

Attachment A

Summary of Ridgway/Green River Homicides Investigation Costs

Department/Item	2003			2004 Estimate		
	Expenditures	Positions	Revenues	Expenditures	Positions	Revenues
Department of Judicial Administration						
<i>New Appropriations</i>						
Staffing	30,519			89,114		
Exhibit Storage	-			3,000		
TOTAL	30,519			92,114		
<i>Absorbed Costs</i>						
Staffing	28,483			54,965		
TOTAL	28,483			54,965		
<i>Amount Included in 2003 Budget</i>	28,483					
<i>Supplemental Need</i>	30,519					
Prosecuting Attorney's Office						
<i>New Appropriations</i>						
Staffing	649,753	11	524,663	804,350	11	
Trial Costs	395,841			370,000		
TOTAL	1,045,594	11	524,663	1,174,350	11	
<i>Absorbed Costs</i>						
Staffing	255,543	2		264,487	2	
TOTAL	255,543	2		264,487	2	
<i>Carryover Request</i>						
Outstanding database invoices	71,600					
Expert Witnesses	150,144					
TOTAL	221,744					
<i>Amount Included in 2003 Budget</i>	775,543					
<i>Supplemental Needed</i>	747,338					
Office of Public Defense						
<i>New Appropriations</i>						
Staffing	1,530,096	18		1,566,848	18	
Technology	331,280			345,000		
Experts	1,763,000			1,203,000		
Special Master	21,000			15,000		
TOTAL	3,645,376	18		3,129,848	18	
<i>Absorbed Costs</i>						
Staffing	323,204	4		331,285	4	
TOTAL	323,204	4		331,285	4	
<i>Carryover Request</i>						
Investigator Invoices	11,206					
Expert Invoices	27,250					
Technology	468,229					
TOTAL	506,685					
<i>Amount Included in 2003 Budget</i>	2,323,204					
<i>Supplemental Needed</i>	2,152,061					
Sheriff's Office						
<i>New Appropriations</i>						
Staffing	1,183,825	16	598,510	1,279,424	16	586,773
Services and Supplies	374,113		163,004	372,057		500,000
TOTAL	1,557,938		761,514	1,651,481		1,086,773
<i>Absorbed Costs</i>						
Staffing	396,823	3		62,340	1	
Services and Supplies	10,000			10,000		
TOTAL	406,823			72,340		
<i>Loaned Positions</i>						
		2				
<i>Amount Included in 2003 Budget</i>	1,186,823					
<i>Supplemental Needed</i>	777,938					
Superior Court						
<i>New Appropriations</i>						
Staffing	116,896			292,609		
Jury Costs	25,640			95,703		
Equipment, Supplies, and Facilities Modifications	51,475			20,980		
TOTAL	194,011			409,292		
<i>Absorbed Costs</i>						
Staffing	111,798			201,726		
Jury Costs	527					
Equipment, Supplies, and Facilities Modifications	1,482					
TOTAL	113,807			201,726		
<i>Amount Included in 2003 Budget</i>	113,807					
<i>Supplemental Need</i>	194,011					
TOTAL:						
<i>New Appropriations</i>	6,473,438	29	1,286,177	6,457,085	29	1,086,773
<i>Absorbed Costs</i>	1,127,860	6	-	924,803	6	-
<i>Carryover Request</i>	728,429	-	-	-	-	-
<i>Amount Included in 2003 Budget</i>	4,427,860	-	-	-	-	-
<i>Supplemental Need</i>	3,901,867	-	-	-	-	-

Attachment B
Ridgway Proviso Response
Prepared by the Office of Management & Budget
March 14, 2003

Ordinance #14517 includes a series of provisos that require the Office of Management & Budget (OMB), based on information provided by the

- Sheriff's Office (KCSO),
- Prosecuting Attorney's Office (PAO),
- Office of Public Defense (OPD), and
- Superior Court

to present the Council with information about the funding status of the Green River Homicides Investigation (GRHI) and the *State v. Ridgway* case.

On February 14, 2003, OMB received reports from the aforementioned agencies. The reports were required by Ordinance #14517 to address the following topics:

- Description and schedule for each stage of the investigation/case for 2003, 2004, and thereafter
- Staffing and resource needs for each stage
- Staffing and resources phase-out plans as each stage of the investigation/case is completed and how any unused resources will be reported
- Details on available revenues and any limitations on their use
- A format for a quarterly report to the Council that would identify actual expenditures
- Plans for monitoring expert witness expenses (OPD only)

OMB has reviewed these reports and has included them as attachments to this proviso. Additionally, OMB submits the following report in response to the specific requirements of the proviso in its budget.

Proviso Requirement #1:

Description and schedule for monitoring the resources needed during each stage of the Green river homicide investigation and the State v. Ridgway case for 2003, 2004 and thereafter, including a description of how each year's budget will be prepared, presented, and funded.

Generally speaking, the stages of *State v. Ridgway* are as follows: pre-trial preparation and investigation of cases; the trial itself; and the penalty phase if the jury returns a guilty

verdict as a result of the trial, followed then by the appeal process. Based on the schedule established by Superior Court, the pre-trial preparation and investigative stage are expected to last until March 16, 2004 when the trial is expected to begin. The jury selection process is expected last through May 2004, with trial deliberations commencing in June. The trial is expected to conclude in May 2005. If a guilty verdict is returned, the penalty phase of the case would begin immediately thereafter and conclude in July 2005. Post trial motions and the appeal process would begin in August. The timeline for the length of the trial is somewhat speculative at this point as it remains unclear how the parties will try the case.

The 2003 budget proposals included with this proviso response correspond with the pre-trial schedule outlined above and continue to assume four charged cases. The budgets for OPD, the PAO, and the Sheriff's Office were developed and reviewed based on these assumptions. The 2003 budget projections for these agencies remain at the same levels as were assumed for the 2003 Executive Proposed Budget.

- The OPD's 2003 budget reflects the recommendations made last year by the Court-appointed Special Master. The 2003 budget assumptions were also reviewed for this process by the new Public Defender-designee. The justification and rationale for OPD's 2003 budget needs are outlined in detail in OPD's response to its Ridgway proviso. The total OPD budget request for 2003 is \$3.6 million, \$2 million of which was already appropriated in the 2003 Adopted Budget.¹
- The PAO's 2003 budget also remains at the same level as was assumed for the 2003 Executive Proposed Budget. The rationale for the PAO's staffing plan and resources were thoroughly reviewed late last summer as part of the approval process for that agency's supplemental funding requests. The assumptions outlined at that time remain in place for the 2003. The total PAO budget request for 2003 is just over \$1 million, \$520,000 of which was already appropriated in the 2003 Adopted Budget.²
- The Sheriff's Office 2003 budget also reflect the funding levels assumed in the 2003 Executive Proposed Budget. The total 2003 budget request for the Sheriff's Office is nearly \$1.6 million, \$780,000 of which was already appropriated in the 2003 Adopted Budget.

The Superior Court and Department of Judicial Administration (DJA) budgets were also developed and reviewed based on the assumptions outlined above. Prior to now, Superior Court and DJA were able to absorb the costs and workload associated with this case. However, as the pre-trial activities become more involved in the coming months and as they gear up for the start of the trial, these two agencies will need additional

¹ In addition, OPD is seeking \$506,685 in 2002 carryover funds to cover the costs of some outstanding invoices and to complete the technology project that was approved for 2002.

² In addition, the PAO is seeking \$221,744 in 2002 carryover funds to cover the costs of some outstanding invoices and augment its expert witness resources.

resources. Because these resource requests were not reviewed previously for the Executive Proposed Budget, OMB closely scrutinized the baseline assumptions for these requests to understand the operational implications of the case on the Court and DJA. Superior Court and DJA's workload related to this unusually demanding case is expected to increase substantially in June when a series of pre-trial briefs, motions, and hearings are scheduled to begin. These will require substantial legal research on the part of the trial judge and his staff and will necessitate relieving him of a portion of his usual workload. As such, the Court and DJA are seeking additional resources for legal research, case monitoring and document tracking, and for a part-time pro tem judge and ancillary staff. In addition, later this year Superior Court will need to begin making preparations for the actual trial. The Court's budget request includes funds for some minor courtroom modifications in order to accommodate additional jurors and media attention and funds to issue the jury notices. The total Superior Court budget request for 2003 is \$194,011. The total DJA budget request for 2003 is \$30,519.

Barring unforeseen developments in the case, OMB does not anticipate the need to seek additional resources for any of these agencies for the rest of the year. However, there are a number of important milestones in the case still to come this year that OMB understands could affect the resource needs assumed by these agencies. These milestones include a March 28 cut-off for filing additional charges against Mr. Ridgway; an April 28 deadline for filing charges against other suspects; and hearings scheduled for the fall to consider motions about potentially splitting the four charged cases and for a change of venue for the trial. It remains unclear at this point if any of these milestones will lead to changes that will impact funding assumptions.

Assuming approval by the Council, OMB will use the formats included in each agency's proviso response to monitor expenditures in the case. Last year, OMB asked each agency to establish a unique low org within the ARMS system to allow us to isolate and track the budget and expenses associated with this case. All agencies have complied with this request. In addition, OMB will continue to remain in contact with each agency as major developments in the case unfold in order to reassess budget assumptions. OMB will notify Council through the quarterly reporting process established in Ordinance #14517 of any developments that will alter resource needs for this case.

With regard to planning for the 2004 budget, all agencies have provided in their proviso responses updates to their 2004 budget projections. OMB is including these assumptions in this report and will re-visit all of these budget assumptions as it develops the Executive's 2004 Proposed Budget later this summer. As the trial wraps up in 2005, OMB will use the tracking forms provided with the proviso responses to ensure a timely ramp down of the positions and resources that have been provided to these agencies for this case.

Proviso Requirement #2:

Plans for identifying staff and resources associated with the Green River Homicide Investigation and the State v. Ridgway case that can be phased out as each stage of the case and investigation is completed and how any unused resources shall be reported.

Based on the departments' proviso responses and conversations between OMB and the departments, it appears that the resource needs for the PAO, OPD, and the Sheriff's Office will remain fairly constant through the duration of the case. Superior Court and DJA resource needs will increase in 2004 as the workload associated with the trial ramps up. Within this general theme there is some variation.

- **OPD:** The defense team's staffing needs are expected to remain constant until the end of the trial. Its technology needs will remain at about the same level as in 2003. Expert witness costs are expected to decrease slightly as the trial begins in 2004. King County's obligation to provide defense services ends at the conclusion of the trial. Defense costs associated with any appeals to the verdict are the responsibility of the State.
- **PAO:** PAO resource needs for the case are expected to remain flat for the duration of the trial. Its resources will be scaled back at the conclusion of the trial. If an appeal process is initiated, the PAO only anticipates needing two attorneys.
- **Sheriff's Office:** The needs of the Sheriff's Office will remain flat for the duration of the case.
- **DJA:** DJA's resources needs will increase in 2004 as the trial begins. Its resource needs will then last the duration of the case. If an appeal process is initiated, DJA will need to retain some of its staff resources for a short period of time to prepare trial-related files and exhibits.
- **Superior Court:** Generally, Superior Court's resource needs will increase in 2004 as the trial begins. However, the Court's staffing needs will fluctuate depending on the specific activities associated with the different phases of the trial. For instance, the Court has identified additional staffing needs to assist with managing the jury pool during the jury selection phase, during juror deliberations, and during the capital phase (in the event of a guilty verdict). As such, it will hire temporary employees to help during these intervals.

OMB will revisit all of the 2004 assumptions for the case during the summer budget process. OMB will use the tracking forms included in the agency proviso responses to monitor all expenses in the case and will use these monitoring forms to guide ramp-down decisions as the trial concludes.

Proviso Requirement #3:

Potential revenue sources to support these expenditures, including a description of any limitations on how such revenues can be used.

There are a number of potential revenue sources that will help offset the costs of this case. The Sheriff's Office continues to pursue Federal funding to support its efforts. The 2003 Adopted Budget for the Sheriff's Office assumes it will receive over \$760,000 in Federal funds for the case. Just under \$600,000 of this amount is expected to come from the COPS grant and can be used to cover the salaries and benefits of detectives working on the Green River Homicides Investigation. Because of non-supplantation clauses attached to this revenue source, the Sheriff's Office staffing phase-out plans will first target existing detectives that the Sheriff's Office is devoting to the case by diverting them from other work. This approach will allow the Sheriff to preserve this revenue source. The second source of Federal funds for the Sheriff is an earmark grant. The Sheriff's Office is still seeking clarity about the appropriate uses of these funds. Right now it is assumed that these funds will be used to offset DNA testing costs.

In addition, the Executive in his 2003 Proposed Budget designated King County's entire Local Law Enforcement Block Grant (LLEBG) funds for 2003 (\$524,663) to the Prosecuting Attorney's Office to help offset some of the costs incurred by the Current Expense Fund as a result of this case. LLEBG funds can be used to support the adjudication of Part I felony crimes.

Finally, OMB submitted to the State in December a claim for reimbursement for the costs incurred by the County in 2002 for 18 aggravated murder cases, including the Ridgway case. This petition was filed under the State's Extraordinary Justice Costs Act. The County recently learned that the State Office of Public Defense forwarded nearly \$8.4 million in King County costs (nearly \$5 million resulting from the Ridgway case) to the State Legislature for potential reimbursement. The Executive, in conjunction with the Council, is lobbying the State for these funds. Any reimbursement costs that the County receives will be used to offset future costs for the Ridgway case.

Proviso Requirement #4:

A format for a unified quarterly report to the Council on actual expenditures and revenues for the case and investigation.

The reporting formats for each agency are attached. OMB will work with each agency to compile quarterly expenditure patterns in accordance to the requirements of Ordinance #14517.

**Attachment C
Green River Homicides Investigation**

Description	2003 Preliminary Proposed ¹			2003 Tech. Adj's ²			2003 Final Adopted			2004 Budget Estimate ³					
	Budget	FTE	UET	Budget	FTE	UET	Budget	FTE	UET	Actual Expenditure	Anticipated Revenue	Budget	FTE	UET	Anticipated Revenue
Captain	\$ 82,883	1.00		\$ 2,544			\$ 85,427	1.00				\$ 87,136	1.00		
Sergeant	126,110	2.00		14,015			140,125	2.00				72,164	2.00		
Detective	324,656	8.00		260,634	2.00		585,290	10.00			598,510 ⁴	482,279	8.00		586,773
LAN Administrator	41,118		1.00	822		1.00	41,940		1.00			42,779		1.00	
Admin Specialist IV	32,135		1.00	643		1.00	32,778		1.00			33,434		1.00	
Admin Specialist II	30,691		1.00	614		1.00	31,305		1.00			31,931		1.00	
Evidence Specialist	37,992		1.00	760		1.00	38,752		1.00			39,527		1.00	
PPM II, Database Manager	44,878		1.00	62,016		1.00	106,894		1.00			124,680		1.00	
Overtime	46,200			5,709			51,909					53,466			
Detective Pay	37,818						37,818					38,953			
Benefits	282,965			42,681			325,646					335,415			
Operational Supplies	21,000			5,000			26,000					26,000			
Gasoline	21,000						21,000					21,000			
DNA Services (Grant)	50,000						50,000				163,004	50,000			500,000
Travel				5,000			5,000					5,000			
Lease Space	130,000						130,000					130,000			
Maint - Bldg	27,000						27,000					30,000			
Copier/Fax Rental	14,863						14,863					15,000			
Lease Vehicles	110,250						110,250					105,057			
COLA	8,637			(8,637)			-								
Budget Reserve				15,022			15,022								
Expenditure Contra	87,742			(777,938)			(690,196)								
Total	\$ 1,557,938	11.00	5.00	(371,115)	3.00		\$ 1,186,823	14.00	5.00		\$ 761,514	\$ 1,173,821	12.00	5.00	1,086,773
2003 Supplemental Appropriation Needed				777,938											

Notes:

¹ 2003 Appropriation includes annualization of 2002 Supplemental costs at PSQ, plus \$87,742 Contra for salary annualization.

² Technical Adjustments reflect increases for additional absorbed costs, true salaries of staff assigned to investigation, and new appropriation for COLA/Budget Reserves less (\$777,938) contra.

³ 2004 Appropriation reflects best estimate of next year's requirements and includes 1 absorbed FTE position (\$62,340).

⁴ The City of Seattle and the Port of Seattle are each loaning a detective to the Sheriff's Office to assist in the GRHI.

