

COURT OF APPEALS
OF THE STATE OF WASHINGTON
DIVISION II

COURT OF APPEALS
DIVISION II
07 FEB -9 PM 1:25
STATE OF WASHINGTON
BY
DEPUTY

STATE OF WASHINGTON,)
)
) Respondent,)
) No. APPELLANT NO: 34493-9.
v.)
) STATEMENT OF ADDITIONAL
MILES DEAN PARKISON) GROUND FOR REVIEW
) RAP 10 10
)
) Appellant.)

I, MILES D. PARKISON 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

DECTIVE LARRY ANDREN: T.P.D. PERJURY, TRIAL TRANSCRIPTS
R.P. 2006, trial transcripts 3. R.P. 2005.
DETICETIVES POLICE SUPPLEMENTAL POLICE REPORT.
INCIDENT NO: 043551256.3 PERJURY & FALSE ENTRY

Additional Ground 2

WRIGHT PARK SHELLGAS STATION: POLICE REPORT INCIDENT NO:
04354109.1 FALSE ENTRY INTO POLICE REPORT: VEHICAL
POLICE REPORT OF OFFICER ROBERT HANNITY, T.P.D.
INCIDENT REPORT NO; 043551256.1

Additional Ground #4
AFIDAVITE OF PROBABLE CAUSE SEARCH WARRANT: (DECLARATION OF
PROBABLE CAUSE TO SEARCH RESIDENT .

Additional Ground #5
WRIGHT PARK SHELL GAS STATION: STORE CLERK BRANDON McCARTY
LICENSE PLATE NUMBER (9) VERSES, LICENSE PLATE NUMBER
714-SOV, AND 714-SQB.

ADDITIONAL GROUND #6
MOTION IN LIMINE, EXCLUDE LICENSE PLATE NUMBER (9)
FROM ATTORNEY EPHRAIM BENJIMAN, FOR THE DEFENDANT.

ADDITIONAL GROUND #7
911-TAPED RECORDING OF WRIGHT PARK SHELL GAS STATION:
DESTROYED BEFORE INVESTIGATION WAS FULLY COMPLETE.
PERTAIN TO LICENSE PLATE NUMBER(9). VERSE LICENSE PLATE
714-SBQ & 714-SOV.

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

Date: 2/7/2007 Signature: Miles Dean Parkison

Additional Ground #8

DISPATCH CAD POLICE READOUT (9) verses 714-SQB.

Additional Ground #9

WITNESSES THAT STATE THAT THEY NEVER SAW LICENSE PLATE NUMBER
OF VEHCAIL V ERSES DETECTIVE LARRY ANDREN.

ADDITIONAL GROUND NO#10

ENTER PRISE RENTAL CAR COMPANY, VERSES RENTAL THAT THE
STATE WITNESS STAES THAT SHE HAD, GOLD, PINKISH HUESH GOLD
WITH SPOILER VERSES THE RENTAL CAR THAT DETECTIVE LARRY
ANDREN STATES WHICH WAS SILVER.

ADDITIONAL GROUND NO#11

LINCENSE OF DEPARTMENT OF VEHICALS, RECORDS OF NO
SUCH VEHICAL THAT DETECTIVE LARRY ANDREN STATES IN HIS
REPORTS. INVESTIGATORS MIKE CROKETT AND JOHN FRAZIER
A&B LEGAL INVESTAGATORS, AFFADAVITE THAT SHOWS NO SUCH
LICESNE PLATE NUMBER 714OSBQ. EVER EXCISTED.

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

Date: 2/7/2007

Signature: Mike Dean Parkison

Additional Ground ~~##~~ #12

DEFENDANT MILES DEAN PARKISON, PREJUDICED BY THE STATE
PLAYING A CONFESSION TAPE OF COERCION TO THE JURY AS WELL
AS READ FROM TRANSCRIPTS THAT WERE TRANSCRIBED FROM THE
INTERROGATION THAT WAS READ AND TAPE WAS PLAYED TO THE JURY
AS WELL. CAUSING THIS TO BE AN UNFAIR TRIAL.

