

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

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STATE OF WASHINGTON,)	Supreme Court No. 91771-0
)	COA No. 45173-5-II
)	
Respondent,)	MOTION TO EXTEND
)	TIME FOR FILING
v.)	OF PARTIES'
)	SUPPLEMENTAL BRIEFS
BARON DELL ASHLEY,)	
)	
Appellant.)	

A. IDENTITY OF MOVANT

Baron Ashley is the Petitioner in this case in which this Court granted his Petition for Review with supplemental briefs due December 7, 2015, and set an argument date of February 18, 2016.

B. RELIEF REQUESTED

Mr. Ashley requests an extension for the filing of Supplemental Briefs to January 11, 2016. Aaron Bartlett, Deputy Prosecuting Attorney at the Clark County Prosecuting Attorney's Office, has indicated he has no objection to the request.

C. CONSIDERATIONS IN SUPPORT OF MOTION

Counsel's current responsibilities along with the pending Holidays, and the importance of adequate briefing in this case, weigh in favor of an extension of time under RAP 18.8(a) and RAP 1.2(a). Counsel's current responsibilities include the Opening Brief

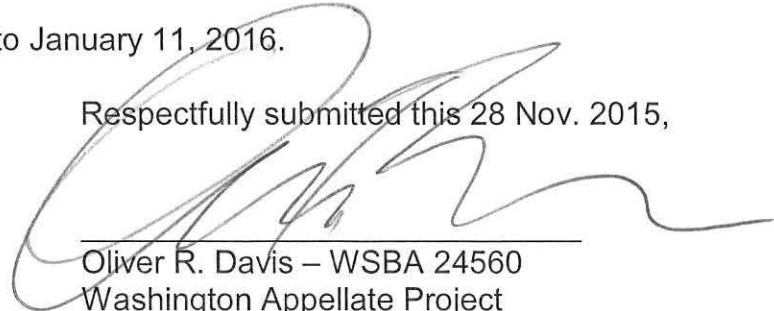
in State v. Houser, COA No. 73311-7-I; the Opening Brief in State v. Zulain Angell, COA No. 73359-1-I; the Reply Brief in State v. Humphries, COA No. 73291-9-I; the Reply Brief and Oral Argument in In re E.J.W., COA No. 47545-6-II; set for argument on December 2, 2015; Oral Argument in State v. Oeung and Ross, COA No. 46425-0-II, set for January 15, 2016; and Oral Argument in the case of State v. Walker, COA No. 71748-1, set for January 5, 2016. The Supreme Court requested that the parties address the effect of the case of State v. Gunderson, 181 Wn.2d 916 (2014) on the case.

RAP 18.8(a) gives this Court the authority waive any provision of the Rules to serve the ends of justice, and RAP 1.2(a) states that the Court should liberally interpret the Rules to facilitate decision of the case on the merits. These considerations all weigh in favor of granting a motion to extend time to file the Supplemental Briefs.

D. CONCLUSION

Mr. Ashley asks that this Court extend the time to file the Supplemental Briefs to January 11, 2016.

Respectfully submitted this 28 Nov. 2015,



Oliver R. Davis – WSBA 24560
Washington Appellate Project
Attorneys for Petitioner

DECLARATION OF FILING AND MAILING OR DELIVERY

The undersigned certifies under penalty of perjury under the laws of the State of Washington that on the below date, the original of the document to which this declaration is affixed/attached, was filed in the **Washington State Supreme Court** under **Case No. 91771-0**, and a true copy was mailed with first-class postage prepaid or otherwise caused to be delivered to the following attorney(s) or party/parties of record at their regular office or residence address as listed on ACORDS:

respondent Aaron Bartlett, DPA
[prosecutor@clark.wa.gov]
Clark County Prosecutor's Office

appellant

Attorney for other party



MARIA ANA ARRANZA RILEY, Legal Assistant
Washington Appellate Project

Date: November 30, 2015