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THE COURT OF APPEALS OF THE STATE OF WASHINGTON

DIVISION ONE *NO. 64863-2-I*

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STATE OF WASHINGTON,  
Respondent.

V.

RAUL ILERNA,  
APPELLANT.

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ON APPEAL FROM THE SUPERIOR COURT OF THE  
STATE OF WASHINGTON FOR KING COUNTY

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APPELLANT'S STATEMENT OF ADDITIONAL GROUNDS FOR REVIEW

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Raul Ilerna, #705865  
Airway Heights Corrections Center  
P.O. Box 2049  
Airway Heights, Washington 99001-2019

2010 AUG 26 AM 10:11

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STATEMENT OF ADDITIONAL  
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RAUL ILERNA,  
Appellant.

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I, Raul Ilerna , have recieved and reviewed the Opening Brief prepared by my attorney. Summarized below are the additional grounds I believe may exist, that are not addressed in that Brief. I do here by understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

**Additional Ground 1**

INEFFECTIVE ASSISTANCE OF ASSIGNED COUNSEL: The appellant believes that the appointed counsel made multiple errors resulting in direct adverse effects to the appellant, and grossly contributing with the additionally listed grounds within this Statement. As well as direct failure to object to the States extensive examination of witness(es) about spific " Buy / Bust " operations without there being a reason factual interest for establishment of relation and/or foundation to the elemental nature within the charges before the Court. (pg. 60)

**Additional Ground 2**

TRIAL COURT ERROR RESULTING IN PREJUDICE TO APPELLANT: The appellant believes that trial court erred by failing to instruct the jury to disregard specific testimonial statement(s) objected to by the defense counsel, sustained by the court, and stricken, without said instruction being formally made to the jury, resulting in irreversable prejudice to the the appellants right to a fair trial.(see pg.62, 63 of trial transcript(s), day one.

**Additional Ground 3**

UNLAWFUL SEARCH AND SEIZURE: The appellant believes that evidence(s), obtained by means of unlawful search and seizure was introduced and presented to the court during trial which was infact a unretrievable error addressed by the court and ruled upon in error resulting in the

irreversible prejudice to the appellants right to a fair trial. The appellant believes that issue(s) exist of merit and color, as has been ruled within the case of Arizona V. Gant, U.S. 129 S.Ct. 1710, 1716, et all, L. Ed 2d 485 (2009). Appellant does respectfully ask that the Court review in comparison with the cited case, as well as the dissent opinion as stated within Nyegaard, 154 Wn. App. 641, as foot noted improper admissions of evidence being raised by appellant on appeal. (TRANSCRIPT PG(F.) 33-36, 43, 44, 54, 82-DAY 2)

Appellant does not raise specific additional grounds, which are not herein referenced. But, does respectfully ask the Court for review of any nature not herein addressed which may exist.

Dated this 23 day of Aug 2010.

Raul Ilerna  
Signature

Prepared by;

Raul Ilerna, # 705865  
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