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I. IDENTITY OF THE RESPONDENT

The State of Washington is the respondent

II. SHORT ANSWER

No, the Cowlitz County Clerk does not owe a refund to Mr. Entler for amounts collected by the Department of Corrections and applied lawfully to Mr. Entler's account.

III. STATEMENT OF THE CASE

The appellant's requests a refund of certain legal financial obligations collected by the Washington State Department of Corrections and paid to outstanding debts to Cowlitz County.

The relevant statutory reference is RCW 9.94A.760(4), which provides, in part, as follows:

All other legal financial obligations for an offense committed prior to July 1, 2000, may be enforced at any time during the 10 year period following the offender's release from total confinement or within 10 years of entry of the judgment and sentence, whichever period ends later.

This is the statute that replaced RCW 9.94A.142(1)(1996) and RCW 9.94A.145(4)(1996), the statutes on which the defendant relies. The Cowlitz County Superior Court found that the defendant's subsequent incarceration acted to toll the jurisdiction of the court or the Department of Corrections over an offender for the purposes of enforcing legal financial

obligations in a motion argued in Superior Court 2004. The Court also found that the County Clerk was not liable for conversion by virtue of her administration of certain funds she received from the Department of Corrections.

IV. ARGUMENT

During the year of 2004, in the Superior Court of Washington for Cowlitz County in Cause No: 04-2-01252 the defendant filed a motion for financial refund of legal financial obligations for money collected by the Department of Corrections and sent to Teri A. Nielsen, the Cowlitz County Clerk, for application to outstanding legal financial obligations in connection with a series of felonies in that Court. (Attachment A)

The State responded that the County Clerk appropriately applied the funds she received from the Department of Corrections to outstanding legal financial obligations of Mr. Entler. The funds were received from the Department of Corrections and not through a collection action by the County. If the defendant has any claims then it appears they would be with the Department of Corrections. The County Clerk is authorized to collect unpaid legal financial obligations at any time the offender remains under jurisdiction of the court for purpose of his or her legal financial obligations. Here, the County Clerk merely applied funds sent to her by the Department of Corrections.

Legal financial obligations (LFO) imposed on Mr. Entler, for offenses committed before July 1, 2000, expire and become void, by statute, after ten years, even if they are not fully paid, unless the superior court extends them for another ten years prior to expiration of the first ten-year period. *State v. Gossage*, 165 Wash.2d. 1, certiorari denied 129 S.Ct. 2842(2008).

However, as Mr. Gossage discovered, his failure to comply with the payment of his legal financial obligations, precluded him being excused from registration even though he had been crime free for a period of ten years. “An offender does not complete all of his sentence requirements by merely avoiding payment of restitution until the court’s enforcement jurisdiction expires.” *Id* at 304. Mr. Gossage was precluded from reinstatement of his civil rights.

Here, the DOC forwarded money to the Cowlitz County Clerk who continued to apply the dollars to amounts owed. It would appear to violate public policy to assume that an individual was no longer interested in making complete and full restitution of his financial legal obligations. The State’s inability to take action to collect the debt does not mean the sentence condition is satisfied.

The Department of Corrections (DOC) was performing its duties under RCW 72.09.111 by making deductions from Mr. Entler’s gross

wages or gratuities as an inmate and sending those funds to the Cowlitz County Clerk. While RCW 9.94A.760(2) provides that the DOC “may arrange for the collection of unpaid legal financial obligations through the county clerk, the true “collection” here is made by the department through the deductions mandated under RCW 72.09.111. The County Clerk simply received those funds and applied them in accord with the duties of her office.

The county clerk was performing her duties as a county officer under RCW 36.16.030 and was acting in good faith. Mr. Entler had five adult felony convictions in Cowlitz County Superior Court. When the balance of the legal financial obligations owing under Cause No 93-1-00469-6 had been satisfied in full, the balance of the payment then in hand from the DOC was applied to outstanding obligations under cause No. 90-1-00077-7. At that time the outstanding balance was \$1,723.95. At the time of the application of these funds to this cause number Mr. Entler also had outstanding legal financial obligations balances under Cause Nos. 90-1-00393-8, 93-1-00470-0, and 93-1-00641-9. The clerk wrote off the remaining balances under cause numbers 90-1-00077-7 and 90-1-00393-8 in May of 2004 because the administrative burdens involved in continuing to carry those balances were out weighed by the likelihood that Mr. Entler would every pay the remainder off. Again, if the defendant has a

complaint it is with the Department of Corrections because as long as amounts are owed, and money is received, the County Clerk should correctly apply those monies to debts outstanding.

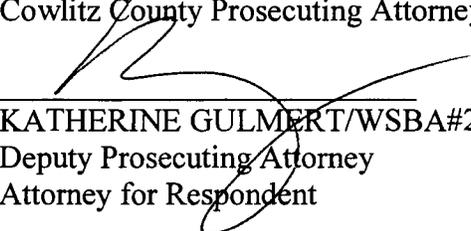
V. CONCLUSION

Therefore, the funds collected by the Department of Corrections, were correctly applied by the Cowlitz County Clerk in cause no 90-1-00077-7. The county clerk took no enforcement action. As the Department of Corrections has current custody of the defendant, the relevant remedy would be a civil suit against the Department of Corrections in Olympia.

Respectfully submitted this 6th day of November 2009.

SUSAN I. BAUR
Cowlitz County Prosecuting Attorney

By:


KATHERINE GULMERT/WSBA#28462
Deputy Prosecuting Attorney
Attorney for Respondent

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3 as one for summary judgment and disposed of as provided in rule 56, and all parties shall be
4 given reasonable opportunity to present all material made pertinent to such a motion by rule 56.”
5
6 It thus appears that the Court has discretion to address the Motion as a motion for partial
7 summary judgment. In the event the Court entertains such material outside the pleadings,
8 Defendant has submitted her Declaration in Response to Motion for Judgment on the Pleadings
9 (“Nielsen Declaration”). Under that approach as well, the Motion should be denied.
10

11 **II. FIRST AFFIRMATIVE DEFENSE – FAILURE TO FILE CLAIM FOR DAMAGES**

12 Defendant pled as her first affirmative defense the Plaintiff’s failure to comply with the
13 requirements of RCW 4.96.020. Plaintiff seeks to strike that affirmative defense.
14

15 RCW 4.96.010(1) provides as follows:

16 (1) All local governmental entities, whether acting in a governmental or
17 proprietary capacity, shall be liable for damages arising out of their tortious
18 conduct, or the tortious conduct of their past or present officers, employees, or
19 volunteers while performing or in good faith purporting to perform their official
20 duties, to the same extent as if they were a private person or corporation. Filing a
21 claim for damages within the time allowed by law shall be a condition precedent
22 to the commencement of any action claiming damages. The laws specifying the
23 content for such claims shall be liberally construed so that substantial compliance
24 therewith will be deemed satisfactory.

25 RCW 4.96.020(4) provides as follows:

26 (4) No action shall be commenced against any local governmental entity for
27 damages arising out of tortious conduct until sixty days have elapsed after the
claim has first been presented to and filed with the governing body thereof. The
applicable period of limitations within which an action must be commenced shall
be tolled during the sixty-day period.