Additional Ground ~~###~~ 13

PROSECUTOR TIM JONES AS WELL AS DEFENDANTS OWN ATTORNEY
PRVENTED THE DEFENDANT MR. PARKISON FROMGETTING 911- taped
CONVERSATION FROM THE SIX- ROBBERIES. THIS PREVENTED ALSO
UNFAIR TRIAL WITHOUT HAVING A FULL INVESTAGATION.

ADDITIONAL GROUN NO:14.

STATEMENTS FROM FIVE STORES, SUBWAY, TACO DEL MAR, WALGREENS,
DOLLAR TREE, PAYLESS,... DETECTIVE LARRY ANDREN: PERJURY
CAR AT SCENE OF CRIME.

ADDITIONAL GROUND NO:15.

STATEMNT OF MISS JENNIFER NELLIE LONBORG, PERJURY.

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

Date: 2/7/2007

Signature: Miles Dean Parkison

Additional Ground #16
MIRANDA RIGHTS,.. VERSES FORECED, THREATENED INTERRAGATION
DETECIVE LARRY ANDREN, DETECTIVE BRADLEY GRAHM.

Additional Ground #17.

STATEMENT OF ALL WITNESSES FROM THE SIX STORES THAT WHEHE
ROBBED, TO SHOW INCONSISTANCE OF LIES AND PERJURY ON
BEHALF OF DETECTIVE LARRY ANDEN.

ADDITIONAL GROUND #18.

STATEMENT THAT ATTORNEY EPHRAIM ALLOWED THE JURY TO HEAR
THE TAPED CONFESSION DURING THE DELIBERATION AS WELL AS 22-PAGE
TRANSCRIPT THAT WAS NOT ALLOWED AS EVIDENCE TO BE USED IN TRIAL
OR THAT WAS NEVER FILED WITH THE CLERKS OFFICE TO BE USED IN TRIAL.
THIS WILL ALSO INCLUDE EXHIBIT LIST FROM THE CITY CLERKS OFFICE.

ADDITIONAL GROUND #19.
RIGHTS TO SPEEDY TRIAL IN 2004, WERE VIOLATED 3.R.P.
HEARING.

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

Date: 2/7/2007

Signature: Miles Dean Parkison

Additional Ground #20

TRIAL COURT ERRORED BY BASING TRIAL AND CONVICTION ON
TAPED CONFESSION ALONE, AND NOT FOLLOWING THROUGH WITH
THOUROUGH INVESTAGATION.

Additional Ground ##21.

STATEMENT OF JON ALAN LAGERQUIST : PERJURY, AS WELL AS
SECOND HEARSAY, AS WELLAS CRIDITBILITY AS WITNESS, DRUGS,
ALCOHAL, CLAIMING TO BE COUNSLER. BUT YET PROVIDING MISS
JENNIFER NELLIE LONBORG WITH DRUGS HIMSELF, POLOICE RECORD
SHOWS RM. JON LAGERQUIST PAST CRIMINAL HISTORY OF DOMESTIC
VIOLANCE TWARDS MISS LONBORG. UNCREIDIBITAL WITNESS.

ADDITIONAL GROUND #22.

MOTIONS THAT WERE FILED IN CITY CLERKS OFFICE, WITH
CLERK ADMINISTRATOR, BY THEDEFENDANT AND WIFE LINDA MAY PARKISON
BECAUSE OF THE FACT THAT DEFENDANTS ATTORNEY: EPHRAIM BENJIMAN,
WOULDNT. OVER 50- MOTIONS WERE FILED.

ADDITIONAL GROUNDS#23.

TAMPERING WITH EVIDENCE THAT WAS USED IN TRIAL ONE 2005,
TAMPERING WITH EVIDENCE THAT WAS USED IN TRIAL NO.2,2006.
BLACK LEATHER , JACKET, BLUE ,JEANS , GREEN & WHITE FLANNEL
SHIRT.

