



COURT OF APPEALS OF THE STATE OF WASHINGTON  
DIVISION II

In the Personal Restraint Petition of:

KRIS A. SAEGER,

Petitioner.

No. 44770-3-II

PERSONAL RESTRAINT  
PETITION

A. STATUS OF PETITIONER

I, Kris Saeger, the petitioner, *pro se*,

am currently incarcerated at the Monroe Correctional Complex, \_\_\_\_\_

Minimum security unit P.O. Box 7001, Monroe, Washington

98272. I apply for relief from confinement. I am now in custody because

of the following type of court order: ~~MINIMUM SECURITY UNIT~~

29 months for Harassment,

1. The Court in which I was sentenced is: Mason County

Superior Court.

2. I was convicted of the crimes of: 3 counts of

Felony Harassment.

2/13/15 15 PM 1:33  
STATE OF WASHINGTON  
DEPUTY

FILED  
COURT OF APPEALS  
DIVISION II

3. I was sentenced after  trial, after plea of guilty , on the 26  
day of November, 2012. The trial judge who imposed the  
sentence was the Honorable Toni Sheldon

A copy of my judgment and sentence is attached as **Appendix- A**.

4. My trial court lawyer was: Ronald E. ~~sergi~~ sergi

My trial lawyer's address was: Mason County Superior Court  
P.O. BOX X. Shelton WA. 98584.

5. I did  did not  appeal from the decision of the trial court. If the  
answer is that I did, I appealed to (name of court or courts to which appeal was

taken): washington COURT of APPEALS Div II

My lawyer on appeal was: Thomas M. Kummerow

My appellate lawyer's address was: 1511 3rd. Ave. Suite 701  
Seattle WA, 98101.

The decision of the appellate court was  was not  published. If the  
decision was published, and I have this information, the decision was  
published in: \_\_\_\_\_

6. Since my conviction I have  have not  asked a court for some  
relief from my sentence other than I have already written above. (If the  
answer is that I have asked), the Court I asked was: \_\_\_\_\_



## B. GROUNDS FOR RELIEF

(If I claim more than one reason for relief from confinement, I attach sheets for each reason separately, in the same as the first one. The attached sheets should be numbered "First Ground", "Second Ground", "Third Ground", etc.) I claim that I have 2 (number of reasons) for this Court to grant me relief from the conviction and sentence described in Part A.

### FIRST GROUND

1. I should be given a new trial or released from confinement because

(Here state legal reasons why you think there was some error made in your case which gives you

the right to a new trial or release from confinement): I wasn't read my rights

by the arresting officers during the time of my arrest, which I shouldn't even be locked up in confinement due to my rights<sup>not</sup> being read to me to where I'm not aware of my rights.

### Second Ground

I was told to take the stand, by my attorney during trial, which no person shall be compelled in any criminal case to give evidence against

himself, or be twice put in jeopardy for the

same offence, therefore I'm asking to be released from confinement due to the errors that the trial court made.





5. This petition is the best way I know to get the relief I want, and no other way will work as well because: I don't have much  
~~legal~~ legal access.

**C. STATEMENT OF FINANCES**

If you cannot afford to pay the filing fee or cannot afford to pay an attorney to help you, fill this out. If you have enough money for these things, do not fill out this part of the form.

1. I do  do not  ask the court to file this without making me pay the filing fee because I am so poor I cannot pay the filing fee.

2. I have a spendable balance of \$ 0 in my prison or institution account. My account certification is attached as **Appendix- B**.

3. I do  do not  ask the court to appoint a lawyer for me because I am so poor I cannot afford to pay a lawyer.

4. I am  am not  employed. My salary or wages amount to \$ 0, per month. My employer is: \_\_\_\_\_

My employer's address is: \_\_\_\_\_

5. During the past 12 months I did  did not  get any money from a business, profession or other form of self-employment. If I did, it was

\$ \_\_\_\_\_ and the total income I got was \$ \_\_\_\_\_

6. During the past 12 months, I did  did not  get any rent payments. If so, the total amount I got was \$ \_\_\_\_\_.

a. I did  did not  get any interest. If so, the total amount I got was \$ \_\_\_\_\_.

b. I did  did not  get any dividends. If so, the total amount I got was \$ \_\_\_\_\_.

c. I did  did not  get any other money. If so, the total amount I got was \$ \_\_\_\_\_.

7. I did  did not  have any cash except as said in answer 2. If so, the total amount of cash I have is \$ \_\_\_\_\_.

a. I did  did not  have any savings accounts or checking accounts; if so, the amount in all accounts is \$ \_\_\_\_\_.

b. I did  did not  own stocks, bonds or notes; if so, their total value is \$ \_\_\_\_\_.

8. List all real estate and other property or things of value which belong to you or in which you have an interest. Tell what each item of property is worth and how much you owe on it. Do not list household furniture and furnishings and clothing which you or your family need:

Items

Value

_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

9. I am  am not  married. If I am married, my wife's name and address is: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

10. All of the persons who need me to support them are listed here.

Name and Address

Relationship

Age

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

11. All the bills I owe are listed here. Name of the creditor(s):

<u>Name of Creditor</u>	<u>Address</u>	<u>Amount</u>
_____	_____	\$ _____
_____	_____	\$ _____
_____	_____	\$ _____
_____	_____	\$ _____

**D. REQUEST FOR RELIEF**

I request this Court to:

- vacate my conviction and give me a new trial
- vacate my conviction and dismiss the criminal charges against me without a new trial
- other (specify):

I request this court to <sup>vacate</sup> ~~vacate~~ my conviction  
and give me a new trial due to all  
the errors that the trial court  
made, and or vacate my conviction and  
dismiss the criminal charges against me  
without a new trial, due to the trial court  
violating my 5th amendments.

**E. OATH OF PETITIONER**

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF SNOHOMISH )

After being first duly-sworn, on oath, I depose and say: That I am the petitioner, that I have read the petition, know its contents, and I believe the petition is true.

SUBSCRIBED AND SWORN to before me this 28 day of October, 2013.

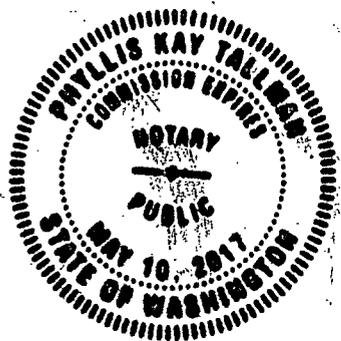
*Phyllis Kay Tallman*  
Notary Public in and for the State of  
Washington, residing at Monroe  
My commission expires: 5-10-2017

If a Notary is not available, explain why none are available and indicate who can be contacted to help you find a Notary:

\_\_\_\_\_  
\_\_\_\_\_

I declare that I have examined this petition and to the best of my knowledge and belief it is true and correct.

Dated this 28 day of October, 2013.



Kris Saeger *Kris Saeger*  
(Print)  
Petitioner, *Pro se.*  
DOC# 887104, Unit C-203  
Monroe Correctional Complex  
(Street address) 16700 177th Ave.  
P.O. Box 7001  
Monroe, WA 98272