



1           6.     Since my conviction I have asked the court for some relief from my sentence  
2 other than I have already written above. The court I asked was the Washington State  
3 Supreme Court.

4                     Relief was denied on October 31, 2018.

5           7.     The name of my lawyer in the proceeding mentioned in my answer to  
6 question 6 was Therese M. Lavallee.  
7

8           B.     Grounds for Relief

9           I claim that I have one reason for this court to grant me relief from the conviction  
10 and sentence described in Part A.

11                             Ground One

12           1.     I should be given a new trial or released from confinement because (Here  
13 state legal reasons why you think there was some error made in your case which gives  
14 you the right to a new trial or release from confinement.): I was denied my constitutional  
15 right to testify as my trial counsel prevented me from testifying at trial.  
16

17  
18           2.     The following facts are important when considering my case (After each fact  
19 statement, put the name of the person or persons who know the fact and will support your  
20 statement of the fact. If the fact is already in the record of your case, indicate that also.) :  
21 All of the facts supporting my case are in the record below and in my accompanying  
22 declaration and the declaration of Sharon Babcock.  
23  
24  
25  
26  
27

1           3.     The following reported court decisions [include citations if possible] in cases  
2 similar to mine show the error I believe happened in my case (If none are known, state  
3 "None known".) :

4           *State v. Robinson*, 138 Wn.2d 753, 982 P.2d 590 (1999)

5           *State v. Thomas*, 128 Wn.2d 553, 910 P.2d 475 (1996)

6           *State v. Lord*, 123 Wn.2d 296, 868 P.2d 835 (1994)

7           *State v. King*, 24 Wn.App. 495, 601 P.2d 982 (1979)

8  
9  
10           4.     The following statutes and constitutional provisions should be considered by  
11 the court (If none are known, state "None known".) : Washington State Constitution,  
12 Article I, Section 22  
13

14  
15           5.     This petition is the best way I know to get the relief I want, and no other way  
16 will work as well because I have exhausted all other avenues to obtain relief.

17 C.     Statement of Finances

18           If you cannot afford to pay the filing fee or cannot afford to pay an attorney to help  
19 you, fill this out. If you have enough money for these things, do not fill out this part of the  
20 form.  
21

22           1.     I do not ask the court to file this without making me pay the filing fee because  
23 I am so poor I cannot pay the fee.

24           2.     I have a spendable balance of \$\_\_\_\_\_ in my prison or institution account.

25           3.     I do not ask the court to appoint a lawyer for me because I am so poor I  
26 cannot afford to pay a lawyer.  
27

1           4.     I am not employed. My salary or wages amount to \$\_\_\_\_\_ a month. My  
2 employer is \_\_\_\_\_.

3           5.     During the past 12 months I did not get any money from a business,  
4 profession or other form of self-employment. (If I did, it was \_\_\_\_\_ and the total income I got was  
5 \$\_\_\_\_\_.)  
6

7           6.     During the past 12 months, I did not get any rent payments. If so, the total  
8 amount I got was \$\_\_\_\_\_.

9           7.     During the past 12 months, I did not get any interest. If so, the total amount I  
10 got was \$\_\_\_\_\_.

11          8.     During the past 12 months, I did not get any dividends. If so, the total amount  
12 I got was \$\_\_\_\_\_.

13          9.     During the past 12 months, I did not get any other money. If so, the amount  
14 of money I got was \$\_\_\_\_\_.

15          10.    During the past twelve months, I did not have any cash except as said in  
16 answer 2. If so, the total amount of cash I have is \$\_\_\_\_\_.

17          11.    During the past twelve months, I did not have any savings accounts or  
18 checking accounts. If so, the amount in all accounts is \$\_\_\_\_\_.

19          12.    During the past twelve months, I did not own stocks, bonds, or notes. If so,  
20 their total value is \$\_\_\_\_\_.