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4 Plaintiff admits in his Motion (§ 6.7) that he failed to file a claim with the county.
5 Plaintiff alleges in his complaint what appears to be a cause of action for conversion, a claim of
6 tortious conduct. The requirements of RCW 4.96.010 apply to claims against local government
7 officials when they are acting within the scope of their employment. *Woods v. Bailet*, 116 Wn.
8 App. 658 (2003).

9 Against that background, Plaintiff alleges in his Complaint that he filed a tort claim with
10 the State of Washington Division of Risk Management, and presents what he identifies as a copy
11 of that claim together with the response he received as Exhibit A to the Motion. The Plaintiff
12 argues without any direct authority that the Defendant county clerk is a “state officer” and that he
13 is therefore not required to comply with RCW 4.96.010 as a condition precedent to maintaining
14 this action. Plaintiff cites *Whatcom County v. State*, 99 Wn. App. 237, 993 P.2d 273 (2000) and
15 *Herrmann v. Cissna*, 82 Wn.2d 1, 507 P.2d 144 (1973) in support of his contention. *Herrmann*
16 simply holds that an action instituted by the Insurance Commissioner in his official capacity is an
17 action for the benefit of the State and therefore not subject to the statute of limitations. It
18 provides no support for Plaintiff’s argument.

19
20 Similarly, in *Whatcom County* the Court of Appeals held that a prosecuting attorney sued
21 for actions taken in the course of criminal prosecutions for the violation of state statutes is
22 entitled to a defense provided by the Attorney General and indemnification from the State. The
23 Court did not address in any manner the requirements imposed on the plaintiff in the underlying
24 action under RCW 4.96.010. Moreover, the *Whatcom County* decision provides no support for
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4 the Plaintiff's contention here that the Defendant county clerk is a "state officer". Defendant
5 respectfully submits that the reason Plaintiff filed his tort claim with the State of Washington is
6 because his complaints should in fact be addressed to the Department of Corrections.
7 The materials submitted by Plaintiff, as well as the allegations of his Complaint, establish that
8 the Department of Corrections has been performing its duties under RCW 72.09.111 by making
9 deductions from his gross wages or gratuities as an inmate and sending those funds to the
10 Defendant county clerk. While RCW 9.94A.760(12) provides that the Department of
11 Corrections "may arrange for the collection of unpaid legal financial obligations through the
12 county clerk," the true "collection" here is made by the Department through the deductions
13 mandated under RCW 72.09.111. The Defendant county clerk simply received those funds and
14 applied them in accord with the duties of her office. The county clerk is a county officer under
15 RCW 36.16.030, and was in good faith performing her duties as such county officer in
16 connection with the handling of the funds received from the Department of Corrections.
17

18 Plaintiff's Motion seeking to strike the affirmative defense alleging his failure to comply
19 with the requirements of RCW 4.96.010 should be denied.
20

21 **III. SECOND AFFIRMATIVE DEFENSE – FAILURE TO STATE A CLAIM**

22 Defendant pled as her second affirmative defense that Plaintiff failed in his Complaint to
23 state a claim against the Defendant county clerk upon which relief could be granted. Plaintiff
24 also seeks in his Motion to strike that affirmative defense. In response, Defendant again notes
25

26
27 DEFENDANT'S RESPONSE
TO MOTION FOR JUDGMENT
ON THE PLEADINGS – Page 4

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4 that the Plaintiff alleges a claim of “over collection.” As indicated above, it is the Department of
5 Corrections that deducted the funds that the Defendant county clerk understands were collected
6 under the mandates of RCW 72.09.111 and RCW chapter 72.11. The Defendant was not
7 involved in that action. As the response the Plaintiff received to his tort claim filed with the
8 State of Washington indicates, the Department of Corrections made those deductions because the
9 Plaintiff had outstanding legal financial obligations. The Nielsen Declaration details those
10 obligations.

11 Plaintiff’s Motion seeking to strike the affirmative defense of failure to state a claim
12 should be denied.

13
14
15 **IV. THIRD AFFIRMATIVE DEFENSE – STATUTORY IMMUNITY**

16 Defendant pled as her third affirmative defense that she is entitled to statutory immunity
17 under RCW 4.24.470. Plaintiff also seeks in his Motion to strike that affirmative defense.

18 RCW 4.24.470(1) provides as follows:

19 (1) An appointed or elected official or member of the governing body of a public agency is
20 immune from civil liability for damages for any discretionary decision or failure to make a
21 discretionary decision within his or her official capacity, but liability shall remain on the public
22 agency for the tortious conduct of its officials or members of the governing body.

23 The Defendant county clerk is an elected official of a public agency. As noted above,
24 RCW 36.16.030 establishes the office of county clerk as an elective office. RCW 4.24.470(2)
25 defines “public agency” to include political subdivisions of the state, as is Cowlitz County.

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DEFENDANT’S RESPONSE
TO MOTION FOR JUDGMENT
ON THE PLEADINGS – Page 5

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4 Defendant asserts that the actions she took in this proceeding were discretionary decisions, and
5 she is therefore entitled to immunity.

6 Plaintiff's Motion seeking to strike the affirmative defense of statutory immunity should
7 be denied.

8 **V. CONCLUSION**

9 As noted above, in the event the Court restricts its consideration of the Motion to the
10 pleadings filed herein, the Motion should be summarily denied. If the Court chooses to consider
11 materials submitted outside the pleadings, those materials fail to establish the requisite basis to
12 grant partial summary judgment to the Plaintiff, and the Motion should therefore be denied.
13 Indeed, the materials filed by both Plaintiff and Defendant establish nothing more than that legal
14 obligations were imposed against the Plaintiff under a series of judgments for felony convictions
15 entered in this Court from 1990 through 1994. Plaintiff has not been released from total
16 confinement since August, 1993. At no time has the Plaintiff been entitled to relief from any of
17 the imposed legal financial obligations. Presumably that is the reason the Department of
18 Corrections has continued to perform its statutory duty to deduct and distribute funds in payment
19 of those legal financial obligations from the Plaintiff's inmate account.
20

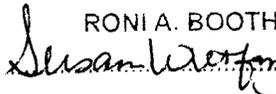
21 Dated this 15th day of September, 2004.

22
23 

24 Ronald S. Marshall, WSBA #11662
25 Deputy Prosecuting Attorney
26 Attorney for Defendant Teri A. Nielsen

27 DEFENDANT'S RESPONSE
TO MOTION FOR JUDGMENT
ON THE PLEADINGS - Page 6

RONIA. BOOTH, Clerk of the
Superior Court of Cowlitz County,
State of Washington, hereby certify
that this instrument is a true and
correct copy of the original on file
in my office. NOV 05 2009

RONIA. BOOTH
By  Deputy

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4 of total confinement of 900 months in the custody of the Department of Corrections. The
5 Plaintiff has remained in total confinement from that date to the current date. According
6 to the information received in my office, he is currently confined at the Airway Heights
7 Corrections Center. According to the records I have reviewed, the Plaintiff was actually
8 in the custody of the Department of Corrections in November, 1993 when he was
9 transferred to Cowlitz County to respond to the charges under Case No. 93-1-00641-9.
10 At the time of his transfer, he was serving a sentence imposed in connection with
11 convictions for Second Degree Theft under Case No. 93-1-00469-6 and Forgery under
12 Case No. 93-1-00470-0, respectively, both entered on August 13, 1993.

