

FILED  
OCTOBER 19, 2015  
Court of Appeals  
Division III  
State of Washington

NO. 33186-5-III

COURT OF APPEALS, DIVISION III  
OF THE STATE OF WASHINGTON

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THE STATE OF WASHINGTON, Respondent

v.

PATRICK ALAN WINTERS, Appellant

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APPEAL FROM THE SUPERIOR COURT  
FOR BENTON COUNTY

NO. 13-1-01080-5

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BRIEF OF RESPONDENT

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## **I. RESPONSE TO ASSIGNMENT OF ERROR**

- A. The matter should be remanded for a hearing to determine whether the order prohibiting contact between the defendant and his biological child was reasonably necessary to accomplish the needs of the State and public order.**

## **II. STATEMENT OF THE CASE**

For purposes of responding to this appeal, the State will rely on the Statement of the Case provided in the Brief of Appellant at pages 2 through 4.

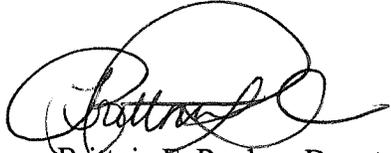
## **III. ARGUMENT**

In light of the defendant's argument, the State agrees that the matter should be remanded for a hearing to establish whether the order prohibiting contact between the defendant and his biological child was reasonably necessary to accomplish the needs of the State and public order. CP 28.

## **IV. CONCLUSION**

The case should be remanded for a hearing regarding condition seven (7) of the prohibition.

**RESPECTFULLY SUBMITTED** this 19th day of October, 2015.



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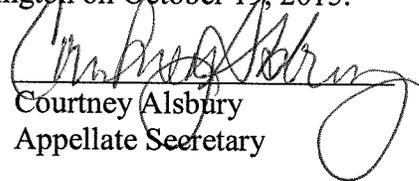
**CERTIFICATE OF SERVICE**

I certify under penalty of perjury under the laws of the State of Washington that on this day I served, in the manner indicated below, a true and correct copy of the foregoing document as follows:

Thomas M. Kummerow  
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E-mail service by agreement  
was made to the following parties:  
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Signed at Kennewick, Washington on October 19, 2015.

  
Courtney Alsbury  
Appellate Secretary