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SUPREME COURT
STATE OF WASHINGTON
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IN THE SUPREME COURT OF THE STATE OF WASHINGTON

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STATE OF WASHINGTON,) No. 91397-8
Respondent,)
) SUPPLEMENTAL AUTHORITY
v.) REGARDING PETITION FOR
) REVIEW
BENJAMIN THOMAS,)
Petitioner.)
_____)

COMES NOW the Petitioner, Benjamin Thomas, by and through counsel,
Kathryn Russell Selk, and upon all the files, records and proceedings herein,
submits this supplemental authority regarding his Petition for Review:

AS AN OFFICER OF THE COURT, counsel submits the following
authority:

State v. Blazina, 182 Wn.2d 827, 344 P.3d 680 (2015) (majority) (holding that the reasoning of State v. Ford, 137 Wn.2d 417, 973 P.2d 452 (1999), does not support addressing the question of whether imposition of legal financial obligations was improperly imposed without consideration of indigence under RCW 10.01.160(3) for the first time on appeal);

AND, ON MR. THOMAS' BEHALF:

Blazina, supra (majority) (holding that a challenge to the sentencing court's failure to comply with RCW 10.01.160(3) is "ripe" on direct appeal and need not wait until collection efforts by the State; granting relief despite the failure to object at sentencing after finding that our state's system of legal financial obligations suffers from unfairness, racial bias and inequity; further holding that a trial court "has a statutory obligation to make an individualized inquiry into a defendant's current and future ability to pay before the court imposes LFOs[;]" rejecting the "boilerplate" clause on "ability to pay legal financial obligations" and instead finding that the statute requires "that the court must do more than sign a judgment and sentence with boilerplate language stating that it engaged in the required inquiry").



RESPECTFULLY SUBMITTED this 6th day of July, 2015.

/s/ Kathryn Russell Selk
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Seattle, Washington 98103
(206) 782-3353

CERTIFICATE / DECLARATION OF SERVICE BY MAILING/EFILING

I certify that I mailed a copy of the above Supplemental Statement to the following parties by depositing same in the United States Mail, first class postage pre-paid, at the following names and addresses and via email as follows:

Opposing counsel via Pierce County Prosecutor's Office official service address,
pcpatcecf@co.pierce.wa.us,

Mr. Benjamin Thomas, 236 South 152nd St., # 305, Burien, WA. 98148.

DATED this 6th day of July, 2015.

/s/ Kathryn Russell Selk
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