

FILED
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IN THE SUPREME COURT
OF THE STATE OF WASHINGTON

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STATE OF WASHINGTON

No. 780439

STATE OF WASHINGTON,
Respondent,

vs.

STATEMENT OF
ADDITIONAL AUTHORITIES

DANIEL ALFRED POSEY, JR.,
Petitioner.

Pursuant to RAP 10.8, Petitioner DANIEL ALFRED POSEY, JR., through his court-appointed counsel, submits the following additional authorities in support of his Petition for Review:

McGee Guest Home Inc. v. DSHS, 142 Wn.2d 316, 325, 12 P.3d 144 (2000) ("We often apply amendments retroactively "where an amendment is enacted during a controversy regarding the meaning of the law. Curative amendments adopted in response to lower court decisions have been applied retroactively. The Legislature's intent to clarify a statute is manifested by its adoption of the amendment "soon after controversies arose as to the interpretation of the original act[.]") (Citations omitted.)

State v. Elliott, 114 Wn.2d 6, 18-19, 785 P.2d 440 (1990) (Decisions of the Court of Appeals are not "the law of the State of Washington," which is announced only by the Supreme Court of Washington.)

DATED: May 26, 2006

Stephanie C. Cunningham

STEPHANIE C. CUNNINGHAM, WSB # 26436
Attorney for Petitioner Daniel A. Posey, Jr.

CERTIFICATE OF MAILING

I certify that on 05/26/2006, I caused to be placed in the mails of the United States, first class postage pre-paid, a copy of this document addressed to: (1) Kenneth Ramm, DPA, Prosecuting Attorney's Office.

Stephanie C. Cunningham

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STATEMENT OF ADDITIONAL
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