3/5/03
State vs. Ridgway Costs - 2003, 2004 & 2005

Superior Court	2003		2004		2005		Total	
	Absorbed Costs	New Costs	Absorbed Costs	New Costs	Absorbed Costs	New Costs	Absorbed Costs	New Costs
Judge	30,493	0	60,986	0	15,247	0	106,726	0
Pro Tem Judge(s)	0	13,417	0	58,547	0	42,690	0	114,653
Bailiff	28,391	0	51,757	0	12,939	0	93,087	0
Bailiff Overtime	0	2,207	0	4,415	0	3,188	0	9,811
Pro Tem Bailiff(s)	0	7,612	0	34,599	0	24,219	0	66,430
Court Reporter	36,330	0	72,067	0	24,022	0	132,419	0
Pro Tem Court Reporter	0	11,000	0	48,000	0	35,000	0	94,000
Administrative Assistant	0	30,945	0	53,912	0	13,478	0	98,335
Law Clerk/Contract Attorney	0	44,377	0	71,867	0	19,217	0	135,461
Facilities Specialist	16,584	0	16,916	0	4,229	0	37,729	0
Temp Help-Facilities Coordinator	0	2,184	0	7,097	0	0	0	9,280
Temp Help-Jury Coordinator	0	5,154	0	14,172	0	0	0	19,326
Jury Summons, Postage & staff processing	527	25,100	0	2,000	0	0	527	27,100
Jury Fees & Mileage	0	0	0	93,223	0	31,074	0	124,297
Sequestered Jury Expenses [see note]						73,600	0	73,600
Additional telephone line to manage jurors	0	540	0	480	0	240	0	1,260
Computer Services staff	726	0	0	0	0	0	726	0
Computer Upgrades-jury room, judge & staff	756	10,000	0	0	0	0	756	10,000
Data lines, printer, copy machine, fax	0	10,918	0	7,980	0	2,180	0	21,078
Modifications to jury box to seat addtl jurors	0	4,000	0	4,500	0	0	0	8,500
Other modifications to courtroom	0	3,000	0	0	0	0	0	3,000
Security modifications to courtroom	0	5,000	0	5,000	0	0	0	10,000
Wiring & monitor for press room	0	5,500	0	0	0	0	0	5,500
Wiring & monitor(s) for overflow/family room	0	7,500	0	0	0	0	0	7,500
Data lines for attorney & press rooms		2,500						2,500
Supplies	0	3,057	0	3,500	0	1,500	0	8,057
Superior Court Total	113,807	194,010	201,726	409,292	56,437	246,386	371,970	849,688

Superior Court	2003		2004		2005		Total	
	Absorbed Costs	New Costs	Absorbed Costs	New Costs	Absorbed Costs	New Costs	Absorbed Costs	New Costs
Clerk	22,683		45,365		45,365		113,413	0
Pro Tem Clerk (1/2 time 6/03-3/04)		10,428		38,233		20,855	0	69,516
.5 pro tem court clerk (1/2 time 6/03-3/04)		6,419		23,538		12,838	0	42,795
.5 pro tem office and exhibit room support		13,672		27,343		13,672	0	54,687
Supervisor OT - track proceedings, monitor	3,000	0	4,000		3,000		10,000	0
Court Clerk Overtime	2,800	0	5,600			2,800	8,400	2,800
Clerk's Papers						5,400	0	5,400
Exhibit Storage [see note]				3,000		5,000	0	8,000
DJA Total	28,483	30,519	54,965	92,114	48,365	60,565	131,813	183,198

Cell: I21

Comment: King County:

Sequestration of the jury may be an issue during trial with cost estimates ranging from \$73,660 for the capital case preparation only to \$527,600 for the entire trial. We mention this out of an abundance of caution since there is no motion pending before the Court regarding this issue.

Cell: K50

Comment: King County:

Storage cost estimates of \$8,000 assumes space is made available in the King County Courthouse. If secure storage is rented outside the courthouse, cost could be as high as \$600,000 for a 3-year period.

Ridgway Defense Team Actual Expenditure Reporting - 2003

Fulfills proviso requirements 4 and 5

- 1st Quarter Report - due to Budget Office June 2, 2003
- 2nd Quarter Report - due to Budget Office July 10, 2003
- 3rd Quarter Report - due to Budget Office October 10, 2003
- 4th Quarter Report - due to Budget Office January 10, 2004

Part 2. 2003 Actual Expenditure Reporting

A. Special Budget

	2003		Expenditure this quarter	Cummulative YTD Expenditure
	Appropriated Budget	Budget Need		
Attorney				
Michelle Shaw	\$ 80,979	\$ 147,600		
Eric Lindell (5.5 months)	\$ 80,979	\$ 147,600		
Fred Leatherman (5.5)	\$ 80,979	\$ 147,600		
Dave Roberson (5)	\$ 80,979	\$ 147,600		
Suzanne Elliot (0.5 FTE for 5)	\$ 80,979	\$ 147,600		
Subtotal Attorney	\$ 404,897	\$ 738,000	\$ -	\$ -
Investigator				
ACA	\$ 19,202	\$ 35,000		
Lead Inv	\$ 43,189	\$ 78,720		
Inv 1	\$ 32,392	\$ 59,040		
Inv 2	\$ 32,392	\$ 59,040		
Inv 3	\$ 32,392	\$ 59,040		
Inv 4	\$ 32,392	\$ 59,040		
Inv 5	\$ 32,392	\$ 59,040		
Inv 6	\$ 32,392	\$ 59,040		
Travel	\$ 13,716	\$ 25,000		
Subtotal Investigator	\$ 270,458	\$ 492,960	\$ -	\$ -
Clerk				
Transcriptionist	\$ 34,551	\$ 62,976		
Subtotal Clerk	\$ 34,551	\$ 62,976	\$ -	\$ -
Paralegal				
Para 1	\$ 32,392	\$ 59,040		
Para 2	\$ 32,392	\$ 59,040		
Para 3	\$ 32,392	\$ 59,040		
Para 4	\$ 32,392	\$ 59,040		
Para 5	\$ -	\$ -		
Subtotal Paralegal	\$ 129,567	\$ 236,160	\$ -	\$ -
Technology	\$ 181,754	\$ 331,280		
Experts	\$ 967,253	\$ 1,763,000		#REF!
Special Master	\$ 11,521	\$ 21,000		
Grand Total A. Special Budget	\$ 2,000,000	\$ 3,645,376	\$ -	#REF!
Summary by category				
Staffing	\$ 839,472	\$ 1,530,096	\$ -	\$ -
Technology	\$ 181,754	\$ 331,280	\$ -	\$ -
Experts	\$ 967,253	\$ 1,763,000	\$ -	\$ -
Special Master	\$ 11,521	\$ 21,000	\$ -	\$ -
Total	\$ 2,000,000	\$ 3,645,376	\$ -	\$ -

B. Absorbed Costs

	2003 Budget	Expenditure this quarter	Cummulative YTD Expenditure
Attorney			
Tony Savage (retained by defendant)	NA		NA
Mark Prothero (ACA)	\$ 108,222.00		
Todd Gruenhagen (ACA)	\$ 104,982.00		
Clerk			
ACA	\$ 47,000.00		
Paralegal			
ACA	\$ 63,000.00		
Grand Total Part 2. Absorbed Costs	\$ 323,204.00	\$ -	\$ -

Attachment F
2003 Ridgway Quarterly Report
 Exhibit A
 Sample Report Format

2004 COLA= 3.5%

FTE	Positions in 2003 Appropriation	New 2003 Appropriation	2003			2004					
			Actual FTES	2003 Actual Positions Budget	2003 Budget Absorbed in Base	2003 Total Actual Budget	2004 FTES	2004 Projected Budget	2004 Budget Absorbed in Base	2004 Total Projected Budget	
1.0	Deputy 1	\$ 59,546	1.0	Sr. Deputy 114,563	\$	114,563	1.0	\$	118,573	\$	118,573
1.0	Deputy 2	\$ 59,546	1.0	Deputy 1 80,620	\$	80,620	1.0	\$	83,442	\$	83,442
1.0	Deputy 3	\$ 97,287	1.0	Deputy 2 61,747	\$	61,747	1.0	\$	63,908	\$	63,908
1.0	Deputy 4	\$ 97,287	1.0	Deputy 3 -	\$	-	1.0	\$	100,692	\$	100,692
1.0	Database Deputy	\$ 120,000	1.0	Computer Coordinator 72,385	\$	72,385	1.0	\$	74,919	\$	74,919
1.0	Legal Svcs. Supervisor	\$ 64,353	1.0	Legal Svcs. Supervisor 67,788	\$	67,788	1.0	\$	70,160	\$	70,160
1.0	Paralegal	\$ 61,800	1.0	Paralegal 55,976	\$	55,976	1.0	\$	57,936	\$	57,936
1.0	Paralegal	\$ 61,800	1.0	Paralegal -	\$	-	1.0	\$	63,963	\$	63,963
1.0	Paralegal	\$ 61,800	1.0	Discovery Coordinator 65,233	\$	65,233	1.0	\$	67,516	\$	67,516
1.0	Legal Secretary	\$ 61,800	1.0	Legal Secretary 51,441	\$	51,441	1.0	\$	53,241	\$	53,241
1.0	Legal Secretary	\$ 61,800	1.0	Sr. Deputy 132,757	\$	132,757	1.0	\$	137,403	\$	137,403
1.0	Legal Secretary	\$ 61,800	1.0	Sr. Deputy 122,786	\$	122,786	1.0	\$	127,084	\$	127,084
	Extra Help			80,000	\$	80,000		\$	50,000	\$	50,000
	Trial Costs	\$ 238,575		Trial Costs	\$	395,841		\$	370,000	\$	370,000
11.0	Total 2003 Ridgway Budget	\$ 1,045,594	13.00		\$ 1,045,594	255,543	1,221,137	12.0	\$ 1,174,349	264,487	\$ 1,438,836

Note: A Paralegal and Deputy position being held vacant until beginning of trial.
 A paralegal and legal secretary position combined to create a Discovery Coordinator position.

Attachment G
Superior Court Report

February 13, 2003

ASSUMPTIONS

- Pretrial motions will begin in April 2003.
- Jury voir dire will begin on March 16, 2004 lasting approximately three months.
- Total trial activity is difficult to ascertain because of the uncertainty of charges (deadline 3/28/03) and other suspect evidence (deadline 4/25/03). The Court has attempted to ascertain from the attorneys a rational assessment of trial length but they are reluctant to commit to any trial length until key motions have been resolved. Out of an abundance of caution, we are basing the funding request using a 15-month length of trial as a placeholder.
- The case could conclude by July 2005 assuming that there are no unanticipated delays or trial extensions based upon the above representations.
- The volume of documents and anticipated exhibits will be unprecedented for any case previously tried in our State courts. Long term storage of the documents and exhibits may prove to be an issue.
- Judge and staff costs (excluding staff termed temporary or pro tem) include benefits
- The cost of mailing and processing a jury summons will be the same as 2003
- The per day cost for jurors during voir dire, trial, and the capital case, if required, will remain the same as 2003
- Sequestration of the jury may be an issue during trial with cost estimates ranging from \$73,660 for the capital phase only to \$527,600 for the entire trial. We mention this out of an abundance of caution since there is no motion pending before the Court regarding this issue.
- Increased security will be needed due to the nature of the allegations and the number of alleged victims.
- There will be no ADA accommodation costs involved.

STAFFING REQUIREMENTS:

Existing Staff

Trial judge
Bailiff
Courtroom Clerk
Court Reporter
Facilities Specialist
Computer Services
Court Clerk Supervisor
Jury Supervisor

New Staff Required

Pro Tem Bailiff (voir dire, deliberations & capital phase-6 months)
Law Clerk or Contract Attorney equivalent (25 months)
Administrative Assistant (25 months)
Pro tem judge (backfill-25 months)
Pro tem bailiff (backfill-25 months)
Pro tem court reporter (backfill-25 months)
Temporary help jury clerk (7 months)
Temporary help facilities coordinator (5 months)
Courtroom clerk (backfill) (25 months)

- .5 Court clerk for administrative support (24 months)
- .5 Courtroom clerk (14 months)

The trial judge will need to be relieved from all matters except State v. Ridgway. Because of the time required by the trial judge to prepare for motions, we will begin using a pro tem judge in June on a part time basis to backfill Judge Jones' sentencings, modification hearings, civil motions, and other post trial matters. The pro tem may also be needed to hear a trial that is on expiration. The Ridgway motions are scheduled on Fridays and conflict with the sentencing calendars that would normally be handled by Judge Jones. Judge Jones also handles modification hearings that occur daily, civil motion hearings that are heard on Friday, and other post trial motions that occur periodically during the week. Once the trial begins in March 2004, we will use the pro tem judge and staff full time.

The bailiff will need additional staff assistance (pro tem bailiff) during the voir dire process to assist in copying the confidential questionnaires and monitoring the jurors who are filling them out. This process will require staff intensive management by the bailiff and others who will be assisting; dividing the panel into groups, updating reporting information, making sure the jurors are not in contact with parties to the case, etc.

Due to the unprecedented number of documents anticipated in this case, there will be an Administrative Assistant solely dedicated to case management and data input. This person will also deal with the media and all interested parties.

There will be a law clerk or contract attorney assigned to the judge to provide legal research during pretrial motions until the end of the trial.

Because of the size of the jury panel that will be summoned, the careful tracking of juror responses, and the fact that a questionnaire may be used, an additional temporary staff person will be needed in the jury room until after voir dire has been completed. This person will provide assistance in maintaining the integrity and utmost confidentiality of the information provided by prospective jurors. The privacy and secrecy of this information is critical.

In addition to the courtroom clerk required for backfill, the Clerk's Office will need two half-time clerks; one for administrative support (data entry, scanning, and indexing), and one to assist the courtroom clerk with trial exhibits and documents through the end of the trial. At the conclusion of the trial these two half-time positions will be used to assist with the appeal process such as preparing papers and to process and track exhibits.

JURY EXPENSES

In order to secure an adequate jury pool, it is estimated that the Court will need to summon 10,000 jurors in order to have 500 jurors for voir dire. Juror responses will have to be carefully tracked. Because of the nature of this case, a multi-page jury

questionnaire may be used. Like the initial juror responses, these questionnaires will need to be tracked and stored in a secure area. These numbers may change and are solely provided for budget purposes due to the uncertainty of rulings that may impact the number of jurors to be summoned.

There may be additional expenses in 2004 and 2005 covering jury transport and privacy issues.

An assumption used in this model is that the issue of sequestration of the jurors may be raised. The costs would range from \$73,600 for sequestration during the capital phase, if required, to \$527,600 should they need to be sequestered for a longer period of time.

SECURITY

While not included in Superior Court's costs, at a minimum, the Court will require electronic screening and additional security staff restricting access to the courtroom. There will be additional costs in 2004 associated with juror security during voir dire and trial; security will also be required if the jury is sequestered at any point during this case. There will be increased defendant transport costs. The costs for this additional security will impact DAJD and the Sheriff's budget. Superior Court will explore these costs with DAJD and the Sheriff's Office over the next several months.

FACILITIES MODIFICATIONS

Modifications may need to be done to the courtroom to help to ensure security for all participants. These modifications may include secure access corridors for the defendant and his counsel.

In addition to the normal jury panel, we anticipate up to six alternate jurors. The jury box in the courtroom will need to be modified to handle these additional jurors. Handicap accommodations may also be an issue.

In order to accommodate the attorneys and legal staff, furniture in the courtroom will need to be reconfigured and may necessitate purchase of furniture or equipment to meet these needs. Modifications to accommodate court reporting equipment in order to provide real-time reporting will be necessary.

Additional, secure, storage space will be needed by the Clerk's Office to store and retain both responses from all jurors summoned, the juror questionnaires which may be given to jurors reporting for service, as well as the unusual number of exhibits that are anticipated. Storage cost estimates of \$8,000 assumes space is made available in the King County Courthouse. If secure storage is rented outside the courthouse, cost could be as high as \$600,000 for a 3-year period.

EDP REQUIREMENTS

The judge and staff computers will need to be upgraded in order to deal with the massive database that will be managed as well as adding access to LEXIS.

There will be a need to upgrade a computer in the Jury Room solely for tracking the jurors in this case.

Based on prior experience, there will need to be a dedicated phone line with voicemail for the jurors. There are currently two phone lines in each courtroom and one voicemail box. This has proven to be inadequate in other high profile cases.

We will need both a media room and a room for families of the victims/overflow viewing room with a video feed from the courtroom so they can observe the trial without being in the courtroom. The defense attorneys have asked for office space that will require data lines and a video feed from the courtroom.

Using these assumptions, the attached documents reflect: 1) our estimate of Superior Court's and the Department of Judicial Administration's new costs as well as costs that will be absorbed in our current expense budgets; 2) a narrative time line of events; 3) a visual time line of events and the new costs associated with each activity; and, 4) the pre-trial case schedule. The assigned trial judge has staggered motions for the entirety of 2003 to attempt to maintain the current trial date.

Attachment H

March 5, 2003

**State v. Ridgway
Court Support Staffing Requests**

Law Clerk or Contract Attorney (1 TLT)
June 2003 through June 2005

\$135,461

The more complex motions will begin in July and August 2003. We will need a law clerk or a contract attorney (this may prove to be cheaper if we can find a qualified person) starting in June 2003. It is very difficult to assess the amount of legal research that will need to be done. The research will depend on the issues raised, cases cited, and produce brief summaries. We are attempting to reduce research costs by utilizing the services of legal externs who volunteer their time. These externs are available only for limited periods and research specific issues. We have already initiated the process to find qualified externs although their availability will be reduced once school is out in June.

Administrative Assistant (1 TLT)
June 2003 through June 2005

\$ 98,335

Beginning in June 2003 until the completion of the Ridgway trial, we will need a person to docket the unprecedented number of documents we anticipate and to provide case management information to Judge Jones. This person will also be the intermediary between the Court and the media, relatives, and the public.

Temporary Help – Jury Coordinator
November 2003 through May 2003

\$ 19,326

We will mail 10,000 jury summons during the first week in November 2003. We will hire and train a temporary jury coordinator during this week. This person will then be the sole person responsible for the security and integrity of the processing of the juror responses, updating computer information, segregating the summons by those responding, those who are disqualified (don't meet the statutory requirements), and those requesting to be excused from service. Those requesting to be excused will also have to be screened by the trial judge and the attorneys before an excuse is granted. This person will handle telephone notification immediately after a decision is made as to the requested excuse. Once voir dire commences, the jury coordinator will be responsible for tracking the attendance of the pool of approximately 500 jurors, updating the reporting information for the various groups, completing statements for employers, supplying and tracking bus tickets, and assisting the judge with any other responsibilities involving the jurors. Once the jury is empanelled, this person will be terminated.

Temporary Help – Facilities Coordinator
December 2003 through March 2004

\$ 9,280

For a period of four months, Superior Court's full time Facilities Coordinator will be spending his time arranging and overseeing the courtroom, media room, and overflow/family viewing room modifications, wiring, data lines, furniture arrangement, and securing necessary furniture and equipment. We will need a temporary facilities person to backfill and handle the normal questions, complains, and processing of requests for repairs and services.