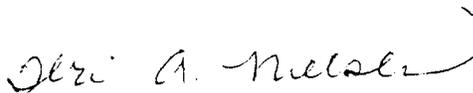
- 13
14 4. My office has received payments from the Department of Corrections for application on
15 the outstanding legal financial obligations of the Plaintiff for the last several years. The
16 Plaintiff has five adult felony convictions in Cowlitz County Superior Court. I have
17 attached hereto as Exhibit B copies of the Case Financial History ("CFH") reflecting
18 payments received and applied on the legal financial obligations imposed in connection
19 with each of those convictions. As reflected in those Case Financial Histories, the clerk's
20 office has applied the payments received to the various legal financial obligations
21 imposed on the Plaintiff, including interest accruing on those outstanding obligations.
22
23 5. It is my understanding that the Plaintiff claims my office improperly applied payments
24 received from the Department of Corrections. The attached CFHs show that all payments
25 received were applied on outstanding obligations under one of the Plaintiff's convictions.
26

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DECLARATION OF TERI NIELSEN
IN RESPONSE TO MOTION FOR
JUDGMENT ON THE PLEADINGS - Page 2

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4 6. In September, 2003, when the legal financial obligations owing on Case No. 93-1-00469-
5 6 had been satisfied in full, the balance of the payment then in hand from the Department
6 of Corrections was applied on outstanding obligations under Case No. 90-1-00077-7.
7 The records of my office indicate that the outstanding balance under that case was then in
8 the sum of \$1,723.95. As reflected in Exhibit B to the Plaintiff's Motion for Judgment on
9 the Pleadings, the Plaintiff at that time also had outstanding legal financial obligation
10 balances under Case Nos. 90-1-00393-8, 93-1-00470-0, and 93-1-00641-9.
11 7. In May of this year I made the decision to write off the remaining balances under Case
12 Nos. 90-1-00077-7 and 90-1-00393-8. That was a management decision made as part of
13 the normal process of removing old files from my office due to the fact that in most
14 circumstances balances that have remained outstanding for extended periods end up for
15 practical reasons being uncollectible, and there are administrative burdens involved in
16 continuing to carry those balances. As reflected in Exhibit C to the Plaintiff's Motion for
17 Judgment on the Pleadings, the Plaintiff was advised of that write-off.
18
19
20
21

I declare under penalty of perjury under the laws of the State of Washington that
the foregoing is true and correct.

22
23 DATED at Kelso, Washington this 15th day of September, 2004.

24 

25 TERI A. NIELSEN

26
27 DECLARATION OF TERI NIELSEN
IN RESPONSE TO MOTION FOR
JUDGMENT ON THE PLEADINGS – Page 3

MEMORANDUM OF UNDERSTANDING

This document acts as notification that the Cowlitz County Clerk's Office will administer the collection of legal financial obligations pursuant to the terms and conditions established in Engrossed Substitute Senate Bill 5990, Chapter 379, Laws of 2003.

In the event the Cowlitz County Clerk's Office must terminate its program for the collection of legal financial obligations, notice will be provided, in writing, to the Washington Association of County Officials, the Department of Corrections, and the Administrative Office of the Courts sixty (60) days in advance of termination of the program. Any payment received from the State of Washington for the costs of collection, under ESSB 5990, shall be pro-rated from the date of termination and reimbursed by the County.

Dated: 8/27/03 Signed: Teri A. Nielsen

Name: Teri A. Nielsen
Title: Cowlitz County Clerk
County: Cowlitz
Address: 312 SW 1st Avenue, Kelso, WA 98626
Phone: 360 577 3018

RECEIVED

SEP 02 2003

WACO

* The original of this agreement must be forwarded to WACO, 206 Tenth Avenue SE, Olympia, WA 98501-1311 before September 15, 2003, in order for funds to be disbursed in October.

EXHIBIT A

09/15/04 11:55:03

DG1310MI Case Financial History (CFHS) COWLITZ SUPERIOR CT S08
 Case: 931006419 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301EM WA
 Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

----- A C C O U N T I N G S U M M A R Y -----

TOTAL TRUST	TOTAL AR
Current Bail:	AR ORDERED: Fine/Fee: 1,773.50
Bail Payable:	Restitution:
Undisbursed Fnds:	TOTAL AR ORDERED: 1,773.50
Other Trust:	ADJUSTMENTS: Fine/Fee: -900.00
Trust Balance:	Restitution:
Other Rev Rec:	AR ADJUSTMENTS: -900.00
Current Bond:	INTEREST: Int Accrued: 1,512.87
Bond Payable:	Int Received: 1,512.87
Disbur to Payees: 173.27	INTEREST BALANCE:
Bail Forfeit Rec:	RECEIVED: Fine/Fee: 1,173.84
Disp Code:	Restitution:
Last Receipt Date: 08/16/2004	TOTAL AR RECEIVED: 1,173.84
Cln Sts: Time Pay: N	BAIL/OTHER APPLIED:
Joint and Several Case: N	BALANCE: Fine/Fee:
Case Fund Investments: N	Restitution:
Obligor AR Rec:	TOTAL AR BALANCE:
PF Keys: AR=2 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11	
4-@ 1 Sess-1 206.194.129.5 FTCP0764 4/2	

EXHIBIT B - 93-1-00641-9

09/15/04 11:55:25

DG1316MI Case Financial History (CFHR) COWLITZ SUPERIOR CT S08 1 of 4
 Case: 931006419 S1 Csh: Pty: DEF 1 StID: D ENTLENTSOLEM WA
 Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

RECEIPTING DETAIL

RCPT DATE	RECEIPT NUMBER	PYMT TYPE	PYMT MODE	PAYER NAME	RCPT AMOUNT	DISTRIB AMOUNT	A/R TYPE
09/16/2003	03011327716	AR	CA	WASHINGTON, STA	150.69	3.33	FRC
09/16/2003	03011327716	AR	CA	WASHINGTON, STA		13.63	PUB
09/16/2003	03011327716	AR	CA	WASHINGTON, STA		27.26	CRC
09/16/2003	03011327716	AR	CA	WASHINGTON, STA		6.47	SFR
09/16/2003	03011327716	AR	CA	WASHINGTON, STA		100.00	PCV
10/16/2003	03011490316	AR	CA	WASHINGTON, STA		8.98	FRC
10/16/2003	03011490316	AR	RV	WASHINGTON, STA		-8.98	FRC
10/16/2003	03011490316	AR	CA	WASHINGTON, STA		36.76	PUB
10/16/2003	03011490316	AR	RV	WASHINGTON, STA		-36.76	PUB
10/16/2003	03011490316	AR	CA	WASHINGTON, STA		73.51	CRC
10/16/2003	03011490316	AR	RV	WASHINGTON, STA		-73.51	CRC
10/16/2003	03011490316	AR	CA	WASHINGTON, STA		17.44	SFR
10/16/2003	03011490316	AR	RV	WASHINGTON, STA		-17.44	SFR
PF Keys: Sum=12 AR=2 Adj=3 Rec T=4 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11							
4-S	1 Sess-1			206.194.129.5		FTCP0764	3/70

