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STATE OF WASHINGTON  
2001 JAN 25 P 3:59

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IN THE SUPREME COURT OF THE STATE OF WASHINGTON

In re

Timothy W. Carpenter,  
Lawyer (Bar No. 5882).

Supreme Court No. 200,376-1

STATEMENT OF ADDITIONAL  
AUTHORITIES

Under Rule 10.8 of the Rules of Appellate Procedure, the Washington State Bar Association cites the following additional authorities regarding the issue raised by the Court during the Association's oral argument about the propriety of increasing the sanction if a respondent lawyer appeals a Disciplinary Board decision.

1. In re Disciplinary Proceeding Against Dann, 136 Wn.2d 67, 85, 960 P.2d 560 (1998) (citations omitted):<sup>1</sup>

Perhaps overlooked is the fact that an appeal of the Disciplinary Board's decision carries with it the chance that we might increase the recommended sanction instead of simply adopting or decreasing it. [FN6]

FN6. The familiar expression, "It never hurts to ask," is not necessarily true in attorney discipline cases.

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<sup>1</sup> The Association cited this case in its petition for review.

2. In re Disciplinary Proceeding Against Halverson, 140 Wn.2d 475, 998 P.2d 833 (2000) (Disciplinary Board recommended sanction of six-month suspension increased to a one-year suspension).
3. In re Disciplinary Proceeding Against VanDerbeek, 153 Wn.2d 64, 101 P.3d 88 (2004) (Disciplinary Board recommended sanction of six-month suspension increased to disbarment as argued by Association).
4. In re Disciplinary Proceeding Against Yates, 110 Wn.2d 444, 755 P.2d 770 (1988) (Disciplinary Board recommended sanction of two-year suspension increased to disbarment).
5. In re Disciplinary Proceeding Against Selden, 107 Wn.2d 246, 728 P.2d 1036 (1986) (Disciplinary Board recommended sanction of 60-day suspension increased to disbarment).

DATED THIS 25th day of January, 2007.

Respectfully submitted,

WASHINGTON STATE BAR ASSOCIATION

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Certificate of Service

I certify that I caused a copy of the foregoing Statement of Additional Authorities to be sent by email and mailed to Kurt Bulmer, Respondent Counsel, at 740 Belmont Place E, #3, Seattle, WA 98102-4442, by first class mail on the 25th day of January, 2007.

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TO E-MAIL

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Disciplinary Counsel