Pro Tem Bailiff for Voir Dire
March 2004 through May 2004

\$ 8,996

During the voir dire process, we will need a pro tem bailiff to assist in the coordination of a pool of 500 jurors including assisting with copying the confidential questionnaires, and monitoring the jurors who are filling them out. This person will also assist in the critical task of ensuring the integrity and confidentiality of these questionnaires. The privacy and security of these jurors is of paramount importance. This person will assist in making sure the jurors are not in contact with parties to the case.

Pro Tem Bailiff for Deliberations
May 2005

\$ 2,906

During jury deliberations, a pro tem bailiff will be needed to assist in keeping the jurors separated from any potential outside influence that may impact their deliberations which may include escorting them to and from the courthouse. A mistake made at this point could result in a mistrial. Any alternative to providing an additional bailiff would have greater fiscal impact; i.e., sequestration or security provided by the Sheriff's Office.

Pro Tem Bailiff for Capital Phase
June 2005 through July 2005

\$ 6,228

A pro tem bailiff will be needed to assist the assigned bailiff in handling the jury panel during the capital phase of this case should it reach that point. Again, ensuring the sanctity of the process is of paramount importance in this case.

Pro Tem Judge for Backfill
June 2003 through July 2005

\$114,653

Because of the time required by the trial judge to prepare for the motions, we will begin using a pro tem judge on a part time basis in June, 2003 to backfill Judge Jones' sentencings, modification hearings, civil motions, other post trial matters. The pro tem may also be needed to hear a trial that in on expiration. The Ridgway motions are scheduled on Fridays and conflict with the sentencing calendars that would normally be handled by Judge Jones. Judge Jones also handles modification hearings that occur

daily, civil motion hearings that are heard on Friday, and other post trial motions that occur periodically during the week.

Each of the activities listed on the calendar of activities for the Ridgway case (attached) could lead to the filing of a number of briefs and motions requiring legal research that are not reflected on the calendar. Also, these additional briefs and motions could necessitate submittal of more brief or additional hearings that are not reflected on this calendar. As an example, in State v. Champion, an aggravated murder case that could be considered more "average", a recent motion to Object to Disclose Summary of Defense Experts to the State, the trial judge spent one week in chambers preparing for the motion. It is anticipated that motions in the Ridgway case will be much more extensive than those in an average aggravated murder case. Until the Ridgway trial starts, we anticipate utilizing a pro tem judge half time. The Ridgway trial will be held Monday through Friday unlike our normal trial schedule of Monday through Thursday with special hearings and sentencings set on Friday. At that point we will begin using a full time pro tem judge to handle not only the above matters, but also handling a full trial calendar. Once the trial starts in March 2004, we will use the pro tem judge and pro tem staff on a full time basis.

Pro Tem Bailiff for Backfill
June 2003 through July 2005

\$ 48,300

We will begin using a pro tem bailiff to cover the backfill pro tem judge. It is possible we may be able to cover some of the time with Judge Jones' bailiff if Judge Jones doesn't need her assistance. For 2003, we anticipate the need to be slightly less than half time. Once State v. Ridgway begins, we will be using a pro tem bailiff full time.

Pro Tem Court Reporter for Backfill
June 2003 through July 2005

\$ 94,000

We will begin using a pro tem court reporter to cover the backfill pro tem judge. It is possible we may be able utilize staff court reporters to cover some of the matters. For 2003, we anticipate the need to be slightly less than half time. Once State v. Ridgway begins, we will be using a pro tem court reporter full time.

3/5/03
State vs. Ridgway Costs - 2003, 2004 & 2005

Superior Court	2003		2004		2005		Total	
	Absorbed Costs	New Costs	Absorbed Costs	New Costs	Absorbed Costs	New Costs	Absorbed Costs	New Costs
Judge	30,493	0	60,986	0	15,247	0	106,726	0
Pro Tem Judge(s)	0	13,417	0	58,547	0	42,690	0	114,653
Bailiff	28,391	0	51,757	0	12,939	0	93,087	0
Bailiff Overtime	0	2,207	0	4,415	0	3,188	0	9,811
Pro Tem Bailiff(s)	0	7,612	0	34,599	0	24,219	0	66,430
Court Reporter	36,330	0	72,067	0	24,022	0	132,419	0
Pro Tem Court Reporter	0	11,000	0	48,000	0	35,000	0	94,000
Administrative Assistant	0	30,945	0	53,912	0	13,478	0	98,335
Law Clerk/Contract Attorney	0	44,377	0	71,867	0	19,217	0	135,461
Facilities Specialist	16,584	0	16,916	0	4,229	0	37,729	0
Temp Help-Facilities Coordinator	0	2,184	0	7,097	0	0	0	9,280
Temp Help-Jury Coordinator	0	5,154	0	14,172	0	0	0	19,326
Jury Summons, Postage & staff processing	527	25,100	0	2,000	0	0	527	27,100
Jury Fees & Mileage	0	0	0	93,223	0	31,074	0	124,297
Sequestered Jury Expenses [see note]						73,600	0	73,600
Additional telephone line to manage jurors	0	540	0	480	0	240	0	1,260
Computer Services staff	726	0	0	0	0	0	726	0
Computer Upgrades-jury room, judge & staff	756	10,000	0	0	0	0	756	10,000
Data lines, printer, copy machine, fax	0	10,918	0	7,980	0	2,180	0	21,078
Modifications to jury box to seat add'l jurors	0	4,000	0	4,500	0	0	0	8,500
Other modifications to courtroom	0	3,000	0	0	0	0	0	3,000
Security modifications to courtroom	0	5,000	0	5,000	0	0	0	10,000
Wiring & monitor for press room	0	5,500	0	0	0	0	0	5,500
Wiring & monitor(s) for overflow/family room	0	7,500	0	0	0	0	0	7,500
Data lines for attorney & press rooms		2,500						2,500
Supplies	0	3,057	0	3,500	0	1,500	0	8,057
Superior Court Total	113,807	194,010	201,726	409,292	56,437	246,386	371,970	849,688

Superior Court	2003		2004		2005		Total	
	Absorbed Costs	New Costs	Absorbed Costs	New Costs	Absorbed Costs	New Costs	Absorbed Costs	New Costs
	Clerk	22,683		45,365		45,365		113,413
Pro Tem Clerk (1/2 time 6/03-3/04)		10,428		38,233		20,855		69,516
.5 pro tem court clerk (1/2 time 6/03-3/04)		6,419		23,538		12,838		42,795
.5 pro tem office and exhibit room support		13,672		27,343		13,672		54,687
Supervisor OT - track proceedings, monitor	3,000	0	4,000		3,000		10,000	0
Court Clerk Overtime	2,800	0	5,600			2,800	8,400	2,800
Clerk's Papers						5,400		5,400
Exhibit Storage [see note]				3,000		5,000		8,000
DJA Total	28,483	30,519	54,965	92,114	48,365	60,565	131,813	183,198

Cell: I21

Comment: King County:

Sequestration of the jury may be an issue during trial with cost estimates ranging from \$73,660 for the capital case preparation only to \$527,600 for the entire trial. We mention this out of an abundance of caution since there is no motion pending before the Court regarding this issue.

Cell: K50

Comment: King County:

Storage cost estimates of \$8,000 assumes space is made available in the King County Courthouse. If secure storage is rented outside the courthouse, cost could be as high as \$600,000 for a 3-year period.

January 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1 New Year's Day	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17 Status Conference	18
19	20 M.L. King Day	21	22	23	24	25
26	27	28	29	30	31	

February 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17 President's Day	18	19	20	21	22
23	24	25	26	27	28 Status Conference	

March 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27 Status Conference	28 Deadlines for Amending Info, ER 404(b), Other Suspects	29

Attachment K

30	31	
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April 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
6	7	1 Defense opening brief re: Bill of Particulars	2	3	4	5
13	14	8	9	10	11	12
		15	16	17	18	19
20	21	22	23	24	25 Status Conference;; Deadlines for Other Suspects (add'l Counts)	26

Attachment K

27	28	29 State's response brief : Bill of Particulars	30			
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May 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2	3
4	5	6 Defense reply brief: Bill of Particulars	7	8	9 Defense opening brief: Death Penalty	10
11	12	13 Status Conference; Defense Motion: Bill of Particulars	14	15	16	17
18	19	20	21	22	23	24
25	26 Memorial Day	27	28	29	30	31

June 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2	3	4	5	6 State's response brief: Death Penalty Motions	7
8	9	10	11	12	13 Defense reply brief: Death Penalty Motions	14
15	16	17	18	19	20 Status Conference; Defense Motions: Death Penalty	21
22	23	24	25	26	27	28
29	30					

July 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4 Independence Day	5	
6	7	8	9	10	11	12
13	14	15	16	17	18 Status Conference; State's tentative ER 404(b) list due	19
20	21	22	23	24	25	26
27	28	29	30	31		

August 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1 Opening briefs re: ER 404(b) evidence	2
3	4	5	6	7	8 Defense opening brief: Change of Venue;	9
10	11	12	13	14	15 Status Conference	16
17	18 State's opening brief: CrR 3.5	19	20	21	22	23
24	25 Defense opening brief re: Common Scheme/Plan	26	27	28	29 Response briefs: ER 404(b) evidence	30

31	
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September 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1 <i>Labor Day</i>	2	3	4	5 State's response brief: Change of Venue Reply briefs: ER 404(b) evidence	6
7	8 Defense opening brief: CrR 3.6;	9	10	11	12 ER 404(b) motion Defense reply brief: Change of Venue	13
14	15 Defense response brief: CrR 3.5; Defense opening brief: Motion to Sever	16	17	18	19 Status Conference; Change of venue motion	20
21	22 State's reply brief: CrR 3.5; State response brief re: Common Scheme/Plan;	23	24	25	26	27

Attachment K

	State's opening brief: Other Suspects Motion					
28	29 CrR 3.5 motion; Defense reply brief re: Common Scheme/Plan	30				

October 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2	3	4
5	6 Defense Motion re: Common Scheme/Plan State's response brief: CrR 3.6.	7	8	9	10	11
12	13 Defense reply brief: CrR 3.6; State response brief: Motion to Sever	14	15	16	17 Status Conference Preliminary Witness lists due	18
19	20 CrR 3.6 motion Defense reply brief: Motion to Sever; Defense response brief: Other Suspects Motion	21	22	23	24	25

Attachment K

26	27 Defense Motion to Sever; State reply brief: Other Suspects Motion	28	29	30	31	
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November 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
2	3 Other Suspects Motion	4	5	6	7 Defense opening brief: DNA motions	8
9	10	11 Veteran's Day	12	13	14	15
16	17	18	19	20	21 Status Conference	22

Attachment K

23	24	25	26	27 Thanksgiving	28 Thanksgiving	29
30						

December 2003						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5 State's response: DNA motions; Opening briefs: Motions in limine: guilt phase	6
7	8	9	10	11	12 Defense reply: DNA motions	13
14	15	16	17	18	19 Status Conference; Defense motion: DNA Deadline for witness interviews	20

Attachment K

21	22	23	24	25 Christmas	26	27
28	29	30	31			

January 2004						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1 <i>New Year's Day</i>	2 Response briefs: Motions in limine: guilt phase	3
4	5	6	7	8	9 Reply briefs: Motions in limine: guilt phase Opening briefs: penalty phase motions	10
11	12	13	14	15	16 Status Conference; Motions in limine: guilt phase; Jury questionnaires	17
18	19 <i>M.L. King Day</i>	20	21	22	23	24
25	26	27	28	29	30	31

February 2004						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2	3	4	5	6 Response briefs: penalty phase motions in limine	7
8	9	10	11	12	13 Reply briefs: penalty phase motions in limine	14
15	16 President's Day	17	18	19	20 Status Conference; Motions in limine: penalty phase; Proposed Jury Instructions;	21
22	23	24	25	26	27	28
29						

March 2004						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16 Trial	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

OPD REPORT ON THE USE OF RESOURCES FOR THE RIDGWAY CASE

Gary Ridgway was arrested on November 30, 2001. He was subsequently charged with four counts of Aggravated Murder. The Prosecutor is seeking Mr. Ridgway's death.

The arrest in this case is the culmination of twenty years of investigation, producing more than a million pages of documentation and 10,000 pieces of physical evidence. The King County Sheriff continues to investigate the case. The Prosecutor's Office has indicated that they will notify the court and defense of additional counts of Aggravated Murder with Death Penalty and Prior Bad Acts Evidence under ER 404 (b) on March 28, 2003.

The purpose of this report is to respond to the requirements of the budget proviso governing the Ridgway case budget, ordinance #14517.

The proviso requires information in the following areas:

- Schedule of the anticipated activities and costs of the defense during 2003 and 2004, including staffing requirements;
- OPD's plans for staff phase out;
- Method for reporting unused resources;
- Description of OPD's plans for evaluating and monitoring requests for expert services;
- Staffing model and line item budget for defense in 2003. (This shall include an identification of costs within defense contract agencies, assigned counsel, investigators, staff, experts, consultants, and information technology); and
- Format for quarterly reports which identify all actual expenses, and update the staffing model.

Schedule of the Anticipated Activities and Costs of the Defense During 2003 and 2004, Including Staffing Requirements

See Attachment A, Defense Report.

See Attachment C, Ridgway Defense Team Budget -2003 and 2004 – Staffing Model and Line Item Budget spreadsheet.

OPD's Plans for Staff Phase Out

The entire process of preparing for a criminal trial is focused on the event of the trial. Some experts may have finished the bulk of their work by the end of 2003, but they will continue to advise and consult with the defense and we are likely to experience a spike in expert costs during the trial because of immediate need to confer with these experts. The attorneys, investigators and paralegals will be working throughout the preparation process. The defense report describes the expected hours in more detail.

The chart on page 8 describes the expected staffing through trial. These are projections. The factors limiting the availability of these projections are listed on page

The County's obligation to fund the defense ends at the trial. The State pays for the cost of appeal. If the case is reversed on appeal, the County would be required to pay the cost of retrial.

See Attachment A, Defense Report.

Method for Reporting Unused Resources

OPD will be filing quarterly reports of expenditures, and listing actual and budgeted costs. The reports will show unused resources and explain the reason for lack of use, indicating whether the failure of use is a savings or a deferral of costs. If costs are deferred, justifications will be given for this.

Description of OPD's Plans for Evaluating and Monitoring Requests for Expert Services

All expert expenses have been reviewed and determined to be necessary by the Special Master. OPD is providing further evaluation and monitoring of these costs. The system for accomplishing this task is currently being overhauled.

The present system:

The initial schedule of allowable cost types is set up from the budget for 2003. Prior to hiring an expert, the defense must request authorization for the expert. This is permission to spend the money. The request is reviewed to determine whether it is necessary for adequate defense and whether the cost is reasonable. A determination of reasonableness includes an assessment of economy by the Public Defender. If the same service could be acquired at a lesser cost, the defense would be told to acquire that lesser cost service. If the cost is a necessary and reasonable cost, it will be allowed.

The second component is the payment. The defense must submit invoices and receipts to prove the expenses. Multiple requests are filed. Each paralegal, investigator and, assigned counsel attorney submit separate billings. Copying costs, transcription costs, and parking receipts are all submitted on a variety of forms. These are entered individually into the database at OPD. All expenditures have a line item. Each expense is classified to the line item and manually checked against the budget. If the expense was authorized, it is sent to Accounts Payable for payment. OPD is receiving authorizations and payment requests from multiple sources. This has been cumbersome and difficult to monitor. A new system of monitoring has been devised and will begin by February 28, 2003.

The new system effective February 28, 2003:

The authorizations will be done for a total line item, rather than for individual tasks. These authorizations will not exceed the line item in the budget. The expert budget has

been divided into individual types of experts as determined by the defense, and OPD will maintain this accounting in a confidential file.

The requests for payment will be coordinated by Associated Counsel for the Accused (ACA). OPD has authorized \$3,000 in accountant costs from the expert budget for this task. The accountant will set up a standardized bookkeeping system, with uniform invoices, describing the work performed in sufficient detail to allow monitoring. The accountant also will create a standardized cover sheet for monthly reporting. The cover sheet will detail each expense and the line item. It will also list the balance remaining within the budget for that line item. The month's billings will be sent under a single cover sheet, assessed for adequacy by OPD and submitted for payment.

If the defense is seeking to shift expenses from one line item to another because of a change in circumstances, that will be reviewed for its reasonableness. The Special Master's authorization will be sought, if the request is in excess of \$20,000.

This new system will address several frailties in our current method. It will allow day-to-day monitoring of the costs. It will increase the ease of reviewing the documents for an end of the case audit. It will reduce the questions and attendant delay in payments, which have plagued this case. It will limit the costs of the Special Master.

Staffing Model and Line Item Budget for Defense in 2003

See Attachment C, Ridgway Defense Team Budget – 2003 and 2004 spreadsheet.

Format for Quarterly Reports Which Will Identify All Actual Expenses and Update the Staffing Model

See Attachment D, Ridgway Defense Team Actual Quarterly Expenditure Reporting - 2003 spreadsheet.

ADDITIONAL FACTORS AFFECTING THIS CASE/BUDGET1. Factors Which Affect the Reliability of Budget Estimates

March 28, 2003 – Prosecution deadline to add counts and to declare which additional homicides it will seek to introduce as prior bad acts (ER 404(b)) evidence, attempting to prove a pattern of behavior. This decision is critical to the defense preparation. It is expected that the prosecution will provide the defense with additional discovery at this time. The repercussions of these decisions can only be assessed after they have been made. The defense will seek to respond to the budget planning needs as soon as possible. We hope to have a description of additional costs, if any, by April 30, 2003.

