

WASHINGTON COURT OF APPEALS - DUBY SUSAN L. CARLSON

CLERK
NOV 17 2020
APPEALS DIV I
STATE OF WASHINGTON

SEATTLE WA STATE COURTS

THE STATE OF Washington }
Plaintiff }
vs. }
Mr Darrell Lee Zingmire-Lopez }
Petitioner }
Appeal Ct. # 82337-4-1
Crim. # 19-00505-37 Supreme Ct #
(including subpoena Duces Tecum dated 11-13-20)

Discretionary Motion AND PERSONAL RESTRAINT

see pg. 10 upper right corner of personal
restraint petition - Exhibits pg 10 of 15
bottom of page line 10 to 13

PETITION

Treated as a Petition for Review

I called clerk Lori on 11-9-20 monday and explained to her I already

- 8) filed the orders for pre-trial review - which my appeal is about that a
- 9) trial review and told her her event descriptions don't match my filings - they
- 10) don't show the (2) subpoena Duces Tecum I filed - the orders from Judge Freeman's
- 11) ct. clerk miss sent me etc etc - etc nor does it show the 2nd appendage I
- 12) sent in for my modification motion she said was just insolenous
- 13) stuff along with my address change and my newest inventions I'm trying
- 14) to have cognized since the jail (whatcom county) and hereon (wa-sth) isn't
- 15) sending my filing to the us. Patent and trademark office. (she told me she'd
- 16) send me my court dockets all I received was a event summary enclosed
- 17) in the personal restraint petition) - bla-bla-bla - You see on 7-22-20 the
- 18) letter to Richard Johnson - clerk of one of those inventions for the Corone
- 19) Urros. 7-19-20 one of the subpoena Duces Tecum my keep daily log states and
- 20) a hole lot more see hospital videos (us-sth) 10-19-20 about 5:25 pm a hole
- 21) lot more and the subpoena Duces Tecum she says is insolenous etc. That ~~seper~~
- 22) subpoena Duces Tecum was sent 10-24-20 (10) days before they sent this
- 23) false denial to me - see personal restraint petition Exhibit page 4 of 15 - bla bla
- 24) bla- (The Geneva Convention Act and the Disability Act etc.)
- 25) I believe this hole appeal for pre-trial review is being made fraudulent so
- 26) they can do away with it like they did with my filings in 2006. That case was
- 27) finally dismissed. Yet there's no documents saying it existed. Unless you go
- 28) to the new finger print machine for world use that logs everything even in
- 29) interpat in England for past arrest - etc. (my stolen invention too)
- 30) You'll see in Exhibit (1) Discretionary motion (D.M.) that there are pre-trial motions filed
- 31) for evidence-witness etc. tampering and my motions are being prosegued etc. In Exhibit
- 32) (2) I'm being tortured - not given medical care - for life threatening injuries - documents
- 33) are being falsified - I can't get legal copy (except with honorable nurses etc) I
- 34) can't get law library or even a dictionary etc see exhibit (3). That without
- 35) the subpoena Clerk Lori says is insolenous etc for videos showing cruel and
- 36) un-usual punishment etc torture etc there's no case because stuff etc is
- 37) changing loss - documents etc. Exhibit (4) and (5) my mail isn't being sent or received
- 38) all (6) Exhibits are for the (D.M) motion. Procunrer v. Martinez (1924) - due a
- 39) process clause - equal protection clause - Article III of us. Const. - The 1st through 14th amendman
- 40) evrd. violations. Commonwealth v. John Webster (1850) - Shome v. City of New York
- 41) (ed. cr. 2007) G.C. 945.8 - ~~prosecution~~ etc etc etc. Conclusion / Declaration I ask my
- 42) case go forward without any delays - I'm released from custody - crim. charges
- 43) dropped - tort case reopened and all requests granted for further proceedings. I Mr Darrell
- 44) Lee Zingmire-Lopez hereby state all is true and fact under penalty and perjury to the
- 45) best of my knowledge - Darrell Lee Zingmire-Lopez - 11-9-20

