

COURT OF APPEALS
 DIVISION TWO
 OF THE STATE OF WASHINGTON

FILED
 COURT OF APPEALS

STATE OF WASHINGTON)
)
 Respondent,)
)
 v.)
)
GENE JONES,)
)
 Appellant.)

06 DEC 11 10:06
 BY *[Signature]*

No. 34414-9-II

STATEMENT OF ADDITIONAL
 GROUNDS FOR REVIEW

I, GENE R JONES, 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.

Additional Ground 1

I HAVE PICTURES OF MY ROOM AND EVERYTHING PLUS THE
SUPPOSED BACK BACK THAT HAD MY I.D. & \$900.00 DOLLARS
CURRENCY WHICH THEY STATED AS DRUG MONEY THAT HAD
A RECEIPT WITH MY AUNTIES NAME WITH IT BECAUSE SHE CASHED
IT AT MONEY TREE AND THEY DIDNT HAVE ENOUGH FUNDS TO COVER
THE AMOUNT

Additional Ground 2

I WROTE EVERYTHING ON PAPER

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

Date: 11-26-06

CERTIFICATE OF SERVICE

I certify that I mailed _____
 copies of SAF
 to B. Sutton
 Date 12-5-06 Signed [Signature]

Signature: *Gene R Jones*

ADDITIONAL GROUNDS 1

HELLO, MY NAME IS GENE R. JONES JR. AND I HAVE A FEW THINGS THAT I THOUGHT WEREN'T BROUGHT UP IN MY COURT TRIAL...

I HAVE PHOTOS OF OUR ROOM THAT WESTNET HAD TAKEN, PLUS THE SUPPOSED BACK PACK THAT WAS MY GIRLFRIENDS PURSE. WHICH THEY STATED WAS MY BACK PACK, BECAUSE IT HAD MY EXPIRED I.D. IN IT WITH A LUMP SUM OF MONEY WHICH THEY AGAIN STATED AS DRUG MONEY, THAT WAS \$900.00 DOLLARS WHICH HAD A RECEIPT WITH IT FROM MONEY TREE THAT HAD MY AUNTIE PATRICIA A. JONES NAME ON IT! BECAUSE MONEY TREE DIDNT HAVE THE EFFICIENT FUNDS TO COVER THE WHOLE AMOUNT OF THE CHECK. SO MY AUNTIE HAD TO GO BACK TO MONEY TREE THE NEXT DAY TO PICK UP THE REMAINING AMOUNT. THE REASON WE HAD HER MONEY IS BECAUSE WE DROPPED HER OFF AT CLEARWATER CASINO AND SHE DIDNT WANT TO TAKE THE WHOLE AMOUNT WITH HER, THAT WAS THE NIGHT PRIOR TO US GETTING RAIDED BY WESTNET, ALSO I HAD NO PRIOR FELONY HISTORY OR RECORD OF ANY, EXCEPT A PARAPHRASIA CHARGE BACK IN 95, BUT I COULD BE AROUND FIREARMS CAUSE I WASNT A

FELCU, THE PROSECUTOR CAME OFF TO THE JURY THAT I WAS A DRUG DEALER AND MY TOOLS OF TRADE WERE DRUGS AND SCALES & SCALES, WHICH IS WRONG. MY TOOLS OF TRADE REVOLVE AROUND ASPHALT, CAUSE THATS MY JOB AND MY TOOLS OF TRADE ARE A DUMP TRUCK, A LAYTON BOX & A COMPANY TRUCK WITH SHOVELS & RAKES AND OTHER MISCELLANEOUS TOOLS FOR PREPERATION FOR OUR JOB ALSO A ROLLER WHICH I CAN OPERATE ON THE JOB.

MY GIRL FRIEND MAGDALENA T TURIZIETA HAS HAD 3 CONTROLLED BUYS DONE ON HER WHICH SHE HAS PLEAD GUILTY FOR AND SERVED FOURTEEN MONTHS IN PRISON.

THATS WHAT THE SEARCH WARRANT WAS ISSUED FOR. I HAVE PAPER WORK FOR THESE CONTROLLED BUYS AND THE TIME AND THE AMOUNT AND THE PLACE WHERE IT TOOK PLACE!

WHICH I WAS NEVER AROUND WHEN THESE CONTROLLED BUYS TOOK PLACE, CAUSE I WAS OUT ON THE JOB WORK WORKING ASPHALT!

ANOTHER THING THAT WAS NEVER BROUGHT UP IN COURT IS? THEY TALK ABOUT THE PROPERTY WITH TRAILERS AND WOOD STRUCTURES I HAVE PHOTOS OF ALL THE OUT BUILDINGS ON THE PROPERTY. BUT THE PROPERTY IS DIVIDED IN 2 SEPERATE PORSIONS, WHICH OWE HALF

OF THE PROPERTY BELONGS TO ARNOLD LUND WHICH IS MAGDALENA'S TURRIETA'S GRANDFATHER AND THE OTHER HALF BELONGS TO MAGDALENA'S FATHER, RAUL TURRIETA BOTH PROPERTY'S HAVE DIFFERENT ADDRESSES. WE WERE ARRESTED IN MY GIRLFRIENDS, GRANDFATHERS HOUSE WHICH IS 6458 GEWEGA ST. IN SUQUAMISH, WA. THEY ALSO STATED THAT THERE WAS A LOADED RIFLE IN OUR ROOM WITH ONE .22 ROUND IN THE CHAMBER, BUT THERE WAS NO CLIP FOR THE RIFLE? I STILL HAVE THE CLIP FOR MY RIFLE AT MY HOUSE. THEY WENT NET TOOK PHOTOS OF EVERYTHING! BUT NO PHOTOS OF WHERE THE GUNS WERE LOCATED, ALL THE GUNS WERE IN MY CLOSET WHICH IS 9 TO 10 FEET FROM MY BED OR WHERE I WAS ARRESTED. I UN-LOCKED THE DOOR FOR THE SWAT TEAM AND WAS FORCED AT GUN POINT TO LAY DOWN ON THE MATTRESS, WHICH THEY NOW CHARGE ME WITH POSSESSION WITH INTENT TO DELIVER & MANUFACTURE, WHEN I WAS FORCED TO LAY DOWN ON THE MATTRESS, THATS WHAT PUT ME IN CLOSE PROXIMITY OF ALL EVIDENCE, WHICH THEY ARE MAKING ME GUILTY OF! IN THE PICTURES THAT I HAVE, YOU CAN PLAINLY SEE THAT OUR ROOM WAS FULL OF CLUTTER AND THAT I WOULD HAVE TO CRAWL OVER A PILE OF DEBRIS TO GET TO THE FIREARMS

