

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON
DIVISION NO. II

*In re the Petition to Convene a Grand
Jury,*

NO. 50285-2-II

Barnes Michael Ware,

Petitioner

THIRD STATEMENT OF
ADDITIONAL
AUTHORITIES

and

*In re the Application for a Citizen
Complaint,*

Erika Johnson,

Petitioner.

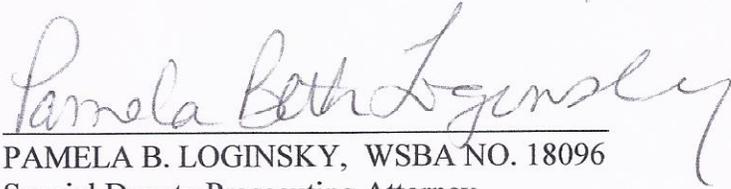
COMES NOW the respondent, State of Washington, by and through its attorney, Pamela B. Loginsky, Special Deputy Prosecuting Attorney for Lewis County, and respectfully requests that the Court consider the following additional authority pursuant to RAP 10.8:

State v. Agustin, COA No. 34579-3-III, slip op. at 9 (Jan. 4, 2018) (available at http://www.courts.wa.gov/opinions/pdf/345793_pub.pdf (last visited Jan. 4, 2018))

(“If the legislative branch cannot mandate that the executive branch prosecute a charge if it is supported by sufficient evidence, then neither can the judicial branch.”)

DATED January 4, 2018.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Pamela Beth Loginsky". The signature is written in black ink and is positioned above a horizontal line.

PAMELA B. LOGINSKY, WSBA NO. 18096

Special Deputy Prosecuting Attorney

206 10th Avenue SE

Olympia, WA 98501

Phone: 360-753-2175

E-mail: pamloginsky@waprosecutors.org

Proof of Service

I, Pamela B. Loginsky, declare that I have personal knowledge of the matters set forth below and that I am competent to testify to the matters stated herein.

On the 4th day of January, 2018, pursuant to the agreement of the parties, I e-mailed a copy of the document to which this proof of service is attached to

Adam Karp at adam@animal-lawyer.com

Rob Roy Smith at rsmith@kilpatricktownsend.com

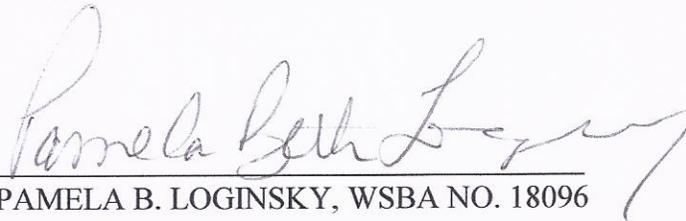
Rachel B. Saimons at rasimons@kilpatricktownsend.com

David Rosengard at drosengard@aldf.org

Kathleen Wood at kmwood@aldf.org

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

Signed this 4th day of January, 2018, at Port Orchard, Washington.



PAMELA B. LOGINSKY, WSBA NO. 18096
Special Deputy Prosecuting Attorney

WASHINGTON ASSOC OF PROSECUTING ATTY

January 04, 2018 - 1:15 PM

Transmittal Information

Filed with Court: Court of Appeals Division II
Appellate Court Case Number: 50285-2
Appellate Court Case Title: In re the Petition to Convene a Grand Jury, Barnes Michael Ware, Petitioner
Superior Court Case Number: 16-1-00773-7

The following documents have been uploaded:

- 502852_Other_20180104131332D2648098_5642.pdf
This File Contains:
Other - Third Statement of Additional Authorities
The Original File Name was Filed third statement of additional authorities.pdf

A copy of the uploaded files will be sent to:

- adam@animal-lawyer.com
- bradley.meagher@lewiscountywa.gov
- drosengard@aldf.org
- jewilson@kilpatricktownsend.com
- jonathan.meyer@lewiscountywa.gov
- kmwood@aldf.org
- rrsmith@kilpatricktownsend.com
- rsaimons@kilpatricktownsend.com
- sara.beigh@lewiscountywa.gov
- teri.bryant@lewiscountywa.gov

Comments:

Sender Name: Pam Loginsky - Email: pamloginsky@waprosecutors.org
Address:
206 10TH AVE SE
OLYMPIA, WA, 98501-1311
Phone: 360-753-2175

Note: The Filing Id is 20180104131332D2648098