

RECEIVED  
SUPREME COURT  
STATE OF WASHINGTON  
May 27, 2015, 1:41 pm  
BY RONALD R. CARPENTER  
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IN THE SUPREME COURT  
OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,  
  
Respondent,  
  
v.  
  
JOHN P. BLACKMON,  
  
Petitioner.

91269-6  
No. ~~85129-8~~

SUPPLEMENTAL ANSWER TO PETITIONER'S  
MOTION TO STAY REVIEW

**I. IDENTITY OF MOVING PARTY**

Comes now the State of Washington, Respondent, and moves for the relief identified in Part II.

**II. STATEMENT OF RELIEF SOUGHT**

The State provides the Court with the attached May 26, 2015 letter from the Supervisor of the Snohomish County District Court, Everett Division. The State seeks an order denying Mr. Blackmon's Motion to Stay Review.

**III. FACTS**

On May 26, 2015, the Supervisor of the Snohomish County District Court, Everett Division, notified the Defendant and the State by letter that Defendant's motion to dismiss had been considered and denied by Judge Howard. The letter states that the

issues presented are moot because the district court case was dismissed on January 17, 2012, and that "jurisdiction of this matter is with the higher courts."

**I. ARGUMENT**

The arrival of the District Court's May 26, 2015 decision is the very event on which the Petitioner based his Motion to Stay Review. Now that the decision has arrived, it appears that Petitioner's Motion to Stay Review is moot.

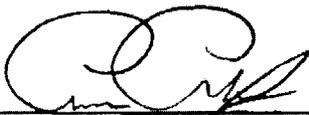
**II. CONCLUSION**

For the forgoing reasons the State asks the Court to deny the Motion to Stay Review.

Respectfully submitted on May 27, 2015.

MARK K. ROE  
Snohomish County Prosecuting Attorney

By:

  
\_\_\_\_\_  
ANDREW E. ALSDORF WSBA #35574  
Deputy Prosecuting Attorney  
Attorney for Respondent

## **Exhibit A**

**May 26, 2015 Letter from Snohomish County District Court to Mr. Blackmon**



District Court of the State of Washington  
for Snohomish County

RECEIVED

MAY 22 2015

PROSECUTING ATTORNEY  
FOR SNOHOMISH COUNTY

BY \_\_\_\_\_

JUDGES  
STEVEN M. CLOUGH  
PATRICIA LYON  
JEFFREY D. GOODWIN  
TAM T. BLI  
ANTHONY HOWARD  
DOUGLAS J. FAIR  
KRISTEN E OLBRECHTS

SNOHOMISH COUNTY COURTHOUSE  
3000 Rockefeller Avenue  
M/S #508  
Everett, WA 98201-4060  
(425) 744-6813

PRESIDING JUDGE  
BETH A. FRASER  
COURT COMMISSIONER

DIRECTOR OF COURT  
ADMINISTRATION  
ROBERT M. VELIZ

May 26, 2015

John P Blackmon - 367781  
Coyote Ridge Correction Center  
P O Box 769 HB-08-2U  
Connell, WA 99326-0769

Re: Motion to Dismiss  
Case: PC12-0134

Mr. Blackmon,

The court is in receipt of the Motion to Dismiss filed on April 27, 2015 and on April 29, 2015. The motion and file was provided to Judge Howard for review. Upon review of the file Judge Howard order the motion denied as the case has beenc dismissed from District court on January 17, 2012 and the issues presented are mute. Jurisdiction of this matter is with the higher courts.

Regards,

*Marianne Boggie*

Marianne Boggie  
Snohomish County District Court  
Everett Division Supervisor

Cc. Snohomish County Prosecutor

IN THE SUPREME COURT  
FOR THE STATE OF WASHINGTON

STATE OF WASHINGTON,

Respondent,

v.

JOHN P. BLACKMON,

Petitioner.

No. 91269-6

DECLARATION OF DOCUMENT  
FILING AND E-SERVICE

AFFIDAVIT BY CERTIFICATION:

The undersigned certifies that on the 27<sup>th</sup> day of May, 2015, affiant sent via e-mail as an attachment the following document(s) in the above-referenced cause:

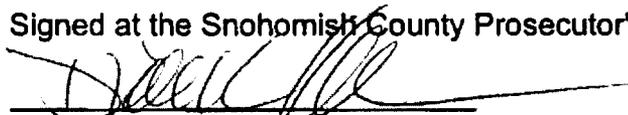
SUPPLEMENTAL ANSWER TO PETITIONER'S MOTION TO STAY REVIEW

I certify that I sent via e-mail a copy of the foregoing document to: The Supreme Court via Electronic Filing and John Henry Browne, [johnhenry@jhblawyer.com](mailto:johnhenry@jhblawyer.com); and affiant deposited in the mail of the United States of America a properly stamped and addressed envelope directed to:

JOHN PATRICK BLACKMON, DOC# 367781  
COYOTE RIDGE CORRECTIONS CENTER  
P.O. BOX 769  
CONNELL, WA 99326-0769

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Signed at the Snohomish County Prosecutor's Office this 27<sup>th</sup> day of May, 2015.

  
DIANE K. KREMENCH  
Legal Assistant/Appeals Unit  
Snohomish County Prosecutor's Office

## OFFICE RECEPTIONIST, CLERK

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**To:** Kremenich, Diane; johnhenry@jhblawyer.com  
**Subject:** RE: State v. John Blackmon

Received 5-27-2015

Supreme Court Clerk's Office

Please note that any pleading filed as an attachment to e-mail will be treated as the original. Therefore, if a filing is by e-mail attachment, it is not necessary to mail to the court the original of the document.

**From:** Kremenich, Diane [mailto:Diane.Kremenich@co.snohomish.wa.us]  
**Sent:** Wednesday, May 27, 2015 1:33 PM  
**To:** OFFICE RECEPTIONIST, CLERK; johnhenry@jhblawyer.com  
**Subject:** FW: State v. John Blackmon

Good Afternoon...

RE: State v. John P. Blackmon  
Supreme Court No. 85129-8

Please accept for filing the attached: State's Supplemental Answer to Petitioner's Motion to Stay Review

Second e-mail: I forgot the attachment.

Thanks.

Diane.

Diane K. Kremenich  
 Snohomish County Prosecuting Attorney - Criminal Division  
Legal Assistant/Appellate Unit  
Admin East, 7th Floor  
(425) 388-3501  
[Diane.Kremenich@snoco.org](mailto:Diane.Kremenich@snoco.org)

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