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

Date: 2/7/2007

Signature: Miles Dean Parkison

Additional Ground #24

BAD ACTS BY BRINGING UP MOTEL AS WELL ANY PICTURES OR INFORMATION THAT HAD NOTHING TO DO WITH THE CRIMES THAT HAD TAKEN PLACE.
ONLY PHOTO GRAPH THAT WAS ABLE TO BE SEEN BY MISS LONBORG THAT WAS CLEAR TO MAKE OUT, WAS THE MOTEL THAT AGAIN HAD NOTHING TO DO WITH ANY OF THE ROBBERIES. THIS MOTEL KEEP COMING UP, AND THE JURY WAS NOT INFORMED ON WHAT HAPPENED AT THIS MOTEL, LEAVING A BAD ACT IN THERE MINDS AS TO WHAT HAPPENED AT MOTEL.

Additional Ground #25

DEFENDANT STATES THAT THERE WAS NEVER A SECOND 3.5 OR A 3.6 hearing, confession, suppression, miranda hearing none of these took place this was all added to the trial transcripts to make it look as if this took place. trial 2006.

ADDITIONAL GROUND #26

FORINSIC OFFICER SHOW NO RECOVERY OUT OF SIX LOCATIONS, THAT LATEN FINGER PRINTS WERE FOUND, BUT NONE MATCHED THAT AS MR. PARKISON. ROBBER HAD NO GLOVES, BUT YET ALSO LIFTED DIFERANT ITEMS AS IF HE WAS GOIN TO PAY AND LEFT THEM ON THE COUNTER. AND STILL NO FINGER PRINTS FROM THOSE ITEMS MATCHED TO THE DEFEDANT, MILES DEAN PARKISON.

ADDITIONAL GROUND #27

OFFICER JOHN BAIR: PHOTO MONTAG, BAD ACTS OF BRINGING PAST BOOKING PHOTOS OF THE DEFENDANT.

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

Date: 2/7/2007

Signature: Miles Dean Parkison

Additional Ground ## 28.

FALSE ENTRY INTO POLICE REPORTS OF , OFFICER ROBERT HANNITYS,
DETECTIVE LARRY ANDREN, DETECIVE BRADLEY GRAHM, OFFICER T.P.D.
SCOTT SHAFNER, VERSES DEFENDANT NOT HAVING WEAPON ON
JANURY, 3rd. 2004,VERSES WEAPON PUT INTO PROPERTY ON
JANUARY 4th, 2004.

Additional Ground##29

ENTER PRISE RENTAL LEASE DOCUMENT OF MISS LONBORGS, VERSES
MISS LONBORG STAES THAT CAR WAS TWO DOOR GOLD, VERSES,
DETECTIVE LARRY ANDRENS SILVER CAR, FOUR DOOR VERSE,
5-DAY RENTAL OF VEHICAL, VERSES ALSO TEN DAY LEASE ON RENTAL
VEHICAL. DETECTIVE LARRY ANDREN NEVER SEING RENTAL VEHICAL.

ADDITIONAL GROUND #30.

TACOMA NEWS TRIBUNE NEWS PAPER BEING DILIVERED ON
AROUND DECEMBER 22nd. MISS LONBORG MAKING STATEMENT THAT
SHE WAS READING THE TACOMA NEWS TRIBUNE THAT THE DEFENDAND
WAS SUPPOSE TO HAVE HAD DELIVERED TO HIS HOME. PERJURY,
THE DEFENDANTS LAST BILLING WAS IN AUBURN WASHINGTON AND
NEVER GOT NEWS PAPER AT HIS OR HIS WIFES HOME IN TACOMA.

ADDITIONAL #31.

DEFENDANT ARGUES THAT THE COURT WAS PRJUDICE WHEN THEY TOOK
THE ITEMS THAT WERE TAKEN FROM THE DEFENDANTS HOME, THAT DID
NOT MATCH TO ANYTHING THAT THE SEARCH WARRANT HAD CALLED FOR
ON ITS LIST. BUT YET THE COURTS STILL ALLOWED THESE ITEMS
IN TO SWAY THE MINDS OF THE JURY.

