

WASHINGTON STATE COURT OF APPEALS

DIVISION ONE

WASHINGTON STATE  
Plaintiff,

V.  
SANTIAGO O. PEREZ,  
Appellant.

CASE NO. 72849-1-I.  
PRO-SE STATEMENT OF  
ADDITIONAL GROUNDS FOR  
REVIEW.

FILED  
COURT OF APPEALS DIV 1  
STATE OF WASHINGTON  
2016 JAN 19 AM 11:47

GROUND ONE

Mr. Perez, was Gun Powder residue tested and DNA tested in the Renton Police Department at sometime during the interrogation process. There is an interrogation video which was not admitted into evidence due to the judges rulings. Officer Greenwood was sitting in the interrogation room for security purposes and is a witness to this action. Officer Greenwood was not cross examined about this. During trial the primary detective on this case Mr. Pete Montemayor testified that the defendant was never Gun Powder tested or DNA Tested. I Mr. Perez can testify that I was Gun Powder tested and DNA tested and claim that the Police tampered with this evidence, and lied about not doing so during trial. Mr. Perez believes the video has been "Messed with" because it starts and everyone (Police Officers and the Defendant) are already in the room and it does not show the entrance.

GROUND TWO

A gold necklace with a Jesus on a cross and anchor was confiscated off Mr. Perez's person at

time of arrest. The defendant was wearing this jewelry on the day this crime occurred and wore this necklace when he was arrested. This is a piece of evidence which proves the defendants innocence as this piece of jewelry bares no Gun Powder or Blood. This necklace has been kept as evidence and photographed by the Renton Police, yet the State did not enter it as evidence in trial to thier convenience. Also on the arrest superform it was marked that Mr. Perez had no Jewelry and no money, even though the evidence photographs show the necklace as well as Mr. Perez's wallet containing I.D. as well as multiple cash money and checks.

#### GROUND THREE

During trial the State used photos of "drag markes" on the driveway to prove that the victim was "dragged". The detective who took these photos claimed that these photos were not taken during the actual crime scene investigation. The detective claimed, that he went back a "different day" after all the crime scene tape had already been taken down for days and took photos of the crime scene area. The photos used in trial should not have been allowed to be used in trial and should have been surpressed. Also these photos had never before been seen by the defendant even though Mr. Perez's attorney claimed to Mr. Perez that he had been showed all and everything related to the case. These photos used in trial were not part of the defendants discovery or photograph chart evidence.

#### GROUND FOUR

Mr. Zack Parks made his police statement while

under the influence approximately Five (5) hours after the crime occurred and he admitted during cross-examination that he kept drinking alcohol after the crime occurred. Mr. Parke admitted to drinking a couple beers at his house, a couple beers at the crime scene, he also admitted to taking "Sips" of Baccardi 151 mixed with Rum while in the car with Mr. Perez on the way to the Party where the crime took place, and ultimately Mr. Parks admitted to drinking 1 to 2 tall cans of 211 steel reserve after the crime took place and headed to the Federal Way Police station to make an anonymous police report on which an officer took notes and used these anonymous notes during trial. Mr. Parks refused to make a statement. He agreed to give anonymous information and he testified during trial and pointed the finger at Mr. Perez.

#### GROUND FIVE

The prosecution and the State Police throughout the whole trial repeatedly referred to the defendant Mr. Ortuno-Perez as "The Shooter" or "The Killer" that is unfair because a defendant is "innocent until proven guilty" and while being referred to as "The Killer" or "The Shooter" makes the defendant guilty until proven innocent which is a violation of defendant's rights or Amendment's.

#### GROUND SIX

The defendant was tried for First degree Murder, the defendant was convicted of Second degree Murder by a Jury. The State did not give instructions of Manslaughter at any point.

RESPECTFULLY SUBMITTED This 10th day of January,  
2016.

Santiago Otero Perez

Mr. Santiago O. Perez

DOC#                      CELL/NO.

Clallam Bay Correction CTR

1830 Eagle Crest Way

Clallam Bay, WA 98326.