

FILED
COURT OF APPEALS
DIVISION II

2014 MAY 13 AM 11:05
STATE OF WASHINGTON
BY _____
DEPUTY

IN THE COURT OF APPEALS
FOR THE STATE OF WASHINGTON
DIVISION II

STATE OF WASHINGTON,

Respondent,

and

ROBERT SHERMAN WILSON,

Petitioner.

CASE NO. 45059-3-II

PETITIONER'S REPLY TO
STATE'S RESPONSE

1. PETITIONER ROBERT WILSON HAS PRESENTED COMPETENT EVIDENCE THAT ENTITLES HIM TO A REFERENCE HEARING.

a. Contrary to the State's assertion, Petitioner has provided an affidavit from Phillip Chase regarding the admission from Patrick Lamp that he committed the robbery that is the subject of this personal restraint petition.

The State argues that Petitioner lacks competent evidence of Lamp's statement that he committed the Java 2 Go espresso stand robbery because "the petition contains no affidavit from Chase." State's Response p. 11.

This is incorrect. Appendix B of Petitioner's Personal Restraint Petition is the Declaration of Phillip Chase. In that declaration, Chase relates a conversation he had with Patrick Lamp in February 2010 at Shelton Detention Center. In that conversation, Lamp admitted he committed the Java 2 Go espresso stand robbery.

1 In addition to the admission, Chase provided a detailed physical description of Lamp that
2 comports with Lamp's known physical features. This description bears many similarities to Mr.
3
4 Wilson, creating a high probability for misidentification.

5 Phillip Chase's declaration is competent and admissible evidence. He relates a
6
7 significant conversation with Patrick Lamp. Lamp's statement satisfy ER 804(b)(3) which
8 provides:

9
10 "A statement which was at the time of its making so far contrary to the
11 declarant's pecuniary or proprietary interest, or so far tended to subject the
12 declarant to civil or criminal liability, or to render invalid a claim by the
13 declarant against another, that a reasonable person in the declarant's
14 position would not have made the statement unless the person believed it
15 to be true. In a criminal case, a statement tending to expose the declarant
16 to criminal liability is not admissible unless corroborating circumstances
17 clearly indicate the trustworthiness of the statement."

18 In this case, the corroborating circumstances include Lamp's contemporaneous
19 convictions for robbing several espresso stands in the same part of Pierce County during the
20 same months, and his similar description to Mr. Wilson. The Java 2 Go's operator selection of
21 Mr. Wilson as the robber from a photo montage may be discounted where that montage failed to
22 include Mr. Lamp in that montage.

23 2. LAMP'S STATEMENT SATISFIES THE "NEWLY DISCOVERED
24 EVIDENCE" CRITERIA OF RAP 16.4(c)(3).

25 RAP 16.4(a) sets forth circumstances for which the court will provide relief to a
26
27 petitioner who is under unlawful restraint. One of those circumstances, RAP 16.4(c)(3)

28 provides:

29
30 "Material facts exist which have not been previously presented and heard,
31 which in the interest of justice require vacation of the conviction,

1 sentence, or other order entered in a criminal proceeding or civil
2 proceeding instituted by the state or local government.”

3 This rule must be satisfied by the same criteria as those required by CrR 7.5(a)(3), the
4 rule for new trial based on newly discovered evidence. *In re Spencer*, 152 Wn.App.698, 707, 218
5 P.3d 924 (2009).
6

7 To satisfy that rule, the petitioner must show: (1) the trial results will probably change if
8 a new trial is granted; (2) the evidence was discovered after trial; (3) the evidence could not have
9 been discovered prior to trial through due diligence; (4) the evidence is material; and (5) the
10 evidence is not merely cumulative or impeaching. *State v Macon*, 128 Wn.2d 784, 800, 911 P.2d
11 1004 (1996).
12

13 Lamp’s confession to the robbery satisfies all 5 criteria.
14

15 *b. Lamp’s confession to Chase will probably change the result if a*
16 *new trial is granted.*
17

18 First, Lamp’s statement to Chase is a non-hearsay confession that a fact-finder could
19 consider as substantive evidence of his guilt of the robbery of the Java 2 Go espresso stand. A
20 confession by another person that he committed the crime charged is significant new evidence
21 for petitioner. That confession, if believed by the jury, would likely change the result at trial and
22 result in Mr. Wilson’s acquittal. It also could result in a hung jury, which also is a changed result
23 at trial.
24

25 The State’s argument that Lamp’s confession to Chase somehow establishes that Wilson
26 “knew” that Lamp had committed the robbery and therefore is not new is baseless. Wilson
27 denied committing that robbery – he knew he had not committed that robbery. Although he may
28 have known Lamp committed the robbery, Lamps confession to Chase is far more powerful
29
30
31

1 evidence. This confession is a spontaneous confession initiated by Lamp to a disinterested party.