IF I WAS GOING TO USE THEM IN THE SCENE OF THE CRIME! ALSO THEY NEVER MENTIONED THE WEAPON THAT THEY CHARGED ME WITH WAS ~~IN~~ OPERATABLE, IT HAS NO FIRING PINS AND NO STOCK. I ASKED MY ATTORNEY ABOUT THE CONFIDENTIAL INFORMANT, IF HE OR SHE HAD A CRIMINAL HISTORY? BUT HE TOLD ME THAT IT WASNT PART OF MY CASE. I WANTED TO KNOW THE BACK GROUND STATUS ON THE INFORMANT IF HE OR SHE WAS EVER CONVICTED OF ANY FELONIES OR DRUG CHARGES OR IF THEY HAD ANY CRIMINAL HISTORY, BUT MY LAWYER WOULDNT BRING ANY OF THAT UP TO THE COURTS, I BELIEVE I HAD INEFFECTIVE ASSISTANCE ON MY BEHALF. WHEN WE WERE IN COURT MY ATTORNEY ASKED WESTWEST WHERE I WAS WHEN THEY ARRESTED ME? AND HE COULDNT TELL THEM, THEN MY ATTORNEY JACOB MURPHY ASKED IF I HAD ANYTHING IN MY POSSESSION WHEN I WAS ARRESTED AND HE COULDNT ANSWER THAT EITHER, BECAUSE HE DIDNT KNOW WHERE I WAS WHEN ALL THIS WENT DOWN. WHICH I HAD NOTHING IN MY POSSESSION AT THE TIME OF THE EXECUTION OF THE SEARCH WARRANT, ALL I HAD WAS A PAIR OF BLACK SWEATS & A PAIR OF WORK BOOTS WHICH THE COPS BROUGHT^{TO} ME AFTER I WAS ARRESTED AND PUT IN THE PATROL CAR.

ENCLOSED WITH THIS IS THE PHOTOS OF THE THINGS THAT I THOUGHT WOULD HELP ME OUT SORRY THE PHOTOS ARENT THE BEST BUT THATS WEST NET FOR YOU. ON THE PHOTOS I WROTE SOME DETAILS OF WHERE THINGS ARE. PLUS THE PURSE THEY SAID WAS A BACK PACK AND A PHOTO OF THE RECEIPT FOR THE CHECK WITH MY AUNTIE'S NAME ON IT. AND SOME PHOTOS OF THE UPPER PROPERTY WHICH BELONGS TO MAGDALENA'S GRANDFATHER AND THE LOWER PROPERTY WHICH BELONGS TO MAGDALENA'S DAD. BUT THEY BOTH HAVE 2 DIFFERENT ADDRESSES. I WANT TO THANK YOU FOR YOUR TIME!

Sincerely Your

Gene R. Jones Jr.
Gene R. Jones Jr.

MAGDALENA'S CONTROLLED BUYS & TIMES
& DATES

WEST SOUND NARCOTICS ENFORCEMENT TEAM

Kitsap County Sheriff's Office
614 Division Street, MS-37
Port Orchard, Washington 98366
(360) 337-7064

PROBABLE CAUSE STATEMENT

Suspect's Name: Turrieta, Magdalena T.
Date of Birth: [REDACTED]
Date of Arrest: 4-25-2005
Time of Arrest: 0945 hrs.
Place of Arrest: [REDACTED] Geneva Street, Suquamish, Washington

First Charge: Delivery of a Controlled Substance- Methamphetamine
Date of Crime: 3-24-2005 **Time:** 1200 hrs.
WestNET #: W05-045 **Evidence #:** K05-003505

Second Charge: Delivery of a Controlled Substance- Methamphetamine
Date of Crime: 4-1-2005 **Time:** 1100 hrs.
WestNET #: W05-045 **Evidence #:** K05-003505

Third Charge: Delivery of a Controlled Substance- Methamphetamine
Date of Crime: 4-18-2005 **Time:** 1215 hrs.
WestNET #: W05-045 **Evidence #:** K05-003505

Fourth Charge: Possession of a Controlled Substance W/Intent- Methamphetamine
Date of Crime: 4-25-2005 **Time:** 0945 hrs.
WestNET #: W05-045 **Evidence #:** K05-003505

Fifth Charge: Possession of a Controlled Substance W/Intent- Marihuana
Date of Crime: 4-25-2005 **Time:** 0945 hrs.
WestNET #: W05-045 **Evidence #:** K05-003505

Details:

On March 24, 2005 at about 1200 hours, a confidential police operative made a controlled purchase of 1/8th ounce of methamphetamine from Magdalena T. Turrieta [REDACTED]. The controlled delivery took place at [REDACTED] Geneva Street in Suquamish, Washington. The methamphetamine field tested presumptive positive for methamphetamine and weighed 2.3 grams.

On April 1, 2005 at about 1100 hours, a confidential police operative made a controlled purchase of 1/8th ounce of methamphetamine from Magdalena T. Turrieta [REDACTED]. The

**WEST SOUND NARCOTICS
O R I G I N A L
E N F O R C E M E N T T E A M**

controlled delivery took place at [REDACTED] Geneva Street in Suquamish, Washington. The methamphetamine field tested presumptive positive for methamphetamine and weighed 2.9 grams.

On April 18, 2005 at about 1215 hours, a confidential police operative made a controlled purchase of 1/16th ounce of methamphetamine from Magdalena T. Turrieta [REDACTED]. The controlled delivery took place at [REDACTED] Geneva Street in Suquamish, Washington. The methamphetamine field tested presumptive positive for methamphetamine and weighed 1.3 grams.

During the execution of a search warrant at [REDACTED] Geneva Street in Suquamish, Washington (Ms. Turrieta's residence) the following items were discovered in Ms. Turrieta's bedroom: 14.7 grams of white crystals which field tested positive for methamphetamine, 37 grams of marijuana which was packaged in three separate baggies and also in a plastic container, three (3) digital scales, \$900.00 in US currency, a loaded rifle and several unloaded long guns, a night vision scope, a hand-held police scanner, some small ziplock baggies & various drug paraphernalia, and a video surveillance system.

If you have any questions, please feel free to contact me at my office (360) 337-7064.

I certify (declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct. (RCW 9A.72.085)



Written By: Detective Weiss #812 **Date:** 4/25/2005 **Place:** Kitsap County, WA