ADDITIONAL GROUNDS#32.

BLACK LEATHER JACKET THAT WAS TO HAD BEEN USED IN ROBBERIES,
VERSES DETECTIVE LARRY ANDRENS PERJURY REPORT ON THE BLACK
LEATHER JACKET THAT WAS TO HAD BEEN TAKENFROM DEFENDANT DURING
INTERROGATION ONJANURY 3rd, BUT PLACED INTO EVIDENCE ON JANURY 12th.

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

Date: 2/7/2007

Signature: Miles Dean Parkison

Additional Ground##33

TACOMA POLICE SUPPLEMENTAL REPORTS SHOW THAT THE DEFENDANT WAS ARRESTED AND ARMED WITH A WEAPON ON THE JANUARY 3rd, 2004 ,... VERSES WEAPON BEING PLACED INTO EVIDENCE ON THE JANUARY 3rd. verses being placed into evidence on january 4th. 4inch, stainless steel, verses 5 1/2 inch barrel. INCIDENT REPORT NO:043551256.4, INCIDENT REPORT:OF DETECTIVE BRADLEY GRAHAM, OFFICER SCOTT SHAFNER REPORTS. OF WEAPON.

Additional Ground ##34

CERTAIN TESTIMONIAL, ALIBIS, AND DOCUMENTRY EVIDENCE THAT WOULD HAVE EXCLUDED THE CRIME PUT UPON HIM. AFFADAVITES NTHAT WERE PUT TOGETHER BY FAMILY MEMBERS

ADDITIONAL GOUND#### 35.

THE DEFENDANT SHOWS PREJUDICE OF THE MOTION IN LIMINE THAT WAS SUPPOSED TO HAVE BEEN FILED AND NEVER WAS. THAT THIS INFORMATION WAS SO PREJUDICE THAT THE WEIGHT OF THE DEFENDANTS CASE OF PROOF OF EVIDENCE WAS TAKIN AWAY BUY NOT ALLOWING THE JURY TO MAKE RULING OR TRY THE CASE FAIRLY WITHOUT ALL THE EVIDENCE. IN THE EYES OF THE JURY THIS CASE WOULD HAVE BEEN REVERESED IN THE EYES OF THE JURY.....

ADDITIONAL GROUND #36

DETECTIVE LARRY ANDREN: CONSPIRACY. CRIMINAL. ENTER PRISE RENTAL CAR AGENCY, MISS JENNIFER NELLIE LONBORG, JON ALAN LAGERQUIST.

ADDITIONAL GROUND #37.

EVIDENCE WAS INSUFFICIENT TO SUSUTAIN THE CONVICTION. DEFENDANT STATES THAT THERE WAS NO REAL PROBABLE CAUSE FOR HIS ARREST, AS WELL AS NO PROBABLE CAUSE TO SEARCH HIS HOME.

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

Date: 2/7/2007

Signature: Miles Dean Parkison

Additional Ground 38

DEFENDANT STATES THAT THE COURTS WERE PREJUDICE BY NOT ALLOWING A PRETRIAL LINE UP WHEN DEFENDANT REQUESTED FOR ONE.

Additional Ground # 39.

EXHIBITS TO BE USED , WAS IMPROPERLY ADMITTED: ER. 404(B)

ADDITIONAL GROUND #40

DEFENDANT STATES THAT HE WAS TAPED IN THE INTERROGATION BOTH DURING THE FIRST PART OF QUESTIONING, AS WELL AS THE CONFESSION TAPED VERSION. A PRE TAPED INTERVIEW WAS TAPED WITH OUT HE DEFENDANTS KNOWLEDGE.

ADDITIONAL GROUND# 41

MIRANDA WARNINGS NOT READ TO DEFENDANT FOR 45-to-60minutes INTO THE INTERROGATION. INTERROGATION CONTINUED EVEN AFTER THE DEFENDANT MADE STATEMENT TO EITHER BE RELEASED TO JAIL SO HE COULD CALL AN ATTORNEY, SINCE THE DETECTIVES WOULD NOT ALLOW THE DEFENDANT TO HAVE ONE DURING THE COURSE OF AN ABUSIVE INTERROGATION, AND A COERCIVE INTERROGATION, AFTER DEFENDANT TOLD OFFICERS HE DID NOT COMMIT THE CRIMES.

