

THE HON. MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

A.B., by and through her next friend CASSIE  
CORDELL TRUEBLOOD, *et al.*,

Plaintiffs,

v.

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

Defendants.

No. 14-cv-01178-MJP

DECLARATION OF CASSIE  
TRUEBLOOD IN SUPPORT OF  
PLAINTIFFS' MOTION FOR  
SUMMARY JUDGMENT

I, Cassie Trueblood, declare as follows:

1. I am over the age of eighteen, have personal knowledge of the matters stated herein, and am competent to testify thereto.

2. I am licensed to practice law in Washington State. I represent indigent criminal defendants as a public defender. I am employed by the Snohomish County Public Defenders Association (SCPDA), which represents the vast majority of indigent criminal defendants prosecuted in Snohomish County, Washington.

3. I am the duly appointed attorney for A.B. I represent A.B. in connection with a charge of Assault in the Third Degree. A.B. is alleged to have slapped a police officer, causing no serious or lasting physical injury. I am also A.B.'s next friend in this litigation.

DECLARATION OF CASSIE TRUEBLOOD IN  
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SUMMARY JUDGMENT - 1  
C14-01178-MJP

Disability Rights Washington  
315 5<sup>th</sup> Avenue South, Suite 850  
Seattle, Washington 98104  
(206) 324-1521 • Fax: (206) 957-0729

1           4.       A.B. was an inmate at the Snohomish County Jail on July 2, 2014, when a court  
2 found her incompetent and ordered her to be admitted to WSH for competency restoration  
3 services. Based on the email I have received from WSH, the hospital received the court order on  
4 or about July 3, 2014. Attached as Exhibit A is a true and accurate copy of the July 31, 2014,  
5 email exchange with Dr. Barry Ward of WSH stating “Your client has been on the waitlist for  
6 approximately 18 days.”

7           5.       On July 21, 2014, I inquired regarding the status of A.B.’s transfer to WSH for  
8 restoration services. Ex. A. According to Dr. Ward, the average wait time for restoration  
9 services was “35 days.” *Id.*

10          6.       On August 8, 2014, A.B. still had not been transported to WSH for competency  
11 restoration services and a court found that incarcerating A.B. any further while awaiting a bed  
12 date was “not reasonable” and ordered her release. Attached as Exhibit B is a true and accurate  
13 copy of the court’s order.

14          7.       Within two days of her release, A.B. was civilly committed to Providence  
15 Hospital in Everett, Washington, because she was considered to be “gravely disabled” and in  
16 need of immediate treatment for her own safety.

17          8.       On August 22, 2014, A.B. was transported to WSH for competency restoration  
18 services, or fifty days after the receipt of the court order. Attached as Exhibit C is a true and  
19 accurate copy of the email from WSH confirming A.B.’s admission.

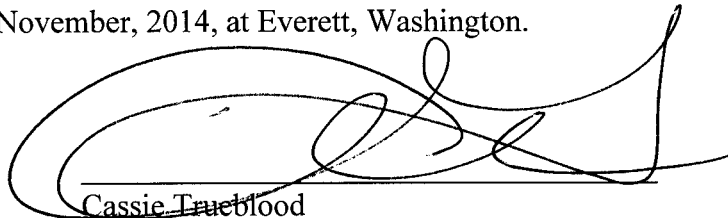
20          9.       After a 45-day restoration period, an evaluator indicated that A.B. was now  
21 competent. A finding of competency was entered on October 7, 2014. Attached as Exhibit D is a  
22 true and accurate copy of the October 7, 2014, order on competency.  
23

1           10.     Despite knowledge of A.B.'s condition and the fact that she requires medication  
2 to remain competent, A.B. was released without any medications on October 6, 2014. Attached  
3 as Exhibit E is a true and accurate copy of an email from her DOC officer, Andrea Holmes.  
4 Within a week of her release, she was involuntarily committed at a local hospital because she  
5 was considered to be "gravely disabled" and in need of immediate treatment for her own safety.

6           11.     As of today's date, A.B. is still being held at Swedish Hospital in Everett,  
7 Washington, for her civil commitment. Phone conversations with A.B. and discussions with Ms.  
8 Holmes and staff at Swedish have left me concerned that she is no longer competent. However,  
9 nothing can be done on her criminal matter unless and until she is released from her civil  
10 commitment.

11           I declare under penalty of perjury under 28 U.S.C. § 1746, that the forgoing is true and  
12 accurate.

13           DATED this 5 day of November, 2014, at Everett, Washington.

14   
15 \_\_\_\_\_  
16 Cassie Trueblood

**CERTIFICATE OF SERVICE**

I hereby certify that on November 6, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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

DATED: November 6, 2014 at Seattle, Washington.

/s/Mona Rennie

Legal Assistant, Disability Rights Washington