

[For use in filed unlawful detainers]

Superior Court of Washington
For _____ County

_____,
Plaintiff

v.

_____,
Defendant

No.
**Ex Parte Motion and Order for
Appointment of Counsel
RCW 59.18.640(1)**

I. Nature of Motion

Defendant moves *ex parte* for appointment of counsel pursuant to RCW 59.18.640(1). No notice has been provided to Plaintiff’s counsel as the right to appointed counsel is personal to the Defendant, and Plaintiff has no standing to inquire into Defendant’s eligibility for appointed counsel under RCW 59.18.640(1). It is the exclusive province of the court to inquire into and determine Defendant’s eligibility for appointed counsel.

II. Basis for Indigency

Defendant is indigent and meets the standard for indigency under RCW 59.18.640(2) because:

2.1 Defendant was screened by [] the Eviction Defense Screening Line (see form Summons in RCW 59.18.365) or [] a right to counsel (RTC) civil legal aid provider under contract with the Office of Civil Legal Aid (OCLA), and:

[] Defendant is a recipient of temporary assistance for needy families, aged, blind, or disabled assistance benefits, medical care services under RCW 74.09.035, pregnant women assistance benefits, poverty-related veterans' benefits, food stamps or food stamp

benefits transferred electronically, refugee resettlement benefits, Medicaid, or supplemental security income;

OR

[] Defendant has an annual household income of 200 percent or less of the federal poverty guideline after taxes.

III. Order

Based on the representations in Sec. II above, the court orders:

3.1 [] The Motion for Appointment of Counsel is granted, and

[] The following OCLA-contracted provider is appointed to provide representation to the Defendant pursuant to RCW 59.18.640(1):

(address and phone).

3.5 [] The Motion for Appointment of Counsel is denied because:

[] The Court finds that the Defendant does not meet the indigency standard set for in RCW 59.18.640(1), or

[] The court finds that the Defendant is otherwise ineligible for appointed counsel in this case because:

_____.

Dated: _____

Judge/Commissioner

1 Presented by:

2 _____
3 Signature of Party or Lawyer/WSBA No.

4 _____
5 Print or Type Name Date

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