ADDITIONAL GROUND#42

OFFICER SCOTT SHAFNER STATES THAT HE DID NOT READ DEFENDANT HIS MIRANDA RIGHTS EITHER, BEFORE DEFENDANT WAS PLACED INTO PATROL CAR.

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

Date:

2/7/2007

Signature:

Miles D. Johnson

Additional Ground## 43.

DEFENDANT WA SDENIED HIS RIGHT TO DISCOVERY, JUDGE PUT
JUDGEMENT OR COURT ORDER ON THE DEFENDANT NOT ALLOWING THE
DEFENDANT LEGAL ACCESS TO HIS DISCOVERY.

Additional Ground 44.

incident reports or police reports; INCIDENT REPORT NO:
043551256.4, INCIDENT REPORT NO: 043551256.3, INCIDENT
REPORT NO:043551256.2 THESE PERTAIN TO WEAPON JANURY 3rd.

ADDITIONAL GROUND #45

DEFENDANT STAES THAT THE JURY FROM 2006 trial needs to be
SUBPOENA,ED FOR QUSTONING ABOUT WHETHER THEY HEARD THE
INTRROGATION TAPED INTERVIEW IN TRIAL, WHICH CAUSED
TRIAL TO BE UNFAIR, AS WELL AS PREJUDICIAL TO THE DEFENDANT.

ADDITIONAL GROUNDS# 46.

MOTION IN LIMINE WA SNEVER FILED IN THE CITY CLERKS OFFICE
BY ATTORNEY EPHRAIM BENJIMAN ON JANURY 23rd. BUT WAS USED IN
TRIAL AGAINST HIS OWN DEFENDANT. TO EXCLUDE EVIDENCE IN HIS
CLIENTS FAVOR. MOTION IN LIMINE WAS A BLUFF PLAY FOR THE
DEFENDANT NOT TO MAKE MENTION OF THE VEHICAL LICENSE PLATE
NUMBER.

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

Date: 2/7/2007

Signature: *Mike Dean Parkison*

Additional Ground #3 47.

TAMPERING WITH WEAPON.

WASHINGTON STATE CRIME LAB STATES THAT SOME HAS ALTERED THE BARREL ON MISS LONBORGS GUN TOMAKE A FIREABLE WEAPON. THERE HAS BEEN TAMPERING WITH THE WEAPON. DEFENDANT STATES IN TRIAL THAT IT LOOKED LIKE MISS LONBORGS WEAPON BUT SOME CHANGED THE APPERANCE TO MAKE IT MUCH MORE SHINNYER THAN MISS LONBORGS OLD LOOKING GUN THAT HAD NO SHIN TO IT.

Additional Ground 49

PERSERVE FOR THE RECORD ALL POLICE REPORTS AND STAEMENTS FROM OFFICERS AND WITNESSES AT TRIAL.

ADDITIONAL GROUND 50

PROSECUTOR ENTERUPTING AN INVESTAGATION:

additional ground 51

DOUBLE JEPARDY, TRIED TWICE FOR THE EXACT SAME CRIME.

ADDITIONAL GROUND 52

DEFENDANT CONTENDS THAT THAT THERE WAS NO REAL EVIDENCE THAT SUPPORTS HIS CONFESSION STATEMENTN, AND COURT ERRORED IN ITS RULING TO, ADMIT IT INTO TRIAL, BECAUSE IT IDS BASED ON MISS LONBORGS HEARSAY STAEMENT, AND THE VICTEMS INCOSISTANT STATEMENT OF THE ROBBER.

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

Date: 2/7/2007

Signature: Miles Dean Parkison

TAPE PLAYED DURING DILIBERATION.

TAMPERING WITH EVIDENCE .

PRO-SE.

