

COURT OF APPEALS  
DIVISION TWO  
OF THE STATE OF WASHINGTON

STATE OF WASHINGTON )

Respondent, )

v. )

Shawn Erin Mullen  
(your name) )

Appellant. )

44371-6-II

No. ~~11-1-05075-2~~

STATEMENT OF ADDITIONAL  
GROUNDS FOR REVIEW

FILED APPEALS  
COURT OF APPEALS  
DIVISION II  
2013 DEC -2 AM 9:32  
STATE OF WASHINGTON  
D. J. DEPT. Y

I, Shawn E Mullen, have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

Additional Ground 1

Alleged victims has criminal record of fraud.  
He lied on stand.

Additional Ground 2

If there are additional grounds, a brief summary is attached to this statement.

Date: 11-24-2013

Signature: [Signature]

## Additional Grounds

Prosecution Misstates the testimony of the alleged victim deliberately misleading the court.

RP Pg 498 Ln 3 Well, just that my recollection of the testimony is different from Mr Omelveny's. My recollection of the testimony is that Leonard Dewitt sat in that witness stand under oath and said they were both hitting me. He kept asking Shawn why, and he kept hitting me. He kept asking Shawn why, and he kept hitting him;

I am unable to find this. But on RP Pg 95  
Line 18

RP Pg 95 Line 18 Q. Okay. All right. So if you know, what was Shawn doing while the other guy was hitting you with the golf club?

A. I don't -- I remember that he was standing there. I remember him being really close to me as I was getting hit. I don't know at that time he was swinging at me as well; but I know he was real close to the guy that was attacking me, and -- and then he kind of just stayed there and -- you know.

After this false statement the Judges attitude changed. She went with the states recommendation,