

FORM 13 – Motion for Order of Indigency

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR YAKIMA COUNTY**

_____)	Case No. _____
Plaintiff,)	
)	
Vs.)	MOTION FOR ORDER OF
)	INDIGENCY:
)	(Criminal), (Juvenile Offense),
)	(Dependency), (Termination),
_____)	(Commitment), (Civil Contempt),
Defendant.)	(Habeas Corpus), (Appeal
)	involving a Constitutional or
)	Statutory Right to Counsel) Case.
<hr/>		
<i>(Circle, ABOVE, those items that apply)</i>		

(Circle those items that apply below:)

_____, (defendant) (respondent) (petitioner), files a notice of
(Print Name)
appeal in the above-referenced (criminal), (juvenile offense), (dependency), (termination),
(commitment), (civil contempt), (habeas corpus), (appeal involving a constitutional or statutory right
to counsel) case, and moves the court for an Order of Indigency authorizing the expenditure of
public funds to prosecute this appeal (wholly at public expense) (partially at public expense).

The following certificate is made in support of this motion.

DATED: _____

Signature (Defendant) (Respondent) (Petitioner)

Attorney for: WSBA #
(Defendant) (Respondent) (Petitioner)

CERTIFICATE

I, _____, certify as follows:

1. I am the (defendant) (respondent) (petitioner) and I wish to appeal the judgment that was entered in the above-entitled cause.

2. [Check one box]

☐ **a.** I have previously been found to be indigent by order of this court on _____. There has been no change in my financial status since that time and I continue to lack sufficient funds to seek review in this case;
or

☐ **b.** I have not previously been found indigent by this court or there has been a change in my financial status since the court found me to be indigent and I am including a certificate providing information as to my current financial situation. *[Attach Appendix A]*

3. I ask the court to order the following to be provided at public expense: all filing fees, attorney fees, preparation, reproduction, and distribution of briefs, preparation of verbatim report of proceedings, and preparation of necessary clerk's papers.

4. I authorize the court to obtain verification information regarding my financial status from banks, employers, or other individuals or institutions, if appropriate.

5. I will immediately report any change in my financial status to the court.

6. I seek review in good faith. The following is a brief statement of the nature of the case and the issues sought to be reviewed:

7. *[For cases governed by rule 15.2(c) only]* I have a constitutional or statutory right to review at public expense, and the issues I want reviewed have probable merit: *[Identify statutory or constitutional right and briefly describe the merit of the appeal sought]*

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

Date and Place

Signature of (Defendant) (Respondent) (Petitioner)

APPENDIX A *[To Form 13]: Initial Declaration of Indigency* *[To be completed if party has not previously been found indigent or certifies a material change in financial status since original finding of indigency (Box 2(b) in Form 13)]*

I, _____, certify as follows:

1. I have not previously been found indigent by this court.

2. That I own:

☐ a. No real property

☐ b. Real property valued at \$_____.

3. That I own:

☐ a. No personal property other than my personal effects

☐ b. Personal property (automobile, money, inmate account, motors, tools, etc.)
valued at \$_____.

4. That I have the following income:

☐ a. No income from any source.

☐ b. Income from employment, disability payments, social security, welfare, insurance, annuities, stocks, bonds, interests, etc., in the amount of \$_____ on an average monthly basis. I received \$_____ after taxes over the past year.

5. That I have:

☐ a. Undischarged debts in the amount of \$_____.

☐ b. No debts.

6. That I am without other means to prosecute said appeal and desire that public funds be expended for that purpose.

7. That I can contribute the following amount toward the expense of review:
\$_____.

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

Date and Place

Signature of (Defendant) (Respondent) (Petitioner)

[December 24, 2002; amended effective September 1, 2010]