

The Honorable MARSHA J. PECHMAN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

TRUEBLOOD *et al.*

Plaintiffs,

v.

WASHINGTON STATE DEPARTMENT OF
SOCIAL AND HEALTH SERVICES *et al.*,

Defendants.

NO. C14-1178 MJP

DECLARATION OF YAROSLAV
TRUSEVICH IN SUPPORT OF
DEFENDANTS' RESPONSE TO
PLAINTIFFS' MOTION FOR
SUMMARY JUDGMENT (ECF NO.
87)

NOTED FOR DECEMBER 5, 2014

I, Yaroslav Trusevich, am over the age of 18 years of age, competent to testify to the matters below, and declare based upon personal knowledge:

1. I am an Informational Technology Specialist 4 at Eastern State Hospital. By way of background, I received a Bachelor of Science degree in Physics and a Master's in Social Work from Eastern Washington University.

2. In my position as an Informational Technology Specialist 4, I develop and implement processes for monitoring and measuring outcomes of activities and compliance with legal obligations related to the Forensic Services Unit. In doing so, I gather information and prepare data summaries and narrative reports.

3. I track referrals from state courts to Eastern State Hospital for competency evaluation or competency restoration of criminal defendants. Specifically, I compile data once a week of the numbers of defendants on the waiting lists for inpatient felony evaluation, inpatient misdemeanor evaluation, inpatient felony restoration, inpatient misdemeanor restoration, and out of hospital felony and misdemeanor evaluations.

4. In support of my data compilations, I include a weekly spreadsheet of the individual defendants on the waiting list for admission to Eastern State Hospital for competency evaluation or competency restoration with their names redacted. This spreadsheet includes the date of the court order, the date of the completed referral, the reason for the referral, and how many days the defendant has been on the waiting list for admission.

5. Attached as Attachment A is a copy of the Inpatient Waiting List for Monday, November 24, 2014. The data I compiled for this document indicates that on that date, some defendants had waited up to 20 days in jail for 45-day competency restoration from the date that the court order was received, up to 5 days for 90-day competency restoration, and up to 47 days for in-patient felony competency evaluation. There were no individuals waiting for times for admission for misdemeanor competency evaluation or misdemeanor restoration. This document is a true and accurate copy of the original, except that the names of the defendants have been redacted.

6. Attached as Attachment B is a copy of the Off Site Waiting List for out of hospital evaluations for Monday, November 24, 2014. The data I compiled for this document indicates that on that date, a defendant had waited up to 59 days in jail for a felony competency evaluation (while Attachment B indicates that the 4th defendant on the list waited 68 days in jail after ESH received the court order, the police report didn't arrive for 9 more days). Attachment B also indicates that on that date, a defendant had waited up to 31 days in jail for a misdemeanor competency evaluation (while Attachment B indicates that the 6th defendant on

1 the list waited 63 days in jail after ESH received the court order, the police report didn't arrive
2 for 32 more days). This document is a true and accurate copy of the original, except that the
3 names of the defendants have been redacted.

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

6 Executed this 26 day of November 2014, at Medical Lake, Washington.

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8 YAROSLAV TRUSEVICH
9 Eastern State Hospital
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CERTIFICATE OF SERVICE

Beverly Cox, states and declares as follows:

I am a citizen of the United States of America and over the age of 18 years and I am competent to testify to the matters set forth herein. I hereby certify that on this 1 day of December 2014, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

David Carlson: davidc@dr-wa.org

Emily Cooper: emilyc@dr-wa.org

Sarah A. Dunne: dunne@aclu-wa.org

Margaret Chen: mchen@aclu-wa.org

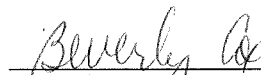
Anita Khandelwal: anitak@defender.org

Christopher Carney: Christopher.Carney@CGILaw.com

Sean Gillespie: Sean.Gillespie@CGILaw.com

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated this 1 day of December 2014, at Olympia, Washington.


Beverly Cox
Legal Assistant

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