

FILED
September 12, 2016
Court of Appeals
Division I
State of Washington

No. 74256-6-1

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

DIVISION ONE

STATE OF WASHINGTON,

Respondent,

v.

KEBEDE ABAWAJI,

Appellant.

STATEMENT OF ADDITIONAL GROUNDS FOR REVIEW

WASHINGTON APPELLATE COURT

State of WASHINGTON

VS

KEBEDE ABAWASI

Court of Appeal NO 74256-61

Cont~~I~~ Court II dismissal request

Statement

Honorable Court of Washington Appellate, We all as a Nation have in common the law that to find the guilt and turning to the quality of life based up on the Society. But when the reality shifts, it's very possible to hold one person responsible for the behavior of another person.

I am writing this letter because reality have shifted, even though I did not bring any terrible harm to anyone they call me crime, even though I run from the terrible and defend myself and save the others I still convicted in error. In general my Constitutional right was taken away from me.

Therefore I bring before this honorable court the following unfair treatment for dismissal in believing that the law is just and fair to every individual.

I would like to proceed directly to the law
On the judges instruction # 44

<< A person is armed with a deadly
weapon if, at the time of the commission
of the crime, the weapon is easily
accessible and readily available for
offensive or defensive use. The state
must prove beyond a reasonable doubt
that there was a connection between the
weapon and the defendant. The state must
also prove beyond a reasonable doubt that
there was a connection between the
weapon and the crime >>

Judge John H Chun

I now as (cross examination of Kebede Abarwa si page 88-91
23A, October 6, 2015) my good faith statement stood
and it is true. Because before the trial started
in fact I requested the alleged weapon lab test
and the psychiatric expert evaluation statement
to be available for the jury. In believing there
was no connection between the alleged weapon and
crime as well as between the alleged weapon and me,
the defendant.

Even though I ask and filed the motion, state
in knowing there is no connection as a result of
outcome, they hid the lab result and the

These two police officers who were asking me the same question that they heard from dispatcher during they took me to the cell. Then in fear of my safety I agree with them in saying yes to their question. There were nothing I prove to them.

So now while the all the above statement are true, why I still convicted? let's take a look:-

As a result, my attorney Mordikova told me that based on the fact and testimony of witnesses the jury found me in self-defense in both, Count I and Count II, then they proceed to Count III

(before continued my explanation let see what the law said on the judges instruction # 6)

« A Separate crime is charged in each count, you must decide each count separately. your verdict on one count should not control your verdict on any other count. »

Judge John H Chun

In disregarding the law the jury played unfair role. Instead of focusing on the fact of each Count, they used Count III to determine Count I and Count II

Count III occurred 2014, and this misdemeanor case was dismissed with prejudice. Therefore according to the rule of the law, they have no right to prosecute me for second time and they have no right to charge me as a felon. But they did both. To my surprise they used the inconsistency of the word that appeared in this case to determine the 2015 Serious Charges

Lets take a look at the word they found :-

1, The state witness Olisa Bistu recall that the knife the state collected was wrong

2, The state witness Tigist Belte recall that the knife the state collected was ~~wrong~~ ^{right}

3, I defendant recall that what I was holding was a plastic knife

So now they find three different answers then what needed to be done. It was simple, just look at for the victims sworn affidavit which in exhibit

it said "I thought he had a knife" The truth is I am right, because she wasn't sure that it was a knife, it was a guess.

In leaving this all truth and fact, the jury listen to their own personal preference in sympathy and they chose my word as wrong. Even though we wouldn't ^{have to} discuss about this case, to my surprise they convict me in Count III, not only but also in using unrelated case, they look to Count I and Count II, in disregarding the rule of the law they convict me without fact and the truth.

I flabbergasted. As a result at the final verdict delivery, the jury was divided in to two places in disagreement of the decision.

Then judge John H. Chun call my attorney and prosecutor toward the secretary area and they have discuss in front of jury. without sending jury to the jury's room for correcting their ~~re~~ reasonable doubt and without noticing me about. Accordingly of the rule of the law, hung jury must determine for re trial. Instead, they pressuring the jury to they accept the decision that some of the jury don't believe.

Conclusion

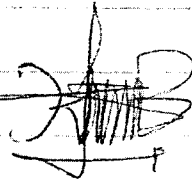
I defendant Kebede Abawaji, a father of 5 children who peacefully resided among the Society and never committed crime or have habitual of negativity lifestyle. I was run about the distance of football field to drive away from the terrible, but I got caught by the victime and surrounded by here lover.

Then I have no choice than recieving attack that could kill me. I survive, but it affected my health status. Today I am mentally ill patient with diagnosis of PTSD. I am incarcerated for the behavior of another wrong doing person.

Therefore I strongly, but respectfully ask this honorable Court to dismiss Court I and Court II!

Justice for All

KEBEDE ABAWAJI
7122116



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DIVISION ONE**

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RESPONDENT,)	
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v.)	NO. 74256-6-I
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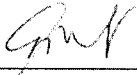
DECLARATION OF SERVICE

I, MARIA ARRANZA RILEY, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOLLOWING IS TRUE AND CORRECT:

ON THE 12TH DAY OF SEPTEMBER, 2016, I CAUSED A TRUE COPY OF THE **FILE STATEMENT OF ADDITIONAL GROUNDS FOR REVIEW** TO BE SERVED ON THE FOLLOWING IN THE MANNER INDICATED BELOW:

[X] IAN ITH, DPA	()	U.S. MAIL
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KING COUNTY PROSECUTOR'S OFFICE		VIA COA PORTAL
APPELLATE UNIT		
516 THIRD AVENUE, W-554		
SEATTLE, WA 98104		

SIGNED IN SEATTLE, WASHINGTON THIS 12TH DAY OF SEPTEMBER, 2016.

X _____ 

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