09/15/04 11:55:34

DG1316MI Case Financial History (CFHR) COWLITZ SUPERIOR CT S08 2 of 4
 Case: 931006419 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
 Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

RECEIPTING DETAIL

RCPT DATE	RECEIPT NUMBER	PYMT TYPE	PYMT MODE	PAYER NAME	RCPT AMOUNT	DISTRIB AMOUNT	A/R TYPE
10/16/2003	03011491516	AR	CA	WASHINGTON, STA	136.69	8.98	FRC
10/16/2003	03011491516	AR	CA	WASHINGTON, STA		36.76	PUB
10/16/2003	03011491516	AR	CA	WASHINGTON, STA		73.51	CRC
10/16/2003	03011491516	AR	CA	WASHINGTON, STA		17.44	SFR
11/06/2003	03011598612	AR	CA	CORRECTIONS, DE	140.71	9.25	FRC
11/06/2003	03011598612	AR	CA	CORRECTIONS, DE		37.84	PUB
11/06/2003	03011598612	AR	CA	CORRECTIONS, DE		75.67	CRC
11/06/2003	03011598612	AR	CA	CORRECTIONS, DE		17.95	SFR
12/03/2003	03011735016	AR	CA	DOC, OLY	137.50	9.04	FRC
12/03/2003	03011735016	AR	CA	DOC, OLY		36.97	PUB
12/03/2003	03011735016	AR	CA	DOC, OLY		73.95	CRC
12/03/2003	03011735016	AR	CA	DOC, OLY		17.54	SFR
01/22/2004	04010096810	AR	CK	WASHINGTON, STA	92.87	6.10	FRC
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4-@	1 Sess-1	206.194.129.5			FTCP0764	3/70	

09/15/04 11:55:39

DG1316MI Case Financial History (CFHR) COWLITZ SUPERIOR CT S08 3 of 4
 Case: 931006419 S1 Csh: Pty: DEF 1 StID: D ENTLENT301EM WA
 Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

RECEIPTING DETAIL

RCPT DATE	RECEIPT NUMBER	PYMT TYPE	PYMT MODE	PAYER NAME	RCPT AMOUNT	DISTRIB AMOUNT	A/R TYPE
01/22/2004	04010096810	AR	CK	WASHINGTON, STA		24.97	PUB
01/22/2004	04010096810	AR	CK	WASHINGTON, STA		49.95	CRC
01/22/2004	04010096810	AR	CK	WASHINGTON, STA		11.85	SFR
02/19/2004	04010254112	AR	CK	WASHINGTON, STA	152.35	21.67	FRC
02/19/2004	04010254112	AR	CK	WASHINGTON, STA		88.63	PUB
02/19/2004	04010254112	AR	CK	WASHINGTON, STA		42.05	SFR
03/10/2004	04010376511	AR	CK	WASHINGTON, STA	146.40	20.82	FRC
03/10/2004	04010376511	AR	CK	WASHINGTON, STA		85.17	PUB
03/10/2004	04010376511	AR	CK	WASHINGTON, STA		40.41	SFR
04/16/2004	04010572917	AR	CK	CORRECTIONS, DE	177.98	25.31	FRC
04/16/2004	04010572917	AR	CK	CORRECTIONS, DE		103.54	PUB
04/16/2004	04010572917	AR	CK	CORRECTIONS, DE		49.13	SFR
06/01/2004	04010801328	AR	CK	WASHINGTON, STA	262.86	224.21	INT
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4-@	1 Sess-1			206.194.129.5		FTCP0764	3/70

09/15/04 11:55:44

DG1316MI Case Financial History (CFHR) COWLITZ SUPERIOR CT S08 4 of 4
 Case: 931006419 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
 Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

RECEIPTING DETAIL

RCPT DATE	RECEIPT NUMBER	PYMT TYPE	PYMT MODE	PAYER NAME	RCPT AMOUNT	DISTRIB AMOUNT	A/R TYPE
06/01/2004	04010801328	AR	CK	WASHINGTON, STA		5.50	FRC
06/01/2004	04010801328	AR	CK	WASHINGTON, STA		22.49	PUB
06/01/2004	04010801328	AR	CK	WASHINGTON, STA		10.66	SFR
06/29/2004	04010948011	AR	CK	ST WA, DOC	195.72	195.72	INT
08/04/2004	04011152208	AR	CK	WASHINGTON, STA	175.92	175.92	INT
08/16/2004	04011216012	AR	CK	WASHINGTON, STA	1090.29	917.02	INT
08/16/2004	04011216012	AR	CK	WASHINGTON, STA		173.27	

PF Keys: Sum=12 AR=2 Adj=3 Rec T=4 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11

4-0 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:45:59

DG1314MI Case Financial History (CFHJ) COWLITZ SUPERIOR CT S08 1 of 1
Case: 931006419 S1 Csh: Pty: DEF 1 StID: D ENTLEST301EM WA
Name: ENTLEER, JOHN THOMAS NrcCd: IN 150 19360

A/R ADJUSTMENTS Total Adjustments: -900.00

A/R Type	Pri	Post	Date	Adjustment	Reason	Adjustment	Total
INTEREST INCOME	78	02/06/2004	AR Court Order	-300.34		-300.34	
COSTS-CRIMINAL	40	02/06/2004	AR Court Order	-599.66		-599.66	

PF Keys: Sum=12 AR=2 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
 4-3 1 Sess-1 206.194.129.5 FTCP0764 4/2

09/15/04 11:46:10

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 1 of 3
Case: 931006419 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301EM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: PEN-CRIME VICT A/R Priority: 30
Obligor Name ENTLER, JOHN THOMAS Amount : 100.00
Adjustments:
Amount Received: 100.00
Amount Applied:
Balance:

A/R Type: FEE-CRIMINAL A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 110.00
Adjustments:
Amount Received: 110.00
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-@ 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:46:17

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 2 of 3
Case: 931006419 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: FEE-PUBLIC DEF A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 450.00
Adjustments:
Amount Received: 450.00
Amount Applied:
Balance:

A/R Type: COSTS-CRIMINAL A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 900.00
Adjustments: -599.66
Amount Received: 300.34
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-3 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:46:22

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 3 of 3
Case: 931006419 S1 Csh: Pty: DEF 1 StID: D ENTLEJTB01PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: FEE-SHRES EXP A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 213.50
Adjustments:
Amount Received: 213.50
Amount Applied:
Balance:

A/R Type: INTEREST INCOME A/R Priority: 78
Obligor Name ENTLER, JOHN THOMAS Amount : 1,512.87
Adjustments: -300.34
Amount Received: 1,512.87
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BrdBail T=9 Bnd Dt=10 Bail Dt=11
4-© 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:46:53

DG1310MI Case Financial History (CFHS) COWLITZ SUPERIOR CT S08
 Case: 931004696 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
 Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