Approved By: Detective Sgt. Drake WSP #122

WEST SOUND NARCOTICS
O R I G I N A L
E N F O R C E M E N T T E A M

KITSAP COUNTY SHERIFF'S OFFICE

614 DIVISION STREET
 PORT ORCHARD, WA 98366
 (360) 337-7101

GENERAL REPORT

Criminal
 Arrest
 Incident
 Traffic

records use

D

Disclosure Info:
 OK to disclose
 DO NOT disclose

Suspect:
 JV
 Adult

Sequential #

COMPLAINT DATA

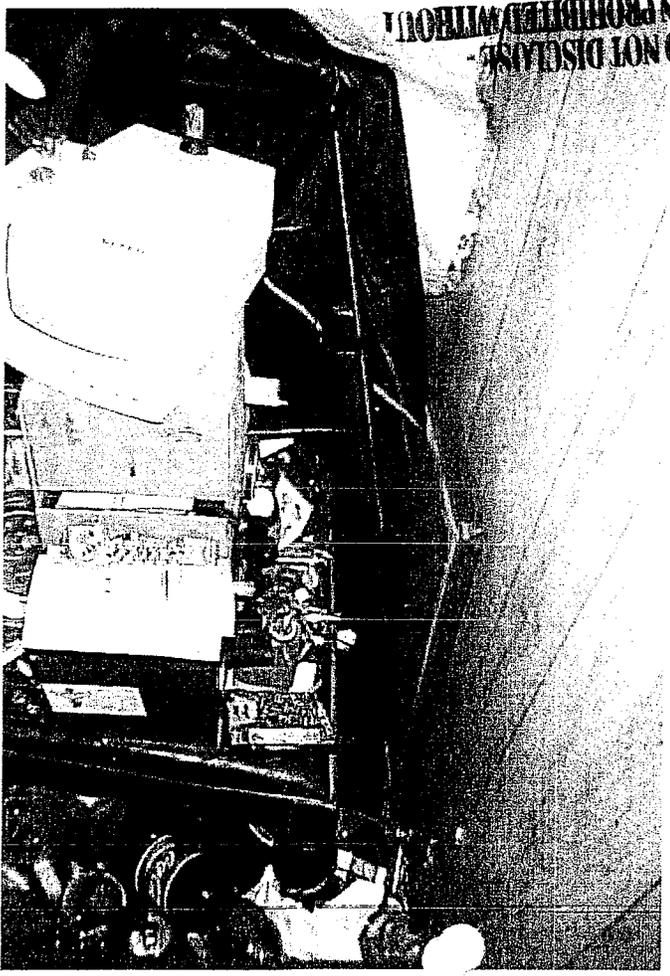
REPORT CONT.		THEFT INVENTORY		IMPOUND		PEOPLE CONT		VEH. THFT. RPT		PROP. RPT.		
RPT. DATE	3-29-05			TYPE 1)	VUCSA			REPORT #1)	K05-003565			
RPT. TIME	0900			2)				2)	W05-045			
DATE OCCURED	3-24-05			3)				3)				
TIME OCCURED	1200			OFFCR. NAME and #	W05SS #812			OFFCR. SIGNATURE	[Signature]			
INCIDENT LOCATION	ZONE	DIST.	STREET #		DIR.	STREET NAME		TYPE	APT. #			
PRIMARY STREET			[Redacted]			GENEVA ST.						
CROSS STREET						BROCKTON						
STRUCTURE OCCUPIED: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>				FORCE USED: YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>								
COMP. TKR.	DISPATCHER	RECEIVED	DISPT.	ARRV.	CLRD.	BKUP. UNIT						
CODE	C (Complaint)	V (Victim)	VB (Victim Business)	W (Witness)	O (Other)							
Code	NAME: last	first	middle initial	Race/Sex	DOB	Home Phone						
[Redacted]												
ADDRESS: street	[Redacted]			state	zip	Place of Employment/School			Business Phone			
Code	NAME: last	first	middle initial	Race/Sex	DOB	Home Phone						
[Redacted]												
ADDRESS: street	[Redacted]			city	state	zip	Place of Employment/School			Business Phone		
CODE	A (Arrest)	S (Suspect)	R (Runaway)	MP (Missing Person)	M (Military)	MD (Military Dependent)	O (Other)					
Code	NAME: last	first	middle initial	Race/Sex	DOB	Home Phone						
S	Turrieta, Magdalena			T	W/F	[Redacted]						
ADDRESS: street	6458 Geneva St, Sulphur WA			city	state	zip	Place of Employment/School			Business Phone		
Relation to Victim	Height	Weight/Bld.	Hair	Eyes	Description, AKA's							
	5-8	130	BRO	BRO								
Vehicle Description												
<input type="checkbox"/> BOOKED NUMBER CHARGE: <input type="checkbox"/> CITED												
CONDENSED NARRATIVE: SUSPECT IN controlled delivery of METHAMPHETAMINE WESTNET CASE												
OFFENSE DATA — Scoring: Victims <input type="checkbox"/> Offenders <input type="checkbox"/> Desires Pros.: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Insured: Yes <input type="checkbox"/> No <input type="checkbox"/>												
Type	Point of Entry			Exit								
Method of Entry						Tool Used						
Posed as						MAY 24 2005						
Weapon code 1) 2) Copy 3b												
Susp. in Custody: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Susp. Known: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		Susp. Descr.: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		Veh. in Custody: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		Veh. Loc.				
Unique Veh. ID: Yes <input type="checkbox"/> No <input type="checkbox"/>		Gnr. Veh. Descr. Yes <input type="checkbox"/> No <input type="checkbox"/>		Wit. to Crime: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Uniq. MO Pattern: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>						
Evid.: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		Trcbl. Stn. Prop.: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Proc. by		Photo		Evid. Otr.		Det. Assgn. 812		
Case Stat <input type="checkbox"/>		Stat Date		Cls'd By		Time MTD		Time YTD				
Apprv. by RFD #122		Followup copy to: <input type="checkbox"/> Dets		<input type="checkbox"/> Line		<input type="checkbox"/> Pros. Atty. 7/7/05		<input type="checkbox"/> Juv.		<input type="checkbox"/> Other WESTNET #W05-045		
Date 3-29-05												
Date / Init.		Date / Init.										

005-045

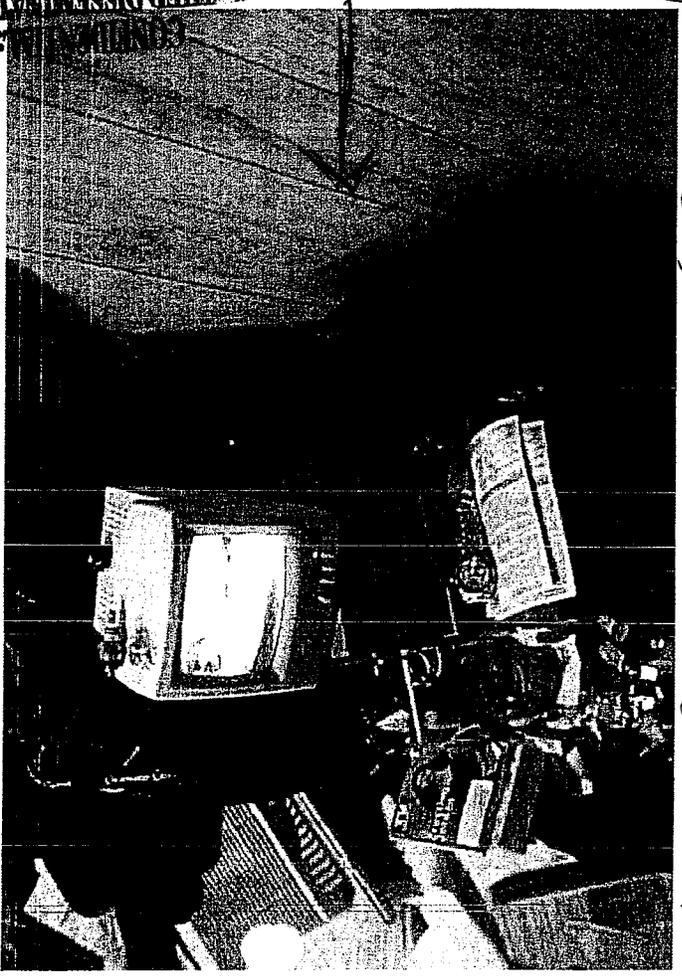
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MAGDALENA'S PURSE WITHIN THE
SPY WAS MY BACK PACK

