

AGREEMENT

Comes now the State of Washington, by and through Norm Maleng, King County Prosecuting Attorney, and the Defendant, Gary Leon Ridgway, and his attorneys, Anthony Savage, Mark Prothero, Todd Gruenhagen, Fred Leatherman, Eric Lindell, Michele Shaw, David Roberson and Suzanne Lee Elliott, and enter into the following Agreement in State v. Ridgway, King County Superior Court cause number 01-1-10270-9 SEA:

- 1) Definitions.
 - a) "Law Enforcement" means members of the King County Sheriff's Office and/or members of the Green River Homicides Investigation Unit.
 - b) "Prosecuting Attorney" means the King County Prosecuting Attorney Norm Maleng and his deputy prosecuting attorneys and staff.
- 2) The Current Charges. On December 5, 2001, the Defendant was charged with four counts of Aggravated Murder in the First Degree. The Defendant entered pleas of not guilty on all four counts. On April 15, 2002, the Prosecuting Attorney filed a Notice of Special Sentencing Proceeding with respect to the four counts. On March 27, 2003, the Prosecuting Attorney filed an amended information adding three additional counts of Aggravated Murder in the First Degree, and the Defendant entered pleas of not guilty to all counts. The deadline for filing a Notice of Special Sentencing Proceeding with respect to the three additional counts has been continued, at the Defendant's request, until September 1, 2003. The First Amended Information is attached as Appendix A to this Agreement.
- 3) The Defendant's Proffer. In May of 2003, the Defendant suggested to the Prosecuting Attorney that he would be willing to plead guilty to (1) the seven

counts of Aggravated Murder in the First Degree as currently charged in the First Amended Information, and (2) approximately forty-seven (47) other homicides that he committed in King County, Washington, if the Prosecuting Attorney would agree not to seek the death penalty against the Defendant for any of these crimes. The Defendant indicated that he wished to take responsibility for his criminal behavior. On June 10, 2003, the Defendant provided a written Proffer, attached as Appendix B to this Agreement and incorporated by reference herein. By this Agreement, the restrictions imposed on the parties in paragraphs numbered 1 through 8 of the Proffer (set forth on pages one (1) and two (2)) are hereby rescinded. By this Agreement, the Defendant reaffirms and adopts all representations made in the Proffer. The Defendant understands that the Prosecuting Attorney has relied upon the Defendant's representations in this Proffer and that any misrepresentation contained therein would constitute a material breach of this Agreement. In the event of a conflict between the terms of the Proffer and the terms of this Agreement, this Agreement shall control.

- 4) The Defendant's Obligations to Disclose. The Defendant agrees to disclose, to the best of his abilities, to Law Enforcement and the Prosecuting Attorney complete, truthful, and candid information concerning each and every crime that he has committed in King County, Washington. The parties acknowledge that in the nearly two decades since the commission of these crimes, other variables such as development, animal activity, and the like may have contributed to the loss or destruction of certain evidence. The requirements of this disclosure shall include, but are not limited to:

- a) The Defendant shall answer, completely, truthfully, and candidly, all questions from Law Enforcement and the Prosecuting Attorney. The Defendant shall make no knowing omissions or shall withhold no information.
- b) The Defendant shall disclose the existence and precise location of all evidence, documents, records, memoranda, property and other physical items that have any direct or circumstantial relation to any crimes that he has committed in King County, Washington. These items include, but are not limited to, property of his victims, weapons, objects used to conceal the commission of the crimes, vehicles used to transport any of the victims, and the Defendant's written accounts or documentation of his crimes or his activities during the years when the crimes were committed. If requested, the Defendant, accompanied by counsel and a defense investigator, shall lead Law Enforcement to the location of these items.
- c) The Defendant shall disclose the existence and precise location of all undiscovered physical remains of his victims. If requested, the Defendant, accompanied by counsel and a defense investigator, shall lead Law Enforcement to the location of these remains.
- d) The Defendant shall identify any persons who have information concerning crimes that the Defendant has committed in King County, Washington. These include, but are not limited to, witnesses to his criminal activities or any actions he took to promote his criminal activities and individuals to whom he has made statements about any of his victims, his crimes, or his actions or whereabouts at the times of the crimes.

