORDINANCE NO. 752AN ORDINANCE OF THE CITY OF ORTING, WASHINGTON AUTHORIZING
THE CONDUCT OF MUNICIPAL COURT AT LOCATIONS OUTSIDE THE
CITY LIMITS OF ORTING, WASHINGTON

Whereas, the City of Orting, Washington has a municipal court organized under RCW 3.50 et seq., and

Whereas, RCW 3.50.110 provides that the legislative body of the City shall prescribe regular and special sessions of the Court, and

Whereas, it has been the practice of the Court to hold hearings regarding bail, warrants and other matters in the office of the Municipal Judge in Sumner, Washington or in detention facilities where City prisoners are kept, and

Whereas, this practice has been efficient for all parties including defendants arrested or threatened with arrest and resulted in a more expeditious release for them at less expense to the City, and

Whereas, this practice may be in question and the Council wishes to resolve any questions,

NOW, THEREFORE, the Council of the City of Orting, Washington do ordain as follows:

SECTION 1. A new section of the Orting Municipal Code is hereby enacted as follows:

1-10-3 COURT SESSIONS - LOCATION: The Court shall hold sessions on dates determined by the Judge after consulting with the Mayor at the Multi-Purpose Building in Orting, Washington and, as to bail, arrest warrant and other matters may hold hearings at the law office of the Judge, even though that location may be outside the city limits of Orting, or at such other place of incarceration as the City may designate for the handling of its prisoners.

SECTION 2. This Ordinance shall take effect five (5) days after its passage and publication as required by law.

PASSED this 12th day of July, 2001 and signed in authentication of its passage this 12th day of July, 2001.



MAYOR

EXHIBIT 19

Attest:

Approved as to form:

Juan J. Davis
Clerk

Debra S. Kelly
City Attorney

Exhibit 20

City of Orting

Municipal Court

120 Washington Ave. N., Room 2
P.O. Box 489, Orting, WA 98360-0489

Phone: (360) 893-3160

Fax: (360) 893-3129

July 30, 2001

State of Washington
Commission on Judicial Conduct
P.O. Box 1817
Olympia, Washington 98507

Re: 3210

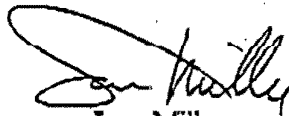
Dear Commissioner's,

Recently I had the opportunity to read Statement of Allegations in regards to Honorable A. Eugene Hammermaster, specifically part number III.

I feel, I must say, that in the 18 years that I have worked with Judge Hammermaster he has always been very professional and dignified in his courtroom manner. He has always been firm and fair. I cannot see how questions to defendants in regards to their present situations can be construed as belittling, abusive, rude or humiliating. I cannot see any other way to make a judicious decision.

I believe that I have not witnessed undignified courtroom practices from Judge Hammermaster, and hold him in the highest regard.

Sincerely,



Jean Miller
Court Clerk

EXHIBIT 20

Exhibit 21

Wendy Shook
P.O. Box 307
Wilkeson, Washington 98390

October 23, 2001

State of Washington
Commission on Judicial Conduct
P.O. Box 1817
Olympia, Washington 98507

Re: 3210

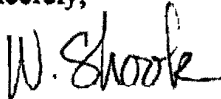
Dear Commissioners:

Having read the charges against Judge A.E. Hammermaster specifically relating to his courtroom demeanor, I wish to submit these comments based on my experience.

In Sumner, Judge Hammermaster presides over forty to fifty hearings in a single day. During twelve years of observing him on the bench, I have often marveled at his ability to address each and every defendant in the same unflappably dignified style.

Judge Hammermaster consistently reinforces the idea that power to make good decisions is attainable for everyone, and with some defendants it takes a rather lengthy discussion to get past the excuses to a workable solution. Those to whom good decisions come more easily are unlikely to be participants in that process. But habitual misdemeanants are guided to articulate their own conclusions about how they can satisfy their obligations and stay out of trouble in the future. Some defendants have expressed gratitude for those exercises in accountability, proudly sharing their accomplishments in law-abiding behavior with court staff.

Sincerely,



Wendy Shook