

STATEMENT OF ADDITIONAL GROUNDS FOR REVIEW

REC'D

JUN 13 2012

King County Prosecutor Appellate Unit

STATE OF WASHINGTON )
Respondent, )
v. )
Lonnie Carter )
(your name) )
Appellant. )

No. 67617-2-I

STATEMENT OF ADDITIONAL GROUNDS FOR REVIEW

COURT OF APPEALS STATE OF WASHINGTON JUN 13 11 41 AM

I, Lonnie Carter, 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

Defendant-Appellant contends that Ground One, Discretionary Error: was commended by pre-trial Judge The Honorable Ronald Kessler his Abuse of Discretion occurred on 4/25/11; Conflict of interest Hearing. Right to effective assistance of counsel at trial included the entitlement to representation that is free from conflicts of interests. W. S. C.A. Const. Amend. 6.

Additional Ground 2

Defendant-Appellant contends that Ground Two, Failure to investigate: by the trial court presiding Judge The Honorable Kimberley Prochnau. Reversal of a conviction is acquired if a defendant makes a timely objection to a claimed actual conflict of interests and the trial court failed to conduct an adequate inquiry. Authority 6 Amend.

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

Date: June 6, 2012

Signature: Lonnie Carter

1 A. Assignment of Error

2 Judicial misconduct in pre-trial  
3 ruling, regarding the created conflict of  
4 interest by acting defense counsel in  
5 blatantly deceiving defendant concerning  
6 obtaining crucial relevant written 'notes'  
7 denied the appellant a fair trial.

8 Issues Pertaining to Assignment of Error

9 1. Did the pre-trial court's order  
10 compelling defense counsel to proceed  
11 to jury trial with appellant regards-  
12 less of appellant's death threats to  
13 acting defense counsel at the April 25,  
14 2011, hearing; guarantee appellant a  
15 sure conviction?

16 2. Did the trial court have a duty  
17 to investigate potential attorney-client

1 conflicts of interest if it knows or  
2 reasonably should know that a potential  
3 conflict exists?

4 3. When the defendant makes a  
5 timely objection to a claimed actual  
6 conflict of interest in the trial court,  
7 a conviction will stand unless the  
8 defendant can show that his lawyer  
9 had an actual conflict that adversely  
10 affected the lawyer's performance?

11 4. Did acting defense counsel of  
12 record Matthew Hartman, have a duty to  
13 make reasonable investigations to follow  
14 through with contacting relevant defense  
15 witness, whom, had ~~been~~<sup>been</sup> served Subpoena  
16 by former defense attorney Jerry Stimmel,  
17 on 8th day of March, 2010.?

The Court of Appeals  
of the  
State of Washington

State of Washington  
Plaintiff,

Lonnie Carter  
Defendant

Cause No. 67617-2-I

DECLARATION OF  
SERVICE BY MAIL

The undersigned declares under penalty of perjury that true and correct copies of the following document(s):

1. Statement of Additional Grounds ;
2. For Review and Declaration of ;
3. Service By Mail. ;
4. \_\_\_\_\_ ;

were served on the defendant(s) by submitting the same, postage prepaid as "Legal Mail", to officials at the below institution this 4th day of June, 2012, addressed to the following:

Clerk, The Court of Appeals, Division One  
600 University Street  
Seattle, WA 98101

Jayen J. Lam,  
King County Prosecutor's Office  
516 3rd Ave, Ste W554  
Seattle, WA 98104

SIGNED this 4th day of June, 2012, at Clallam Bay, Washington.

1/s/ Lonnie R. Carter  
#62372619-10-D  
Clallam Bay  
Gov. Entrp.  
1830 Eagle Crest Way  
Clallam Bay, WA