Statement of Additional Grounds for Review (1)

State of Washington
Respondent

4-2-08

No. 36312-7-II

V.

Patrick Piccolo
Appellant

COURT OF APPEALS
DIVISION II
08 APR -7 AM 9:30
STATE OF WASHINGTON
BY
DEPUTY

Additional Ground 1

Withholding of medical (Mental health records, Medication records) From Pierce County Correctional and other diagnostic agency's and Dr's. that should have been presented at plea withdrawal hearing and made available to my Attorney.

Verbatim transcript page numbers 101, 102, 103, 116, 117, 372.

Pierce County Correctional Mental health is the original diagnostic Mental health agency That diagnosed my Bipolar illness in the 1980's Jack Hill my attorney and Pierce County are the people and agency responcable for putting me in Puget Sound Hospital and setting me up with psychiatrist Dr. Peskin. Dr. Gallagher durring her interview of me was told that I met with Dr. Peskin privately one on one for my newly diagnosed bipolar illness and Dr Gallagher was given a release to obtain these Dr. + medication records. Also Dr. Gallagher was told that I also met with Dr. Peskin with my wife Jennifer Piccolo (Kunich) as a marriage counsler.

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The one on one records should have been admitted at my pleawithdrawal hearing because there was no conflict of interest or confidential issues with the one on one records with myself and Dr. Peskin including medication records. Also Dr. Gallegher met with or interviewed my first wife Jennifer and Jennifer had no problem with giving Dr. Gallegher a release for the other records where she was involved with myself and Dr. Peskin. Also Jennifer Confirmed and gave Dates to Dr. Gallegher as to my on going Bipolar illness and inpatient treatment at various hospitals. Dr. Gallegher failed to present this information or make it available to my attorey. All these facts question Dr. Gallegher's continued statements that my bipolar illness was self diagnosed and that there was no medical evedence to confirm my illness even though she had access to these records.

Submitted this 2 day of April 2008

Patrick Piccolo pro se.

Patrick Piccolo

state of Washington.
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Additional Ground 2

Mr. Piccolo was deprived of his constitutional rights to due process by his attorney not having access to Wester State Hospital staff and Pierce County staff and records by staff who were not present at hearing but their observations of Mr. Piccolo were admitted to record.

Verbatim transcript page numbers. 108, 110, 127, 346, 347, 348, 349.

stated in record that Mr. Piccolo did not appear or act depressed according to staff. Turned tears on and off when needed enjoyed eating and getting additional food from other patients. I was in my 50's at the time I was at Pierce County and Western State hospital. I try to stay in my room while crying or when dealing with depression. Pierce County staff C/O would check on you and ask if you needed to see MHP, you always said no because you didn't get any help anyway. At Western State hospital I would stay in my room and read my bible and cry every

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morning till I got cryed out for the day. Your back is to the observation window when you are at your desk in western State So when staff observes you they see you at your desk reading your bible they can't tell if your crying unless you looked at them. I don't like people seeing me cry. When talking to doctors and counselors I had a hard time not breaking down. I have been like this my whole life records from grade school Doctors Attorney and family will easily confirm this. Staff observing my behavior of trying to get extra food from other patients. The food at Western State was allot better than County Jail. I have always turned to eating when depressed or stressed. There is ample clinical evidence that people with depression eat to compensate. I went to chatholic schools raised in a chatholic home was always taught not to waste food. Here were all these people throwing away plates of food After 52 years of programing you don't change.

Submitted this 2 day of April 2008

Patrick Picolo Pro-Se

Patrick Picolo

Statement of Additional Grounds of Review (1)

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Additional Ground 3

Mr Piccolo's Constitutional rights to due process was violated when incomplete statements taken out of context by Pierce County Mental health and Western State hospital were used on record about Bipolar illness.

Verbatim transcript Page numbers 11, 12, 13, 105, 126, 128, 131, 132, 133.

Pierce County Mental health and Western State, taking my statements out of context about my bipolar illness. That I said it went away the older I got. I never said this I said that the older I got I learned how to better controll my environment and knew what triggered Mank or depressed episodes. I still had them but could limit there severity by not getting into stressfull situations, controlling my daily regement exactly and planning out my days controlling pain by medication or therapy. I always had side effects due to bipolar medication. I had a counselor at Good

Additional Ground 5

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Seen Mental health that was bipolar and had many of the same problems with Medication that I did. He taught me how to deal with it thru daily planning, religion, family involvement meditation, not more medication. All these records and notes should have been allowed and presented at my hearing.

Submitted this 2 day of ~~March~~ April, 2008

Patrick Piccolo pro se

Patrick Piccolo