MOTION IN LIMINE CRA KEPT COMING UP AFTER BEING TOLD NOT TO.

OFFICER BAIR BRINGING UP INFORMATION OF PHOTOS OF PAST BAD ACTS.

STORE CLERK STATES A NUMBER NINE. ONLY.

OFFICER ROBERT HANNITY STATES NUMBER NINE ONLY.

DETECTIVE LARRY ANDREN STATES TOTAL DIFFERANT LICENSE NUMBER.

JENNIFER LONBORG, PERJURY OF CAR, HER STATEMENT, NEWS PAPER AT MYHOME.

MOTIUON IN LIMINE FILED IN THE MIDDLE OF TRIAL INSTEAD OF TIMELY MATTER.

JENNIFFER PURJURY FOR STATEING THAT I AHD LOADED THE GUN, THEN MADE ANOTHER STATEMENT THAT SHE DONT RECALL IF I LOADED THE WEAPON.

PROSECUTIONAL MISCONDUCT.

INSUFFICIENT EVIDENCE.

MY RIGHTS TO BEABLE TO SUBPEONA, PLACED MOTION AND NEVER WAS LOOKED AT. COERCION DURIONG INTERROGATION.

FOFRCE OF THREAT DURING INTERROGATION.

NO MIRANDAS WERE READ UNTIL, 1-HOUR OR 2-HOURS INTO INTERROGATION.

COUNSEL WAS DENIED WHILE I HAD ASKED ANUMBER OF TIMES DURING THE COURES OF THE INTERROGATION.

TRANSCRIPT/ WAS FORCED TO READ OFF TRANSCRIPT DURRING INTERRAGATION TO MAKE IT LOOK AS IF I WAS REALLY VOLUNTARLLY GIVING A STATEMENT.

RIGHTS WERE VIOLATED FOR A (3.5) HEARING SECOND TRIAL.

LAWYER MISCONDUT INEFFECTIVE ASSISTANCE OF COUNSEL.

FALSE POLICE REPORTS BY POLICE OFFICERS.

FALSE ENTRY INTO POLICE REPORT BY DETECTIVE LARRY ANDREN.

RIGHTS TO IMPEACHMENT OF WITNESSES WAS DENIED, .

SIX AMENDMENT OF SELF INCRIMINATION WAS FORCED BY COUNSEL TO TAKE THE STAND , HE STATTED THAT THE JURY NEEDED TO HEAR WHAT I HAD TO SAY WHEN I DID NOT WANT TO TAKE THE STAND.

INVESTAGATION? THERE WAS NEVER A FULL AND THOUROUGH COMPLETE INVESTIGATION OF MY CASE.

RIGHTS TO HAVE WITNESSES TESTIFIE ON MY BEHALF WERE DENIED.

JUDGE CODE OF JUDICIAL MISCONDUCT.

WARRANT/ WAS WARRANT VALID AND DID IT HOLD PROBIBLE CAUSE TO SEARCH MY HOME. NVER SAW WARRANT THAT WAS FILED WITH THE CITY CLERKS OFFICE. WHEN WIFE ASKED ABOUT THE WARRANT OF AFFIDAVIT THE CLERKS OFFICE STATED THAT THEIR NEVER HAD BEEN A WARRANT ISSUED FOR FOR MY ADDRESS, AND THAT THERE HAD NEVER BEEN A WARRANT FILED WITH THE CITY CLERKS OFFICE.

CORPUS DELICTI, CANT TRIE CASE ON CONFESSION ALONE.

JURY/ MISLEADING THE JURY/RELEVANTEVIDENCE, EXCLUSION RULE, 403.

BRIONGING UP, PAST BAD HABITS INTO THE CASE THAT WERE NEVER RULED ON TO BE USED IN TRIAL UNDER BAD ACTS, FOR ME BEING INVOLVED INTO DRUGS. THIS WAS NEVER RULED ON TO US THIS INFORMATION IN TRIAL.