2020 NOV 16 AM 11:32

TABLE OF CONTENTS

(30) pages total enclosed
plus backsides

see upper right corner of All enclosed for

#s showing these contents: " ① through ⑩ pages
total " add pages ⑪ and ⑫ subpoena Duces Tecum ⑬ pages
⑧ 1/2 ⑨ 1/2

page ①: upper right corner; Table of Contents

page ②: Discretionary motion and Personal Restraint Petition

page ③ to page ④: Exhibits for Discretionary motion
⑧ 1/2 and ⑨ 1/2

~~Personal Restraint Petition~~ ⑦ Exhibits total → newspaper article dated oct. 4-2020 ⑧ Questions and concerns - f-3 to social worker etc. ⑨ questions and concerns f-3 to nurse Lewis - administration Boss Jose etc. ⑩ returned mail - from ct. of appeals etc. that clerk Lori says is mislabeled ⑪ returned mail rally store major crazy crew inc. Alerts - administration Boss - wait - etc.

page ⑤ to page ⑬: page ⑤ to page ⑬ Personal Restraint Petition
⑥ pages total →

page ⑭ to page ⑲ Personal Restraint Petition → ⑬ Exhibits total =
Exhibit ① requests for order of ct. for appeals ct. → clerk maces gave me in part which I submitted to the appeals ct. ~~submitted~~ and the witness Judge Freeman granted me. Then denied at the false competency hearing on 6-26-20 see ct. room orders etc. ② Exhibit ② 1 of 3 → another false attempt to dismiss my appeal with fraudulent documents → 2 of 3 there so-called appeals case summary or docket or? 3 of 3 again there trying to dismiss my case for abandonment. when DA, already replied to my motion for her abandonment. oral argument or defendants supplemental brief ~~Exhibit ③~~ Exhibit ③ 1 of 7 → police report Exhibit ④ 4 of 7 email from PD Amy Jones Exhibit ⑤ 5-6 7 of 7 ~~Exhibit ⑥~~ Bifurcation trial request and false cases in California - Exhibit ⑥ 1 of 3 serious medical injuries info threat - see west x-rays for this new case 19-1-00805-37 - Exhibit ⑦ 2 of 3 notice from appeals ct. tell DA. to reply in (10) days - she did but I sit with no reply except do you want me to reply. Exhibit ⑧ 3 of 3 ⑲ plus legal violations and ⑩ evrd. violations

Exhibit ⑨ 1 of 2 tort claim - Dept. of enterprise Risk management (see discretionary motion page 1 of 5) If not in Washington jurisdiction

Exhibit ⑩ 2 of 2 my motion for co-counsel for my appeal in WA appeal ct. and my tort claim - filed aug 6-2020

page ⑪ and ⑫ subpoena Duces tecum dated 11-13-20
⑧ 1/2 ⑨ 1/2

129.3

This is a pre-trial review being filed by dirty cops
using my motives etc. I ask my case go to Criminal Investigations
Bureau etc. THE NEWS TRIBUNE case # 19-00505-37 whatcom Superior Ct.
and 81337-4-1 with appeals ct. Local 3A

9 members of Pierce County drug unit file \$1.5M claims

BY STACIA GLENN
sglenn@thenewstribune.com

Nine members of the Pierce County sheriff's embattled drug unit have filed \$1.5 million claims against Prosecuting Attorney Mary Robnett, former Sheriff Paul Pastor and five others in their administrations.

The claims were filed this week with Pierce County Risk Management as a precursor to lawsuits.

The sheriff's Special Investigation Unit was disbanded in April after concerns arose that members had violated multiple policies and procedures, including writing fake police reports and conducting improper searches.

No final determinations have been made.

Ten members of the unit were placed on the prosecutors "potential impeachment recurring witness list," which means information that calls into question their credibility must be turned over to defense attorneys.

Both the Sheriff's Department and the Prosecutor's Office conducted investigations and generated documents "disparaging me that were extremely untrue and portrayed me as being dishonest or lying," according to a claim filed by deputy Lucas Cole. "When myself and other members of SIU spoke out against this dishonesty and other matters of public interest, we were removed from our positions and case assignments and reassigned to other assignments and the drug unit was disbanded."

