

STATEMENT OF SERVICE
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11/27/06

COURT OF APPEALS
DIVISION TWO
OF THE STATE OF WASHINGTON

FILED
COURT OF APPEALS

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STATE OF WASHINGTON)
)
Respondent,)
)
v.)
)
RIVERA RAFAEL)
(your name))
)
Appellant.)

No. 34827-6-II

STATEMENT OF ADDITIONAL
GROUND FOR REVIEW

I, Rafael Rivera, 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

SEE ATTACHED PAGES

Additional Ground 2

SEE ATTACHED PAGES

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

Date: 21 November 2006

Signature: Rafael Rivera

ADDITIONAL ISSUES ON APPEALS

A. INEFFECTIVE ASSISTANCE OF COUNSEL. DENIAL OF SIXTH AMENDMENT.

Appellate was Denied Effective Assistance of Counsel when Counsel Denied Appellant his Right to Be Present at all Stages of Prosecution. Appellant was not Present and was Denied the Following; (a) Counsel would not Share Discovery. (b) Counsel Failed to ask for Evidentiary Hearings under CrR 3.6.. (c) Counsel did not allow Appellant to be present at the Omnibus Hearing. (d) Counsel was Fired, and the Court would not Excuse him or Give Appellant New Counsel when it was shown that Counsel had Conflict with Defendant. and (e) Counsel Failed to Call Witness's that could have Impeach the Accuser, and Shown that there was a history of accusations against other individuals.

B. APPELLANT WAS DENIED HIS RIGHTS DISCOVER.

Appellant had a Right under Washington State Law to Discovery in his Case, and to be informed of All Information against him.

The Court/Prosecution and Counsel failed to Inform Appellant of all Discovery, Witness, Police Reports, Before Trial commenced.

Pursuant to Rule 414 Defendant had a Right the Testimony of the Witness against him.

C. APPELLANT WAS DENIED HIS RIGHT TO A UNANIMOUS JURY VERDICTS.

Appellant hold that he was Denied his Right to a Unanimous verdict on Each Charged Crime due to the Fact that each was Charged for a Different Day, Different times, and involved different questions of validity.

Appellant also Takes Exception to the Jury Instructions. But due to the Fact that he was not given the Trial Court Record, he asks the Court to Review the Entire Jury Instruction for Error.

D. CHARGING INFORMATION. ERROR IN MISSTATING, AND MISS-INFORMING APPELLANT OF ALL ELEMENTS OF THE CRIME CHARGED.

Appellant, claims that the Charging Information was in Error, for it Charged him with Different Crimes, and Alternative Crimes that allegedly happened on Different Days, Times, and Validity of the Charged Crimes.

Further, the Crimes Charged in the Information did not inform Appellant every element of the "Crimes" he would be facing. And that he would have to be defending against.

E. RIGHT TO CALL WITNESS, CHALLENGE OF WITNESS CREDIBILITY.

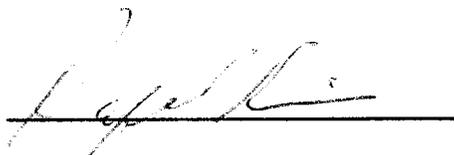
If Appellant had his Transcripts, he could Show this Court that the Witness (alleged victim) Mariah Meninger, had told the Court, Judge/Prosecution and Counsel during Trial that she had also accused "Two other People" of the same Crime.

Futher, I could have Called her Mother Milissa Marney, to the witness Stand to show that Mother and Daughter had a Pattern of Calling the Police before, and claiming the Same Charged Crimes that were alleged Appellant had Committed.

F. RIGHT TO TRIAL COURT RECORDS. PRO SE BRIEFING

Appellant, is participating in his Appeal Process for he understands that Counsel will Disappear with the Denial of this Courts Decision.

Appellant has Filed with this Court his Formal Complaint for the Trial Court Record. And pursuant to the Law and Court Rule he is Entitled to have a Copy of the Trial Court Record. Under RAP Rule 9.2 ect; § 9. the Court must provide him with a Copy s that he may Perfect his Appeal, and have Meaningful Appeal Process. And this Court, by its own design of "Supplemental Issues" Page denied Appellant the his Right to the Record of the Court. and a Meaningful Appeal Process. Which is a Continued Denial of Appellants Due Process Rights. See Cover sheet for "Supplemental Page"



Dated this 21 day of November, 2006