2 The force of this evidence cannot be underestimated.

3
4 Further, to the extent that Wilson knew anything more than Lamp's admissions about the
5 facts of that robbery, the State cannot and has not shown that he knew more than the typical
6 "person on the street." The robbery was well publicized. Crime Stoppers published a bulletin
7 about it. The police alerted the community to the facts of the robbery.
8

9 Lamp's confession to Chase therefore satisfied the first prong of the new trial test.

10
11 c. *Lamp's confession to Chase was made after the trial and could not*
12 *have been discovered prior to trial through due diligence. It*
13 *therefore satisfies the second prong of materiality.*

14 The State concedes that Lamp's statement to Chase made in January 2010 would have
15 been made after trial, where the jury returned its verdict on November 13, 2009. "So the alleged
16 statement by Lamp does satisfy this element." (State's Response, Page 14, lines 6-7).
17

18 Mr. Wilson accepts this concession.

19 d. *Petitioner has established that the evidence is material.*

20 Evidence establishing that another individual has confessed to the crime, matches the
21 physical description of the individual depicted, has been convicted of committed armed robberies
22 of espresso stands in the same geographical areas, and was in fact shown on a Crime Stoppers
23 Bulletin to be the perpetrator satisfies any definition of materiality.
24

25 The State, without factual support, theorizes that Wilson and Lamp must have been
26 accomplices. The evidence equally supports a theory that Lamp, as the perpetrator had an
27 accomplice.
28
29

1 The State is not a fact finder and cannot be expected to concede that the evidence is
2 material. However, it is difficult to fathom how a reasonable person could not conclude that a
3 confession accompanied by the corroborative evidence in this case was not material.
4

5 e. *The evidence is not merely cumulative or impeaching.*
6

7 A nonhearsay statement against penal interest made to a disinterested party, as in this
8 case, is neither cumulative or impeaching. Lamp's confession to the robbery of the Java 2 Go
9 espresso stand would be the centerpiece of any retrial of Mr. Wilson. The confession would be
10 supported by all of the corroborative evidence mentioned herein. Circumstances pointing to a
11 non-speculation link between the other suspect and the crime. *Id.*
12

13
14 3. MR. WILSON WOULD NOT HAVE ADMITTED HIS LIMITED
15 KNOWLEDGE OF LAMP'S INVOLVEMENT AS "OTHER SUSPECT"
16 EVIDENCE.

17 "Other suspect" evidence is admissible in Washington criminal cases. In *State v.*
18 *Franklin*, Washington Supreme Court, decided May 8, 2014, pages 14-15 slip opinion. In
19 *Franklin*, the court stated that such evidence links the "other suspect" to the specific crime
20 charged, either as the true perpetrator or as an accomplice or associate of the defendant.
21

22 Evidence of this sort differs from evidence of motive, ability, opportunity, or character in that the
23 proffered evidence *alone* is sufficient under the circumstances to establish the necessary
24 connection. However, to be admissible as other suspect evidence, some combination of facts or
25 circumstances must point to a non-speculative link between the other suspect and the charged
26
27 crime. *Id.*

28
29 In this case, Patrick Lamp claimed to Phillip Chase that petitioner knew that he
30 committed the robbery and did not tell anyone.
31

1 That other suspect evidence is summarized in declaration of Patrick Pitt, an experienced
2 and retired police officer/investigator who researched and evaluated numerous sources in this
3 case. See Appendix A, page 2:
4

5 [2] Lamp was charged and convicted of robbing espresso stands while using a firearm;

6 [3] Lamp robbed espresso stands in the same geographical area;

7
8 [4] Lamp's physical description matches the individual depicted in photos related to this
9 case; his height is appropriate; more significantly, Lamp has tattoos on his head and also on his
10 eyelids as well as a tear drop on his cheek.
11