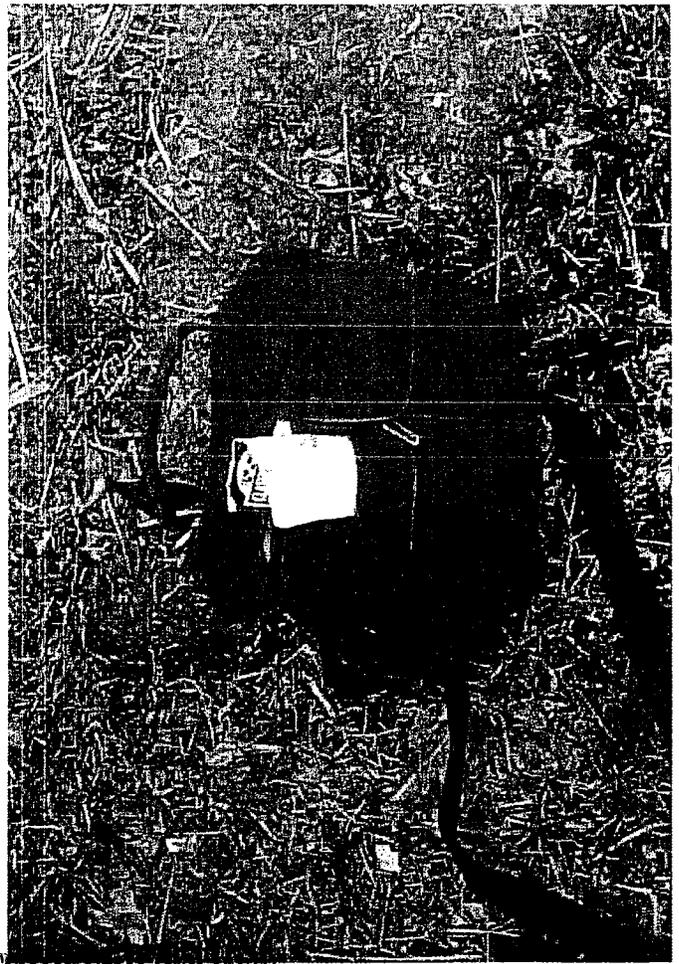
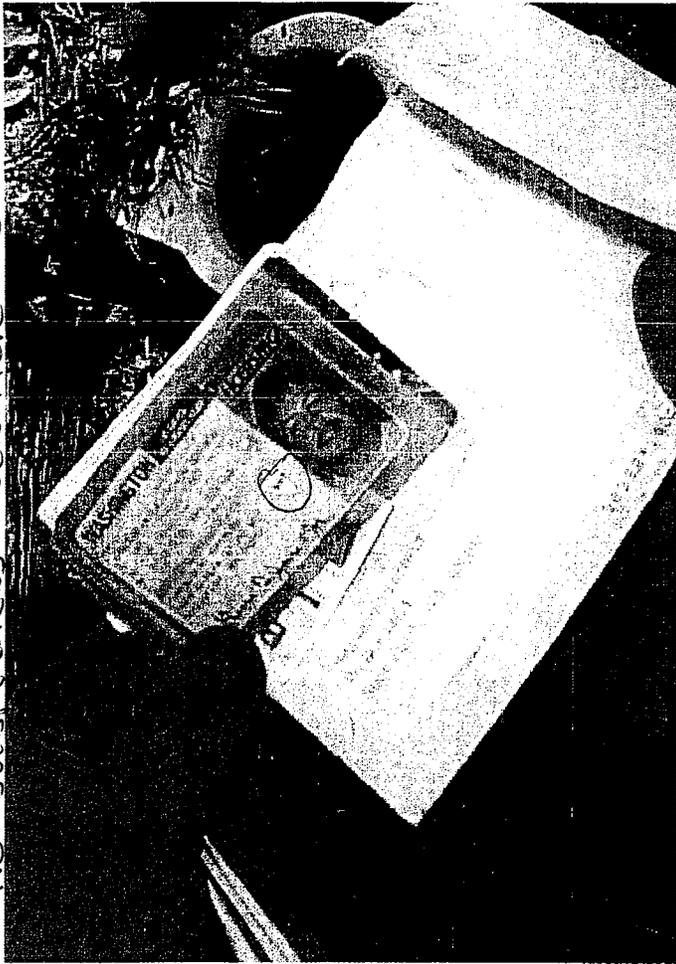


THEIR DISSEMINATION PROHIBITED WITHOUT
WRITTEN PERMISSION FROM THE
ATTAP CONTINUES



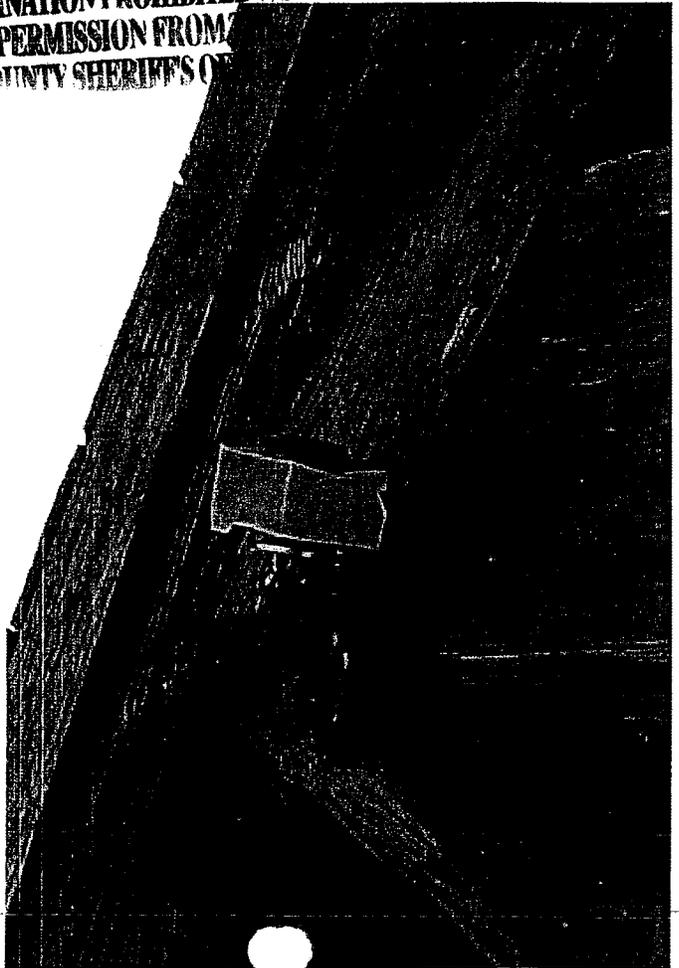
THE .22 RIFLE WAS LAYING BEHIND
ALL THIS MESS IT WASNT LEARNING
ON THE CHAIR IT WAS DOWN ON THE
FLOOR

MY I.D. THATS EXPRED WHICH WAS
IN SUSPECTED BACKPACK OR PURSE



SUSPECTED BACK PACK WHICH IS
MAGDALENAS PURSE THAT HAD MY
I.D. IN IT.

