

FILED
Court of Appeals
Division II
State of Washington
12/8/2017 9:54 AM
NO. 50416-2-II

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON
DIVISION II

STATE OF WASHINGTON, Respondent

v.

ALEXANDRIA NICOLE BLAKEMAN, Appellant

FROM THE SUPERIOR COURT FOR CLARK COUNTY
CLARK COUNTY SUPERIOR COURT CAUSE NO.17-1-00450-2

BRIEF OF RESPONDENT

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RESPONSE TO ASSIGNMENTS OF ERROR

- I. **The State agrees the matter should be remanded to correct a scrivener's error in the judgment and sentence.**

STATEMENT OF THE CASE

The State agrees with the Appellant's statement of the case.

ARGUMENT

The State understands Blakeman to argue that the judgment and sentence erroneously contains three words and that her matter should be remanded to the Superior Court with direction to remove the three offending words. If the State's understanding is correct as to Blakeman's argument, the State agrees and concedes the matter should be remanded to fix this offending scrivener's error.

The judgment and sentence states "...and Appendix 2.1" on CP 24, which is page 4 of the judgment and sentence. As Blakeman correctly points out, there is no Appendix 2.1 attached to her judgment and sentence. This reference to a non-existent Appendix is therefore improper and should be corrected. *See In re Personal Restraint of Mayer*, 128 Wn.App. 694, 117 P.3d 353 (2005).

CONCLUSION

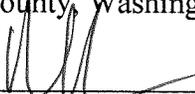
The State agrees with Blakeman's claim that this matter should be remanded to strike the words "and Appendix 2.1" from section 3.1 on page 4 of the judgment and sentence.

DATED this 7th day of December, 2017.

Respectfully submitted:

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By:



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Transmittal Information

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