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STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

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COURT OF APPEALS DIV 1
STATE OF WASHINGTON
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STATE OF WASHINGTON,)
)
Plaintiff-Appellee,)
v.)
)
)
CAROLYN RICHARDSON,)
Defendant-Appellant.)

No.71146-6
King County Superior Court 13-1-01031-0 KNT

STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

I, Carolyn Richardson, 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

The prosecuting attorney instructed the jury to convict me on the basis that I should have known an injury accident had taken place yet there were insufficient facts to support this. Given the circumstances it was not reasonable for me to suspect an accident had taken place. The bicyclist was traveling against traffic on the sidewalk without reflective clothing and was not present when I looked in her direction. Since there were neither people nor property in view I concluded I had run over road debris. The road that I was traveling had numerous potholes thus, the bump I felt seemed not unusual to me given the condition of the road. During the trial the bicyclist stated I did not see her. This was a near tragic accident that I would have provided immediate assistance as a first responder, a citizen and parent if I had known.

Additional Ground 2

The defense counsel was ineffective because he failed to present our view of the accident as per our pre-trial agreed strategy. It was our view that the bicyclist collided with my back passenger tire. This would have accounted for why I never saw her and why only the bicycle's back wheel was bent. Had my defense counsel adequately contested the prosecutor's reconstruction of the accident he would have used the expert accident investigator from my insurance company who had firsthand inspection of my car at the scene. Instead, a less experienced accident reconstruction investigator was chosen to testify to our alternative view of the accident.

Additionally, my Counsel did not bring in the previous owner of my vehicle or my husband, who would have testified to existing damage to my vehicle. This damage was used to support the prosecutor's version of the accident. My attorney also failed to present pictures of my steep driveway that would have further accounted for damage to the under carriage of my vehicle. Moreover, he did not adequately challenge the prosecutor's witnesses on their conjecture that I was aware an accident had taken place. These are a few examples of my counsel's dereliction in establishing reasonable doubt to the prosecutor's assertions.

My Defense Counsel's closing statement portrayed me as a hurried poor driver; stating several times "yes my client is guilty, yes she's guilty" (a pause) "of not knowing". This reference to guilt in this manner I believed created an insinuation that further undermined my position.

This was a near tragic accident that was criminalized. The numerous years that I have devoted to the betterment of the community and others through fundraising and board participation with Boys and Girls Club, Seattle Parks Dept. Associated Recreation Council, Alzheimer's Association Walk plans, United Way Day of Caring, March of Dimes, Multiple Sclerosis, Seattle Audubon Society, PONCHO and American Red Cross Volunteer Instructor CPR, First Aid & AED was my life. My insurance work assist people to secure their long term care plans and being a part time group fitness instructor helped people reach their fitness goals. I want my life back to continue to help support the community. Please review all case files and understand erroneous assumptions were used for a conviction.

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

Date: 5/16/2014.

Signature: 