CONFIDENTIAL DO NOT DISCLOSE
OTHER DISSEMINATION PROHIBITED WITHOUT
WRITTEN PERMISSION FROM
KERSAW COUNTY SHERIFFS OFFICE



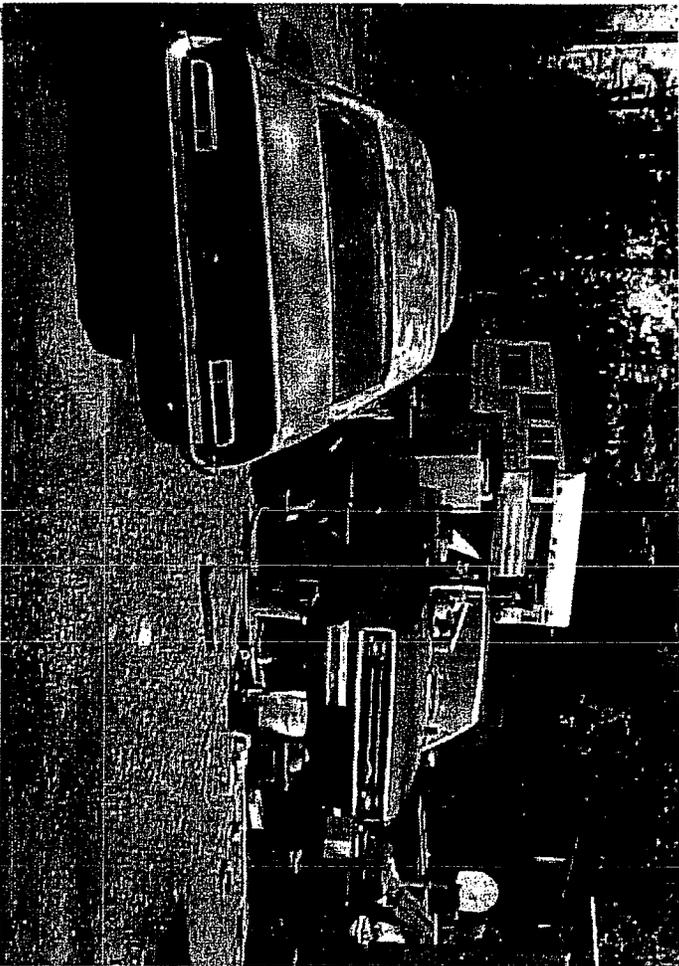
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X GRAND FATHERS HOUSE