September 19, 2003 – Potential defense motion to change venue. This is a motion to remove the case from King County and transfer it to another county within Washington State. The motion to change venue pivots on the publicity in the case, including publicity concerning the budget. A change of venue would increase the costs by millions of dollars. If the case were transferred to Snohomish or Pierce County, the costs would primarily be mileage costs for prosecution and defense attorneys, witnesses and experts. If the case were transferred to another county, such as Thurston County or Lewis County, the costs would expand exponentially because the County would be required to pay for housing and meals for all participants in the case. The trial is estimated at one year in length.

Length of Trial. The current estimate is one year. This is a gross estimate. The actual length of trial will depend upon many factors, such as:

- whether the court admits evidence of additional homicides;
- the scope of expert testimony allowed by the court;
- quality of investigation, affecting the ability of counsel to respond to last minute developments without a recess;
- whether thorough legal research has been done, allowing arguments about admissibility to be presented succinctly and clearly without a recess for additional research;
- the quality of Mr. Ridgway's relationship with his attorneys;
- the extent of pretrial publicity may lengthen jury selection to months.

Continuing investigation. The King County Sheriff and other departments are continuing to investigate this case. It would be reckless to speculate about the course of that investigation. This could have a significant impact on the length of time to prepare and try the case.

2. Legal Basis for 2003 Expenditures

This case is unique in its management. The Superior Court has appointed a Special Master who has reviewed the budgets and determined that they are reasonable given the circumstances of this case. The Special Master has reviewed the 2003 budget and found that it is necessary and reasonable. This determination was based upon the Special Master's experience addressing complex cases and her experience and knowledge of constitutional criminal law.

The Public Defender has reviewed the request for expert and the litigation plan in this case and believes that it is reasonable and not frivolous or unjustifiable. The case schedule set by the court, to take this case to trial 16 months after arraignment, will only be accomplished through hard work and concerted collaboration.

In assessing the quality of the litigation plan, the Special Master and The Public Defender considered the fact that the defendant's right to counsel and litigation experts is a constitutional right that affects his right to a fair trial and due process.

We are very aware that costs need to be justifiable. However, we are also aware of the cost of retrying a case that has been reversed by the Federal Court, 9th Circuit Court of Appeals. The Federal Court has reversed three of King County's five death verdicts since 1981. At least two of these cases were reversed on ineffective assistance of counsel, State v. Mak and State v. Rice. The two remaining King County death sentences remain on appeal. Not a single King County death sentence has survived a full Federal review.

As noted above, the discovery in this case is massive. This case is unique in King County. Prior to the Ridgway case, the largest case of death penalty homicide was the Wah Mee Massacre, an 11-count case. Mr. Willie Mak was the only defendant of three to be sentenced to death. The 9th Circuit Court of Appeals overturned his sentence because of ineffective assistance of counsel.

In addition, on January 24, 2003 in Douglas v. Woodford, No.01-99004, the Federal 9th Circuit Court of Appeals reversed a death penalty sentence entered in 1984, nineteen years ago. The court found that counsel was inadequate. The attorney performed an investigation and the defendant failed to participate in the investigation, to the point of actually refusing to give any information. The court reviewed the evidence and found that counsel had not worked hard enough to unearth relevant social history information. The court required counsel to investigate the defendant's work history and possible ingestion of toxic chemicals. The court also required a full medical evaluation, including any type of head injury. His social history, including the minutiae of his childhood had to be explored. The court also assessed the attorney's preparation of the defense witnesses to assure that the witnesses were adequately prepared to present a

sympathetic view of the defendant. When compared to the Ridgway case, the Woodford case was a relatively uncomplicated case of homicide. Two investigators were assigned full time to the investigation and \$35,000 was spent on the psychological evaluations alone.

The California court is now required to hold re-sentencing hearings in this case, 19 years after the fact.

The Special Master considered the stringent requirements of death penalty law when she determined that the budget was a reasonable budget. She considered the enormity of the job and the needed for a fully and carefully litigated trial.

See Attachment E, Special Master Report, Ridgway Defense Budget for 2003 – Process and Rationales.

3. Savings Measures to Date

- a. Unprecedented cooperation between defense and prosecution saved the County multiple millions of dollars in discovery costs.

Each side must conduct a separate phase of document preparation with their theories of the case in mind. However, at the beginning of the case, defense consultants conferred with members of the defense team in other high volume documents criminal cases. The purpose of this consultation was to gather information about joint document preparation. The defense consulted team members from US v. McVeigh, US v. Kaczynski and the first World Trade Center bombing case. The response was uniform. These defense attorneys could not fathom joint preparation of documents. They described the acrimonious relationships between defense and prosecution, which poisoned the discovery process, lengthened the preparations of the case by months, if not years and produced multiple substantive issues on appeal. The cost occasioned by this acrimony was large.

The defense and prosecution attorneys in State v. Ridgway are professional and adversarial. This professionalism led to an intentional decision to initially process the police information as a joint project. This joint project cost one million dollars. The costs of each group processing this information itself would have cost at least two million dollars and would have been fraught with obstacles and opportunities for delay.

This process has also set a precedent for cooperation among the attorneys. Although each side will fully advocate for their positions, it does not appear that personality based acrimony has infested this case. This fact

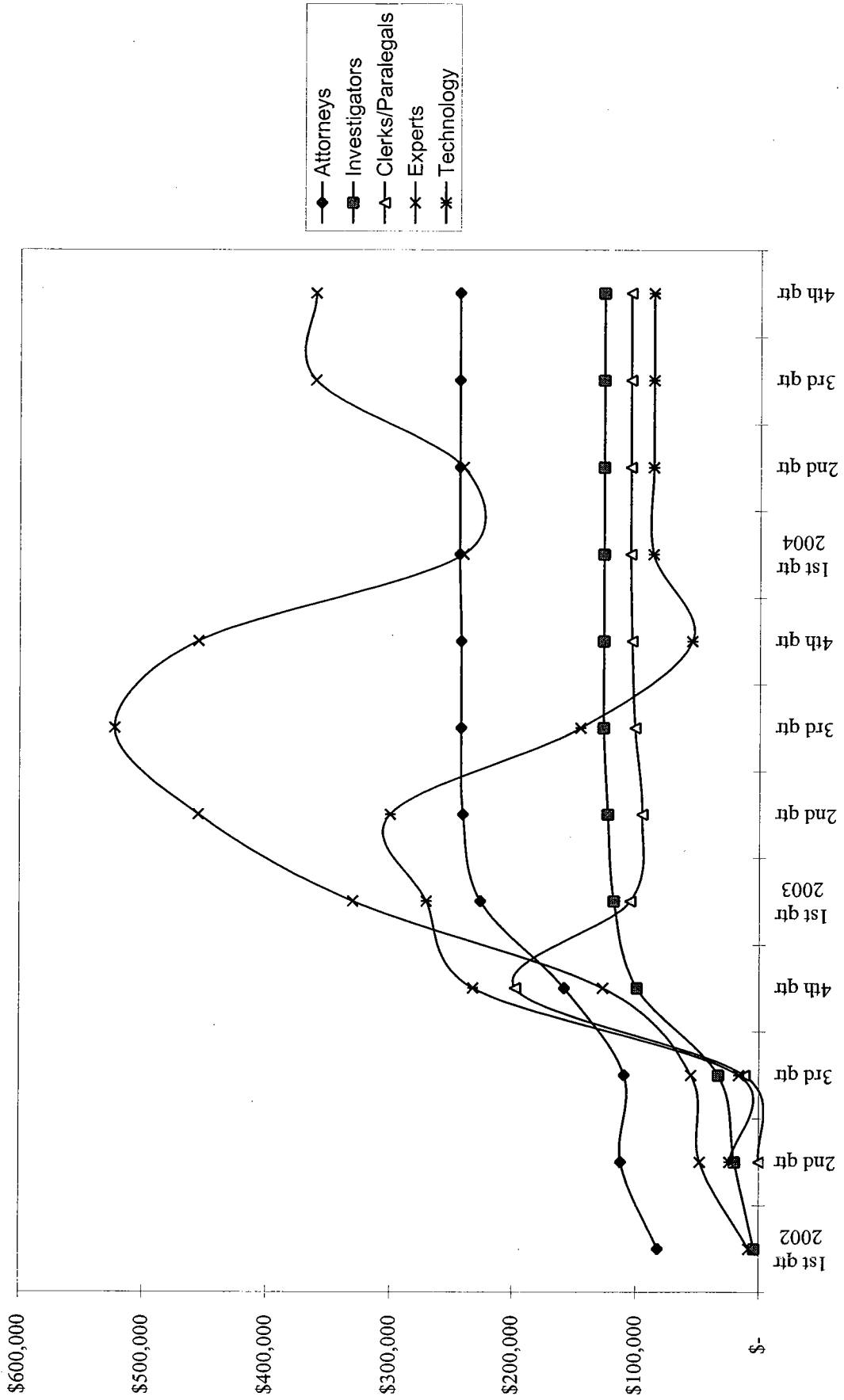
will save the County millions of dollars and produce a clear and just product at verdict.

- b. The defense team has sought to save money at every opportunity.
- 1) The defense is required to exercise its discretion and hire highly qualified experts. When possible, local experts were hired, saving travel and long distance costs.
 - 2) The defense has actively sought to hold costs down by comparative pricing. The defense has sought and obtained price reductions from experts and suppliers. Certus Consulting has worked as the primary defense document technology consultant for the Ridgway and has reduced its rates by 25% for this case.
 - 3) The five assigned counsel attorneys have agreed to work on this case for \$75/hour. Each of these attorneys is a privately retained attorney who could earn more money in the private sector. A reasonable hourly rate for a defense attorney in Seattle is \$200/hour.
 - 4) The defense team has carefully delineated the roles of each team member, assuring that paralegals and clerks perform most organizational tasks, rather than attorneys.

For a full reconciliation of the 2002 Ridgway budget, see Attachment B, Ridgway Defense Team Budget and Expenditure Summary – 2002.

For questions regarding the Ridgway case/budget, please contact Anne Harper, The Public Defender at (206) 296-7641.

Attachment M OPD Projections - Stages of Ridgway Defense Team Spending



Ridgway Defense Team

Budget Report

January 31, 2003

I. ATTORNEYS

Seven attorneys represent Mr. Ridgway, with authorization for an eighth attorney position.¹ The attorneys are:

Tony Savage	Retained
Todd Gruenhagen	ACA
Mark Prothero	ACA
Michele Shaw	Court-appointed 12/15/01
Eric Lindell	Court-appointed 7/22/02
David Roberson	Court-appointed 7/22/02
Fred Leatherman	Court-appointed 7/22/02

The "8th" attorney position is being utilized for three death-penalty qualified appellate attorneys who will "share" the position and be called upon for consultation on specific legal issues and arguments and potential interlocutory appeals. In 2002, the defense consulted with three appellate attorneys and we plan to utilize them much more in 2003. These attorneys are Suzanne Elliott, Rita Griffith, and David Zuckerman. Only Ms. Elliott has billed for the time she has consulted and worked on the case. Ms. Griffith's and Mr. Zuckerman's consultation in 2002 were very limited and they have not billed for these consultations.

The team has divided the work in an effort to cover all legal and factual issues in the most efficient way. To prepare for Mr. Ridgway's trial, currently set for March 16, 2004, we also consult with each other regularly on all areas of work.

The two ACA attorneys, Todd Gruenhagen and Mark Prothero, are working full-time on this case only. During 2002, Ms. Shaw worked full-time (40 hours/week)² on Ridgway, and will continue to do so throughout the duration of the case. Mr. Leatherman, Mr. Lindell, and Mr. Roberson (as well as the "8th" attorney position) were not officially authorized to represent Mr. Ridgway until July 22, 2002. For 2002, they worked part time, while addressing other cases on their caseloads. They worked the following hours:

<u>Attorney</u>	<u>2002 Authorization</u>	<u>2002 Hours</u>
Michele Shaw	\$144,000	1,920 hours
Fred Leatherman	\$144,000	530 hours
Eric Lindell	\$144,000	284 hours
David Roberson	\$144,000	306.6 hours
Suzanne Elliott	\$ 45,000	9.67 hours

The amounts paid for these services are listed in the 2002 Budget Report. For 2003, it is anticipated that the hours for all attorneys will meet the 40 hour/week average that has

¹ Attorney positions are authorized at the OPD capital case rate of \$75/hour for 40 hours/week.

² Under our agreement with Jim Crane, it was understood that the "40 hours/week" authorized could be the average. In other words, 20 hours one week, 60 hours the next, so long as the total did not go over the amount authorized for that year.

been authorized. While it may be only 20 to 30 hours per week during the first quarter of 2003, it is likely that there will be many 60-70 hour weeks once the substantive pretrial hearings get under way. Certainly that will be the norm in 2004 once jury selection and the actual trial commences.

II. INVESTIGATORS

There are eight investigator positions authorized³ to work on the Ridgway defense:

Betty Witherspoon	ACA
Denise Scaffidi	Court appointed 12/15/01
Elisabeth Frost	Court appointed 7/22/02 ⁴
Mary Boben	Court appointed 7/22/02
Howard Weinberg	Court appointed 7/22/02 (retained 9/5/02)
Jay Joslin	Court appointed 7/22/02 (retained on 10/18/02)
Susan Stafford	Court appointed 7/22/02
Jerry Esterly	Court appointed 7/22/02

Finding and retaining qualified investigators has been a difficult task. Because this is a death penalty case and because of the unique and historic circumstances of the case, the investigators are being asked to devote themselves to the Ridgway investigation. Additionally, we want them to commit themselves for the duration of the case. The level of funding is \$30/hour. This low market rate has made it difficult to obtain qualified investigators. Ms. Witherspoon is an ACA investigator, working full-time on the Ridgway investigation. Ms. Scaffidi and Ms. Frost have both worked the maximum hours (and beyond) authorized and will continue to do so throughout the duration of the case. Indeed, under an agreement with OPD, Ms. Frost and Ms. Scaffidi have been allowed to work and bill for up to 50 hours/week because of the extra workload they have had to carry as a result of the problem described above. Ms. Witherspoon, Ms. Scaffidi, and Ms. Frost's primary investigation focus has been on factual issues, as directed by the attorneys.

Regarding other investigators:

Mary Boben	2002 Authorization: \$57,600
	Hours worked in 2002: 148.0
Howard Weinberg	2002 Authorization: \$19,200
	Hours worked in 2002: 23.0
Jay Joslin	2002 Authorization: \$14,400
	Hours worked in 2002: 451.5

³ Investigators were authorized at \$30/hour, 40 hours/week

⁴ Ms. Frost was initially court-appointed as a paralegal on 12/15/01. She obtained her investigator's license and was moved into one of the investigator positions authorized pursuant to the Court order of July 22, 2002.

Susan Stafford 2002 Authorization: \$57,600
Hours worked in 2002: 14.9

Ms. Stafford was retained with the knowledge that she was currently working on a death penalty case in Snohomish County (Opel) and would be not be able to commit to the Ridgway until that case was completed. She was able to do some work for us before she became totally consumed with the Opel case. We hope to have her return to work on the Ridgway investigation when she is able. It is anticipated that she will be able to return to our case in March or April of 2003.

Jerry Esterly 2002 Authorization: \$57,600
Hours worked in 2002: 0

Mr. Esterly was retained with the knowledge that he was currently working on another death penalty case in King County, State v. Champion. We understood that he would not be available until that case was completed. He has done some preliminary work on Ridgway but is not able to devote much time until Champion is resolved.

Regarding Ms. Stafford and Mr. Esterly, it is anticipated that they will each be working full-time on Ridgway in 2003 once their other death penalty cases are completed. Given the difficulties in finding and retaining death penalty qualified investigators, we felt it was more prudent to retain, and wait for, Ms. Stafford and Mr. Esterly as opposed to hiring investigators with no capital experience.

III. EXPERTS

Twenty experts have been retained by the defense. In a Death Penalty case, the defense is required to investigate the quality of the State's evidence. We must also develop our own evidence. The Capital nature of the case requires a specific investigation into a defendant's background, medical history, and psychiatric and social history. The Ridgway defense team has planned a thorough investigation of all appropriate issues. The Special Master has extensively reviewed this preparation and she has approved our assessment of the need for specific experts in this case. The Public Defender has also reviewed the experts for appropriateness and costs savings. Our choices have been approved through both of these review processes, as well as our internal review process within the team of attorneys.

At this time, February 2003, our experts are continuing to review the documentary evidence. We expect that we will be able to begin substantive investigation by July. The experts' substantive investigations should be complete by December 2003. These representations are very much estimates. The status of the defense case may be significantly impacted by a prosecution decision to add more counts or allege multiple acts as Prior Bad Acts evidence in this case. After the investigations have been completed the experts will continue to advise the attorneys. This will continue

throughout the course of the trial. We expect that there will be some variation in the expert fees. However, the fees will continue until the trial is concluded.

IV. PARALEGALS

2002 Paralegal Work Summary

The paralegals were appointed at different times in 2002. A priority for the defense is to have continuity through the duration of this case. The paralegals who are working at this time, with the exception of several part time UW students, have made that commitment.

The paralegals are collecting and organizing the data into files, as directed by the attorneys. Many of the paralegals are aiding in the technology related aspects of the case, attempting to aid in organizing the database. The evidence in this case is kept in written form, as well as electronic form. We are dealing with boxes of cassette tapes and CD's. The paralegals are collating all of the data from these various sources and communicating with the attorneys on a constant basis.

