

COURT OF APPEALS
DIVISION ONE
OF THE STATE OF WASHINGTON

STATE OF WASHINGTON)

Respondent,)

v.)

No. 72812-1-I

Frederick J. Williams
(your name)

STATEMENT OF ADDITIONAL
GROUNDS FOR REVIEW

Appellant.)

I, Frederick J. Williams, have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional grounds for Review when my appeal is considered on the merits.

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DIVISION ONE
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ER 404(b) Additional Ground 1

The Court Abused its Discretion by allowing the brother Don Williams testimony to the Jury, "under ER 404(b) and ER 403 and ER 402". The Court must do a proper analysis to enter in evidence of a past. But here the court didn't even try to do any analysis or to get in a past conviction they just went around the 404(b), by simply to use the brother's testimony, which was stated, "I couldn't be left alone with the kids to cover my butt" which goes simply to "taint" the jury's mind and to influence the jury into thinking that I have a past. Because what else could you get from that statement, and which simply asks the question "why" I can't be alone with the kids, and that just simply implies a past. Plus the fact to cover my butt together with can't be alone most certainly states a past. If it doesn't state it as clear as just saying I have a past, it should have been decided under ER 403 and ER 402 to make sure its not going to influence the jury. We should have limit instruction to state to the jury how to view the testimony at the very least we ask this court to reverse.

Statement of Additional Grounds

Witness Exclusion: Additional Ground 2

the state using phone calls not in as evidence to keep out A witness. See Miller v. Pate 386 U.S. 1 87 Sct 785, 17 L. Ed. 2d 690 (1967) quoting: "the courts over 70 years ago held that the 14th Amendment cannot tolerate A state conviction obtained by the known use of false evidence." The prosecutor entered the phone call by neither a offer of proof nor as evidence, but just simply said she said something incriminating and the judge abused its discretion to exclude an important witness. isn't clearly the Jurys Job to decide if the witnesses are credible or for a witness to be impeached. But with A case that Hinged on state witness credibility that had conflicting testimony the state used this as false evidence to make sure that a valuable witness would be excluded. the court only allowed her to testify about dates and pressured her into not saying anymore. Which makes this a Land side without the defense witness. and isn't a harmless error. See Attached Affidavit. pgs. 1-3 and Declaration

~~Conclusion~~
Conclusion

For the Additional Grounds stated above Mr. Frederick Williams Respectfully Request that this court will Reverse the Judgment of the Trial court.

If there are additional grounds, a brief summary is attached to this statement.

Date: _____

Signature: Shed Williams

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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF _____

STATE OF WASHINGTON) NO. 27194-4-1
County of Clallam) ss. PERSONAL AFFIDAVIT
_____)

- 1. I am the person in the above entitled action and make this affidavit based on personal knowledge.
- 2. I am over the age of eighteen years. I am competent to be a witness therein.

3. Upon oath, says: Don Williams stated that Fred Deal
laundry at his house when in fact Deal had his
laundry at my house until the time I moved then he
was going to a laundry mat. Margaret stated that
she went to Fred's house to get money when Fred
didn't own any money and Margaret's family has
hundreds. Donald Williams called me to tell me
to get Fred out of town when he heard what
his daughter was saying about Fred. Don told
me that Elizabeth had all the time and could
not be believed. I say that Fred had some money
to Elizabeth when the fact Fred had no money and
Elizabeth's parent told me that he was getting the money
from Fred. I have plenty of proof to back up

1 To much to put down. Fred did not do
2 this and the prosecutor made it seem like
3 I was a low level hoodlum record, that
4 was from over 20 years ago.

SUBSCRIBED AND SWORN TO ME ON THIS 21st DAY OF Feb., 2012

Linda S. Hilton
Signature of Affiant

Linda S. Hilton
Typed Name of Affiant

STATE OF Washington)
COUNTY OF Skagit) SS.

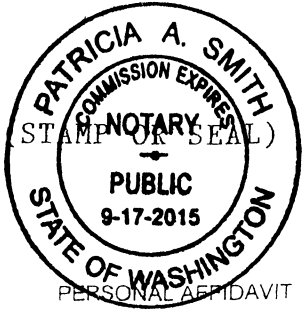
On the 21 day of Feb, 2012, the above did appear before me, and known by me to be the person herein, and did sign and execute this instrument of his own free will.

DATED: Feb 21, 2012

Patricia A. Smith
Signature

Notary Public
TITLE

Sept 21, 2012
Appointment Expires



SUPERIOR COURT OF WASHINGTON
COUNTY

STATE OF WASHINGTON

Plaintiff

No.

v.

DECLARATION

Defendant

The undersigned hereby declares the following to be true: my name is: Linda Hillon

I reside at 741 Southern Ave, Everett WA 98204. The

following is my statement: I was not allowed to testify on
behalf of Frederick James Wilbur, as I am able
to establish a lot of the testimony given on behalf
of the state.

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I hereby declare, under penalty of perjury, under the laws of the State of Washington, that the foregoing is true and correct to the best of my knowledge. Executed this date: 2/20/12

In Sitka, Alaska Washington.

Linda Hillon
Signature of Declarant

Declaration of Service

I, Frederick J. Williams, declare under the penalty of perjury that on the 9-29 day of ~~September~~^{September}, 2015 I deposited the following documents:

1. Statements of Additional Grounds for Review
2. Attached personal Affidavit
3. Declaration of Service

or a true copy thereof, in the internal mail system, and made arrangements for copies and postage, an addressed as follows:

To: Jeffrey D. Sawyer
Whatcom County prosecutor office
311 Grand Ave ste 201
Bellingham, wa. 98225-4038

To: Oliver R. Davis
Washington Appellate Project
Melbourne Tower
1511 Third Avenue, Ste 701
Seattle, wa. 98101

To: Court of Appeals
Division 1
600 university st
Seattle, wa. 98101-4170

Declared under penalty of perjury under the laws of the State of Washington, that the foregoing is true and correct.

Dated at clallam county Washington this: 9-29-15

Frederick Williams
Notary Public for the State of Washington