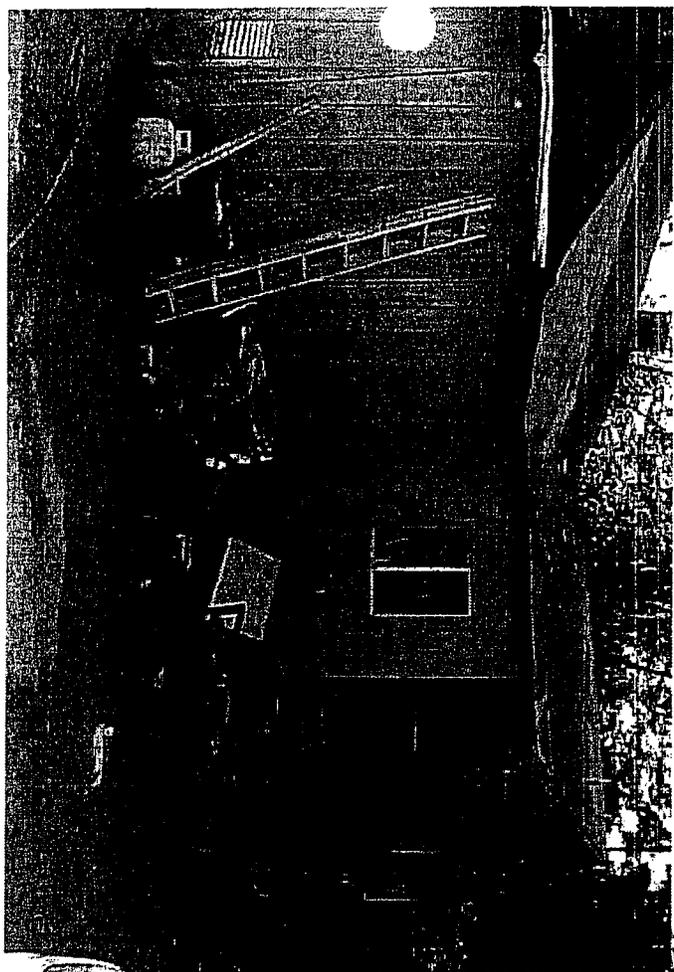


X GRAND FATHERS HOUSE

X GRAND FATHER STERN CAMPER

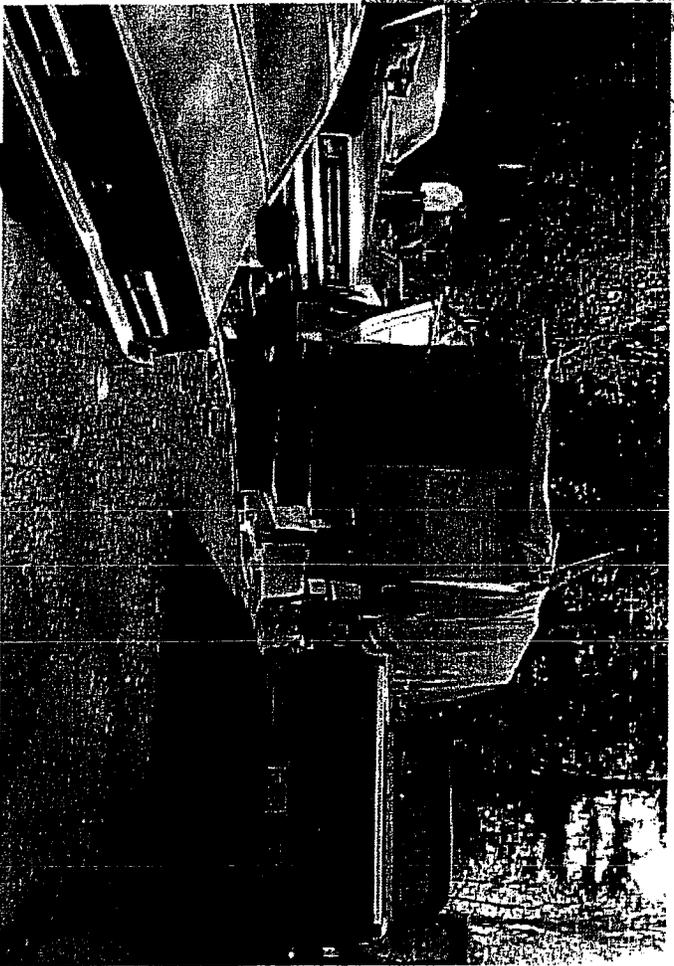


X GRAND FATHERS CAMPER



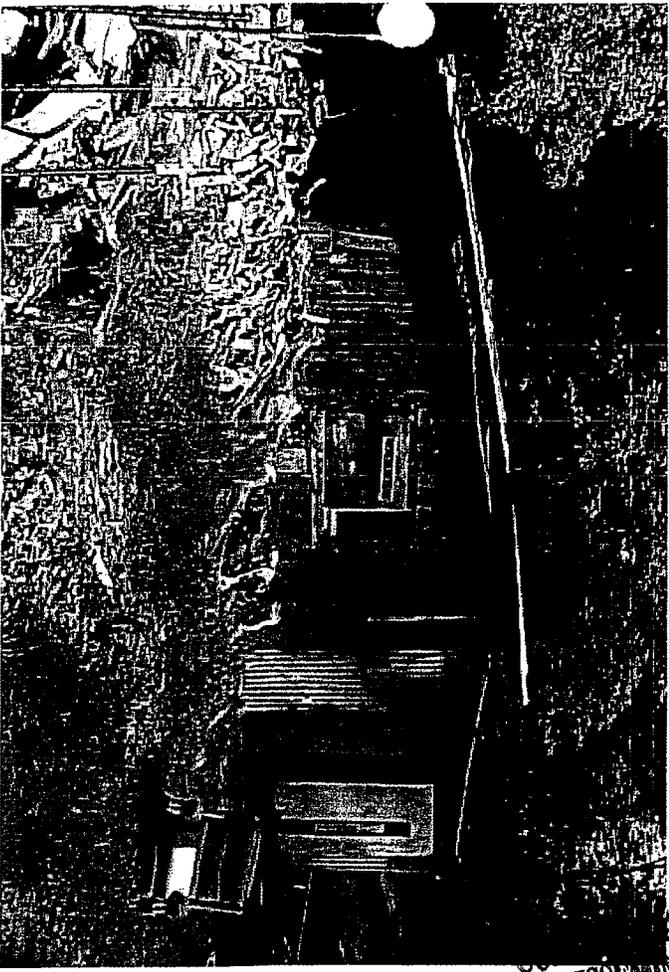
X MAGDALENA'S BUILDINGS

