

COURT OF APPEALS
DIVISION TWO
OF THE STATE OF WASHINGTON

FILED
COURT OF APPEALS

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STATE OF WASHINGTON)
)
 Respondent,)
)
 v.)
)
 BENJAMIN J. CARR,)
)
 Appellant.)

No. 34800-4-II

STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

I, Benjamin Carr, 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

See attached

Additional Ground 2

CERTIFICATE OF SERVICE
I certify that I mailed
copies of 5
to J. Backlund
& J. Zagors
Date 11/16/16 Signed [Signature]

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

Date: 11/18

Signature: Benjamin Carr

Statement of Additional Grounds for Review from Respondent Benjamin J. Carr
No: 34800-4-11

Was it a fair trial? Innocent until proven guilty? It seemed to me and my family that we were found guilty and fighting to prove innocence.

-My Attorney was not working well after lunch. She had given up indicating the Judge had already made his decision, even before hearing my story.

-My Attorney was friends with the Judge and Prosecutor and they had worked together for years, none of them wanted to get the best of each other or offend each other.

-Judges ruling, last words.. "I do not believe Ben and I believe Lena," was later shown wrong by the lie detector test and my court Counselor.

-Judge indicated that he "guessed" at the conviction, but wanted an evaluation for me so that he 'wasn't guessing' at the sentencing hearing. The judge would not allow the evaluation before the conviction, despite my attorney requests.

-I was accused of indicating my own guilt by not giving a statement without an attorney present.

-Weeks before the trial a plea bargain was given, then taken back. Lena's parents were too angry with me to allow a lesser charge.

-My Counselor has told me that 1st degree is reserved for penetration. Penetration was never even brought up in the trial. I only touched her hand.

- Lena's parents were working with us, then against us. They had several conversations with my parents and Mr. Valentine had talked to me. They got more angry and vengeful as time went on even after I had told them I was sorry.

.- The parent's and Lena's story changed with counselor's interpretation of drawing (drawings had no support/ should not have been aloud)

- too much hear-say allowed. Only one side of hear-say allowed.

For less than a one second brush, I will have to keep this record for my whole life.

Rev. Michael G. Carr
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Port Angeles, WA 98362



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