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LEWIS COUNTY, WASH
Superior Court

DEC 09 2004

By [Signature] Deputy
Mary A. Brack, Clerk
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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR LEWIS COUNTY

STATE OF WASHINGTON,)
Plaintiff,)
)
)
vs.)
Kathleen Marie Huastis)
Defendant,)
)

Cause No. 04-1-727-0
OMNIBUS ORDER

1. DISCOVERY STIPULATION: The State, represented by the undersigned deputy prosecuting attorney, and the defendant, represented by the undersigned attorney, except for any disputed motions and/or other matters noted below in Section #5, hereby stipulate that both parties have complied with, and will continue to comply with, the discovery checklists set forth in CrR 4.5 consistent with the requirements of CrR 4.7.

2. THE DEFENDANT GIVES THE FOLLOWING NOTICE:
a. The defendant will assert the following defenses at trial:
 General Denial [] Alibi [] Self Defense/Defense of Others
 Insanity [] Diminished Capacity [] Intoxication
 Entrapment [] Others: _____

b. [] The defendant stipulates to the following prior convictions:

3. THE PROSECUTION GIVES THE FOLLOWING NOTICE:
[] The State intends to use the following prior convictions to impeach the defendant pursuant to ER 609: _____

[] State will rely on prior acts pursuant to ER 404(b). State will provide notice of specific acts by: _____
[] There is evidence in the plaintiff's possession favorable to the defendant on the issue of guilt, and it has been disclosed.
[] Child hearsay (RCW 9A.44.120) exists. The State intends to offer at trial statements of _____

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- An informant was involved and
 - will/ will not be a witness at trial.
 - State invokes informant privilege.
 - Name of informant: _____

The State ~~intends to~~ ^{may} rely on CrR 6.13(b) and offer, at trial, the Lab Report of the WSP Crime Lab expert in lieu of that expert's live testimony.

4. MUTUAL DISCOVERY DEADLINE: 10 days prior to trial. Both parties shall complete discovery, including names, and all required information pertaining to witnesses (including conviction data), by this deadline date.

5. DISPUTED ITEMS, MOTIONS, AND HEARINGS REQUESTED:

- CrR 3.5 CrR 3.6 Suppress ID Child Hearsay
- Motion to Dismiss, grounds: _____
- Discovery Issues: _____
- Other: _____

6. ORDER SETTING HEARINGS: The defendant must personally be present at the following court hearings and report to the Lewis County Superior Court, Chehalis, WA:

- Hearing for CrR 3.5 at 9:30 a.m. on the morning of the first day of trial. NOT DISPOSITIVE
- Hearing for _____ Date: _____ Time: _____
- Hearing for _____ Date: _____ Time: _____

7. BRIEFING SCHEDULE:

Defendant's brief due: _____ Time: _____
 State's brief due: _____ Time: _____

8. The trial in this matter should last about 2 days.
 The defendant Attorney for defendant The State waives his right to be present at the jury draw.

9. The defendant, the defendant's attorney and the deputy prosecuting attorney shall appear before the Court on the Thursday Criminal Calendar the week before trial. At this hearing, the attorneys shall inform the court of their readiness for trial and the availability of their anticipated witnesses.

10. Other Matters: _____

APPROVED this 9 day of December, 2004.

[Signature]
 Defendant

[Signature]
 Attorney for Defendant

[Signature]
 Deputy Prosecuting Attorney
 WSBA # 24754

[Signature]
21445
 JUDGE