GRAND FATHERS HOUSE & PROPERTY AND OUT

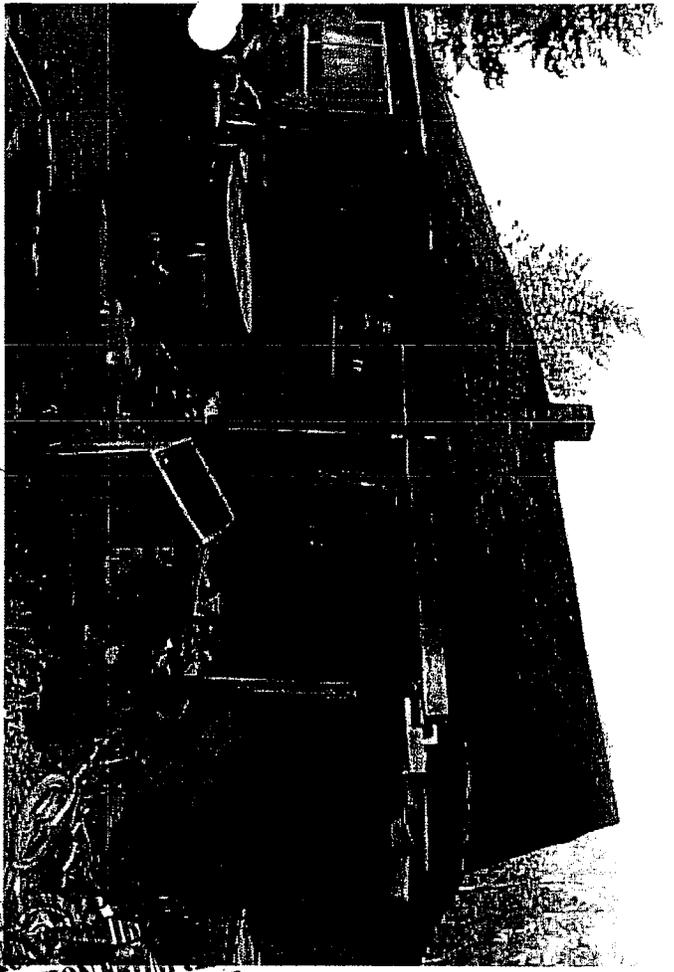


THEIR DISSEMINATION PROHIBITED WITHOUT

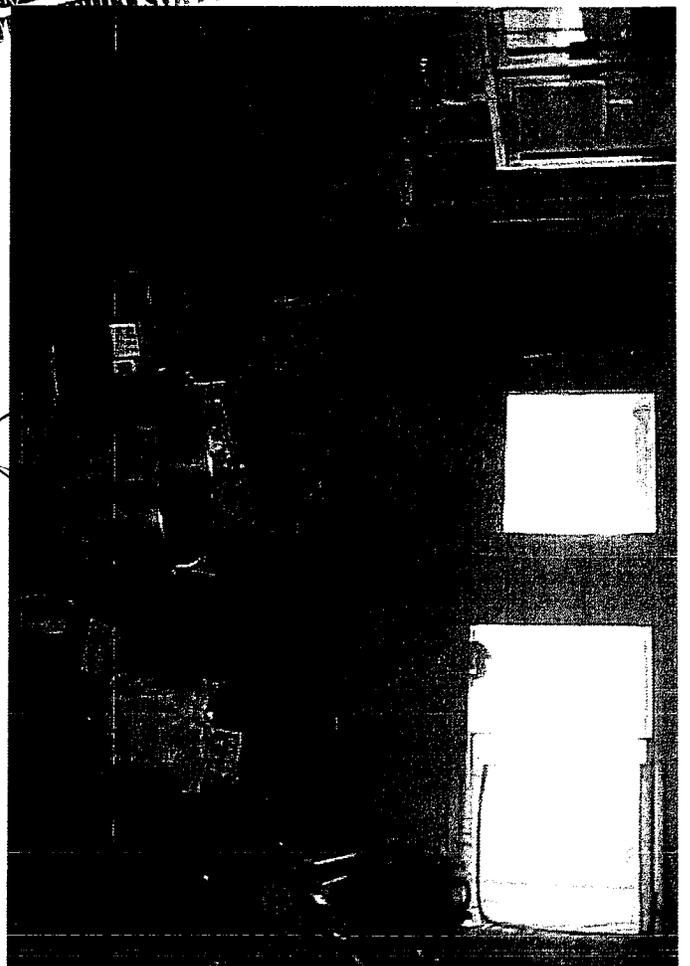
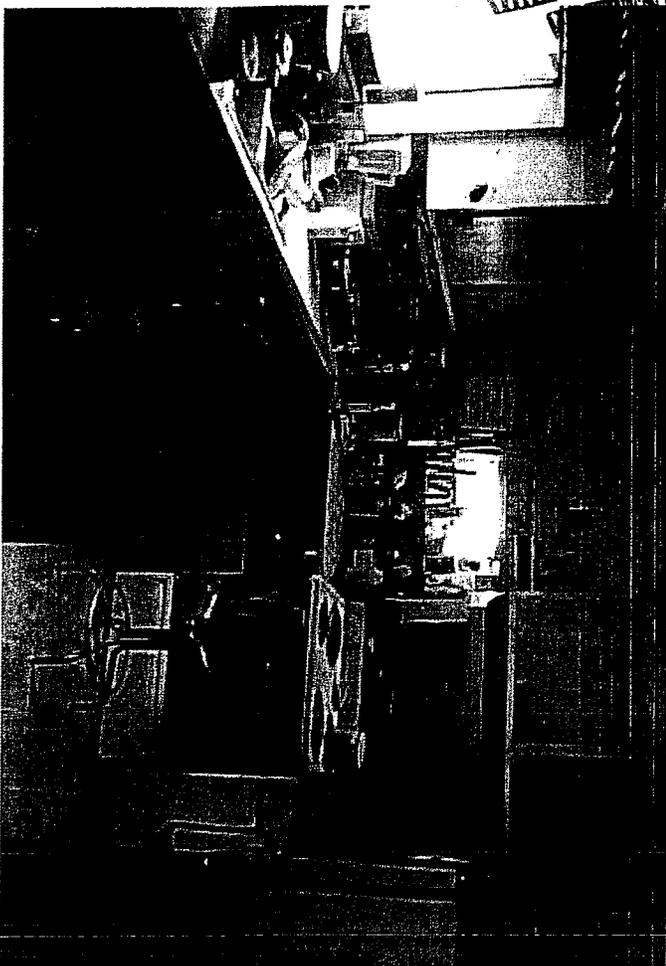
GRAND FATHERS GARAGE



