

FILED

E MAR 10 2016
WASHINGTON STATE
SUPREME COURT

92885-1
No# 73210-21
KLC 14-2-02754-15EM

SUPREME COURT
OF THE STATE OF WASHINGTON

^{and}
Andrea Williams, Claudia Balducci , Respondent
KIRK WILLIAMS , Petitioner

2016 FEB 29 11:12:00
STATE OF WASHINGTON

Motion FOR DISCRETIONARY REVIEW
TITLE 13
KIRK WILLIAMS

Name petitioner

KIRK WILLIAMS 979031
Airway Heights Correction Center
PO Box 2049
Airway Heights, WA 99001

prosecutor Attorney
Allysen K Zerba
Attorney at Law
500 4th Avenue
Seattle, WA 98104 2337

A. IDENTITY OF Petitioner

B. KIRK WILLIAMS ask this Court to accept review
of the decision by THE COURT OF APPEALS
ORDERED that he Motion to Modify the
Court administrator/clerk ruling dismissing ~~his~~ my
appeal for Failure to File a Designation of Clerk
Papers and Statement of Arrangements Rules of Appellate
Procedure. ~~Respondents~~ The decision was entered
on 1st of February 2016 there was no reconsideration
motion due to the rules of Appellate Procedure

C

Issues Presented For Review

My appeal I would not want my appeal to be dismissed because the fee I did not pay because I in I file motion of indigency to have everything review by the Court of Appeals or the Supreme Court at public expenses. And I also file a GR 34 review at Superior Court OF WASHINGTON For King County, Rule 15.2 a statement of finance, merits and that the party has a Constitutional right to have review partially or wholly at public expense a trial court shall decide the motion for an order indigency, after a hearing if the circumstances warrant as follows (3) the party is unable by reason of poverty to pay for all of expenses of review, the trial court shall enter finding of indigency which shall be forward I should have to pay for my Designation of Clerk paper I already file motion of indigency so since I did not pay for them the King County Superior Court did not transmitted my Designation Clerk papers and exhibits because I did not have any money to pay the Clerk.

D. The STATEMENT OF THE Case is

Property was lost when I was in jail at King County Jail and I did everything I was to pose to do when lost property occurred. I trusted them with my property and they lost it or stole it. They are liable about what happen to my property. I have witness and history of lost property that happen at King County Superior Jail

E Argument Why Review Should be Accepted

I should have review because it's my Constitution right Amendment of V no person shall be deprived of life, liberty or property without due process of law: no shall private property be taken for public use without just compensation.

and Amendment VII Trial by Jury in Civil Cases.

In Suits at Common Law: Where the Value Controversy shall exceed twenty dollars the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise reexamined in any Court of the United States than according to the rules of the Common Law.

And: Amendment X IV

F Conclusion

The relief I would want review is The appeal to be review at Court of Appeals and My Designation of Clerks papers should be transmitted to Court of appeal with a payment plan of what a low fee on the Court of appeals should consider the Rule 15.2 Indigency (3) The party is unable by reason of poverty and should have the Constitutional right V, VII, XIV, no person in any State shall be deprived any person of life, liberty; or property, without due process of laws: no deny to any person within its jurisdiction: the equal protection of the laws. I have these rights so that why I should have relief from Supreme

Court. Motion for Review

Dated 25, February 2016

Kirk Williams - 879031-M-B-13

Kirk Williams 879031-M-B-13

THE COURT OF Appeals OF THE
STATE OF WASHINGTON

KIRK WILLIAMS.

Appellant

vs

CLAUDIA BALDUCCI and

ANDREA WILLIAMS
Respondents

No# 73210-2-1
MOTION 13.4
Petition for Review

2016 FEB 17 PM 12:04

COURT OF APPEALS
STATE OF WASHINGTON

1. IDENTITY OF MOVING PARTY

The petitioner or Appellant KIRK WILLIAMS request the relief designated below

2. STATEMENT OF RELIEF SOUGHT

The Appellant KIRK WILLIAMS ask the Court to grant relief for Motion for review 13.4
A party seeking discretionary review.

3. FACTS RELEVANT TO MOTION

The Appellant KIRK WILLIAMS modify the Court administrator / Clerk October 21 2015 ruling was dismissing his appeal for Failure to file a Designation of Clerk paper and Statement of Arrangements because did not have any money to buy them from Superior Court at KING County Courthouse at 516 THIRD Avenue Seattle, Washington 98104 The motion under RAP 17.7 and have determined that is denied and an order that motion to modify is denied and it was done 1 day of February 2016 a motion of INDIGENCY was file letting you know

that I have no expense that I could pay for copies by KING County that would cost me 60 \$ or more So Rule 15.2

Determination OF INDIGENCY and Indigent party to (9) Motion of Indigency A party seeking review in the Court of Appeals or the Supreme Court partially or wholly at public expense must move in trial Court for an order of Indigency. The party shall submit a motion for order of Indigency in the form prescribed by the office of public Defense. (1) shall grant the motion for an order of Indigency if party seeking public funds is unable by reason of poverty to pay for all or some of the expenses for appellate review of party indigent is unable by reason of poverty to pay for all some of the expense of appellate review but is unable by reason of poverty to pay for all or some expense of Appellate review.

4. GROUNDS FOR RELIEF AND ARGUMENT

Rule 13.4 DISCRETIONARY REVIEW OF DECISION TERMINATING REVIEW

A party seeking discretionary review by the Supreme Court of a Court of Appeals decision terminating review that must within 30 days so asking the Court of Appeals will grant his motion under true facts above in this motion and ~~an~~ issues that involves substantial public interest that should be determined by the Supreme Court. I have a Constitution right of the United States of America.

and it is true and correct to the best of my
Knowledge

Dated 2/7/2016

KIRK WILLIAMS - 879031 - M-B-13

Kirk Williams - 879031 - M-B-13

Airway Heights Correction Center PO Box 2049
Airway Heights, WA 99001 - 2049

CERTIFICATION

I Certify that I mailed a copy to Allyson
K Zerba Attorney at Law 500 4th Avenue
Seattle WA 98104 - 2337 and also mailed a copy
to the Court of Appeals of State of Washington
DIVISION 1 One Union Square 600 University
Street Seattle, WA 98101 - 4170

Dated February 7 2016

Kirk Williams 879031 - M-B-13

KIRK Williams 879031 - M-B-13

Airway Height Correction Center
PO Box 2049.

RICHARD D. JOHNSON,
Court Administrator/Clerk

*The Court of Appeals
of the
State of Washington*

DIVISION I
One Union Square
600 University Street
Seattle, WA
98101-4170
(206) 464-7750
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October 21, 2015

Allyson K Zerba
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Seattle, WA 98104-2337
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Kirk Williams
#879031
Airway Heights Corr. Center
PO Box 2049
Airway Heights, WA 99001

CASE #: 73210-2-1

Kirk Williams, Appellant v. Claudia Balducci and Andrea Williams, Respondents

Counsel:

The following notation ruling by Richard D. Johnson, Court Administrator/Clerk of the Court was entered on October 20, 2015, regarding appellant's failure to file the Designation of Clerk's Papers and Statement of Arrangements by October 14, 2015:

As the conditions of the September 25, 2015 ruling have not been met, the appeal is accordingly dismissed.

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

khn