----- A C C O U N T I N G S U M M A R Y -----

TOTAL TRUST		TOTAL AR	
Current Bail:		AR ORDERED: Fine/Fee:	660.00
Bail Payable:		Restitution:	275.00
Undisbursed Fnds:		TOTAL AR ORDERED:	935.00
Other Trust:		ADJUSTMENTS:Fine/Fee:	
Trust Balance:		Restitution:	
Other Rev Rec:		AR ADJUSTMENTS:	
Current Bond:		INTEREST:Int Accrued:	817.19
Bond Payable:		Int Received:	817.19
Disbur to Payees: 628.86		INTEREST BALANCE:	
Bail Forfeit Rec:		RECEIVED: Fine/Fee:	660.00
Disp Code:		Restitution:	275.00
Last Receipt Date: 08/18/2003		TOTAL AR RECEIVED:	935.00
Cln Sts: Time Pay: N		BAIL/OTHER APPLIED:	
Joint and Several Case: N		BALANCE: Fine/Fee:	
Case Fund Investments: N		Restitution:	
Obligor AR Rec: 275.00		TOTAL AR BALANCE:	
PF Keys: AR=2 Adj=3 Rec T=4 Rec Dt=5 Disb=6 EndBail T=9 Brd Dt=10 Bail Dt=11			
4-8		1 Sess-1	206.194.129.5
			FTCP0764
			4/2

EXHIBIT B - 93-1-00469-6

09/15/04 11:47:00

DG1316MI Case Financial History (CFHR) COWLITZ SUPERIOR CT S08 1 of 3
 Case: 931004696 S1 Csh: Pty: DEF 1 StID: D ENTLENT301PM WA
 Name: ENTLEER, JOHN THOMAS NmCd: IN 150 19360

RECEIPTING DETAIL

RCPT DATE	RECEIPT NUMBER	PYMT TYPE	PYMT MODE	PAYER NAME	RCPT AMOUNT	DISTRIB AMOUNT	A/R TYPE
12/24/2001	01011612607	AR	CA	DEPT OF CORRECT	2.41	2.41	RTN
01/25/2002	02010117007	AR	CA	CORRECTIONS, DE	10.80	10.80	RTN
02/26/2002	02010275107	AR	CA	DOC, OLYMPIA	14.39	14.39	RTN
03/26/2002	02010415814	AR	CA	ST WA, DEPT OF	14.04	14.04	RTN
04/26/2002	02010565609	AR	CA	DOC, OLYMPIA	17.21	17.21	RTN
05/24/2002	02010690512	AR	CA	CORRECTIONS, DE	19.87	19.87	RTN
06/25/2002	02010834412	AR	CA	CORRECTIONS, DE	21.57	21.57	RTN
08/02/2002	02011010414	AR	CA	DOC, OLYMPIA	20.15	20.15	RTN
09/03/2002	02011168914	AR	CA	DEPT, OF CORREC	95.96	95.96	RTN
10/21/2002	02011391807	AR	CA	CORRECTIONS, DE	197.49	7.64	FRC
10/21/2002	02011391807	AR	CA	CORRECTIONS, DE		100.00	PCV
10/21/2002	02011391807	AR	CA	CORRECTIONS, DE		58.60	RTN
10/21/2002	02011391807	AR	CA	CORRECTIONS, DE		31.25	PUB
PF Keys: Sum=12 AR=2 Adj=3 Rec T=4 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11							
4-@	1 Sess-1			206.194.129.5		FTCP0764	3/70

09/15/04 11:47:06

DG1316MI Case Financial History (CFHR) COWLITZ SUPERIOR CT S08 2 of 3
 Case: 921004696 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301EM WA
 Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

RECEIPTING DETAIL

RCPT DATE	RECEIPT NUMBER	PYMT TYPE	PYMT MODE	PAYER NAME	RCPT AMOUNT	DISTRIB AMOUNT	A/R TYPE
11/14/2002	02011505707	AR	CA	DOC, WA	136.24	26.76	FRC
11/14/2002	02011505707	AR	CA	DOC, WA		109.48	PUB
12/16/2002	02011633505	AR	CA	ST WA, DEPT OF	152.13	29.38	FRC
12/16/2002	02011633505	AR	CA	ST WA, DEPT OF		122.25	PUB
12/26/2002	02011673106	AR	CA	DOC, OLYMPIA	89.49	17.58	FRC
12/26/2002	02011673106	AR	CA	DOC, OLYMPIA		71.91	PUB
01/28/2003	03010128804	AR	CA	CORRECTIONS, DE	92.74	18.22	FRC
01/28/2003	03010128804	AR	CA	CORRECTIONS, DE		74.52	PUB
02/26/2003	03010279707	AR	CA	DOC, OLYMPIA	161.17	9.92	FRC
02/26/2003	03010279707	AR	CA	DOC, OLYMPIA		40.59	PUB
02/26/2003	03010279707	AR	CA	DOC, OLYMPIA		110.66	RTI
03/28/2003	03010433009	AR	CA	DOC, OLYMPIA	162.07	41.11	INT
03/28/2003	03010433009	AR	CA	DOC, OLYMPIA		120.96	RTI
PF Keys: Sum=12 AR=2 Adj=3 Rec T=4 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11							
4-5	1 Sess-1	206.194.129.5			FTCP0764	3/70	

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DG1316MI Case Financial History (CFHR) COWLITZ SUPERIOR CT S08 3 of 3
 Case: 931004696 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
 Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

RECEIPTING DETAIL

RCPT DATE	RECEIPT NUMBER	PYMT TYPE	PYMT MODE	PAYER NAME	RCPT AMOUNT	DISTRIB AMOUNT	A/R TYPE
05/14/2003	03010685017	AR		CA WASHINGTON, STA	158.29	158.29	INT
06/12/2003	03010836915	AR		CA WASHINGTON, STA	150.68	150.68	INT
07/17/2003	03011019318	AR		CA ST WA, DEPARTME	186.18	186.18	INT
08/18/2003	03011173815	AR		CA DOC TRANSFER, O	171.55	49.31	INT
08/18/2003	03011173815	AR		CA DOC TRANSFER, O		122.24	

PF Keys: Sum=12 AR=2 Adj=3 Rec T=4 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11

4-⊙ 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:47:17

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 1 of 3
Case: 931004696 S1 Csh: Pty: DEF 1 StID: D ENTLEJT3OLEM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: RESTITUTION A/R Priority: 20
Obligor Name ENTLER, JOHN THOMAS Amount : 275.00
Adjustments:
Amount Received: 275.00
Select Recipient: Amount Applied:
Balance:

A/R Type: PEN-CRIME VICT A/R Priority: 30
Obligor Name ENTLER, JOHN THOMAS Amount : 100.00
Adjustments:
Amount Received: 100.00
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disk=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-0 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:47:24

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 2 of 3
Case: 931004696 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: FEE-CRIMINAL A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 110.00
Adjustments:
Amount Received: 110.00
Amount Applied:
Balance:

A/R Type: FEE-PUBLIC DEF A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 450.00
Adjustments:
Amount Received: 450.00
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-6 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:47:29

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 3 of 3
Case: 931004696 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: INTEREST-REST A/R Priority: 77
Obligor Name ENTLER, JOHN THOMAS Amount : 231.62
Adjustments:
Select Recipient: Amount Received: 231.62
Amount Applied:
Balance:

A/R Type: INTEREST INCOME A/R Priority: 78
Obligor Name ENTLER, JOHN THOMAS Amount : 585.57
Adjustments:
Amount Received: 585.57
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-@ 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:44:42

DG1310MI Case Financial History (CFHS) COWLITZ SUPERIOR CT S08
Case: 931004700 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