Similar claims were filed by Lt. Cynthia Fajardo, Sgt. Chris Adamson, detectives Darrin Rayner, Ryan Olivarez, Elizabeth Reigle and Shaun Darby, and deputies Jason Bray and James Maas.

Sgt. Tommie Nicodemus is the only member of the Special Investigation Unit that was placed on the impeachment list who has not filed a claim against the departments.

Named in the claims are Pastor, who retired Wednesday, Undersheriff Brent Bomkamp, chief of staff Mike Blair, Robnett, deputy prosecuting attorneys James Schacht and Fred Wist, and prosecutor's investigator Keith Barnes.

Both departments said they could not comment on the claims because they had not yet received them.

An internal investigation conducted by the Kitsap County Sheriff's Office wrapped up earlier this month and found Fajardo, Adamson, Olivarez, Darby and Nicodemus might have violated several policies.

The drug unit remains disbanded and all members have been reassigned to patrol or the Criminal Investigations Bureau.

"My reputation and truthfulness are essential in this career field, and both have been unquestionably damaged," Cole wrote in his claim.

Olivarez said he was hoping to go work for an out-of-state law enforcement agency but the attack on his reputation has ruined that opportunity and dashed his dreams of being a narcotics investigator. He also argues in his

claim that disbanning the unit "over time allowed the drug trafficking to skyrocket in the Pierce County area."

Members of the unit have suffered stress-induced ailments, depression, anxiety and insomnia due to the investigations and attack on their credibility, forcing them to take sick leave, according to the claims.

Darby says in his claim he has used more sick time in the last seven months than in the 21 years he has worked for the Sheriff's Department, adding that the two departments have "ruined my life and career."

Drug unit members also say they have been impacted financially by loss of overtime and impact to their retirement funds, have lost the ability to

work undercover and have had their reputations irreparably damaged.

"I have incurred irreparable damage to my excellent reputation and work ethic," Maas wrote in his claim. "It has caused me to question my continued work for a department that I have given 25 years of my life to."

The Pierce County Sheriff's Department is looking for an outside agency with narcotics expertise to review the internal investigation and determine which policies were violated and what discipline is appropriate for members of the drug unit.

Some drug unit members could be removed from the impeachment list.

"It is entirely possible that some of the SIU members will be cleared by the investigation," said Adam Faber, spokesman for the Prosecutor's Office. "They would then be removed from the list. We are still reviewing the investigation."

Stacia Glenn
253-597-8653,
@stacia_glenn

Discredited by media
Rebuttal
5-101-2654

cost Attention:

211 2 get is shot up with dope
if 2 ask for anything or as yesterday
laughing at them while 2 spun a door
kinds. (see videos) 2 was physically assaulted
strapped down and shot up with
dope for laughing at them - Me

will I see the ortho doc. R
have a appointment yes I
want to see how that

Darrell

QUESTIONS & CONCERNS

TODAY'S DATE: 11-2-20 F3 12th try
 Patient Name: Darrell Lee Phymer Lopez 804 445 451
 WHO DO YOU WANT TO TALK TO?: Chapman Fey Alisa social worker head nurse
 TOPIC (please make it brief): Ed like to make legal copy since my mail isn't making it to its

Yard Head
Jose Head
administration
hericel
8-3

Discreetary notes
Exhibit (1)
Page 1 of 5

Ed like to make legal copy since my mail isn't making it to its
need to recopy ad rescid them. My incoming mail isn't making it to me as well
you for help for a nurse or any of my team planners no one assist me see
they say the this no good or put me through to someone else - (see phone
for incoming and outgoing calls hericel of 3 and all of (w-sell) - my foot's broke
complaint time says you say I refuse to talk to you just because I can't
when I ask them they say the this no good or put me through to someone else - (see phone
call for my bills or? for incoming and outgoing calls hericel of 3 and all of (w-sell) - my foot's broke
and the complaint time says you say I refuse to talk to you just because I can't
in all activities they let me (see videos) - I've also asked to have my xrays ad
of them sent to my home and given to me - for both my neck-back-lg-arm
make on 8-3-19 and ortho doc. Sawyer said I could get from hericel
ok, my foot xrays 10-16-20 why want me these medical

