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**III. FACTS RELEVANT TO MOTION**

Case number 77930-3-1 involves Cruz’s conviction for rendering criminal assistance in a first-degree murder case. The Court of Appeals reversed the conviction, finding the charging document insufficient.

Case number 77736-0-I involves a possession of methamphetamine and bail jumping case in which Cruz challenged his exceptional sentence.

The cases were sentenced together, and based on the reversal in the rendering case, the Court of Appeals also vacated the sentence in the drug case.

**IV. GROUNDS FOR RELIEF AND ARGUMENT**

The State seeks review of the conclusion of the Court of Appeals that the information inadequately charged the crime of rendering criminal assistance. That decision was the sole basis for the reversal of the sentence in the drug case. It is therefore in the interests of judicial economy that the two matters be considered together.

The State therefore respectfully requests that these two matters be consolidated for review.

DATED this 29th day of November, 2018.

TINA R. ROBINSON  
PROSECUTING ATTORNEY



RANDALL A. SUTTON, WSBA No. 27858



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STATE'S MOTION TO CONSOLIDATE;  
Page 3 of 3



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**KITSAP COUNTY PROSECUTOR'S OFFICE - CRIMINAL DIVISION**

**November 30, 2018 - 8:44 AM**

**Transmittal Information**

**Filed with Court:** Court of Appeals Division I  
**Appellate Court Case Number:** 77736-0  
**Appellate Court Case Title:** State of Washington, Respondent v. Arnold M. Cruz, Appellant  
**Superior Court Case Number:** 15-1-00436-9

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