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THE SUPREME COURT
STATE OF WASHINGTON

MATTHEW R. RUTH,
Petitioner,
v.
STATE OF WASHINGTON,
Respondent.

No. 78611-9

STATEMENT OF ADDITIONAL AUTHORITY PURSUANT TO RAP 10.8

THE PETITIONER, cites the following Authority to support the question of whether OR NOT TRIAL COUNSEL COUNSEL WAS INEffective for failing to REquest The lesser INcluded INstruction of Assault in the Second degree.

STATE V. O'CONNELL, 137 WN. APP. 81 (WASH. APP. DIV. 3 2007)
STATE V. STEVENS, 158 WASH.2d 304, 310, 143 P.3d 817 (2006)

Sincerily submitted,
THIS 12th day of November, 2007.
Matthew R. Ruth
MAtthew R. RUTH