12 [5] These tattoos are similar to those depicted and/or attempted to be concealed in the
13 various photos.
14

15 [6] The physical similarities between petitioner and Lamp are distinguished by the tattoos
16 and other features in the Pitt declaration.
17

18 If Petitioner could locate Walsh, then evidence of a non-speculative link between the
19 other suspect and the charged crime would be stronger. Mr. Pitt tried to locate Walsh because
20 Walsh told Chase that Lamp wore his leather jacket in the robbery. However, after his release
21 from the Pierce County Jail, Walsh is not traceable.
22

23 [7] It must be noted that Patrick Pitt, whose impressive credentials as a police officer and
24 investigator are unchallenged, is an expert in suspect identification and techniques related
25 thereto. His opinions regarding the similarities of individuals, means and attempts to cover
26 disfigurements such as tattoos, carry greater weight than opinions of deputy prosecutors.
27

28 [8] The Java 2 Go clerk was never presented with a photo montage that contained photos
29 of both Lamp and Wilson. Thus, her selection of Wilson is of lesser value.
30
31

1 [9] Wilson did wear jeans with "lace" on the pockets when he was arrested. These were
2 not custom made jeans. Retailers undoubtedly sell these by the thousands. The fact that the
3 robber may have worn similar jeans is merely circumstantial evidence just as the fact that the
4 robber wore a leather jacket that Lamp had stolen from Walsh.
5

6
7 At time of trial, without more, Wilson's knowledge that Lamp committed the Java 2 Go
8 robbery, would not have been any combination of facts or circumstances pointing to a non-
9 speculative link between the other suspect and the crime charged. The declaration of Patrick Pitt
10 (Appendix A) coupled with Lamp's confession to Chase, easily satisfies the facts and
11 circumstances.
12

13
14 4. TRIAL COUNSEL COULD NOT HAVE INTERVIEWED PATRICK
15 LAMP IN THE PIERCE COUNTY JAIL REGARDING THE JAVA 2
16 GO ESPRESSO STAND ROBBERY. THEREFORE THIS EVIDENCE
COULD NOT HAVE BEEN DISCOVERED BEFORE TRIAL.

17 The State suggests that trial counsel for the petitioner prior to Wilson's trial "could have
18 contacted (Mr. Lamp) for an interview" regarding this robbery. State's response, page 14.
19

20 Rules of Professional Responsibility (RPC) 4.2, the "no contact" rule, prohibits
21 communication "about the subject of the representation with a party or person the lawyer knows
22 to be represented by another lawyer in the matter(." It applies to the instant circumstance where
23 the State suggests that petitioner's trial counsel should have contacted Mr. Lamp in the jail to
24 interview him about his commission of the Java 2 Go espresso stand robbery. At that time, Mr.
25 Lamp was represented by counsel who would have had to consent to any interview of his client.
26
27

28 Because Mr. Lamp's charges had not been resolved prior to Mr. Wilson's trial, it is highly
29 unlikely that any competent counsel would have permitted any interview of his client –
30 especially knowing that the interviewer's goal was to adduce information to establish that Mr.
31

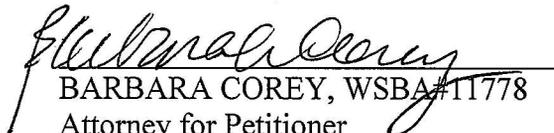
1 Lamp had committed another robbery. No competent counsel would take any action that would
2 inculpate his client in another robbery.
3

4 5. PETITIONER IS ENTITLED TO A REFERENCE HEARING.

5 Mr. Wilson has satisfied all of the requirements for a reference hearing. Each of the five
6 factors is supported by competent evidence.
7

8 This court therefore should grant Mr. Wilson a reference hearing only as to the count
9 related to the Java 2 Go espresso stand robbery.
10

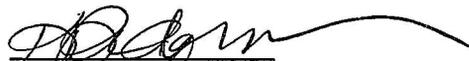
11 RESPECTFULLY SUBMITTED this 12th day of May, 2014.
12

13
14 
15 BARBARA COREY, WSBA #11778
16 Attorney for Petitioner
17 barbara@bcoreylaw.com
18 902 South 10th Street
19 Tacoma, WA 98405

20 CERTIFICATE OF SERVICE:

21 I declare under penalty of perjury under the laws
22 Of the State of Washington that the following is a true
23 and correct: That on this date, I delivered via ABC- Legal
24 Messenger a copy of this Document to: Kathleen Proctor,
25 Pierce County Prosecutor's Office, 930 Tacoma Ave So, Room 946
26 Tacoma, Washington 98402 and to Robert Wilson, DOC#861542
27 Stafford Creek Corrections Center, 191 Constantine Way
28 Aberdeen, WA 98520-9504.