A C C O U N T I N G		S U M M A R Y	
TOTAL TRUST		TOTAL AR	
Current Bail:		AR ORDERED: Fine/Fee:	210.00
Bail Payable:		Restitution:	50.00
Undisbursed Fnds:		TOTAL AR ORDERED:	260.00
Other Trust:		ADJUSTMENTS: Fine/Fee:	
Trust Balance:		Restitution:	
Other Rev Rec:		AR ADJUSTMENTS:	
Current Bond:		INTEREST: Int Accrued:	283.44
Bond Payable:		Int Received:	283.44
Disbur to Payees:	104.48	INTEREST BALANCE:	
Bail Forfeit Rec:		RECEIVED: Fine/Fee:	210.00
Disp Code:		Restitution:	50.00
Last Receipt Date:	08/16/2004	TOTAL AR RECEIVED:	260.00
Cln Sts:	Time Pay: N	BAIL/OTHER APPLIED:	
Joint and Several Case:	N	BALANCE: Fine/Fee:	
Case Fund Investments:	N	Restitution:	
Obligor AR Rec:	50.00	TOTAL AR BALANCE:	
PF Keys: AR=2 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11			
4-©	1 Sess-1	206.194.129.5	FTCP0764 4/2

EXHIBIT B - 93-1-00470-0

09/15/04 11:44:53

DG1316MI Case Financial History (CFHR) COWLITZ SUPERIOR CT S08 1 of 1
 Case: 931004700 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
 Name: ENTLEER, JOHN THOMAS NmCd: IN 150 19360

RECEIPTING DETAIL

RCPT DATE	RECEIPT NUMBER	PYMT TYPE	PYMT MODE	PAYER NAME	RCPT AMOUNT	DISTRIB AMOUNT	A/R TYPE
08/16/2004	04011216011	AR	CK	WASHINGTON, STA	543.44	100.00	PCV
08/16/2004	04011216011	AR	CK	WASHINGTON, STA		228.96	INT
08/16/2004	04011216011	AR	CK	WASHINGTON, STA		50.00	RTN
08/16/2004	04011216011	AR	CK	WASHINGTON, STA		110.00	FRC
08/16/2004	04011216011	AR	CK	WASHINGTON, STA		54.48	RTI

PF Keys: Sum=12 AR=2 Adj=3 Rec T=4 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
 4-@ 1 Sess-1 206.194.129.5 FTCP0764 4/2

09/15/04 11:45:02

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 1 of 3
Case: 931004700 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: RESTITUTION A/R Priority: 20
Obligor Name ENTLER, JOHN THOMAS Amount : 50.00
Adjustments:
Amount Received: 50.00
Select Recipient: Amount Applied:
Balance:

A/R Type: PEN-CRIME VICT A/R Priority: 30
Obligor Name ENTLER, JOHN THOMAS Amount : 100.00
Adjustments:
Amount Received: 100.00
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disk=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-0 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:45:08

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 2 of 3
Case: 931004700 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: FEE-CRIMINAL A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 110.00
Adjustments:
Amount Received: 110.00
Amount Applied:
Balance:

A/R Type: INTEREST-REST A/R Priority: 77
Obligor Name ENTLER, JOHN THOMAS Amount : 54.48
Adjustments:
Amount Received: 54.48
Select Recipient: Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-@ 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:45:12

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 3 of 3
Case: 931004700 S1 Csh: Pty: DEF 1 StID: D ENTLEJTS01EM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: INTEREST INCOME A/R Priority: 78
Obligor Name ENTLER, JOHN THOMAS Amount : 228.96
Adjustments:
Amount Received: 228.96
Amount Applied:
Balance:

A/R Type: A/R Priority:
Amount :
Adjustments:
Amount Received:
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-3 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:41:49

DG1310MI Case Financial History (CFHS) COWLITZ SUPERIOR CT S08
Case: 901000777 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19260

----- A C C O U N T I N G S U M M A R Y -----

TOTAL TRUST		TOTAL AR	
Current Bail:		AR ORDERED: Fine/Fee:	595.00
Bail Payable:		Restitution:	323.00
Undisbursed Fnds:		TOTAL AR ORDERED:	918.00
Other Trust:		ADJUSTMENTS: Fine/Fee:	-1,239.51
Trust Balance:		Restitution:	-540.76
Other Rev Rec:		AR ADJUSTMENTS:	-1,780.27
Current Bond:		INTEREST: Int Accrued:	
Bond Payable:		Int Received:	
Disbur to Payees:	122.24	INTEREST BALANCE:	
Bail Forfeit Rec:		RECEIVED: Fine/Fee:	
Disp Code:		Restitution:	122.24
Last Receipt Date:	09/15/2003	TOTAL AR RECEIVED:	122.24
Cln Sts: Time Pay:	N	BAIL/OTHER APPLIED:	
Joint and Several Case:	N	BALANCE: Fine/Fee:	
Case Fund Investments:	N	Restitution:	
Obligor AR Rec:	122.24	TOTAL AR BALANCE:	
PF Keys: AR=2 Adj=3 Rec T=4 Rec Dt=5 Disb=6 EndBail T=9 End Dt=10 Bail Dt=11			
4-3	1 Sess-1	206.194.129.5	FTCP0764 4/2

EXHIBIT B- 90-1-00077-7

09/15/04 11:42:27

DG1316MI Case Financial History (CFHR) COWLITZ SUPERIOR CT S08 1 of 1
Case: 901000777 S1 Csh: Pty: DEF 1 StID: D ENTLETT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

RECEIPTING DETAIL

RCPT DATE	RECEIPT NUMBER	PYMT TYPE	PYMT MODE	PAYER NAME	RCPT AMOUNT	DISTRIB AMOUNT	A/R TYPE
09/15/2003	03011318501	AR	CK	COWLITZ COUNTY,	122.24	122.24	RTN

PF Keys: Sum=12 AR=2 Adj=3 Rec T=4 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
 4-@ 1 Sess-1 206.194.129.5 FTCP0764 4/2

09/15/04 11:42:47

DG1314MI Case Financial History (CFHJ) COWLITZ SUPERIOR CT S08 1 of 1
Case: 901000777 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

A/R ADJUSTMENTS Total Adjustments: -1,780.27

A/R Type	Pri	Post	Date	Adjustment	Reason	Adjustment	Total
PEN-CRIME VICT	30	05/03/2004	AR	Write Off		-100.00	
FEE-PUBLIC DEF	40	05/03/2004	AR	Write Off		-425.00	
FEE-CRIMINAL	40	05/03/2004	AR	Write Off		-70.00	
INTEREST INCOME	78	05/03/2004	AR	Write Off		-644.51	
RESTITUTION	20	05/03/2004	AR	Write Off		-200.76	
INTEREST-REST	77	05/03/2004	AR	Write Off		-340.00	

PF Keys: Sum=12 AR=2 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-© 1 Sess-1 206.194.129.5 FTCP0764 4/2

09/15/04 11:43:07

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 1 of 3
Case: 901000777 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: RESTITUTION A/R Priority: 20
Obligor Name ENTLER, JOHN THOMAS Amount : 323.00
Adjustments: -200.76
Amount Received: 122.24
Select Recipient: _ Amount Applied:
Balance:

A/R Type: PEN-CRIME VICT A/R Priority: 30
Obligor Name ENTLER, JOHN THOMAS Amount : 100.00
Adjustments: -100.00
Amount Received:
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-@ 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:43:16

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 2 of 3
Case: 901000777 31 Csh: Pty: DEF 1 StID: D ENTLEUT301PM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: FEE-PUBLIC DEF A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 425.00
Adjustments: -425.00
Amount Received:
Amount Applied:
Balance:

A/R Type: FEE-CRIMINAL A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 70.00
Adjustments: -70.00
Amount Received:
Amount Applied:
Balance:

PF Keys: Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-0 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:43:22

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 3 of 3
Case: 901000777 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301EM WA
Name: ENTLER, JOHN THOMAS NrnCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: INTEREST-REST A/R Priority: 77
Obligor Name ENTLER, JOHN THOMAS Amount :
Adjustments: -340.00
Amount Received:
Select Recipient: _ Amount Applied:
Balance:

A/R Type: INTEREST INCOME A/R Priority: 78
Obligor Name ENTLER, JOHN THOMAS Amount :
Adjustments: -644.51
Amount Received:
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-© 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:43:48

DG1310MI Case Financial History (CFHS) COWLITZ SUPERIOR CT S08
Case: 901002938 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301EM WA
Name: ENTLEER, JOHN THOMAS NmCd: IN 150 19360

A C C O U N T I N G S U M M A R Y	
TOTAL TRUST	TOTAL AR
Current Bail:	AR ORDERED: Fine/Fee: 595.00
Bail Payable:	Restitution:
Undisbursed Fnds:	TOTAL AR ORDERED: 595.00
Other Trust:	ADJUSTMENTS: Fine/Fee: -1,225.63
Trust Balance:	Restitution:
Other Rev Rec:	AR ADJUSTMENTS: -1,225.63
Current Bond:	INTEREST: Int Accrued:
Bond Payable:	Int Received:
Disbur to Payees:	INTEREST BALANCE:
Bail Forfeit Rec:	RECEIVED: Fine/Fee:
Disp Code:	Restitution:
Last Receipt Date:	TOTAL AR RECEIVED:
Cln Sts: Time Pay: N	BAIL/OTHER APPLIED:
Joint and Several Case: N	BALANCE: Fine/Fee:
Case Fund Investments: N	Restitution:
Obligor AR Rec:	TOTAL AR BALANCE:
PF Keys: AR=2 Adj=3 Rec T=4 Rec Dt=5 Disb=6 EndBail T=9 Bnd Dt=10 Bail Dt=11	
4-0	1 Sess-1 206.194.129.5 FTCP0764 4/2

EXHIBIT B- 90-1-00393-8

09/15/04 11:44:19

DG1314MI Case Financial History (CFHJ) COWLITZ SUPERIOR CT S08 1 of 1
Case: 901003936 S1 Csh: Pty: DEF 1 StID: D ENTLEJTB01EM WA
Name: ENTLEER, JOHN THOMAS NmCd: IN 150 19360

A/R ADJUSTMENTS Total Adjustments: -1,225.63

A/R Type	Pri	Post Date	Adjustment Reason	Adjustment Total
FEE-CRIMINAL	40	05/03/2004	AR Write Off	-70.00
FEE-PUBLIC DEF	40	05/03/2004	AR Write Off	-425.00
PEN-CRIME VICT	30	05/03/2004	AR Write Off	-100.00
INTEREST INCOME	78	05/03/2004	AR Write Off	-630.63

PF Keys: Sum=12 AR=2 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-@ 1 Sess-1 206.194.129.5 FTCP0764 4/2

09/15/04 11:44:05

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 1 of 2
Case: 901003938 S1 Csh: Pty: DEF 1 StID: D ENTLENTROLEM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: PEN-CRIME VICT A/R Priority: 30
Obligor Name ENTLER, JOHN THOMAS Amount : 100.00
Adjustments: -100.00
Amount Received:
Amount Applied:
Balance:

A/R Type: FEE-CRIMINAL A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 70.00
Adjustments: -70.00
Amount Received:
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-3 1 Sess-1 206.194.129.5 FTCP0764 3/70

09/15/04 11:44:12

DG1311MI Case Financial History (CFHA) COWLITZ SUPERIOR CT S08 2 of 2
Case: 901003938 S1 Csh: Pty: DEF 1 StID: D ENTLEJT301EM WA
Name: ENTLER, JOHN THOMAS NmCd: IN 150 19360

ACCOUNTS RECEIVABLE SUMMARY

A/R Type: FEE-PUBLIC DEF A/R Priority: 40
Obligor Name ENTLER, JOHN THOMAS Amount : 425.00
Adjustments: -425.00
Amount Received:
Amount Applied:
Balance:

A/R Type: INTEREST INCOME A/R Priority: 78
Obligor Name ENTLER, JOHN THOMAS Amount :
Adjustments: -630.63
Amount Received:
Amount Applied:
Balance:

PF Keys:Sum=12 Adj=3 Rec T=4 Rec Dt=5 Disb=6 BndBail T=9 Bnd Dt=10 Bail Dt=11
4-3 1 Sess-1 206.194.129.5 FTCP0764 3/70

RONIA. BOOTH, Clerk of the
Superior Court of Cowlitz County,
State of Washington, hereby certify
that this instrument is a true and
correct copy of the original on file
in my office. NOV 05 2009

RONIA. BOOTH
By *[Signature]* Deputy

West's RCWA 72.09.111

West's Revised Code of Washington Annotated Currentness

Title 72. State Institutions (Refs & Annos)

Chapter 72.09. Department of Corrections (Refs & Annos)

**72.09.111. Inmate wages--Deductions--Availability of savings--Employment goals--
Recovery of cost of incarceration**

(1) The secretary shall deduct taxes and legal financial obligations from the gross wages, gratuities, or workers' compensation benefits payable directly to the inmate under chapter 51.32 RCW, of each inmate working in correctional industries work programs, or otherwise receiving such wages, gratuities, or benefits. The secretary shall also deduct child support payments from the gratuities of each inmate working in class II through class IV correctional industries work programs. The secretary shall develop a formula for the distribution of offender wages, gratuities, and benefits. The formula shall not reduce the inmate account below the indigency level, as defined in RCW 72.09.015.

(a) The formula shall include the following minimum deductions from class I gross wages and from all others earning at least minimum wage:

(i) Five percent to the state general fund;

(ii) Ten percent to a department personal inmate savings account;

(iii) Twenty percent to the department to contribute to the cost of incarceration; and

(iv) Twenty percent for payment of legal financial obligations for all inmates who have legal financial obligations owing in any Washington state superior court.

(b) The formula shall include the following minimum deductions from class II gross gratuities:

(i) Five percent to the state general fund;

(ii) Ten percent to a department personal inmate savings account;

(iii) Fifteen percent to the department to contribute to the cost of incarceration;

(iv) Twenty percent for payment of legal financial obligations for all inmates who have legal financial obligations owing in any Washington state superior court; and

(v) Fifteen percent for any child support owed under a support order.

