

COURT OF APPEALS
 DIVISION TWO
 OF THE STATE OF WASHINGTON

COURT OF APPEALS
 DIVISION TWO
 600-1-15-09
 STATE OF WASHINGTON
 BY: *[Signature]*

STATE OF WASHINGTON)
)
 Respondent,)
)
 v.)
)
RICHARD D. EDVALDS,)
 (your name))
)
 Appellant.)

No. 38770-1-II

STATEMENT OF ADDITIONAL
 GROUNDS FOR REVIEW

I, Richard D Edvalds, 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

1. SERGEANT SEYMOR AND DEPUTY BUTLER FROM THE PIERCE COUNTY SHERIFF'S OFFICE SPRINKER SUBSTATION IN SPANAWAY.
a. SEYMOR AND BUTLER BOTH STATED THEY KNOW I WAS NOT THE PERSON WHO BURGLARIZED THE CHURCH, BASED ON THE PHOTO EVIDENCE. ALSO THE FACT THAT BUTLER HAD KNOWN ME FOR APPROX. 10 YEARS AND STATED THAT HE IMMEDIATELY KNEW I WAS NOT THE PERSON WHO COMMITTED THE BURGLARY. (CONT'D) SEE ATTACHMENT

Additional Ground 2

2. JOEL BRACKETT - SUSPECT IN A STRING OF ESPRESSO STAND ROBBERIES.
a. JOEL BRACKETT WAS A PERFECT MATCH TO THE VIDEO IMAGES TAKEN AT THE CHURCH AT THE TIME OF THE BURGLARIES.
b. DEBORAH SLAYTON, NEIGHBOR OF JOEL BRACKETT, IDENTIFIED HIM AS THE PERSON IN THE VIDEOS TAKEN FROM THE CHURCH. SHE ALSO IDENTIFIED THE TRUCK FROM THE VIDEO AS BEING HIS. (CONT'D)

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

Date: 9-07-09

Signature: *Richard Edvalds*

CERTIFICATE OF SERVICE
 I certify that I mailed
 1 copies of 219
 to J. Williams
 & J. Elder
9-21-09 Kest
 Date Signed

2.

ADDITIONAL GROUND 1. (CONT'D)

b. MY ATTORNEY, LANCE HESTER DID NOT SUBPOENA THE TWO OFFICERS, WHICH WOULD HAVE HELPED PROVE MY INNOCENCE. THEY BOTH ALSO STATED THEY WOULD NOT TESTIFY AGAINST ONE OF THEIR OWN (DETECTIVE BARNARD, PCSO TASK FORCE)

ADDITIONAL GROUND 2. (CONT'D)

c. THE VEHICLE IN THE CHURCH VIDEO WAS FOUND AT THE RESIDENCE OF JOEL BRACKETT BUT THIS WAS NEVER PURSUED BY THE INVESTIGATING OFFICERS. THEY CLEARLY DID NOT WANT TO GO OUT OF THE SCOPE OF TRYING TO CONVICT ME, AS DETECTIVE BARNARD DID NOT CARE TO INVESTIGATE THIS MAJOR LEAD, INCLUDING LICENSE NUMBER.

d. WE WERE NOT ALLOWED TO CALL JOEL BRACKETT AS A WITNESS. AS A RESULT OF NOT EVEN BEING ABLE TO BRING UP HIS NAME OR CIRCUMSTANCES INVOLVING HIM, THE TRUTH WAS NOT FOUND AS HIS TESTIMONY COULD HAVE EXONERATED ME.

3. I WAS AT 1023 SO. 113TH ST ON THE NIGHT OF AUGUST 28TH AND DID NOT LEAVE THE OWNER, CARY BERMUDEZ, THE ADMINISTRATOR FOR RAINIER SCHOOL IN BUCKLEY, WA, TESTIFIED TO THAT FACT IN COURT. THE TESTIMONY OF THIS RELIABLE AND CREDIBLE WITNESS WAS DISREGARDED.

3.

4. NONE OF THE PHYSICAL EVIDENCE MATCHED.

a. THE CAMOUFLAGE PANTS, GLASSES, GLOVES, SHOES AND OTHER ITEMS CONFISCATED FROM MY PLACE OF EMPLOYMENT DID NOT MATCH ANY ITEMS INVOLVED IN THE CRIME.

b. THE TRUCK IN THE VIDEO DID NOT BELONG TO ME NOR WAS IT CLOSE TO THE TRUCK I OWN AND DRIVE.

c. THE KEYS THAT WERE CONFISCATED FROM A VEHICLE AT THE SHOP WAS A RING OF HOUSE KEY SCRAP THAT DETECTIVE BARNARD TESTIFIED TO AS BEING FILED DOWN CAR KEYS USED FOR STEALING CARS. THE IMPLICATION WAS THAT I AM A THIEF AND A CAR THIEF. THE RING OF KEYS WAS NEVER SHOWN TO THE JURY WHO COULD DIFFERENTIATE BETWEEN HOUSE KEYS AND CAR KEYS.

d. OTHER ITEMS THAT WERE CONFISCATED WERE ~~NEITHER~~ ENTERED INTO EVIDENCE NOR RETURNED. THIS WAS MY PERSONAL PROPERTY. THEY PICKED AND CHOSE MY PERSONAL PROPERTY TO TRY TO MATCH THE TYPES OF ITEMS TAKEN FROM OR USED IN IN THE CHURCH BURGLARY.

4.

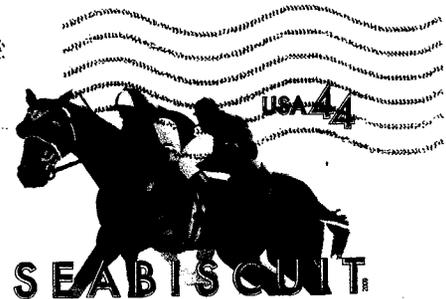
5. I HAD TO SPEND TIME AND MONEY TO DEFEND MYSELF, INVESTIGATING LEADS ON MY OWN, POSTING REWARD MONEY FOR INFORMATION TO CLEAR MYSELF WHEN ALL THE TIME THE POLICE AND THE PROSECUTOR EITHER KNEW OF OR TOOK PART IN FABRICATING EVIDENCE TO FIT THE CASE THEY WANTED TO PRESENT TO THE JURY AT MY EXPENSE.

I AM CURRENTLY INCARCERATED, HAVE LOST MY JOB AND QUALIFY AS INDIGENT. I HAVE LOST MY ABILITY TO PAY CHILD SUPPORT, WHICH WAS UP TO DATE AT THE TIME OF MY INCARCERATION. I HAVE ALSO LOST OUT ON TIME WITH MY FAMILY THAT CANNOT BE GIVEN BACK. THE EXCEPTIONAL SENTENCE WAS A FACTOR IN HAVING ME SENT ACROSS THE MOUNTAINS TO AIRWAY HEIGHTS CORRECTIONS CENTER NEAR SPOKANE, FURTHER DISTANCING ME FROM MY CHILDREN AND ELDERLY FATHER.

RICHARD EDVALDS #788804
AHCE
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AIRWAY HEIGHTS, WA 99001-1899

SPOKANE WA 992

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LECOMA

9-11-09 J. Fortes

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