29 05/12/14

30 
31 Kim Redford, Legal Assistant
32 kim@bcoreylaw.com

APPENDIX A

1
2
3
4
5 IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON
6 DIVISION TWO

7 ROBERT SHERMAN WILSON,

8 Petitioner,

9 vs

10 STATE OF WASHINGTON,

11 Respondent.

NO.

_____ (COA)

COURT OF APPEALS DIVISION II

DECLARATION OF PATRICK PITT

12
13
14 I, Patrick Anthony Pitt, declare under penalty of perjury that the following declaration is
15 true and correct:

16 I am at all times herein mentioned a citizen of the United States and a resident of the
17 State of Washington, over the age of 18 years, not a party to nor interested in the above-entitled
18 caption, and competent to be a witness herein.

19 I am a former senior British Police Officer with 32 years service, the majority of which
20 was spent on Criminal Investigations. I retired with the rank of Chief Superintendent.

21 I am a licensed Private Investigator (Principal) within the State of Washington
22 specializing in criminal defense.

23 This document outputs the result of investigative enquiries carried out to the instructions
24 of Barbara Corey, Counsel in the matter of *State vs. Robert Sherman Wilson*.

25 During the course of the enquiry trial transcripts in the matter of *State of Washington vs.*
26 *Robert Sherman Wilson* (Case: 09-1-00181-4) were reviewed and considered.

27
28
29
30
31
32 DECLARATION OF PATRICK A. PITT

1 Documentation relating to criminal matters which featured Patrick Dwayne Lamp (DOB:
2 04.09.1980) ('Lamp') was also reviewed, in addition to other publicly available information.
3

4 The enquiry concludes that identification evidence is available, which was not adduced at
5 trial or considered during the Police investigation, which is relevant to the case.
6

7 **Exhibits Referenced:**

8

Number	Item Reference	Item Description	
9			
10	1	PAP/1	Java 2 Go Surveillance Video
11	2	PAP/2	Selection of still images from Item 1 (PAP/1)
12	3	PAP/3	Patrick Lamp Crime Stoppers circulation
13	4	PAP/4	Patrick Lamp Criminal History
14	5	PAP/5	Pierce County Linx records Cause (09-1-00780-4)
15	6	PAP/6	Pierce County Linx records Cause (09-1-00134-2)
16	7	PAP/7	Pierce County Linx Court records (09-1-00780-4 and 09-1-00134-2)
17	8	PAP/8	Robert Sherman Wilson Booking Photograph
18	9	PAP/9	Montage depicting Patrick Lamp and stills from Java2 Go surveillance video
19			
20			
21			
22			
23			
24			

25 **Interviews Conducted:**

26 During the course of this enquiry the following persons were interviewed:
27

28 Robert Sherman Wilson

29 a) Patrick Dwayne Lamp
30

31 DECLARATION OF PATRICK A. PITT
32

1 b) Phillip Charles Chase

2
3 **Robert Sherman Wilson – (28th May 2013):**

4 Wilson was interviewed at the Stafford Creek Correction Center, Aberdeen WA, his
5 current place of detention.

6
7 The circumstances arising from an allegation that Wilson committed robbery, whilst
8 armed with a firearm, at the premises of Java 2 GO located at 10200 Block, 224th Street East,
9 Graham WA, on 15th December 2008, were put to Wilson.
10

11 Wilson stood trial on this matter in Pierce County Superior Court and on 30th December
12 2009, was convicted, incarcerated and sentenced to the term of imprisonment which he is
13 currently serving.
14

15 Wilson responded during interview to the effect that he had no knowledge of the incident,
16 as he was not present at the premises in question at the time of the alleged offense.
17