COURTS INVIOATION OF USING SECOND HEARSAY MATTERS FROM A THIRD PARTY THAT WAS NEVER PRESNT DURING THE ROBBERIES, AND NEVER WITNESS ANY THING. BUT WAS TOLD HEARSAY INFORMATION. THE COURTS VIOLATED THIS RULE OF HEARSAY, ALLOWING THIRD PARTY HEARSAY INTO TRIAL.

JON ALLAN LAGER QUIST WAS THIRD PARTY HEARSAY, PERSON.

ABUSE OF DISCRETION.

WITNESSES NONE OUT OF THE SIX STORES OR NINE OR TEN WITNESSES NEVER IDENTIFIED MR. PARKISON AS THE PERSON THAT ROBBED ANY OF THERE STORES.

FORENSIC/ LAB PERSONAL THAT WENT OUT AND DIDI THE FINGER PRINTING OF ALL SIX STORES AS WELL OTHER ITEMS, SUCH AS A COOKIE THAT WAS PICKED UP BY ROBBER, A CANDLE, A PACK OF CIGERTS, A HAND PRINT ON A GLASS SHELVE, THE DOORS, CASH REGISTER DRAWERS, NOTHING MATCHED TO MR. PARKISON.

MOTION IN LIMINE, ONCE IT HAS BEEN RULED ON THERE IS NO REASON FOR OBJECTING ANY MATTER OF THE MOTION. BUT WHEN AN ISSUE COMES UP AS OPENING THE DOOR TO THE EVIDENCE THAT WAS MOTIONED TO NOT BE DISCUSSED. IT IS NOW FAIR GAME TO QUESTION THE PERSON THAT OPENED THE DOOR. EVEN IF THE MOTION WASNT RULED ON BUT SET ASIDE TO BE RESERVED. THE COUNSEL CAN BRING UP THE MATTER OF EVIDENCE AT ANY TIME. SO WHEN THE MATTER OF DETECTIVE LARRY ANDREN WAS TALKING ABOUT THE CAR THAT WAS USED IN THE ROBBERIES. THEN DEFENDANTS COUNSEL SHOULD HAVE GONE STRAIGHT FORWARD ABOUT THE LICENSE PLATE NUMBER THAT WAS IN QUESTIONED. THIS AGAIN WAS BASED ON INEFFECTIVE ASSISTANCE OF COUNSEL.

PROSECUTING ATTORNEY ALSO, BROUGHT IN ISSUES OF THE CAR.

MILES ARGUES THAT DURING THE COURSE OF TRIAL THE MOTION IN LIMINE CAME INTO PLAY. WHEN MILES FOUND OUT THAT THERE WAS A FALSE POLICE REPORT, OF THE DETECTIVE LARRY ANDREN AND OFFICER ROBERT HANNITY. MILES BROUGHT IT TO THE ATTENTION OF THE COURT, AND THE COURT TOOK A RECESS, AND MILES OWN ATTORNEY WENT DONT AND GOT THE MOTION, TO, BLOCK OUT ANY MENTION OF THE VEHICLE. AT NO TIME WAS THERE WAS NEVER ANY BIG DISCUSSION ABOUT THE MOTION IN LIMINE AS THERE IS NOW APPEARING IN THE TRANSCRIPTS. WHEN THIS ISSUE CAME UP IN TRIAL THE JUDGE DID DO A SIMPLE RULING NOT ALLOWING THE EVIDENCE OF THE CAR TO COME IN. BUT NOW MILES STATES THAT THE TRANSCRIPTS HAVE BEEN LATERED WITH FALSE ENTRY TO MAKE IT LOOK AS IF THERE WAS NO RULING AND JUST A DISCUSSION OF THE CAR, AND THE LICENSE PLATE NUMBER THAT IT WOULD BE ALLOWED TO BE BROUGHT UP IN TRIAL. THIS WAS NOT THE CASE. THE JUDGE DID RULE ON THE LIMINE TO NOT MENTION THE VEHICLE. BECAUSE IF THIS IS THE MATTER THEN MILES ARGUES THAT HIS ATTORNEY WAS DIFFERENTLY IN A STATE OF INEFFECTIVE ASSISTANCE OF COUNSEL, BY NOT QUESTIONING THE CAR, AND THE LICENSE PLATE NUMBER, WHEN THE JUDGE HIMSELF MADE THE STATEMENT THAT MILES DID HAVE A LOT OF WEIGHT HERE WITH THIS ISSUE. BUT DEFENDANTS ATTORNEY TURNED AROUND AND STARTED BOOT LEGGING THE ISSUE HIMSELF OF WHY IT SHOULDNT COME IN. THE QUESTION HERE IS, WHAT WAS THE ATTORNEYS TRIAL WHOLE TRIAL STRATEGY BY NOT BRINGING THIS INFORMATION FORWARD. MILES STATES OR THE ATTORNEY FOR THE DEFENDANT THEN TRIED TO MAKE AS IF THE STATE WANTED TO BRING THIS ISSUE UP THEN IT WOULD HAVE TO SHOW PROOF. MILES STATES THIS WAS SO PREJUDICIAL TO HIS CASE BY HIS ATTORNEY PLAYING A BOOT LEGGED GAME OF WHO SHOULD BROUGHT WHAT IN. MILES STATES THAT IT DIDNT MATTER WHAT THE STATE WANTED TO DO, THIS WAS HIDDEN EVIDENCE TRYING BE HID FROM BOTH SIDES. INEFFECTIVE ASSISTANCE OF COUNSEL, AND PROSECUTORIAL MISCONDUCT.