(c) The formula shall include the following minimum deductions from any workers' compensation benefits paid pursuant to RCW 51.32.080:

(i) Five percent to the state general fund;

(ii) Ten percent to a department personal inmate savings account;

(iii) Twenty percent to the department to contribute to the cost of incarceration; and

(iv) An amount equal to any legal financial obligations owed by the inmate established by an order of any Washington state superior court up to the total amount of the award.

(d) The formula shall include the following minimum deductions from class III gratuities:

- (i) Five percent for the state general fund; and
 - (ii) Fifteen percent for any child support owed under a support order.
- (e) The formula shall include the following minimum deduction from class IV gross gratuities:
- (i) Five percent to the department to contribute to the cost of incarceration; and
 - (ii) Fifteen percent for any child support owed under a support order.
- (2) Any person sentenced to life imprisonment without possibility of release or parole under chapter 10.95 RCW or sentenced to death shall be exempt from the requirement under subsection (1)(a)(ii), (b)(ii), or (c)(ii).
- (3)(a) The department personal inmate savings account, together with any accrued interest, shall only be available to an inmate at the following times:
- (i) The time of his or her release from confinement;
 - (ii) Prior to his or her release from confinement in order to secure approved housing; or
 - (iii) When the secretary determines that an emergency exists for the inmate.
- (b) If funds are made available pursuant to (a)(ii) or (iii) of this subsection, the funds shall be made available to the inmate in an amount determined by the secretary.
- (c) The management of classes I, II, and IV correctional industries may establish an incentive payment for offender workers based on productivity criteria. This incentive shall be paid separately from the hourly wage/gratuity rate and shall not be subject to the specified deduction for cost of incarceration.
- (4)(a) Subject to availability of funds for the correctional industries program, the expansion of inmate employment in class I and class II correctional industries shall be implemented according to the following schedule:
- (i) Not later than June 30, 2005, the secretary shall achieve a net increase of at least two hundred in the number of inmates employed in class I or class II correctional industries work programs above the number so employed on June 30, 2003;
 - (ii) Not later than June 30, 2006, the secretary shall achieve a net increase of at least four hundred in the number of inmates employed in class I or class II correctional industries work programs above the number so employed on June 30, 2003;
 - (iii) Not later than June 30, 2007, the secretary shall achieve a net increase of at least six hundred in the number of inmates employed in class I or class II correctional industries work programs above the number so employed on June 30, 2003;
 - (iv) Not later than June 30, 2008, the secretary shall achieve a net increase of at least nine hundred in the number of inmates employed in class I or class II correctional industries work programs above the number so employed on June 30, 2003;
 - (v) Not later than June 30, 2009, the secretary shall achieve a net increase of at least one thousand two hundred in the number of inmates employed in class I or class II correctional industries work programs above the number so employed on June 30, 2003;
 - (vi) Not later than June 30, 2010, the secretary shall achieve a net increase of at least one thousand five hundred in the number of inmates employed in class I or class II correctional industries work programs above the number so employed on June 30, 2003.

(b) Failure to comply with the schedule in this subsection does not create a private right of action.

(5) In the event that the offender worker's wages, gratuity, or workers' compensation benefit is subject to garnishment for support enforcement, the state general fund, savings, and cost of incarceration deductions shall be calculated on the net wages after taxes, legal financial obligations, and garnishment.

(6) The department shall explore other methods of recovering a portion of the cost of the inmate's incarceration and for encouraging participation in work programs, including development of incentive programs that offer inmates benefits and amenities paid for only from wages earned while working in a correctional industries work program.

(7) The department shall develop the necessary administrative structure to recover inmates' wages and keep records of the amount inmates pay for the costs of incarceration and amenities. All funds deducted from inmate wages under subsection (1) of this section for the purpose of contributions to the cost of incarceration shall be deposited in a dedicated fund with the department and shall be used only for the purpose of enhancing and maintaining correctional industries work programs.

(8) It shall be in the discretion of the secretary to apportion the inmates between class I and class II depending on available contracts and resources.

(9) Nothing in this section shall limit the authority of the department of social and health services division of child support from taking collection action against an inmate's moneys, assets, or property pursuant to chapter 26.23, 74.20, or 74.20A RCW.

CREDIT(S)

[2009 c 479 § 60, eff. July 1, 2009; 2007 c 483 § 605, eff. July 22, 2007; 2004 c 167 § 7, eff. June 10, 2004. Prior: 2003 c 379 § 25, eff. Oct. 1, 2003; 2003 c 271 § 2, eff. July 27, 2003; 2002 c 126 § 2; 1999 c 325 § 2; 1994 sp.s. c 7 § 534; 1993 sp.s. c 20 § 2.]

HISTORICAL AND STATUTORY NOTES

West's RCWA 36.16.030

West's Revised Code of Washington Annotated Currentness

Title 36. Counties (Refs & Annos)

Chapter 36.16. County Officers--General (Refs & Annos)

➔**36.16.030. Elective county officers enumerated**

Except as provided elsewhere in this section, in every county there shall be elected from among the qualified voters of the county a county assessor, a county auditor, a county clerk, a county coroner, three county commissioners, a county prosecuting attorney, a county sheriff and a county treasurer, except that in each county with a population of less than forty thousand no coroner shall be elected and the prosecuting attorney shall be ex officio coroner. Whenever the population of a county increases to forty thousand or more, the prosecuting attorney shall continue as ex officio coroner until a coroner is elected, at the next general election at which the office of prosecuting attorney normally would be elected, and assumes office as provided in *RCW 29.04.170. In any county where the population has once attained forty thousand people and a current coroner is in office and a subsequent census indicates less than forty thousand people, the county legislative authority may maintain the office of coroner by resolution or ordinance. If the county legislative authority has not passed a resolution or enacted an ordinance to maintain the office of coroner, the elected coroner shall remain in office for the remainder of the term for which he or she was elected, but no coroner shall be elected at the next election at which that office would otherwise be filled and the prosecuting attorney shall be the ex officio coroner. In a county with a population of two hundred fifty thousand or more, the county legislative authority may replace the office of coroner with a medical examiner system and appoint a medical examiner as specified in RCW 36.24.190. A noncharter county may have five county commissioners as provided in RCW 36.32.010 and 36.32.055 through 36.32.0558.

RECEIVED

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CLERK OF COURT OF APPEALS DIV II
STATE OF WASHINGTON

COURT OF APPEALS, STATE OF WASHINGTON
DIVISION II

STATE OF WASHINGTON,)	NO. 38775-1-II
)	Cowlitz County No.
Appellant,)	90-1-00077-7
)	
vs.)	CERTIFICATE OF
)	MAILING
JOHN THOMAS ENTLER,)	
)	
Respondent.)	
)	

I, Michelle Sasser, certify and declare:

That on the 6th day of November, 2009, I deposited in the mails of the United States Postal Service, first class mail, a properly stamped and address envelope, containing Brief of Respondent and Respondent's Motion to Substitute Proper Respondent addressed to the following parties:

Mr. Peter Tiller
The Tiller Law Firm
Attorney at Law
P.O. Box 58
Centralia, WA 98531

Court of Appeals, Clerk
950 Broadway, Suite 300
Tacoma, WA 98402

I certify under penalty of perjury pursuant to the laws of the State of Washington that the foregoing is true and correct.

Dated this 6th day of November 2009.


Michelle Sasser