18 **Related Enquiries**

19 Further enquiries were undertaken and surveillance video from the locus of the alleged
20 offense (provided to Wilson's Attorney by way of pre-trial discovery) was identified and is
21 produced (Exhibit PAP/1).
22

23 For ease of reference a selection of still images from this video are produced as (Exhibit
24 PAP/2).
25

26 It was also determined via public records that a series of espresso stand robberies was
27 being undertaken within the broad geographic area surrounding Graham WA, by an individual
28 armed with a firearm.
29

30
31
32 DECLARATION OF PATRICK A. PITT

1 A Tacoma/Pierce County Crime Stoppers circulation was circulated by local newspapers
2 at the time and a copy of this document was obtained. This document contained images and a
3 detailed description of Lamp, and identified him as the suspected offender (Exhibit PAP/3).

4
5 Comparison between the surveillance video still images (Exhibit PAP/2) and the Crime
6 Stoppers Circulation (Exhibit PAP/3) was undertaken and certain points of similarity were noted.
7

8 **Patrick Dwayne Lamp – (7th June 2013)**

9 Lamp was subsequently arrested, tried, and convicted of a number of offences of robbery
10 and other matters. The robbery offences related to espresso stands and were accompanied by the
11 use of a firearm.
12

13 Lamp's Washington State criminal history is produced (Exhibit PAP/4).

14 Examination of Pierce County Superior Court Records concerning Lamp indicated that
15 he stood trial for the following matters:
16

17 a) 17th day of November 2008, an offense of Robbery, with the use of a firearm, at Turtle
18 Bay Espresso, on the 5400 Block of South Meridian, Puyallup WA, with a similar modus
19 operandi to that offense for which Wilson was arrested and charged. The Probable Cause
20 and Information records concerning this matter (Cause 09-1-00780-4) are produced as
21 (Exhibit PAP/5)
22

23 b) 3rd day of January 2009, an offense of Robbery, with the use of a firearm, at Java Girls
24 coffee stand, 10000 Block of Pacific Avenue South, Parkland WA with a consistent
25 modus operandi. The Probable Cause and Information records concerning this (Cause 09-
26 1-00134-2) are produced as (Exhibit PAP/6)
27
28

29
30
31
32 DECLARATION OF PATRICK A. PITT

1 Lamp pleaded guilty as charged (27th January 2010) to both of these offences, as
2 evidenced by the relevant Pierce County Superior Court records produced as (Exhibit PAP/7)
3

4 On the 7th June 2013 Lamp was contacted by a pre-arranged telephone call at his current
5 place of detention, Clallam Bay Corrections Center, Washington.
6

7 Following introductions Lamp was asked to co-operate in discussions concerning the
8 Java 2 Go espresso stand Robbery. Lamp responded that he could not assist, the matter was
9 reiterated with the same response and the call was terminated.
10

11 **Phillip Charles Chase**

12 Phillip Charles Chase ('Chase') was by telephone interviewed on 10th June 2013.
13

14 Chase is an inmate of the Washington State Department of Corrections Center, Cedar
15 Creek, Washington

16 His date of Birth is 10/16/2010
17

18 The following are the salient points of the interview. Chase stated:

- 19 a) That he is acquainted with the Petitioner Robert Wilson, whilst not brothers they are
20 perceived to be, through a family connection
21
- 22 b) That he is also is also acquainted with Lamp whom he knows both by his true name and
23 his prison nickname 'Pockets'.
24
- 25 c) He is aware that Wilson is serving a sentence of imprisonment in respect of a robbery it is
26 alleged he committed at the Java 2 Go drive up coffee stand located at 224th Street East,
27 Graham, WA, on or about 15th December 2008.
28

