

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

A.B., by and through her next friend Cassie
Cordell Trueblood; D.D. by and through his
next friend Andrea Crumpler; K.R. by and
through his next friend Marilyn Roberts; Q.M.
by and through his next friend Kathryn
McCormick; all others similarly situated;
and Disability Rights Washington;

Plaintiffs,

vs.

Washington State Department of Social and
Health Services; Kevin Quigley, in his official
capacity as Secretary of the Department of
Social and Health Services; Western State
Hospital; Ron Adler in his official capacity as
Chief Executive Officer of Western State
Hospital; Eastern State Hospital; and Dorothy
Sawyer in her official capacity as Chief
Executive Officer of Eastern State Hospital

Respondents.

No. 14 cv 01178MJP

DECLARATION OF MARY KAY
HIGH

I, Mary Kay High, am over 18 years of age, competent to testify to the matters below,
and declare based upon my personal knowledge:

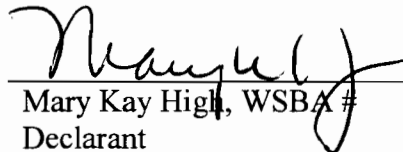
Declaration – page 1 of 3

Department of Assigned Counsel
949 Market Street, Suite 334
Tacoma, Washington 98402-3696
Telephone: (253) 798-6062

- 1 1. I am a licensed attorney in the State of Washington and I am currently the Chief
2 Deputy of the Pierce County Department of Assigned Counsel. Our office provides
3 indigent criminal defense to those charged in various jurisdictions within Pierce
4 County, including Pierce County Superior Court. Our office employs approximately
5 75 attorneys, with approximately 26 attorneys currently assigned to Superior Court.
6 One of my duties as Chief Deputy is to oversee and manage all of the attorneys
7 employed at the Department of Assigned Counsel.
- 8 2. The Superior court attorneys at my office represent approximately 20 clients who are
9 currently incarcerated at the Pierce County Jail, and who have been found
10 incompetent to proceed on their underlying criminal case, and who have been ordered
11 to Western State Hospital for restoration treatment.
- 12 3. Over the last thirty days, the average time incompetent clients have remained
13 incarcerated in the Pierce County Jail while awaiting transport to Western State
14 Hospital for inpatient competency restoration days has been approximately sixty
15 days.
- 16 4. Most recently, on September 30, 2014, Christine Shriner, the admissions coordinator
17 for Western State Hospital, quoted an expected admission date for two of our clients
18 currently incarcerated in the Pierce County Jail that is sixty-nine days after the 45 day
19 restoration orders were signed and entered.
- 20 5. All of our clients who are currently incarcerated at the Pierce County Jail while
21 awaiting transport to Western State Hospital are held on no-bail holds and most are
22 held in isolation on 23 hour lock down for the period they are awaiting transport.
- 23 6. The Pierce County jail is not a therapeutic environment and does not provide
24 restoration services or counseling services.

1 I declare under penalty of perjury under the laws of the State of Washington that the foregoing is
2 true and correct to the best of my knowledge.

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4 Signed at Tacoma, WA, this 1st day of October, 2014

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7 Mary Kay High, WSBA #
8 Declarant
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CERTIFICATE OF SERVICE

I hereby certify that on October 3, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

- John K McIlhenny (JohnM5@atg.wa.gov)
- Nicholas A Williamson (NicholasW1@atg.wa.gov)
- Sarah Jane Coats (sarahc@atg.wa.gov)
- Amber Lea Leaders (amberl1@atg.wa.gov)

DATED: October 3, 2014, at Seattle, Washington.

/s/Mona Rennie

Legal Assistant
Disability Rights Washington