MILES ARGUES THAT HE FEELS THAT THIS SHOULD HAVE BEEN A MATTER FOR THE JURY TO DECIDE, AND FOR THIS INFORMATION TO NOT REMAIN MOOT. MILES ALSO ARGUES THAT THE COURTS ARE IN AIRE BY TAKING OUT THE RULING OF THE MOTION IN LIMINE IN THE TRANSCRIPTS THAT WERE PROVIDED TO HIM FROM THE COURTS. BY DOING THIS IT MADE IT LOOK LIKE THE JUDGE DID NOT MAKE A RULING AND THAT THIS WAS NOW LEFT OPEN FOR BOTH SIDES TO DISCUSS, MILES STATES THIS WAS NOT THE CASE. THE COURTS TOOK THE RULING OUT AFTER THE TRIAL SOME TIME OR ANOTHER AND BY DOING THIS, IT TOOK AWAY THE PREJUDICIAL MATTER THAT THEY KNEW WOULD HAVE TURNED THE CASE AROUND. THIS ALSO MAKES IT LOOK LIKE INEFFECTIVE ASSISTANCE OF COUNSEL FOR NOT BRINGING THE ISSUE UP DURING TRIAL.

/

CERTIFICATE OF MAIL G.R. 3.1

I MILES DEAN PARKISON. DECLEAR THAT, ON 2-7-2007, I DEPOSITED THE FOREGOING, (CERTIFICATE BY MAIL), OR A COPY THEREFOF, IN THE ENTERNAL MAIL SYSTEM OF (STAFFORD CREEK CORRECTION CENTER) AND MADE ARRANGEMENTS FOR POSTAGE, ADDRESSED TO:

COURT OF APPEALS DIVISION #II
CLERK/ADMINISTRATOR: DAVID PONZOHA.
950-BROADWAY #300.M.S. TB-06
TACOMA WASHINGTON 98402-4454

KATYHRYN A. RUSSELL SELK.
RUSSELL SELK LAW OFFICE
1037-N.E. 65th BOX 135.
SEATTLE WASHINGTON 98115-6655

PEIRCE COUNTY PROSECUTORS OFFICE
MISS. KATHLEEN PROCTOR, ESQ.
946-COUNTY CITY BUILDING
930-TACOMA AVENUE SOUTH.
TACOMA WASHINGTON 98402.

07 FEB -9 PM 1:25
STATE OF WASHINGTON
BY DEPUTY

I DECLEAR UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

DATED AT (ABERDEEN WASHINGTON ON 2/7/2007

Miles Dean Parkison
[SIGNATURE]