804

QUESTIONS & CONCERNS

-F3

DATE: 11-4-20

Patient Name: Darrell Lee Engmore - Lopez ID# 445457

WHO DO YOU WANT TO TALK TO?: ^{head} nurse Eva - Jose - Grace - Bernadette etc

TOPIC (please make it brief): I'd like to use a dictionary
and receive law library.

write it on here. Speak to Social Worker

I dont have none

Attentros:

They want give me copy of legal work - so they steal

my us. patent and trade mark patent etc - they want give me law library - not even a dictionary. Our process - equal protection and fair an impartial clauses

DISCOVERED BY PATIENTS
Exhibit 13
page 3 of 5

PS/BS

RETURNED MAIL

9/1 (two) mail
 with 10-17-20
 back

RS(5)

F-3

10/15

Return To:

Date:

The Mail / Distribution Center is returning this item to you for the following reason(s):

- Incomplete / Incorrect "Delivery address"
 - Needs NAME, WARD#, *letters returned ID# man*
- and ID# man @ west point military school @ attorney
 Ryan Swinburnson @ Ct. of appeals*
- RETURN ADDRESS of: @ Ct of appeals

- Writing illegible.
- Does not meet USPS addressing standards (See back)
- Ineligible for free postage (WSH Policy 10.10 Mail Rights)
- Exceeds allowable free letters (WSH Policy 10.10 Mail Rights)
 - 3 letters per week February through October
 - 5 letters per week November through January

Other:

page 3 of the 4 letters

Proper Addressing Will Assure Faster Delivery And Processing Of Your Mail.

"Thank You"

MAIL / DISTRIBUTION CENTER Ext. 2296

CENTER HOURS: 10:00 AM - 11:30 AM

1:00 PM - 3:00 PM

Monday - Friday

CLOSED WEEKENDS AND HOLIDAYS

Discretionary mail
 Western State Hospital
 9601 Stellacom Blvd. S.W.
 Lakewood WA. 98498
page 4 of 5

*Attachment
 Procurement in Washington
 (1974) 251-191 personal
 letters and as many as many
 of - county office I know +
 As the law*



RETURNED MAIL

for this amount
10-18-20
back

10-27-20
L 99 @ 1

F-3

10/22/20
Date:

Return To:

The Mail / Distribution Center is returning this item to you for the following reason(s):

- Incomplete / Incorrect "Delivery address"
- Needs NAME, WARD#, and RETURN ADDRESS of:

- Writing illegible
- Does not meet USPS addressing standards (See back)
- Ineligible for free postage (WSH Policy 10.10 Mail Rights)
- Exceeds allowable free letters (WSH Policy 10.10 Mail Rights)
 - 3 letters per week February through October
 - 5 letters per week November through January

Other:

You have already used your 3 free letter this letter returned our home - rolling stone magazine - CEC and it's a letter off (WSH) of new brand shoes

Attention: They said I used (3) letters I don't do 10-12-20 then on the next return they say pack only (1) letter 10-15-20

Proper Addressing Will Assure Faster Delivery And Processing Of Your Mail.

"Thank You"

MAIL / DISTRIBUTION CENTER Ext. 2296

CENTER HOURS: 10:00 AM - 11:30 AM

1:00 PM - 3:00 PM

Monday - Friday

CLOSED WEEKENDS AND HOLIDAYS

Discretionary matter

3rd Requested Subpoena Duces Tecum

Under Due Process clause - Equal protection clause - 4th - 5th - 8th amend.
to the US. Const. (Pro-se and to obtain co-counsel-etc) *Shomo v. City of New York* (2d. Cir. 2009) (Clerk must correct me and offer me the correct way to filings if mine are wrong). *Hickman v. Taylor* (1947) (evid. privileges cant get evid any other way) etc etc etc

This is my 3rd subpoena Duces Tecum and I'm not being granted the subpoena's Duces Tecums from superior ct. or the appeals ct. before decisions are made etc - Clerk Lori says there missilaneous papers and won't even file them. when I've clearly shown violation of mail rights *Procunier v. Martinez* (1974) etc.

