

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,

Respondent,

v.

MICAH PATLAN SNYDER,

Appellant.

No. 82564-0-I

DIVISION ONE

UNPUBLISHED OPINION

PER CURIAM — Micah Snyder appeals his convictions for two counts of third degree domestic violence assault. He contends, and the State concedes, that the portion of his judgment and sentence ordering him to provide a DNA¹ sample should be stricken because he had already provided a sample pursuant to prior felony convictions. RCW 43.43.754(4) (“If the Washington state patrol crime laboratory already has a DNA sample from an individual for a qualifying offense, a subsequent submission is not required to be submitted.”); State v. Houck, 9 Wn. App. 2d 636, 651 n.4, 446 P.3d 646 (2019); State v. Van Wolvelaere, 8 Wn. App. 2d 705, 710, 440 P.3d 1005 (2019).

We accept the State’s concession and remand to the trial court for a ministerial order striking the order to submit a DNA sample.

¹ Deoxyribonucleic acid.

No. 82564-0-1/2

Remanded with instructions.

Coburn, J.

WE CONCUR:

Andrus, A.C.J.

Mann, C.J.