21          13.    List all real estate and other property or things of value which belong to you  
22 or in which you have an interest. Tell what each item of property is worth and how much  
23 you owe on it. Do not list household furniture and furnishings and clothing which you or  
24 your family need.  
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Items

Value

14. I am not married. If I am married, my wife or husband's name and address is

\_\_\_\_\_.

15. All of the persons who need me to support them are listed here.

Name and Address

Relationship

Age

16. All the bills I owe are listed here.

Name of creditor  
you owe money to

Address

Amount

D. Request for Relief

I want this court to:

vacate my conviction and give me a new trial.

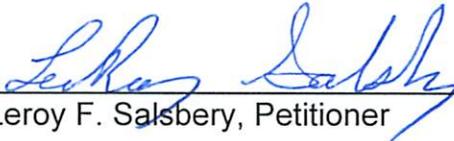
vacate my conviction and dismiss the criminal charges against me without a new trial.

other: grant me an evidentiary hearing on whether the waiver of my right to testify at trial was made knowingly, intelligently and voluntarily.

1 E. Oath of Petitioner

2 THE STATE OF WASHINGTON )  
3 COUNTY OF GRAYS HARBOR ) ss.

4 After being first duly sworn, on oath, I depose and say: That I am the  
5 petitioner, that I have read the petition, know its contents, and I believe the petition is true.

7  
8   
Leroy F. Salsbery, Petitioner

10 SUBSCRIBED AND SWORN to before me this 22 day of  
11 November, 2019



12  
13   
14 Notary Public in and for the  
15 State of Washington, residing  
16 at Tacoma

17 If a notary is not available, explain why none is available and indicate  
18 who can be contacted to help you find a notary:

19 Then sign below:

20 I declare that I have examined this petition and to the best of my  
21 knowledge and belief it is true and correct.

22 Dated this \_\_\_\_\_ day of November, 2019.

23  
24 \_\_\_\_\_  
25 \_\_\_\_\_, Petitioner

26 OR:

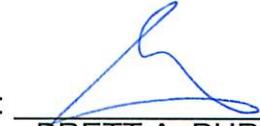
1 E. Oath of Attorney for Petitioner

2 STATE OF WASHINGTON )  
3 County of Pierce )ss.  
4 )

5 After being first duly sworn, on oath, I depose and say: That I am the  
6 attorney for the petitioner, that I have read the petition, know its contents, and I believe the  
7 petition is true.

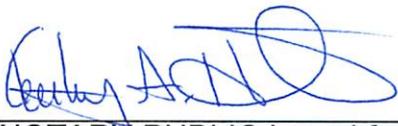
8 DATED this 22 day of November, 2019.

9 HESTER LAW GROUP, INC., P.S.  
10 Attorneys for Petitioner

11 By:   
12 BRETT A. PURTZER  
13 WSB #17283

14 SUBSCRIBED AND SWORN to before me this 22nd day of  
15 November, 2019.



  
28 NOTARY PUBLIC in and for the  
29 State of Washington, residing  
30 at Puyallup  
31 My commission expires: 6-16-20

**HESTER LAW GROUP, INC., P.S.**

**November 27, 2019 - 11:12 AM**

**Filing Personal Restraint Petition**

**Transmittal Information**

**Filed with Court:** Court of Appeals Division II  
**Appellate Court Case Number:** Case Initiation  
**Trial Court Case Title:** Salsbery, Leroy F  
**Trial Court Case Number:** 13-1-01430-1  
**Trial Court County:** Clark Superior Court  
**Signing Judge:** Daniel Stahnke  
**Judgment Date:** 03/25/2016

**The following documents have been uploaded:**

- PRP\_Other\_20191127110803D2788660\_4100.pdf  
This File Contains:  
Other - Brief in support  
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- PRP\_Personal\_Restraint\_Petition\_20191127110803D2788660\_5885.pdf  
This File Contains:  
Personal Restraint Petition  
*The Original File Name was Salsbery PRP.pdf*

**A copy of the uploaded files will be sent to:**

- leeann@hesterlawgroup.com

**Comments:**

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Sender Name: Lance Hester - Email: kathy@hesterlawgroup.com

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