I need all evid-witnesses-etc. request for fair proceedings - not only for total. appeals - torts - yet for further civil litigation. they must be granted even if

IN THE APPEALS COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF All within Seattle Washington - multi-litigat issues - and issues within all countys. Rack a teering act

State of Washington

Plaintiff/Petitioner,

vs.

Darrell Lee Zymire-Lopez

Defendant/Respondent.

NO. 3
Appeal # 81337-4-1

ORDER FOR ISSUANCE OF [SUBPOENA]
[SUBPOENA DUCES TECUM]

supreme ct. *Judicial Massachusetts Commonwealth v. John W. Webster* March term 1850 - (evid. ad reasonable doubt.) free exercise clause - Grandfather clause - *Hudson v. McMillan* (1992) (excessive force already restrained) - Internat'l law *Antrel v. section 2 - US. Const. treaties - Supreme law - *Fierstoga v. Pena* (2nd Cir. 198) (torture etc) *Estate of Davis by ostentfreid v. Delo* (8th Cir. 1997) (hate of person - neck shot Evid. Fed. rule 1001 - (must receive everything as any other attorney pro-se) etc etc etc.*

This matter came before the undersigned, ex parte, on the motion of the any other attorney pro-se etc etc etc.

[plaintiff/petitioner][defendant/respondent] for issuance of a [subpoena][subpoena duces tecum] to

Seattle WA. Appeals court. for [hearing][trial] on A.S.A.P. The court having

considered the motion and being fully advised, it is

ORDERED as follows:

- 1. The motion is granted;
- 2. The clerk of the court shall issue a [subpoena][subpoena duces tecum] to

All parties herein directing [her][him] to appear at [hearing][trial] at the time and

to produce all evid. request as critical - exculpatory etc evid. - witness within videos - etc. to give photo copy of this subpoena to Mr Darrell Lee Lopez or Darrell Lee Zymire-Lopez to acquire all evid. within requested - since DHS - authorities - and all aren't complying with general requests to acquire evid. needed for fair and impartial hearings and trial as well civil filings.

ORDER FOR ISSUANCE OF [SUBPOENA]
[SUBPOENA DUCES TECUM] - 1 of 2

Discretionary Motion
Exhibit (C) (1) of (2)

Allowances for: meals max \$ → Paralegal max \$ → Co-Counsel max \$ → PS
lodging max \$ → Travel Expenses max \$ → Investigator's max \$ →
legal materials max \$ → phone calls max \$ → Expert witnesses max \$ →
 And all other expenses for All proceedings in superior ct. → Appeals ct →
 Supreme ct's - civil ct's → etc. → to be given a debt card fund cash for
 all enclosed cases that connect to cases 19-0-00505-37 whatcom superior ct. →
 settle wt. Appeals ct. etc. pursuant to RCW 5.56.010 also work compensation
 place designated in the proposed [subpoena][subpoena duces tecum], a copy of which is attached to this order. max \$

Dated: _____

 Judge/Court Commissioner

Presented by:

Mr Darrell Lee Zingire-Lopez or Mr Darrell Lee Lopez
 [Plaintiff/Petitioner][Defendant/Respondent]

Crazy Crew Inc. - P.O. Box-512-Custer-WA. 98240
~~Address~~

Crazy Crew Inc. - 619 Sedalia Ave - La Verne - Ca. 91750

Whatcom County Jail - 20# 24017300 - Bellingham WA. or
~~Telephone Number~~
Western State Hospital - 20# 445451 - 9801 Ste Naccom Blvd. Leavenworth - WA. 98448 were in now residing falsly etc.