PARALEGALS - 2002

<u>NAME</u>	<u>RATE OF PAY</u>	<u>HRS. 2002</u>
#1	\$20.00	100.0
	\$30.00	645.0
#2	\$30.00	516.7
#3	\$30.00	714.5
#4	\$30.00	399.0
#5	\$30.00	834.1
#6	\$20.00	126.0
#7	\$30.00	84.9
#8	\$20.00	320.9
#9	\$15.00	258.0
#10	\$10.00	30.3

TECHNOLOGY PARALEGALS

<u>NAME</u>	<u>RATE OF PAY</u>	<u>HRS. 2002</u>
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#1	\$12.00	46.0
#2	\$12.00	46.7
#3	10.00	85.0

V. TECHNOLOGY

AMOUNT SPENT IN 2002

In 2002, Certus Consulting billed a total of \$265,534 related to professional services on this matter. This work included setting up the on-line database for the defense team, software training, coordination with the KCPO, quality control, special research projects that implement technology, and objective and subjective coding. A total of \$740,090 was budgeted. The primary reason for the budget difference was the late start of subjective coding. Subjective coding was scheduled to begin in the summer of 2002 so that the work could be completed by the end of the year. The budget was not approved until much later. Certus did not feel that they could begin work on a case with such a large time commitment until they had a guarantee of funding. We therefore could not begin subjective coding until November 2002. The remainder of what could not be completed in 2002 will be billed in 2003.

2003 BUDGET REQUEST

In July 2002, Certus submitted a 2003 Budget request in the amount of \$331,280. This work will still be performed in 2003.

In addition to the supplemental coding that was budgeted and rolled over to 2003, there is additional discovery which will need to be subjectively coded this year (FBI materials and archived boxes). This "new scope" is currently estimated to be 35,000 documents, totaling \$91,000 in additional discovery coding. There may be additional evidence provided in March 2003, when the prosecution makes its decision about additional counts and the scope of evidence that it will seek to admit during the trial. The cost of processing these additional documents was not included within our estimate for the 2003 budget. We are attempting to limit our costs in all areas and we believe that we will be able to cover these unbudgeted expenses with incremental savings. We will keep OPD advised in a monthly report.

OPPORTUNITIES FOR COST SAVINGS

Given the budgetary concerns on this project, we have tried to identify as many opportunities to save money as possible. The most significant cost savings has been Certus Consulting's hourly rate discount. Their typical hourly billing rates to clients is \$150 per hour for Mr. Yee and \$75 per hour for Ms. Wilkerson. When Certus was first engaged on this project, they cut their rates down to \$110 and \$65 per hour, respectively.

This year, Mr. Yee has billed 405.5 hours and Ms. Wilkerson has billed 1,058 hours. In total, this equates to a savings of \$26,800 in 2002. In addition, there have been numerous other areas of cost savings, many of which are difficult to quantify:

1. Media duplication costs (Donna McDougal got the cost of duplicating tapes and CDs down through shopping around);
2. Use of Defense Team paralegals and clerks rather than attorneys or Certus employees;
3. Summation software discount (\$4,500 savings);
4. Many hours working with the KCPO representatives have saved Certus hours recreating the wheel.

VI. EFFORTS TO REDUCE COSTS

The defense has constantly been making efforts to reduce costs whenever we can do so without compromising our ability to be prepared for trial by March 16, 2004. For example:

- When possible, we retained local experts and experts from the western United States to reduce travel costs.
- We deferred certain expert services authorized for 2002 primarily because of delays in obtaining useable discovery.
- We collaborated with the State to ensure discovery issues were resolved in the most cost-efficient manner possible.
- Investigators have made every effort to combine out-of-town investigations when possible, thereby reducing investigation-related travel costs.
- We have attempted to find the lowest airfares possible as well as lodging that is below the per diem allowance.
- When purchasing necessary supplies, we have thoroughly researched the various options and prices available before making any purchases. As a specific example, when purchasing blank cassettes for duplication of taped interviews, we chose the Maxell cassettes over the Sony cassettes because they were \$1.89 as opposed to \$1.92 per cassette.
- Ms. Shaw negotiated lower copying and CD duplication rates (\$1.82 per CD for small orders; \$1.52 per CD for large orders) with Kinko's based on the large volume of copying and CD duplication services that would be necessary.
- When purchasing technology and equipment, we have shopped for the best deal to meet our needs. For example, we initially considered purchasing a video camera for \$1800 and a LCD projector for approximately \$5,000. We shopped some more, reviewed exactly what our needs were, and purchased a video camera (and related supplies) for \$900 and the LCD projector (and related supplies) for \$3,247.
- Rather than purchasing certain necessary publications, we have checked them out of the library.

The defense team is a hybrid mix of public defenders and private attorneys, each bringing different perspectives with regards to budget-related issues and necessary expenditures.

We continue to try our best to bring a public defense budget approach without compromising our ability to prepare, nor the quality of Mr. Ridgway's defense.

VII. 2003 EXPECTATIONS

The defense expects that most attorney, investigator, and paralegal team members will be working an average of 30 to 40 hours per week on Ridgway during 2003. Some experts may complete the investigation portion of their work some time in 2003 but will still be called upon for consultation and potential testimony at pretrial hearings. It is expected that for many team members, the hours will increase as the pretrial hearings approach and commence. Guilt-phase and penalty-phase investigation will continue without delay throughout 2003.⁵

The following list includes the foreseeable expert services necessary in 2003:

DNA EXPERTS	\$ 251,000
FORENSICS	\$1,067,000
CAPITAL CASE PREPARATION	\$ 420,000

PARALEGALS - 2003

The following sections describes the work that we anticipate will be done by the paralegals in 2003:

<u>NAME</u>	<u>HRS/WEEK</u>	<u>RATE OF PAY</u>	<u>HRS. PROJ. 2003</u>	<u>\$ for 2003</u>
#1	40	\$30.00	2080	\$62,400
#2	40	\$30.00	2080	\$62,400
#3	40	\$30.00	2080	\$62,400
#4	40	\$30.00	2080	\$62,400
#5	30-35	\$30.00	1560-1820	\$46,800-\$54,600
#6	40	\$20.00	2080	\$41,600
#7	20	\$30.00	1040	\$31,200
#8	20	\$20.00	1040	\$20,800

⁵ The State is currently conducting forensic testing and DNA analysis on literally thousands of items of evidence. The defense expects to receive a large volume of additional forensic discovery in March 2003. At this time, it is impossible to predict the amount of lab work that will have to be reviewed by defense experts nor the amount of items that will have to be retested. Additionally, there will be site visits to the labs that performed forensic testing in this case, including: WSPCL, FBI, Lifecodes, Cellmark, Mitotyping, and Forensic Science Associates.

TECHNOLOGY PARALEGALS

<u>NAME</u>	<u>HRS/WEEK</u>	<u>RATE OF PAY</u>	<u>HRS. PROJ. 2003</u>	<u>\$ for 2003</u>
#1	20	\$20.00	1040	\$20,800
#2	20	\$20.00	1040	\$20,800
#38		\$12.00	416	\$ 4,992
#4	8	\$12.00	416	\$ 4,992
#5	5	\$12.00	260	\$ 3,120

The hours for the paralegals for 2003 appear to exceed what monies have been appropriated. However, with vacation schedules, school schedules, and an overlap on many projects with the technology budget, the hours do not exceed what has been appropriated for the defense of Mr. Ridgway.

The students who are working in paralegal positions have all agreed to work for less than the designated \$30 an hour. This flexibility has allowed the defense to maximize these positions. This work is an integral part of our defense for Mr. Ridgway.

VIII. CONCLUSION

The Ridgway defense team is cognizant of, and sensitive to, the current budget situation in King County. Every effort has been made, and will continue to be made, to reduce expenses to what is reasonable and necessary. We are seeking to avoid any request for supplemental funding. As we have done in the past, we will make every attempt to actually spend less than what has been authorized for a given expert or service.

Respectfully submitted,

Mark W. Prothero
Attorney for Gary L. Ridgway

Attachment O
2002 Budget Carry-Over Request Narrative
Office of The Public Defender
Ridgway Defense Special Budget

Total amount proposed to be carried over from 2002 to 2003 is **\$506,685**. There are two basic categories to this proposal. Each is discussed in turn.

A. Unspent Technology Budget - \$468,229. The 2002 Ridgway Defense Budget included \$740,090 in the technology line item; \$74,156 was added in the first supplemental and \$665,934 was added in the second supplemental. The body of work funded by this line item was;

- data base set-up,
- software training,
- data base coordination with PAO,
- subjective coding of discovery,
- objective coding of discovery, and
- quality control.

This entire body of work was to be completed by the close of '02. However, the second budget supplemental took longer than anticipated to approve and there have been problems with the legibility of the many of the discovery documents. These two factors combined to slow the work to the point that most tasks remain to be completed in the first few months of '03 – not '02 as originally planned. The carry-over amount will be used to fund the same body of work as that originally proposed in the '02 supplemental.

B. Payments for '02 work charged to '03 budget - \$38,456. OPD staff made efforts to obtain invoices from vendors in order to process vouchers by the '02 cut-off deadline. Several vendors, however, did not provide invoices in time. As a result, the following payments, which should have been charged against the '02 budget were charged instead to the '03 budget.

Investigator 1:	\$ 1,627
Investigator 4:	\$ 533
Investigator 5:	\$ 9,046
Experts:	<u>\$27,250</u>
	\$38,456

The total left unspent in the '02 Investigator category is \$153,313. The total left unspent in the '02 Expert category is \$551,739. These items are requested for carry-over in an effort to preserve the '03 Ridgway Defense Budget for those that were planned for '03.

Ridgway Defense Team Budget and Expenditure Summary - 2002

Part 1. Special Budget

Attorney	Hourly Rate	Hrs per month	Monthly cost	2002 Budget		Total	2002 Expenditure charged in '02	2002 Expenditure charged in '03	2002 Carry-over request
				In Supplemental	2nd Supplemental				
Attorney									
Michelle Shaw	\$ 75	160	\$ 12,000	\$ 144,000	\$	\$ 144,000	\$ 167,889.57		
Eric Lindell (5.5 months)	\$ 75	160	\$ 12,000	\$	\$ 90,000	\$ 90,000	\$ 21,292.50		
Fred Leitchman (5.5)	\$ 75	160	\$ 12,000	\$	\$ 90,000	\$ 90,000	\$ 39,791.13		
Dave Boherson (5)	\$ 75	160	\$ 12,000	\$	\$ 90,000	\$ 90,000	\$ 23,000.00		
Suzanne Elliot (0.5 FTE for 5)	\$ 75	160	\$ 12,000	\$	\$ 90,000	\$ 90,000	\$ 791.25		
Subtotal Attorney				\$ 144,000	\$ 360,000	\$ 504,000	\$ 252,764.45		
Investigator									
ACA	\$ 40	160	\$ 6,400	\$ 76,800	\$	\$ 76,800	\$ 35,000.01		
Lead Inv - Scatfild & Assoc.	\$ 30	160	\$ 4,800	\$	\$ 36,000	\$ 36,000	\$ 54,640.59 ^a	\$ 1,627.00	\$ 1,627.00
Inv 1 - Boben Babbitt	\$ 30	160	\$ 4,800	\$	\$ 36,000	\$ 36,000	\$ 2,872.59		
Inv 2 - Frost	\$ 30	160	\$ 4,800	\$	\$ 36,000	\$ 36,000	\$ 57,006.00		
Inv 3 - Staifford (Susam) Legal	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 457.56		
Inv 4 - Harbor Inv/Weinburg	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 245.40		
Inv 5 - Joslin Investigations	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 4,664.76	\$ 533.30	\$ 533.30
Inv 6	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$	\$ 9,046.02	\$ 9,046.02
Travel	\$ 30	160	\$ 4,800	\$	\$ 25,000	\$ 25,000	\$		
Subtotal Investigator				\$ 76,800	\$ 231,400	\$ 308,200	\$ 154,886.91	\$ 11,206.32	\$ 11,206.32
Clerk									
ACA	\$ 32	160	\$ 5,120	\$	\$ 30,720	\$ 30,720	\$ 47,000		
Transcriptionist - Rough				\$	\$	\$	\$ 1,456.00		
Transcriptionist-Flygare				\$	\$	\$	\$ 2,405.50		
Transcriptionist-Dean				\$	\$	\$	\$ 912.97		
Subtotal Clerk				\$	\$ 30,720	\$ 30,720	\$ 51,774.45		
Paralegal									
ACA	\$ 30	160	\$ 4,800	\$ 28,000	\$	\$ 33,600	\$ 42,000.00		
Para 1 - Baker	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 15,501.00 ^c		
Para 2 - Case	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 6,540.93		
Para 3 - McKenry	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 21,435.00		
Para 4 - Allen	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 22,026.10		
Para 5 - McDougal	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 25,056.00		
Para 6 - Owens	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 2,548.50		
Para 7 - Richman	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 303.00		
Para 8 - Suleman	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 2,520.00		
Para 9 - Wagenfeld	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 18,009.50 ^b		
Para 10 - Currie	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 1,020.00		
Para 11 - Wilson	\$ 30	160	\$ 4,800	\$	\$ 33,600	\$ 33,600	\$ 300.40		
Subtotal Paralegal				\$ 28,000	\$ 134,400	\$ 162,400	\$ 157,514.43		
Technology									
Certus				\$ 74,156	\$ 665,934	\$ 740,090	\$ 265,534.00		
Giberson				\$	\$	\$	\$ 6,327.00		
Subtotal Technology				\$ 74,156	\$ 665,934	\$ 740,090	\$ 271,861.00		
Subtotal Experts				\$ 290,500	\$ 498,300	\$ 788,800	\$ 237,061.30	\$ 27,249.55	\$ 468,229.00
Special Master	\$ 175	10	\$ 1,750	\$	\$ 15,750	\$ 15,750	\$ 3,106.75		\$ 27,249.55
Williams, Kasmer & Gibbs				\$	\$	\$	\$ 25,058.80		\$
GRAND TOTAL				\$ 613,456	\$ 1,936,504	\$ 2,549,960	\$ 1,154,028.09	\$ 38,455.87	\$ 506,684.87
Summary									
Staffing				\$ 1,005,320	\$	\$ 1,005,320	\$ 616,940.24	\$ 11,206.32	\$ 11,206.32
Technology				\$ 740,090	\$	\$ 740,090	\$ 271,861.00	\$	\$ 468,229.00
Experts				\$ 788,800	\$	\$ 788,800	\$ 237,061.30	\$ 27,249.55	\$ 27,249.55
Special Master				\$ 15,750	\$	\$ 15,750	\$ 3,106.75	\$	\$
W/K&G				\$	\$	\$	\$ 25,058.80	\$	\$
Total				\$ 2,549,960	\$	\$ 2,549,960	\$ 1,154,028.09	\$ 38,455.87	\$ 506,684.87

Part 2. Absorbed Costs

Attorney	2002 Actual Expenditure	2002 (salary and benefit)
Tony Savage (retained by defendant)	NA	
Mark Prothro (ACA)	\$ 105,928.00	
Todd Gruenhagen (ACA)	\$ 102,443.00	

a) \$1,689.74 of this total was paid from to org 2315 in 3/02
 b) Duplicate billing - will return \$5,940 - 2/11/03
 c) In ARMS will be shown as \$704 to Kelsy and \$14,797 to Baker (Finance error in name)
 d) The check for the 10/24/02 billing in the amount of \$12,105 was lost. It will be reissued in February of '03 and paid out of the 2003 budget. This will decrease the expenditure and increase the carryover request by \$12,105.

Ridgway Defense Team Actual Expenditure Reporting - 2003
Fulfills proviso requirements 4 and 5

- 1st Quarter Report - due to Budget Office June 2, 2003
- 2nd Quarter Report - due to Budget Office July 10, 2003
- 3rd Quarter Report - due to Budget Office October 10, 2003
- 4th Quarter Report - due to Budget Office January 10, 2004

Part 2. 2003 Actual Expenditure Reporting**A. Special Budget**

	2003		Expenditure this quarter	Cummulative YTD Expenditure
	Appropriated Budget	Budget Need		
Attorney				
Michelle Shaw	\$ 80,979	\$ 147,600		
Eric Lindell (5.5 months)	\$ 80,979	\$ 147,600		
Fred Leatherman (5.5)	\$ 80,979	\$ 147,600		
Dave Roberson (5)	\$ 80,979	\$ 147,600		
Suzanne Elliot (0.5 FTE for 5)	\$ 80,979	\$ 147,600		
Subtotal Attorney	\$ 404,897	\$ 738,000	\$ -	\$ -
Investigator				
ACA	\$ 19,202	\$ 35,000		
Lead Inv	\$ 43,189	\$ 78,720		
Inv 1	\$ 32,392	\$ 59,040		
Inv 2	\$ 32,392	\$ 59,040		
Inv 3	\$ 32,392	\$ 59,040		
Inv 4	\$ 32,392	\$ 59,040		
Inv 5	\$ 32,392	\$ 59,040		
Inv 6	\$ 32,392	\$ 59,040		
Travel	\$ 13,716	\$ 25,000		
Subtotal Investigator	\$ 270,458	\$ 492,960	\$ -	\$ -
Clerk				
Transcriptionist	\$ 34,551	\$ 62,976		
Subtotal Clerk	\$ 34,551	\$ 62,976	\$ -	\$ -
Paralegal				
Para 1	\$ 32,392	\$ 59,040		
Para 2	\$ 32,392	\$ 59,040		
Para 3	\$ 32,392	\$ 59,040		
Para 4	\$ 32,392	\$ 59,040		
Para 5	\$ -	\$ -		
Subtotal Paralegal	\$ 129,567	\$ 236,160	\$ -	\$ -
Technology	\$ 181,754	\$ 331,280		
Experts	\$ 967,253	\$ 1,763,000		#REF!
Special Master	\$ 11,521	\$ 21,000		
Grand Total A. Special Budget	\$ 2,000,000	\$ 3,645,376	\$ -	#REF!
Summary by category				
Staffing	\$ 839,472	\$ 1,530,096	\$ -	\$ -
Technology	\$ 181,754	\$ 331,280	\$ -	\$ -
Experts	\$ 967,253	\$ 1,763,000	\$ -	\$ -
Special Master	\$ 11,521	\$ 21,000	\$ -	\$ -
Total	\$ 2,000,000	\$ 3,645,376	\$ -	\$ -

