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ORIGINAL

COURT OF APPEALS
DIVISION TWO
OF THE STATE OF WASHINGTON

FILED
COURT OF APPEALS
DIVISION II
08 NOV 20 AM 8:03
STATE OF WASHINGTON
BY [Signature]
DEPUTY

STATE OF WASHINGTON)
Respondent,)
v.)
Jack D. Booker)
(your name))
Appellant.)

No. 37623-7-II
STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

I, Jack D. Booker, III, 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

[Redacted] see Attached

Additional Ground 2

see Attached

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

Date: 11-18-08

Signature: Jack D. Booker

Statement Of Additional Grounds For Review
No. 07-1-00903-5: Court of Appeals No.37623-7-11

The following are items/ issues that I feel may have been excluded or improperly handled in regards to this case...

1) Missing witnesses and/or statements.

- a) Both the Prosecution and the defense failed to determine which officer made the statement "Lay down Dude, Lay down, Lay down", when they entered. It seems this would be a key factor, since this person was the one that must have seen me at the doorway. I am left to wonder why the court seemed determined to exclude any statements/actions by Dep. US Marshall Rakoz. Was this intentional?
- b) Dep. US Marshall Rakoz's statements and/ or testimonies would be able to verify or contradict the statements made by Det. Acee, as well as the other members of his team, as to my location during their entry.
- c) Why didn't Deputy U.S. Marshall Rakoz testify at the trial? Why wasn't he subpoenaed?

2) Use of excessive force.

- a) A 10 man team, of heavily armed law enforcement officers seems a bit excessive. Was this type of action warranted, given the fact that I have no violent criminal record?
- b) The obvious disregard and violation of the "knock and announce" guidelines.
- c) The extended search was unruly and destructive to home and contents.
- d) This action has traumatized all family members. Including my daughter who was completely nude while officers entered, and was not allowed to cover herself properly before being held in the front room, where other officers and family members were present.

3) Misrepresentation from my attorney?

- a) It seems as though he failed to get all testimonies, statements, and depositions from all of the Officers present the day they came to arrest Me. (Including U.S. Marshall Rakoz).
- b) Should have defense attorney subpoenaed Dep.U.S. Marshall Rakoz, OR any other persons testimonies?

4) Chain of Evidence

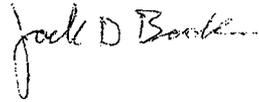
- a) Just to clarify, the tape was analyzed By Viking Video TWICE. (First for the defense, and then again after it was submitted to the court, via. Defense attorney and court representative.

5) Prejudiced at suppression hearing/trial

- a) Judges seemed to have a prejudiced opinion.
- b) Unreasonable rulings regarding the evidence.
- c) Being held in custody until sentencing.
- d) Court rulings and actions seemed VERY prejudiced (and possibly even "predetermined?").

These concerns/ issues are just a few of the many areas in which the court apparently erred during this case. I am sure that once these proceedings are reviewed, the truth will be evident to all, and justice will prevail.

Sincerely;
Jack Douglas Booker



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