Requests

All requests from false arrest etc. date of 5-3-2019 to today's date 11-13-20

I am requesting whatcom superior ct's courtroom videos of all my appearances -
 Whatcom county jails videos → Maple Lane Restriction program videos → Western
 State Hospital videos → Border of B.C. and USA on 5-3-2019 → I-5 freeway videos
 between B.C. Border and the city of Blaine on 5-3-2019 → Blaine gas station on
 Portal way before the on ramp to 2-5 freeway → and the tendon at the gas station
 on 5-3-2019 → the W.B. Boutique lady on portal way → Blaine Fire Dept. video
 chief Ray Davis → Blaine Police car videos - Tammy the dispatcher and all dispatch
 Cascade Ambulance videos and communications with Boss Rick Rawrosky →
 Christine Belec - 333 N. River Road - Tower A - 14th floor - Ottawa ON N1A 0L8 for
 videos from 5-3-2019 and 2006 videos and communications → FBI and CIA files
 on me → federal reserve registration of my triple A Gold Bonds etc. → Dept. of
 enterprise services - Gene and Boss Jason Simons - Olympia WA. → Canadian Counsel
 Sheri neighbors 1801 4th ave - Seattle WA. → medical records of x-rays in (U.S.A) in this
 case 5-3-2019 and the 2006 case → Mt. Baker Zingy center x-rays 5-3-2019 case
 and 2006 case → Melissa Cox - son Francisco Canadian Counsel → all court dockets from
 appeals ct and whatcom superior court in 2006 and 5-3-2019 cases → valley communications
 police transmissions - Kent WA. → 911 communications 5-3-2019 → Edaleen Peiry videos
 and personal on 5-3-2019 → Washington state troopers videos and communications 5-3-2019
 ORDER FOR ISSUANCE OF [SUBPOENA] and 2006 case → PD. Amy Jones e-mails and all cell phone commu-
 [SUBPOENA DUCES TECUM] - 2 of 2 → pd like all police - Troopers - Fire Dept. - Ambulance - etc
 communications and videos from 2006 and this new case on 5-3-2019 from there
 Police cars - body cams - fire units etc. All communications and videos during
 all (3) acts on 5-3-2019 and then following me from ~~Seattle~~ fairhaven train station
 etc.

Darrell Lee Zingire-Lopez

11-13-2020

Dr David Lee Engman - Lopez
Box 945451

Western State Hospital
9601 Steffensen Blvd SW
Lakewood WA 98448

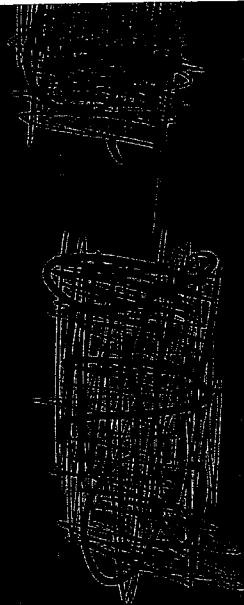


U.S. POSTAGE PITNEY BOWES



ZIP 98498 \$ 002.00⁰
02 4W
0000367379 NOV. 12. 2020

Chief Clerk
Seattle Washington, Court of Appeals
Division one
one Union Square - 300 University Street
Seattle WA 98101



FILED
SUPREME COURT
STATE OF WASHINGTON
11/17/2020
BY SUSAN L. CARLSON
CLERK

Attention:

Clerks office -
Chief clerk -

FILED
COURT OF APPEALS CIVIL
STATE OF WASHINGTON

This is Mr Darrell Lee ^{2020 NOV 16 AM 11:31} Engineer -
Lopez ID # 445451 Western State
Hospital.

Case name: Mr Darrell Lee Lopez -
Case # 81337-4-1

I'd like this "All" filed since
someone is not filing my legal
proceeding and documents are being
changed - why I don't know
But my orders and indigent form
was file. etc. PS. If this goes
to the Supreme ct. WA. All must be
Filed Thanks Darrell

Crazy crew etc.
Happy holidays over →

I just spoke to Superna et.
Whitson county case # 19-6-00505-37

and put on Heather's voice mail
to have the orders and diligent
verification to you and me - so I'll
send those esp. you can call them
and verify they sent me the orders
which I sent you and you say
wasn't received - so

Due process - closure etc.

See meeting

Darrell