B. Absorbed Costs

	2003 Budget	Expenditure this quarter	Cummulative YTD Expenditure
Attorney			
Tony Savage (retained by defendant)	NA		NA
Mark Prothero (ACA)	\$ 108,222.00		
Todd Gruenhagen (ACA)	\$ 104,982.00		
Clerk			
ACA	\$ 47,000.00		
Paralegal			
ACA	\$ 63,000.00		
Grand Total Part 2. Absorbed Costs	\$ 323,204.00	\$ -	\$ -

Ridgeway Defense Team Budget - 2003 and 2004 - Fulfills proviso requirements 4 and 5

Part 1. 2003 Budget, 2003 Supplemental Appropriations and 2004 Estimated Budget
A. Special Budget

	Hourly Rate	Hrs per month	Monthly cost	2003		2003 Adjustments	YTD Appropriation	2004 Estimated Budget
				Appropriated Budget	Budget Need			
Attorney								
Michelle Shaw	\$ 75	160	\$ 12,000	\$ 80,979	\$ 147,600		\$ 80,979	\$ 151,290.00
Eric Lindell (5.5 months)	\$ 75	160	\$ 12,000	\$ 80,979	\$ 147,600		\$ 80,979	\$ 151,290.00
Fred Lentleman (5.5)	\$ 75	160	\$ 12,000	\$ 80,979	\$ 147,600		\$ 80,979	\$ 151,290.00
Dave Roberson (5)	\$ 75	160	\$ 12,000	\$ 80,979	\$ 147,600		\$ 80,979	\$ 151,290.00
Suzanne Elliot (0.5 FTE for 5)	\$ 75	160	\$ 12,000	\$ 80,979	\$ 147,600		\$ 80,979	\$ 151,290.00
Subtotal Attorney			\$ 738,000	\$ 404,897	\$ 738,000		\$ 404,897	\$ 756,450.00
Investigator								
ACA	\$ 40	160	\$ 6,400	\$ 19,202	\$ 35,000		\$ 19,202	\$ 35,000.00
Lend Inv	\$ 30	160	\$ 4,800	\$ 43,189	\$ 78,720		\$ 43,189	\$ 80,688.00
Inv 1	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Inv 2	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Inv 3	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Inv 4	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Inv 5	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Inv 6	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Travel	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Subtotal Investigator			\$ 492,960	\$ 270,458	\$ 492,960		\$ 270,458	\$ 503,784.00
Clerk								
Transcriptionist	\$ 32	160	\$ 5,120	\$ 34,551	\$ 62,976		\$ 34,551	\$ 64,550.40
Subtotal Clerk			\$ 62,976	\$ 34,551	\$ 62,976		\$ 34,551	\$ 64,550.40
Paralegal								
Para 1	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Para 2	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Para 3	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Para 4	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Para 5	\$ 30	160	\$ 4,800	\$ 32,392	\$ 59,040		\$ 32,392	\$ 60,516.00
Subtotal Paralegal			\$ 236,160	\$ 129,567	\$ 236,160		\$ 129,567	\$ 242,064.00
Technology								
Technology				\$ 181,754	\$ 331,280		\$ 181,754	\$ 345,000.00
Experts				\$ 967,253	\$ 1,763,000		\$ 967,253	\$ 1,203,000.00
Special Master	\$ 175	10	\$ 1,750	\$ 11,521	\$ 21,000		\$ 11,521	\$ 15,000.00
Grand Total Part 1. Special Budget			\$ 3,645,376	\$ 2,000,000	\$ 3,645,376		\$ 2,000,000	\$ 3,129,848.40
Summary by category								
Staffing			\$ 839,472	\$ 1,510,096			\$ 839,472	\$ 1,566,848.40
Technology			\$ 181,754	\$ 331,280			\$ 181,754	\$ 345,000.00
Experts			\$ 967,253	\$ 1,763,000			\$ 967,253	\$ 1,203,000.00
Special Master			\$ 11,521	\$ 21,000			\$ 11,521	\$ 15,000.00
Total			\$ 2,000,000	\$ 3,645,376			\$ 2,000,000	\$ 3,129,848.40

*assumes 2.5% COLA

B. Absorbed Costs

	2003		2003 Adjustments	YTD Appropriation	2004 Estimated Budget
	2003 Budget	Budget Need			
Attorney					
Tony Savage (retained by defendant)		NA		NA	NA
Mark Prothro (ACA)	\$ 108,222.00			\$ 108,222.00	\$ 110,928.00
Todd Gruenlagen (ACA)	\$ 104,982.00			\$ 104,982.00	\$ 107,607.00
Clerk					
ACA	\$ 47,000.00			\$ 47,000.00	\$ 48,175.00
Paralegal					
ACA	\$ 63,000.00			\$ 63,000.00	\$ 64,575.00
Grand Total Part 2. Absorbed Costs	\$ 323,204.00			\$ 323,204.00	\$ 331,285.00

**RIDGWAY DEFENSE BUDGET FOR 2002 –
PROCESS AND RATIONALES**

BACKGROUND: CHALLENGES FOR THE DEFENSE

As in most criminal cases, the defense challenges are defined by the prosecutor's decisions. The State's Certification of Probable Cause and the 2001 Affidavit in Support of a Search Warrant outline the King County Deputy Prosecutors' preliminary statement of their case. They refer to a far-ranging, active 20 year investigation which in fact involved some 50 detectives. Mr. Ridgway himself "came to the attention of the Green River Task Force" in 1983.

These documents also make clear that the State's case depends on linking the defendant to many other homicides than the four charged. Sophisticated DNA testing reveals a "partial profile ...consistent with coming from Ridgway" in one case, that Ridgway cannot be eliminated" in another case, and that a "match" has been declared in a third case, which would indicate sexual intercourse with the victim. Beyond that, a mass of circumstances is outlined involving numerous witnesses, disappearances, the defendant's familiarity with geographic areas where bodies were dumped, etc. It is clear that the State intends to introduce broad pattern evidence about numerous victims.

Furthermore, four aggravated murder charges are joined in one Information based on the allegation that all four "murders were part of a common scheme or plan," which is also the aggravating factor relied on to justify the death penalty on each count. Pattern evidence will therefore be relevant in a number of different ways for the defense: to rebut joinder; to disprove the four murder charges; to disprove the defendant's involvement in uncharged crimes about which the State will introduce evidence; and to mitigate punishment based on the common scheme aggravating factor. In short, the pleadings to date make clear that the common scheme or plan will be expanded by the State to all prior act evidence it seeks to introduce. For the defense it may indeed be broader: it may be admissible to show that another suspect committed one or more of the uncharged "Green River" murders, or indeed similar homicides that the State has not included on the Green River list. This does not mean that the defense must investigate the approximately 300 individuals the King County Sheriff's Office included on its "A list" of suspects. It does mean, though, that evidence that someone else committed some of the Green River murders may be admissible at trial, and possibly at the sentencing phase under a lesser evidentiary standard.

The Sheriff and King County Prosecutor have requested substantial investments beyond what their staffs can absorb. In addition, they deem this investigation to justify extraordinary expenses. For instance, they recently hired a nationally preeminent forensic anthropologist to examine a bone chip rather than rely on the forensic anthropologist on staff at the Medical Examiner's Office. While the defense clearly has a different job to do, caselaw makes clear that the defense has a constitutional duty to

explore thoroughly the prosecution's investigation, that which was compiled from 1980 until now, and recent efforts. The defense must be prepared to critique what is done by the Sheriff and Prosecutor and to follow leads which they may abandon that might be exculpatory.

Moreover, it is in the defense as well as the public interest to allow sufficient resources for a relatively speedy resolution of this case. Otherwise there will be a turnover of investigative and legal personnel that will require further delays and costs. Obviously a reversal on appeal for inadequate defense will also be costly and take a terrible toll on all involved.

NEED FOR EXPERTS:

OPD and the Special Master appointed by the court have examined specific funding requests by the defense and attempted to pare those down to what is constitutionally and practically required to carry through 2003 in light of the legal issues presented by the Prosecutor's choices in this case.

Crafting a reasonable budget for technology needs required quite a bit of critical examination and time. This most costly expenditure is well underway and the budget for 2003 is less than half of that for 2002. It was always anticipated that the budget for this expert would decrease in the second and third years as the million plus documents are properly coded into the database.

The budget for other experts, however, will rise substantially in 2003. First, it is critical to appoint these experts now, as almost all of them must begin their work in the very near future. This case involves over forty crime scene investigations in various locations in King County, with victims in varying degrees of decomposition. The experts must review the forensic evidence gathered in the case, review the work done by the State's various experts, consult with and advise defense counsel, prepare defense counsel to cross-examine State's witnesses, conduct their own scientific testing or retesting of certain evidence, provide expert testimony at trial and hearings. Preparation for the sentencing phase must begin almost as soon and standards here are very high for adequate assistance of counsel. Sentencing involves an additional set of experts.

Review of proposed 2003 expenditures by OPD and the Special Master began in approximately May 2002. The defense submitted legal bases and practical needs for proposed experts. They were required to justify each expense: why it was needed, what specific work was proposed, what specific relevance it had to a legal defense, what the expert's rates were, what possibilities there were for reducing the expenditures. Reductions in some anticipated expenses were made through this process.

This process was concluded in late July, with a submission to the Executive of estimated costs at that time. The expenses recently submitted are in a few cases somewhat less, but very close to those July totals.

Please let me know if I can be of further assistance within the limits of the privileges I must uphold.

Katrina C. Pflaumer
10/31/02

OFFICE OF THE PROSECUTING ATTORNEY
KING COUNTY, WASHINGTON

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Attachment R
State v. Ridgway: The Prosecuting Attorney's Office
Resources, Staffing Plan, and Proviso Response

I. INTRODUCTION

The final 2003 budget ordinance approved by the Metropolitan King County Council requires that the Prosecuting Attorney's Office (hereinafter the PAO) submit a plan to the Council identifying at a minimum the following:

- 1) A description and schedule for each stage of the case anticipated in 2003, 2004, and thereafter, explaining what each stage is and detailing the prosecutorial staff and resources needed for the prosecution of the case in each stage;
- 2) For each stage of the case, a description of the investigative support needed for the prosecution of the case;
- 3) The prosecutor's plans for the phase-out of staff and resources as each stage of the case is completed and how any unused resources shall be reported;
- 4) A staffing model and line-item budget for the prosecutorial and investigative resources associated with the case for 2003, detailing the status of all positions and how resources are projected to be used throughout the year, against which actual expenditures can be compared;
- 5) Detail on revenues for 2003, including a description of any limitations on how such revenue can be used, and
- 6) A format for a quarterly report to the council that would fully identify actual expenditures on staff and resources utilized for the prosecution of the case; report on revenues received and projected, and update the staffing model;
- 7) Quarterly reports and also due reporting the actual expenditures associated with the case on 2 June, 2003 and 30 days after the end of each quarter thereafter;
- 8) The PAO shall also work with the budget office such that the transmittal of the executive's annual proposed budget will include a report identifying (1) a proposed staffing model and line item budget for the prosecutorial and investigative resources associated with the case for 2004, detailing how resources are projected to be used throughout the year, against which actual expenditures can be compared; and (2) detail on any projected revenue proposed to support the 2004 expenditures, including a description of any limitations on how the revenue can be used;

This report will address each of the topics raised within the budget provisos.

II. DESCRIPTION AND SCHEDULE OF THE CASE

"A description and schedule for each stage of the case anticipated in 2003, 2004, and thereafter, explaining what each stage is and detailing the prosecutorial staff and resources needed for the prosecution of the case in each stage"

At the request of the prosecution (and over the objection of the defense), the Court has set a trial date of 16 March 2004. The Court has set a number of pretrial motions to be heard throughout 2003 and up until the trial date. In addition, over the next year, there are regularly scheduled monthly status conference hearings and briefing deadlines.

The prosecution's resources will be devoted to trial preparation up until the trial date. Among the tasks that the prosecution must perform include: interviewing potential witnesses, reviewing and examining possible evidence, preparing briefing for pretrial and trial issues, responding to defense demands for additional discovery, arranging and attending defense interviews of prosecution witnesses, arranging and attending defense reviews of evidence items and records, and interviewing and investigating defense proposed witnesses. Likewise, the prosecution expects to incur significant expense in retaining various experts relevant to issues in the case. During all this time, the prosecution must produce new discovery to the defense when the investigators generate it.

Beginning in March of 2004, the prosecution will be in trial in this case and responsible for presenting the evidence for the case. At this point, it is impossible to estimate the length of the trial.

Absent a new development in the case, the prosecution anticipates that the current staffing level should be sufficient to prepare for and handle the trial in this matter. That being said, there are a number of matters outside the prosecution's control that could negatively impact the prosecution's resources. For example, the defense has repeatedly indicated their intent to move to compel tens of thousands of pages of additional discovery from the prosecution. Such a motion, if granted, could consume significant additional prosecution resources.

III. INVESTIGATIVE SUPPORT NEEDED FOR EACH STAGE

"For each stage of the case, a description of the investigative support needed for the prosecution of the case"

The prosecution team will need significant investigative support from the King County Sheriff's Office throughout the trial preparation stage and trial. Investigators must continue with their investigation into charged cases and other relevant matters. The prosecution relies upon detectives to locate and interview potential witnesses, evaluate new tips, arrange for reviews of evidence, and prepare new documents for the discovery process. The prosecution anticipates that the defense, during the pretrial interview process, will consume considerable time and resources of numerous King County detectives.

IV. EVENTUAL PHASE-OUT OF PROSECUTION TEAM

The prosecutor's plans for the phase-out of staff and resources as each stage of the case is completed and how any unused resources shall be reported;

Upon conclusion of the trial and any sentencing disposition, optimistically predicted for sometime during 2004, the PAO will begin to place members of the Ridgway trial team back within sections of the Criminal Division. We will manage this staff absorption through attrition and careful planning.

If the defendant is convicted, the appellate process is certain to rival the trial process in scope and resource consumption. The State of Washington will bear the responsibility to provide appellate services to the defendant, not King County's OPD. The PAO will need to devote sufficient staff to handle the appeals and post-conviction motions and petitions. We anticipate returning to the Council and Executive with a plan for extraordinary appellate resources at the appropriate time.

V. STAFFING MODEL

A staffing model and line-item budget for the prosecutorial and investigative resources associated with the case for 2003, detailing the status of all positions and how resources are projected to be used throughout the year, against which actual expenditures can be compared;

When charges were first filed in this case, the PAO pledged to assign two deputies full-time to this case from within the PAO budget. As the complexity of the case became evident, and the defense resources grew, the Council approved, through a series of supplemental appropriations, additional prosecution team members. The authorized prosecution team consists of:

- Six deputies (2 from PAO regular budget)
- Four paralegals
- One discovery coordinator
- One computer and database coordinator
- One legal secretary

The FTE appropriation and actual costs of these positions is reflected in the chart below:

FTE	Position	New 2003 Appropriation	Absorbed in Base.
1.0	Sr. Deputy 1		\$ 132,757 Baird
1.0	Sr. Deputy 2		\$ 122,786 Eakes
1.0	Sr. Deputy 3	\$ 119,092	McDonald
1.0	Deputy 1	\$ 73,191	O'Donnell
1.0	Deputy 2	\$ 73,191	Goodhew
1.0	Deputy 3	\$ 73,191	Vacant
1.0	Legal Svcs. Supervisor	\$ 64,354	Rosa
1.0	Paralegal	\$ 61,800	Gross, Lisa
1.0	Paralegal	\$ 61,800	Vacant
1.0	Paralegal	\$ 61,800	Vacant
1.0	Computer Coordinator	\$ 95,000	Organ, Elycia
1.0	Discovery Coordinator	\$ 61,800	Murphy, Lisa
1.0	Legal Secretary	\$ 61,800	Sanders, Erin
13.0			
	Legal Services	\$ 238,575	
	Total 2003 Ridgway Appropriation	\$ 1,045,594	\$ 255,543

1. Vacancies Held to Pay for Subjective Coding of Discovery

The vacant positions are presently being held open to fund the discovery coding operation. During the various appropriation actions last year, the defense received over \$780,000 to further enhance the discovery database provided by the prosecution. The PAO received money for the scanning of hundreds of thousands of documents, but only to create a shared database that has been given to the defense. The basic database does not permit the kind of searching and organization of discovery and pleadings that will be necessary to prepare and conduct this trial.

We have determined that we cannot be in a position where the defense is able to build a sophisticated searchable discovery database and the prosecution must rely on a database that is not searchable. We are managing an in-house coding project utilizing temporary help to achieve some level of searchability in the database. When it is completed it will not rival the defense product, but will nevertheless be adequate to permit the location of key documents in the case.

2. Vacancies Will Be Filled Upon Completion of Coding Project

Our staffing plan calls for the vacant staff and deputy positions to be filled as soon as the coding project is completed. It is our intention to be up to full strength by late Spring, anticipating the huge volume of work that must be completed in order to meet the March 2004 trial deadline.

VI. PAO REVENUE EFFORTS FOR THE RIDGWAY PROSECUTION

Detail on revenues for 2003, including a description of any limitations on how such revenue can be used,

The PAO has retained the services of a professional grant writer who is familiar with federal law enforcement grants. The grant writer was specifically asked to look for grant opportunities that would aid in the prosecution of the Ridgway case.

The great majority of current grant opportunities are funded by federal dollars and deal with improvements to Homeland Security. In an attempt to capture federal grant monies, our grant writer made an attempt to link the prosecution of the Ridgway case to future Homeland Security priorities. The grant writer prepared an argument that the prosecution of the Ridgway case could serve as an important model to state and federal prosecutors who are faced with prosecuting large, complex and unique terrorism cases. A Homeland Security case might well share similar challenges as in the present case, such as a high volume of documents, forensic sciences, and the need to identify and document patterns of behavior over time and multiple locations, and reliance on significant amounts of circumstantial evidence. Unfortunately, the grant writer was unable to find any grant opportunities where the requirements could be stretched to fit the prosecution of this case. The search for grants will continue, but so far, has not proven fruitful.

