

THE SUPREME COURT OF WASHINGTON

IN THE MATTER OF A ONE-YEAR
EXTENSION OF PUBLISHING SERVICES
CONTRACT PCH15001

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ORDER

No. 25700-B-644

WHEREAS, private publishing companies have long provided publishing services to the office of the Washington Reporter of Decisions (ROD), producing advance sheets and bound volumes of the official Washington Reports and Washington Appellate Reports, and producing the Cumulative Subject Index; and

WHEREAS, the companies have provided such services pursuant to multi-year publishing services contracts, awarded after ROD issues requests for proposals, companies submit proposals, the Washington Court Reports Commission reviews proposals and makes recommendations to the Court pursuant to RCW 2.32.170, and, pursuant to its authority to supervise publication of official reports under RCW 2.32.120, the Court makes final decisions; and

WHEREAS, in 2013 ROD issued Request for Proposals RFP 15-01 to provide publishing services for a five year term, LexisNexis was the only company to submit a proposal, and in 2014, following Commission assent and Court approval, ROD and Matthew Bender & Co., Inc., a LexisNexis subsidiary, executed Publishing Services Contract PCH15001, commencing July 1, 2014, and terminating June 30, 2019; and

WHEREAS, in 2018, following Court approval, ROD and Matthew Bender & Co., Inc., amended PCH15001 to extend the term to seven years, terminating June 30, 2021, pursuant to a

PCH15001 provision authorizing not more than one two-year extension; and

WHEREAS, LexisNexis recently proposed that PCH15001 be amended again to extend the term to eight years, terminating June 30, 2022, due to difficult COVID-19-related conditions that have impaired its capacity to produce a proposal to provide services under a new contract commencing July 1, 2021; and

WHEREAS, the Court notes the importance of maintaining publication of the official Washington Reports, Washington Appellate Reports, and Cumulative Subject Index during the current COVID-19 emergency, and finds that difficult COVID-19-related conditions warrant delaying the award of a new contract,

NOW, THEREFORE, pursuant to the Court's authority to supervise publication of official reports under RCW 2.32.120,

IT IS HEREBY ORDERED:

That the Court accepts LexisNexis's proposal to amend PCH15001 to extend the term to eight years, terminating June 30, 2022, and directs ROD to cooperate with LexisNexis in executing an amendment to that effect.

DATED at Olympia, Washington this 29th day of September, 2020.

For the Court


CHIEF JUSTICE