GRAND FATHERS HOUSE



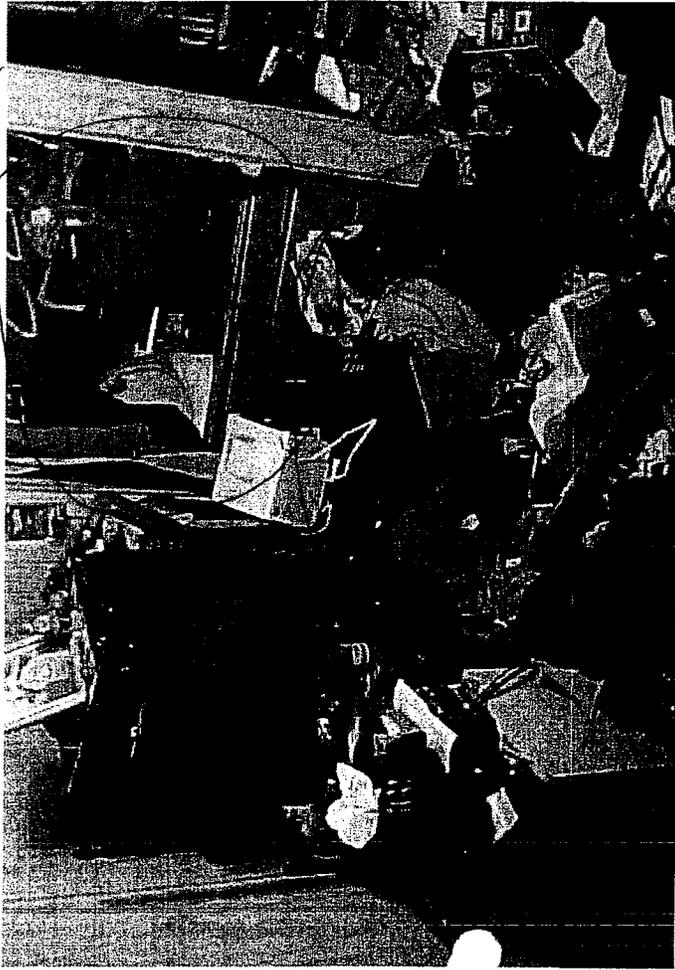
NO OTHER DISSEMINATION WITHOUT PERMISSION FROM THE FBI LABORATORY OFFICE



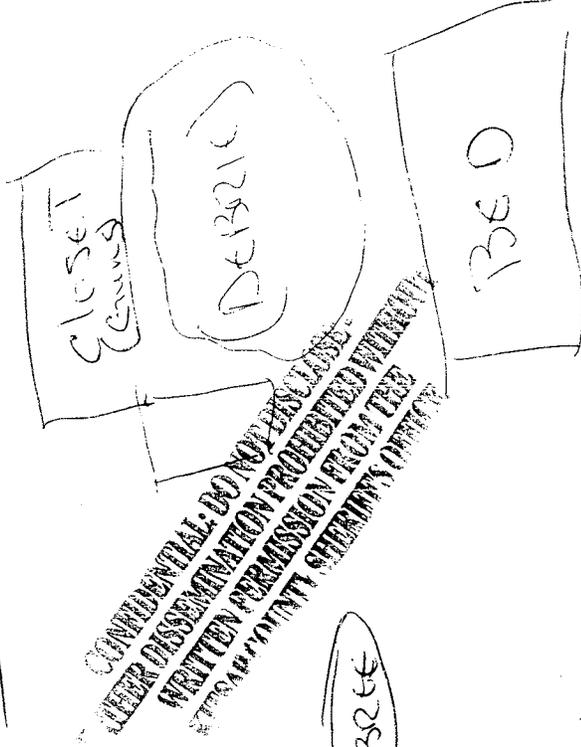
X

f

HERE'S MY CLOSET WHERE THE FIREARMS ARE



OUR ROOM



Y



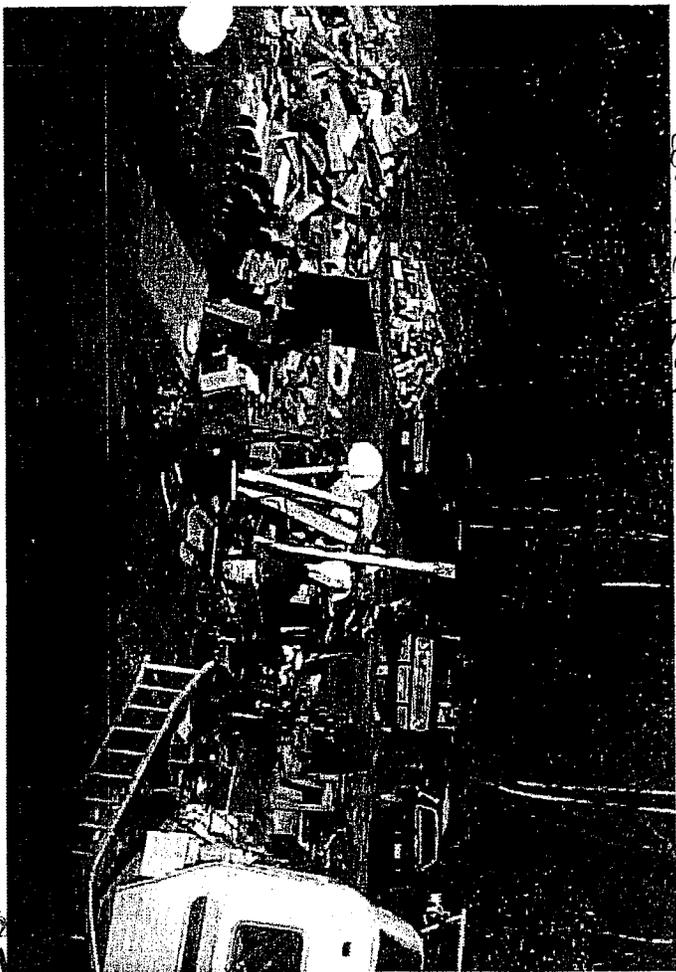
THIS IS ALL THE DEBRIS THAT I WOULD HAVE HAD TO CRAWL OVER TO GET TO THE FIREARMS!

X

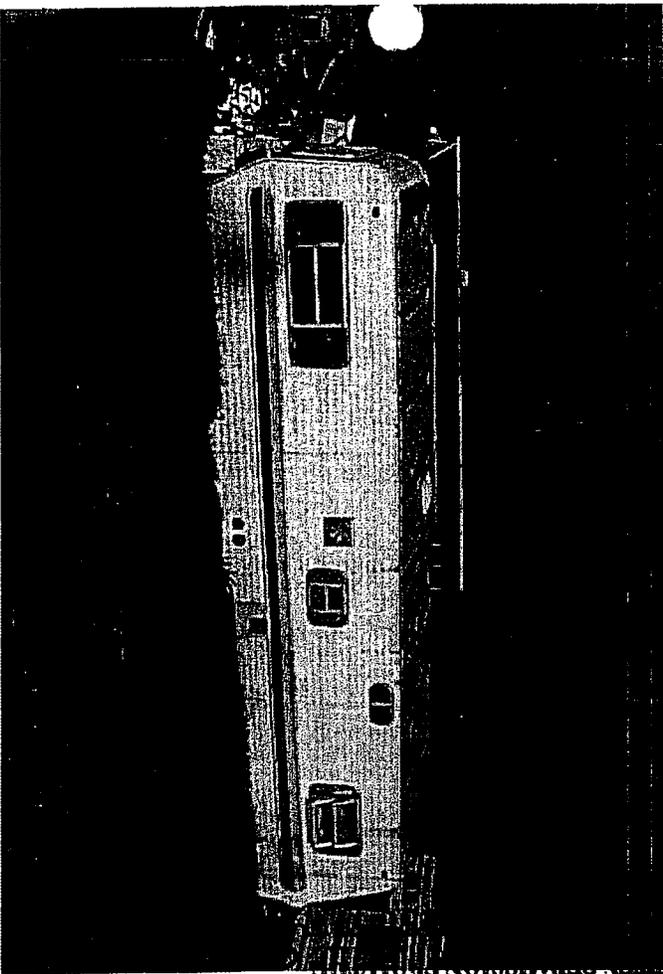


GENE & MAGDALENA'S BEDROOM
HERE'S MY BED

MAGDALENA'S FATHERS RAUL TURRIAS
LOWER PROPERTLY



OTHER DISSEMINATION PROHIBITED WITHOUT



MAGDALENA'S FATHERS RAUL TURRIAS
PROPERTLY LOWER PROPERTLY



MAGDALENA'S GRAND FATHERS
HOUSE UPPER PROPERTLY
6458 GENEVA STREET

NEGOTIABLE PROMISSORY NOTE

April 23rd 2005

This Note represents the proceeds of a negotiable item (the "Item") presented by Customer to Moneytree on this date, and is subject to any necessary verification of the Item by Moneytree

Moneytree promises to pay:

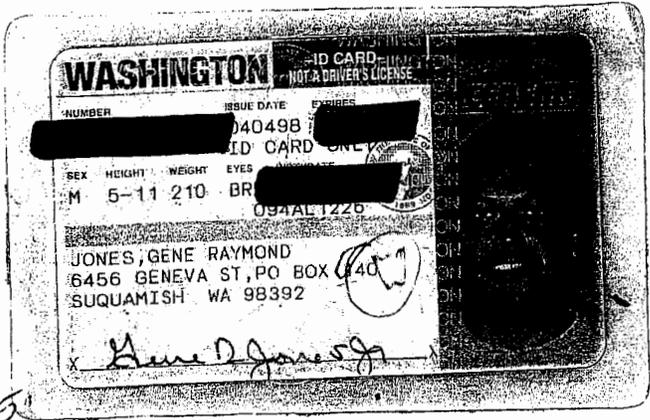
\$4,903.27

four thousand nine hundred three dollars ²⁷/₁₀₀ DOLLARS

On Monday April 25, 2005
 Any time during business hours after Moneytree has completed its verification of the Item

THIS IS THE RECEIPT FOR MY AUNTIES CHECK & MY I DENTIFICATION WHICH IS EXPIRED PLUS MAGDALENA'S MAIL AND INSURANCE CARD WHICH WAS ASLO IN HER PURSE WITH THE \$900.00 DOLLARS CURRENCY

WESTWET BLACKED EVERYTHING OUT



ROAD SECURITY PLAN MEMBERSHIP IDENTIFICATION

FOR EMERGENCY ROAD SERVICE: 1-800-556-8959

MAGDELENA TURRIETA

11/24/05 Valid Thru 11/03 Member Since

3020 High Ridge Road
Suite 200
Boynton Beach, FL 33426

Magdalena Turrieta
Po Box 1404
Suquamish, WA 98392

CONFIDENTIAL: DO NOT DISCLOSE - FURTHER DISSEMINATION PROHIBITED WITHOUT WRITTEN PERMISSION FROM THE TARRANT COUNTY SHERIFF'S OFFICE