The Local Law Enforcement Block Grants (LLEBG) received by the county have been devoted to offsetting the costs of prosecuting this case. The amount assigned to the PAO grants fund is \$524,663 to be expended by October 2004. This will provide a significant amount of relief to the county's current expense fund.

VII. FORMAT FOR QUARTERLY REPORT

A format for a quarterly report to the council that would fully identify actual expenditures on staff and resources utilized for the prosecution of the case, report on revenues received and projected, and update the staffing model

Quarterly reports and also due reporting the actual expenditures associated with the case on 2 June, 2003 and 30 days after the end of each quarter thereafter

The draft format is attached as Appendix A.

VIII. 2004 ANTICIPATED EXPENDITURES

The PAO shall also work with the budget office such that the transmittal of the executive's annual proposed budget will include a report identifying (1) a proposed staffing model and line item budget for the prosecutorial and investigative resources associated with the case for 2004, detailing how resources are projected to be used throughout the year, against which actual expenditures can be compared; and (2) detail on any projected revenue proposed to support the 2004 expenditures, including a description of any limitations on how the revenue can be used;

1. Staffing

No staff additions will be sought for 2004, barring unanticipated events. The significant difference between the 2003 and 2004 budgets will be the need to pay for trial associated costs particularly trial expert witnesses.

2. Expert Witnesses

In 2003, the defense received \$768,000 to retain expert witnesses to review and question the work of state forensic evidence. In 2004, the defense has requested an additional appropriation of well over \$1million for expert witnesses. It is not clear how the defense intends to spend this vast sum of money, but it is certain that the defense expert witness fund will drive up PAO trial costs, both in the need to interview and depose these witnesses, and in securing reliable state experts to counter testimony anticipated from the defense experts.

While we know for sure that we will incur costs for expert witnesses in the preparation and presentation of the trial, the PAO has not received any specific funds for these services. We will develop a budget for trial costs in time for inclusion in the 2004 county budget process.

2003 Ridgway Quarterly Report**Exhibit A****Sample Report Format**

FTE	Positions in 2003		2003 Actual		2003 Budget		2003 Total		2004 Projected		2004 Budget		2004 Total	
	Appropriation	New 2003 Appropriation	Actual FTEs	Actual Budget	Absorbed in Base	Budget	Actual Budget	2004 FTEs	2004 Budget	Absorbed in Base	Budget	Absorbed in Base	Budget	Projected Budget
1.0 Deputy 1		\$ 59,546	1.0 Sr. Deputy	\$ 114,563		\$ 114,563	\$ 114,563	1.0	\$ 118,573		\$ 118,573		\$ 118,573	
1.0 Deputy 2		\$ 59,546	1.0 Deputy 1	\$ 80,620		\$ 80,620	\$ 80,620	1.0	\$ 83,442		\$ 83,442		\$ 83,442	
1.0 Deputy 3		\$ 97,287	1.0 Deputy 2	\$ 61,747		\$ 61,747	\$ 61,747	1.0	\$ 63,908		\$ 63,908		\$ 63,908	
1.0 Deputy 4		\$ 97,287	1.0 Deputy 3			\$ -	\$ -	1.0	\$ 100,692		\$ 100,692		\$ 100,692	
1.0 Database Deputy		\$ 120,000	1.0 Computer Coordinator	\$ 72,385		\$ 72,385	\$ 72,385	1.0	\$ 74,919		\$ 74,919		\$ 74,919	
1.0 Legal Svcs. Supervisor		\$ 64,353	1.0 Legal Svcs. Supervisor	\$ 67,788		\$ 67,788	\$ 67,788	1.0	\$ 70,160		\$ 70,160		\$ 70,160	
1.0 Paralegal		\$ 61,800	1.0 Paralegal	\$ 55,976		\$ 55,976	\$ 55,976	1.0	\$ 57,936		\$ 57,936		\$ 57,936	
1.0 Paralegal		\$ 61,800	1.0 Paralegal			\$ -	\$ -	1.0	\$ 63,963		\$ 63,963		\$ 63,963	
1.0 Paralegal		\$ 61,800	1.0 Discovery Coordinator	\$ 65,233		\$ 65,233	\$ 65,233	1.0	\$ 67,516		\$ 67,516		\$ 67,516	
1.0 Legal Secretary		\$ 61,800	1.0 Legal Secretary	\$ 51,441		\$ 51,441	\$ 51,441	1.0	\$ 53,241		\$ 53,241		\$ 53,241	
1.0 Legal Secretary		\$ 61,800	1.0 Sr. Deputy			\$ 132,757	\$ 132,757	1.0	\$	\$ 137,403	\$ 137,403	\$ 137,403	\$ 137,403	
			1.0 Sr. Deputy			\$ 122,786	\$ 122,786	1.0	\$	\$ 127,084	\$ 127,084	\$ 127,084	\$ 127,084	
			Extra Help	\$ 80,000		\$ 80,000	\$ 80,000		\$ 50,000		\$ 50,000		\$ 50,000	
Trial Costs		\$ 238,575	Trial Costs	\$ 395,841		\$ 395,841	\$ 395,841		\$ 370,000		\$ 370,000		\$ 370,000	
11.0 Total 2003 Ridgway Budget		\$ 1,045,594	13.00	\$ 1,045,594		\$ 1,045,594	\$ 1,221,137	12.0	\$ 1,174,349		\$ 1,174,349		\$ 1,438,836	

Note: A Paralegal and Deputy position being held vacant until beginning of trial.
A paralegal and legal secretary position combined to create a Discovery Coordinator position.

Attachment T

Type of Request (check one):

- Supplemental Appropriation
- Budget Reappropriation (2nd Quarter Only)
- Technical Budget Correction (2nd Quarter Only)

Fund#	0500	Dept#	8907	LowOrg#	8907	Ord Section		Code		Title of Request	Vendor	Description
CX				Ridgway Prosecution Carryover		Ridgway Prosecution Carryover		Ridgway Prosecution Carryover		Ridgway Prosecution Carryover		Carryover of 2002 Ridgway Supplemental Appropriation Savings

WORKSHEET

			Expenditures		Revenues		Please provide an explanation as to the necessity for your request.
			Account	FTE	Amount	Org	
8907	53101	0	150,144				Carryover funds will be required for retaining expert witnesses for the ongoing investigation of Ridgway.
TOTAL		0	150,144	TOTAL		0	
CX Expenditures Impact:			150144	Revenues:			

Authorized Signature from Department _____

Phone Number: _____

296-9705

Date _____

25-Feb-03

For Budget Office Use Only

Budget Analyst _____

Approval: _____

Budget Supervisor

Approval: _____

Comments: _____

PLEASE RETURN SEPARATE FORMS FOR EACH OF YOUR REQUESTS TO THE BUDGET OFFICE

Ridgway Reconciliation

(Budget minus Expenditures)

	2002 Salary	2002 Benefits	2002 Totals	Adj. Totals for Ridgway
Sr. Deputy 1	\$ 112,000.00	\$ 18,092.77	\$ 130,092.77	\$ 130,092.77
Sr. Deputy 2	\$ 100,364.75	\$ 17,801.94	\$ 118,166.69	\$ 118,166.69
Sr. Deputy 3	\$ 92,843.36	\$ 17,645.01	\$ 110,488.37	\$ 110,488.37
Legal Svcs. Super.	\$ 51,605.42	\$ 13,617.51	\$ 65,222.93	\$ 65,222.93
Deputy 1	\$ 44,408.18	\$ 13,786.75	\$ 58,194.93	\$ 29,097.47
Deputy 2	\$ 54,328.54	\$ 14,713.57	\$ 69,042.11	\$ 14,383.77
Computer Coordina	\$ 7,339.64	\$ 1,480.60	\$ 8,820.24	\$ 8,820.24
Database Admin.	\$ 4,113.32	\$ 1,181.63	\$ 5,294.95	\$ 5,294.95
Legal Secty.	\$ 33,662.81	\$ 13,160.55	\$ 46,823.36	\$ 7,803.89
Extra Help			\$ 25,906.86	\$ 27,888.73
Total Salaries & Benefits			\$ 638,053.21	\$ 517,259.82
Supplies				\$ 14,822
Mileage				\$ 4,956
Witness Expenses				\$ 2,635
Miscellaneous				\$ 1,285
Imaging Project				\$ 1,137,091
Software				\$ 16,864
Equipment				\$ 35,904
Total O & M Expenses			\$ -	\$ 1,213,558
Total 2002 Ridgway Expenditures				\$ 1,730,818
			Total 2002 Budget	\$ 1,880,961
			Savings	\$ 150,144

2003 Omnibus Nomination Form

Type of Request (check one):

- Supplemental Appropriation
 Budget Reappropriation (2nd Quarter Only)
 Technical Budget Correction (2nd Quarter Only)

Fund#	Dept#	LowOrg#	Ord Section	Code	Title of Request	Vendor	Description
CX	0500	8907			4th Qtr. 2002 Coding Invoices	PG&E	
CX	0500	8907			4th Qtr. 2002 Coding Invoices	Chameleon	

WORKSHEET

Org	Expenditures		Revenues		Please provide an explanation as to the necessity for your request.
	Account	FTE	Account	Amount	
8907	53101	0			Invoices from 4th Qtr 2002 vendors doing the work for the document imaging project. Request is to carryover 2002 funds to pay for this work.
TOTAL		0		71,600	
CX Expenditures Impact:		71600	Revenues:	0	

Authorized Signature from Department _____

Phone Number: _____

296-9705

Date _____

25-Feb-03

For Budget Office Use Only

Budget Analyst Approval: _____

Budget Supervisor

Approval: _____

Comments: _____

PLEASE RETURN SEPARATE FORMS FOR EACH OF YOUR REQUESTS TO THE BUDGET OFFICE

4th Quarter 2002 Invoices for Ridgway Coding Project

Preston, Gates & Ellis	October	\$23,746.07	
Preston, Gates & Ellis	November	\$ 4,792.50	
Preston, Gates & Ellis	December	<u>\$ 1,493.92</u>	
	Subtotal:		\$ 30,032.49

Chameleon Data	October	\$14,602.43	
Chameleon Data	November	\$ 9,760.70	
Chameleon Data	December	<u>\$17,204.23</u>	
	Subtotal:		\$ 41,567.36

Grand Total			<u><u>\$ 71,599.85</u></u>
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King County Sheriff's Office
Green River Homicides Investigation
Ordinance 14517 – Proviso Response
February 14, 2003

The present Green River Homicides Investigation (GRHI) team was formed in September-October of 2001 as the result of a DNA match with defendant Gary Ridgway. As of this time (February 2003), DNA matches and other information have allowed prosecutors to charge him with 4 of the 49 "official" Green River Homicide matters.

After the arrest in late November of 2001, the GRHI team was expanded and presently numbers 21: 1 KCSO captain; 2 KCSO sergeants; 8 KCSO detectives (supported by GRHI funding); 2 GRHI detectives (paid for as absorbed KCSO costs); 1 loaned Seattle Police detective; 1 loaned Port of Seattle Police detective; 5 professional staff (in a variety of functions); and 1 Program Project Manager (paid for as absorbed KCSO costs). As part of the initial team formed prior to the time of arrest, the GRHI had a loaned detective from the Bainbridge Island Police Department. The Seattle Police detective came to the investigation shortly after the arrest in 2001. The Port of Seattle detective joined the efforts in early 2002, at approximately the same time as the Bainbridge representative was requested back to that agency.

Attached please find the court schedule for 2003 and 2004 regarding the Ridgway matter. There is a critical deadline for the charging of the group of core cases against Mr. Ridgway, that being the end of March 2003. At this time the Sheriff's Office investigative efforts continue to focus on those cases already charged and on uncovering any information or evidence that would allow for the charging of additional counts as part of this body of cases.

Attached please also find the present organizational chart for the Green River Homicides Investigation. The general function of the assigned investigators is described therein. As the March 2003 charging date passes and the focus naturally shifts to the group of charged cases, the Sheriff and GRHI command will review and assess the staffing assignments and needs. There is already in place a strategy to reduce one (1) absorbed detective position by the end of first quarter 2003. The changes in roles/responsibilities will be reflected in updates to the org chart after March. The Sheriff and GRHI team remain committed to a continuing thorough and comprehensive review of all Green River matters and any case with the potential of a relation to the Green River homicides. The GRHI management and supervision will continue to monitor investigators' work product and assignments to insure quality, timeliness and necessity of the investigative steps. As any additional attrition (beyond that referred to above) occurs among the workgroup, a critical analysis of the need for replacement will be undertaken. This could potentially result in a reduction of one (1) Sergeant position by the second quarter of this year. The GRHI supervision also has a methodology in place for the shifting of primary investigative responsibility of a case to the Sheriff's Office Major Crimes Unit (or other appropriate agency) should an unrelated suspect in a peripheral matter be identified.

Any further discussion of a significant reduction in workforce (or projection thereof) is premature at this time. It is important to note here that a general shifting of focus to a group of charged cases does not necessarily equate to a major reduction in the Sheriff's GRHI work.

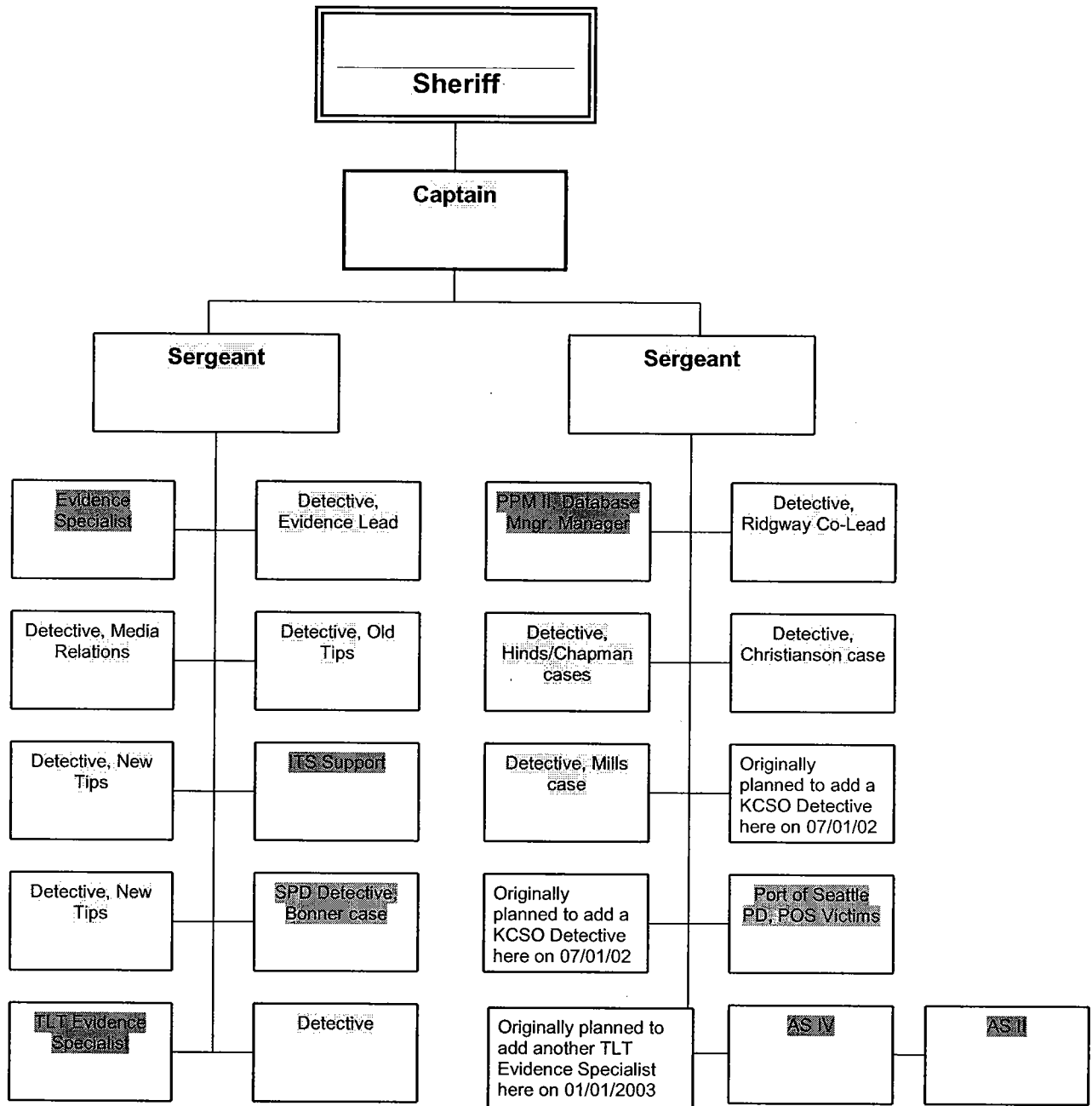
King County Sheriff's Office
Green River Homicides Investigation
Ordinance 14517 – Proviso Response
February 14, 2003

Demands by the Prosecuting Attorney's Office staff on investigators' time will only increase as the trial date draws closer. And there is no lessening in the need for continued work on projects (key to the core cases) and the review of potentially related matters. These are the responsibility of the Sheriff's investigative team and remain important and time-critical. Investigative processes must be considered, as well as our support of the Prosecuting Attorney's trial strategies.

Attachments:

- 1) Ridgway Hearing Dates
- 2) GRHI Staffing Chart
- 3) 2003-2004 Quarterly Report
- 4) Final 2002 GRHI Costs

Attachment V - Green River Homicides Investigation



Yellow = KCSO Commissioned Staff

Green = KCSO Professional Staff

Blue = Loaned Outside Agency Commissioned Staff

Red = Planned additional staff. Not funded or filled at this time.

