

Received
Washington State Supreme Court

SEP 26 2014

90407-3

Ronald R. Carpenter
Clerk

IN THE SUPREME COURT FOR THE STATE OF WASHINGTON

STATE OF WASHINGTON,
RESPONDENT,

v.

RODNEY L. GARROTT,
APPELLANT

NO. COA-69900-7-I CONSOL-
IDATED WITH COA-69907-5-I

MOTION TO REMAND

COMES NOW, APPELLANT, MOVING THIS HONORABLE COURT
TO REMAND ABOVE-CITED CASE TO COURT OF APPEALS (DIV. I) TO,
PROPERLY AND JUSTLY, REVIEW ANY AND ALL CLAIMS PRESENTED TO
TRIAL COURT.

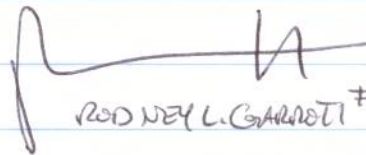
IN AN UNPUBLISHED OPINION (DATED: APR. 21, 2014) BY WA.
STATE COURT OF APPEALS (DIV. I), APPELLANT WAS DENIED FAIR
AND PROPER REVIEW OF HIS FILED MOTION FOR RELIEF FROM JU-
DGMENT (AND IT'S INCLUDED CONSTITUTIONAL CLAIMS), BASED
ON APPELLATE COUNSEL'S FAILURE TO DESIGNATE TRIAL COURT'S

ORDER (DISMISSAL OF MOTION FOR RELIEF FROM JUDGMENT) AS PART OF THE RECORDS ON APPEAL. STATE V. WHEATON, 121 Wn.2d 317, 305, 850 P.2d 507 (1993).

THIS ACTION / MOTION DEMONSTRATES BOTH A CONFLICT OF INTEREST AND DEFICIENT PERFORMANCE PRESUDICING APPELLANT'S RIGHT TO EFFECTIVE ASSISTANCE OF COUNSEL AND A FAIR AND JUST JUDICIAL PROCESS, DUE, ALONG WITH EXHAUSTION OF ANY AND ALL CLAIMS PRESENTED, PARTICULARLY THOSE CONSTITUTIONALLY PROTECTED.

THUSLY, APPELLANT, FILES THIS MOTION TO REMAND TO CORRECT THE RECORDS OF REVIEW, COMPLETELY.

RESPECTFULLY SUBMITTED THIS 19th DAY OF SEPTEMBER, 2014



RODNEY L. GARROTI #8552916

WASHINGTON STATE PENITENTIARY

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