

RCW 11.120.080 Disclosure of other digital assets of deceased

user. Unless the user prohibited disclosure of digital assets or the court directs otherwise, a custodian shall disclose to the personal representative of the estate of a deceased user a catalogue of electronic communications sent or received by the user and digital assets, other than the content of electronic communications of the user, if the representative gives the custodian:

- (1) A written request for disclosure in physical or electronic form;
- (2) A certified copy of the death certificate of the user;
- (3) A certified copy of the letter of appointment of the representative, or a small estate affidavit or court order; and
- (4) If requested by the custodian:
 - (a) A number, user name, or address, or other unique subscriber or account identifier assigned by the custodian to identify the user's account;
 - (b) Evidence linking the account to the user;
 - (c) An affidavit stating that disclosure of the user's digital assets is reasonably necessary for administration of the estate; or
 - (d) A finding by the court that:
 - (i) The user had a specific account with the custodian, identifiable by the information specified in (a) of this subsection; or
 - (ii) Disclosure of the user's digital assets is reasonably necessary for administration of the estate. [2016 c 140 § 8.]