Notes:

- One KCSO Det. (since 02/16/02) and One KCSO Det. (since 07/01/02) positions are not funded. Both are being absorbed by KCSO.
- One civilian Evidence Specialist joined the GRHI as a TLT on 11/20/2002.
- A new Captain was reassigned to the GRHI on 01/16/2003 to replace incumbent Captain who is retiring on 01/31/2003.

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FILED

KING COUNTY WASHINGTON

JAN 09 2003

SUPERIOR COURT CLERK

BY MEGAN C. MONTGOMERY

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

vs.

GARY RIDGWAY,

Defendant,

No. 01-1-10270-9 SEA

ORDER SETTING DATES FOR
STATUS CONFERENCES AND
MOTIONS

This Court, having reviewed the State's Proposed Hearing Schedule, the Defense
Objection and Memorandum re: Proposed Case Schedule, the State's Revised Hearing Schedule,
the Defendant's Objection and Second Memorandum re: Proposed Case Schedule, the State's
Response thereto, and having heard the arguments from respective counsel, hereby orders:

In addition to the dates previously set in the Court's October 18, 2002 order, the
following dates shall apply to future status conferences and motions:

- 5/23/03 Status Conference
 Defense Motion re: Bill of Particulars
- 6/20/03 Status Conference
 Defense Motions challenging the Death Penalty/Aggravating Factor

ORDER SETTING DATES FOR STATUS
CONFERENCES AND MOTIONS - 1

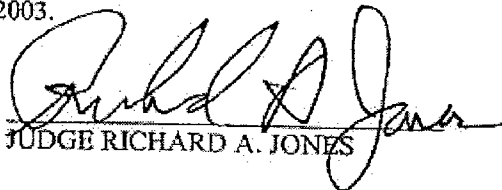
Norm Maleng, Prosecuting Attorney
W554 King County Courthouse
516 Third Avenue
Seattle, Washington 98104
(206) 296-9000
FAX (206) 296-0955

- 1 7/18/03 Status Conference
State's tentative list of evidence to be offered under ER 404(b)
- 2
- 3 8/15/03 Status Conference:
- 4 9/12/03 Motions re: ER 404(b) evidence offered by the State or Defense
- 5 9/19/03 Status Conference
Defense Motion for Change of Venue
- 6 ~~9/29/03~~ ^{9/29/03} CrR 3.5 motion
- 7 10/17/03 Status Conference
Deadline for preliminary witness lists for the State and Defense
- 8
- 9 10/20/03 CrR 3.6 motion
- 10 10/27/03 Defense motion to sever
- 11 11/21/03 Status Conference:
- 12 12/19/03 Status Conference:
Defense motions re: DNA evidence
Deadline for completion of witness interviews
- 13
- 14 1/16/04 Status Conference:
State and Defense's Jury Questionnaires due
Miscellaneous motions in limine re: guilt phase
- 15
- 16 2/20/04 Status Conference:
State's and Defense's Proposed Jury Instructions due
Miscellaneous motions in limine re: penalty phase
- 17
- 18 3/16/04 Trial

19 The briefing schedule for pretrial motions shall be as follows: the moving party's opening
20 brief shall be due 6 weeks prior to the scheduled hearing date, the opposing party's response
21 brief shall be due 2 weeks prior to the scheduled hearing date, and moving party's reply brief

1 shall be due 1 week prior to the scheduled hearing date.

2 DATED this 3rd day of January, 2003.

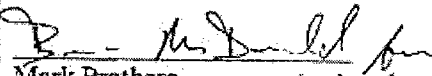
3
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5 JUDGE RICHARD A. JONES

6 Prepared By:

7 

8 Brian M. McDonald
9 WSBA # 19986
10 Senior Deputy Prosecuting Attorney
11 King County Prosecuting Attorney's Office

12 Approved for entry:

13 
14 Mark Prothero
15 WSBA # 12400 *per telephone*
16 Attorney for Defendant *authorization*
17 *on 12/23/02*

**Attachment X -- King County Sheriff's Office
Green River Homicides Investigation
Final Expenditure Report - 2002**

Class	Account	Account Description	Budget	Y-T-D Expenditure ¹	Encumbrance	Y-T-D Additional Backfill Costs ²	Balance
51100	51110	Regular Salaried Employee	696,119.00	\$ 428,708.16		\$ 165,576.00	\$ 101,834.84
51100	51130	Overtime	50,397.00	48,702.12		244,566.00	(242,871.12)
51100	51142	Longevity		10,875.37			(10,875.37)
51100	51145	Master Officer Pay		236.76			(236.76)
51100	51146	Education Incentive Pay		1,494.02			(1,494.02)
51100	51149	Patrol Premium Pay		690.88			(690.88)
51100	51151	Field Training Officer Pay		109.28			(109.28)
51100	51156	Holiday Pay Public Safety		665.35			(665.35)
51100	51158	Detective Pay Premium	37,818.00	6,465.55		31,080.00	272.45
51100		Account Class Total	784,334.00	497,947.49	-	441,222.00	(154,835.49)
51300	51310	Medical/Life Ins. Benefits	54,200.00	38,454.38			15,745.62
51300	51315	Flex Benefit Combined Chg.	47,011.00	16,824.91		52,652.40	(22,466.31)
51300	51320	OASI	41,363.00	36,840.17		33,753.48	(29,230.65)
51300	51330	Retirement	18,331.00	9,940.56		12,618.95	(4,228.51)
51300	51333	ER Retirement-return to work					-
51300	51340	Industrial Insurance	23,144.00	14,467.33		7,496.00	1,180.67
51300	51360	Dental Benefits	13,602.00	8,199.81			5,402.19
51300	51380	Uniform Clothing Allowance	36,000.00			30,000.00	6,000.00
51300		Account Class Total	233,651.00	124,727.16	-	136,520.83	(27,596.99)
52000	52110	Office Supplies		39,609.93			(39,609.93)
52000	52180	Other Minor Office Furn/Eq		28,068.15			(28,068.15)
52000	52207	Photographic Supplies		9,634.43			(9,634.43)
52000	52212	EDP Supplies		30,033.34			(30,033.34)
52000	52213	Law Enforcement Supplies		2,376.73			(2,376.73)
52000	52215	Publications-Under \$500 ea		620.80			(620.80)
52000	52223	Gasoline	20,000.00	3,181.23			16,818.77
52000	52290	Misc Operating Supplies	20,000.00	8,926.37			11,073.63
52000	52380	Other Minor Equip/Sm Tools		1,825.27			(1,825.27)
52000		Account Class Total	40,000.00	124,276.25	-	-	(84,276.25)
53000	53101	Legal Services		1,271.25			(1,271.25)
53000	53103	Medical Hosp & Ambul Svcs (DNA services)	500,000.00				500,000.00
53000	53105	Other Contract/prof Svcs (Forensic/new hire chgs.)	74,000.00	183,018.87		22,000.00	(131,018.87)
53000	53210	Telephone & Telegraph	25,000.00			28,000.00	(3,000.00)
53000	53310	Travel & Subsistence Exp		13,542.82			(13,542.82)
53000	53320	Freight & Delivery Svcs		3,877.79			(3,877.79)
53000	53390	Miss Transportation Costs		291.05			(291.05)
53000	53520	Electricity		25,730.88			(25,730.88)
53000	53530	Water & Related		547.68			(547.68)

**Attachment X -- King County Sheriff's Office
Green River Homicides Investigation
Final Expenditure Report - 2002**

Class	Account	Account Description	Budget	Y-T-D Expenditure ¹	Encumbrance	Y-T-D Additional Backfill Costs ²	Balance
53000	53540			813.34			(813.34)
53000	53620	Maint-Building	25,000.00	28,828.80			(3,828.80)
53000	53630	Repair/Maint-Equipment		9,342.47			(9,342.47)
53000	53690	Repair/Maint-Other		1,429.70			(1,429.70)
53000	53710	Rent-Structures & Grounds (Lease space)	128,000.00	130,681.54			(2,681.54)
53000	53720	Rent-Furniture & Fixtures		4,218.92			(4,218.92)
53000	53750	Rent-Transportation Equip (Lease vehicles)	105,000.00	102,668.57			2,331.43
53000	53770	Rent-Copy Machine	14,500.00	13,286.68			1,213.32
53000	53790	Rent-Other Equip & Mach		1,499.64			(1,499.64)
53000	53803	Memberships		2,192.71			(2,192.71)
53000	53806	Printing & Binding		77.69			(77.69)
53000	53810	Training		155.00			(155.00)
53000	53890	Miss Services & Charges (Bldg. security/DNA chgs)		107,114.33			(107,114.33)
53000		Account Class Total	871,500.00	630,589.73	-	50,000.00	190,910.27
55000	55025	ITS-Infrastructures Expend.		31,115.71			(31,115.71)
55000	55145	Facilities Management	60,837.00	10,434.20			50,402.80
55000	55352	Radio Services-General	8,519.00			4,000.00	4,519.00
55000		Account Class Total	69,356.00	41,549.91	-	4,000.00	23,806.09
56000	56720	Furniture	45,000.00				45,000.00
56000	56730	Office Equipment	10,000.00	8,896.58			1,103.42
56000	56740	EDP Equipment & Software (Laptops/server)	56,000.00	51,814.60		26,000.00	(21,814.60)
56000	56741	EDP Hardware		4,891.92			(4,891.92)
56000	56750	Transportation Equipment		3,500.00			(3,500.00)
56000	56770	Law Enforcement Equip	90,000.00	47,986.24			42,013.76
56000	56790	Misc Machinery & Equip	10,000.00				10,000.00
56000		Account Class Total	211,000.00	117,089.34	-	26,000.00	67,910.66
Low Org Total			2,209,841.00	\$ 1,536,179.88	\$ -	\$ 657,742.83	\$ 15,918.29

¹ Y-T-D Expenditures represent actual costs of some of the backfill positions that were added to the budget. As of June 2002, all deputy positions were filled with academy slots or lateral hires.

² Additional Y-T-D backfill costs represent those positions that are filling the TLT positions, which are paid elsewhere in the budget. In addition, there are OT backfill costs for those positions in the academy associated with the vacancies in reactive patrol due to GRHI transfers to the task force. Other noted backfill costs are those associated with the task force, which are paid out centrally in certain areas of the budget and not directly reflected under GRHI.

**Attachment Y
Green River Homicides Investigation**

Description	2003 Preliminary Proposed			2003 Tech. Adj. ²			2003 Final Adopted			2004 Budget Estimate			
	Budget	FTE	TLT	Budget	FTE	TLT	Budget	FTE	TLT	Budget	FTE	TLT	Anticipated Revenue
Captain	\$ 82,883	1.00		\$ 2,544			\$ 85,427	1.00		\$ 87,136	1.00		
Sergeant	126,110	2.00		14,015			140,125	2.00		72,164	2.00		
Detective	324,656	8.00		260,634	2.00		585,290	10.00		482,279	8.00		598,510 ⁴
LAN Administrator	41,118		1.00	822		1.00	41,940		1.00	42,779		1.00	
Admin Specialist IV	32,135		1.00	643		1.00	32,778		1.00	33,434		1.00	
Admin Specialist II	30,691		1.00	614		1.00	31,305		1.00	31,931		1.00	
Evidence Specialist	37,992		1.00	760		1.00	38,752		1.00	39,527		1.00	
PPM II, Database Manager	44,878		1.00	62,016	1.00	1.00	106,894	1.00	1.00	124,680	1.00	1.00	
Overtime	46,200			5,709			51,909			53,466			
Detective Pay	37,818						37,818			38,953			
Benefits	282,965			42,681			325,646			335,415			
Operational Supplies	21,000			5,000			26,000			26,000			
Gasoline	21,000						21,000			21,000			
DNA Services (Grant)	50,000						50,000			50,000			163,004
Travel				5,000			5,000			5,000			500,000
Lease Space	130,000						130,000			130,000			
Maint. - Bldg.	27,000						27,000			30,000			
Copier/Fax Rental	14,863						14,863			15,000			
Lease Vehicles	110,250						110,250			105,057			
COLA	8,637			(8,637)									
Budget Reserve				15,022			15,022						
Expenditure Contra	87,742			(777,938)			(690,196)						
Total	\$ 1,557,938	11.00	5.00	(371,115)	3.00	5.00	\$ 1,186,823	14.00	5.00	\$ 1,723,821	12.00	5.00	\$ 1,086,773
2003 Supplemental Appropriation Needed				777,938									

Notes:

¹ 2003 Appropriation includes annualization of 2002 Supplemental costs at PSQ, plus \$87,742 Contra for salary annualization.

² Technical Adjustments reflect increases for additional absorbed costs, true salaries of staff assigned to investigation, and new appropriation for COLA/Budget Reserves less (\$777,938) contra.

³ 2004 Appropriation reflects best estimate of next year's requirements and includes 1 absorbed FTE position (\$62,340).

⁴ The City of Seattle and the Port of Seattle are each loaning a detective to the Sheriff's Office to assist in the GRHI.

1,964,761.00

Ordinance/Motion No. 2003-	
Title:	Ridgway/Green River Homicides Investigation Costs
Affected Agency and/or Agencies:	Current Expense/Law, Safety and Justice Agencies
Note Prepared By:	James Walsh
Note Reviewed By:	Beth Goldberg

Impact of the above legislation on the fiscal affairs of King County is estimated to be:

Revenue to:

Fund/Agency	Fund Code	Revenue Source	Current Year 2003	1st Year 2004	3rd Year 2005^
Current Expense Fund	CX	0010			
		Financia l Plan Reserve	\$ 3,901,867		\$ -
Current Expense Fund	Sheriff	0010 0200		\$ 1,086,773	\$ -
Current Expense Fund	Fund Balance	0010	\$ -	\$ 6,295,115	\$5,811,134
TOTAL			\$ 3,901,867	\$ 7,381,888	\$5,811,134

Expenditures from:

Fund/Agency	Fund Code	Dept #	Current Year 2003	1st Year 2004	3rd Year 2005
Dept of Judicial Administration	CX	0010 0540	\$ 30,519	\$ 147,079	\$ 91,463
Prosecuting Attorney	CX	0010 0500	\$ 747,338	\$ 1,438,837	\$ 1,125,880
Office of Public Defense	CX	0010 0950	\$ 2,152,061	\$ 3,461,133	\$ 2,890,795
Sheriff	CX	0010 0200	\$ 777,938	\$ 1,723,821	\$ 1,288,406
Superior Court	CX	0010 0510	\$ 194,011	\$ 611,018	\$ 414,590
TOTAL			\$ 3,901,867	\$ 7,381,888	\$5,811,134

Expenditures by Categories

	Dept. Name	Fund Code	Dept #	Current Year 2003	1st Year 2004	3rd Year 2005
Staffing	Jud. Admin	0010	0540	\$ 30,519	\$ 89,114	
Exhibit Storage	Jud. Admin	0010	0540	\$ -	\$ 3,000	
Absorbed Costs	Jud. Admin	0010	0540	\$ 28,483	\$ 54,965	
Appropriated in 2003 Adopted	Jud. Admin	0010	0540	\$ (28,483)		
Dept Sub Total				\$ 30,519	\$ 147,079	\$ 91,463
Staffing	Prosecutor	0010	0500	\$ 649,753	\$ 804,350	
Trial Costs	Prosecutor	0010	0500	\$ 395,841	\$ 370,000	
Absorbed Costs	Prosecutor	0010	0500	\$ 255,543	\$ 264,487	
Outstanding Carryover	Prosecutor	0010	0500	\$ 71,600	\$ -	
Expert Witness	Prosecutor	0010	0500	\$ 150,144	\$ -	
Appropriated in 2003 Adopted	Prosecutor	0010	0500	\$ (775,543)	\$ -	
Dept Sub Total				\$ 747,338	\$ 1,438,837	\$1,125,880
Staffing	Public Defense	0010	0950	\$ 1,530,096	\$ 1,566,848	
Technology	Public Defense	0010	0950	\$ 331,280	\$ 345,000	
Experts	Public Defense	0010	0950	\$ 1,763,000	\$ 1,203,000	
Special Master	Public Defense	0010	0950	\$ 21,000	\$ 15,000	
Absorbed Costs	Public Defense	0010	0950	\$ 323,204	\$ 331,285	
Outstanding Carryover	Public Defense	0010	0950	\$ 506,685	\$ -	
Appropriated in 2003 Adopted	Public Defense	0010	0950	\$ (2,323,204)	\$ -	
Dept Sub Total				\$ 2,152,061	\$ 3,461,133	\$2,890,795
Staffing	Sheriff	0010	0200	\$ 1,183,825	\$ 1,279,424	
Services and Supplies	Sheriff	0010	0200	\$ 374,113	\$ 372,057	
Absorbed Costs	Sheriff	0010	0200	\$ 406,823	\$ 72,340	
Appropriated in 2003 Adopted	Sheriff	0010	0200	\$ (1,186,823)	\$ -	
Dept Sub Total				\$ 777,938	\$ 1,723,821	\$1,288,406
Staffing	Superior Court	0010	0500	\$ 116,896	\$ 292,609	
Jury Costs	Superior Court	0010	0500	\$ 25,640	\$ 95,703	
Equip, Supplies & Fac Mods	Superior Court	0010	0500	\$ 51,475	\$ 20,980	
Absorbed Costs	Superior Court	0010	0500	\$ 113,807	\$ 201,726	
Appropriated in 2003 Adopted	Superior Court	0010	0500	\$ (113,807)	\$ -	
Dept Sub Total				\$ 194,011	\$ 611,018	\$ 414,590
TOTAL				\$ 3,901,867	\$ 7,381,888	\$5,811,134