- 29 d) He is a former resident of this general area.
30

31
32 DECLARATION OF PATRICK A. PITT

- 1 e) That during the early part of 2010 he was present at the Shelton Detention Center dining
2 area, alone, when he was approached by Patrick Lamp who started a conversation with
3 him.
4
- 5 f) Lamp stated to him that him thought his brother ("Wilson") was good guy, and informed
6 him that Wilson had been convicted, and was serving a sentence, for a robbery that had
7 been committed by him ("Lamp") and that Wilson had not disclosed Lamp's identity. He
8 referred to the Java 2 Go robbery in Graham WA.
9
- 10 g) Chase was familiar with the robbery.
11
- 12 h) The conversation was brief, there were no other persons present, Lamp left and Chase
13 resumed his meal.
14
- 15 i) Lamp has a distinctive physical description, the following are identifiable features:
16
- 17 • About 6 foot tall
 - 18 • Late 20's
 - 19 • He has numerous tattoos around the area of his neck
 - 20 • He has tattoos on his head
 - 21 • He has tattoos across his eyelids showing the words 'Game 'and 'Over'
 - 22 • There is a tear drop tattoo on his cheek.
- 23 j) Prior to being sentenced Chase was in custody at Pierce County Jail in an area known as
24 the 'God Pod'
- 25 k) Within that area with him was a male person he knew as 'Ricki Walsh' ('Ricki')
- 26 l) Walsh and Chase were discussing the Java 2 Go robbery and Walsh told him that he had
27 seen pictures of the robbery on Crime Stoppers or a similar programme.
28
- 29 m) Walsh told Chase that he recognized the offender as Patrick Lamp.
30
31
32

DECLARATION OF PATRICK A. PITT

- 1 n) Walsh stated the identification was made from the distinctive leather jacket that the
2 offender was wearing.
3
4 o) Walsh stated that this jacket and been owned by him until stolen from a house by Patrick
5 Lamp.
6
7 p) No further details were provided.

8 Walsh is believed identical with:

9
10 Richard John Walsh
11 DOB: 11.28.2013

12 Walsh's current whereabouts are not known.

13 Walsh and Chase were in custody at Pierce County Jail during the same period of time.

14 Enquiries are in hand to trace Walsh for the purpose of interview.

15
16 Further enquiries into this matter have centered on the efficacy of the original
17 identification of Wilson by the principal prosecution witness (at Wilsons trial) Alysha Chandler,
18 an employee of Java 2 Go, who was the individual subjected to the armed robbery.
19

20 Chandler was shown a photo montage and picked Wilson as the suspect in the matter.

21 Wilson's booking photograph has been obtained from Pierce County Jail and is produced
22 as: (Exhibit PAP/8).

23
24 When compared with the image of Lamp on the crime stoppers circulation (Exhibit
25 PAP/3) a number of physical similarities are noted in the facial features notably:

- 26
27 a) Nose
28 b) Mouth
29 c) Chin structure
30 d) Eye brows

31
32 DECLARATION OF PATRICK A. PITT

Page 7

Barbara Corey, Attorney, PLLC
902 South 10th Street
Tacoma, WA 98405
253-779-0844

1 By reference to the Java 2 Go surveillance video still images (Exhibit PAP/2) it will be
2 noted that the offender is wearing a distinctive leather jacket and there are potential facial
3 characteristics which coincide with those of Lamp.
4

5 It is a matter of record that a still image of robbery in progress was circulated to, and
6 published by, local newspapers which included the Tacoma News Tribune.
7

8 It is particularly noted in the still images (PAP/2) that whilst not totally covered his facial
9 area the offender has taken care to cover both his face, neck and potentially the eyelid area.
10

11 Comparison of the presented images of Lamp and Wilson will indicate that apart from his
12 physical attributes Wilson has no prominent (non-natural) identifying features in the facial area,
13 whereas Lamp has multiple tattoos present on his face, head and neck, from which he could be
14 easily identified.
15

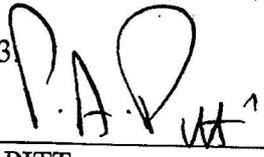
16 The investigation has identified the following points which may be considered germane
17 to the sanctity of the identification process:
18

- 19 a) There was an series of espresso stand robberies (involving the use of a firearm) ongoing
20 within the Puyallup/Graham area at the time and date the Java 2 Go robbery occurred
21
- 22 b) Lamp was subsequently arrested for two of these offences and pleaded guilty
23
- 24 c) The series was of sufficient concern as to generate a Crime Stoppers poster which was
25 published by the press across a significant geographical area naming Lamp as an armed
26 robbery suspect in connection with the offenses
27
- 28 d) Lamp is stated within the poster to be considered armed and extremely dangerous
29
- 30 e) Although Mr. Wilson bears some facial resemblance to Lamp, there are enough
31 substantial differences for mistaken identity to have occurred.
32

DECLARATION OF PATRICK A. PITT

- f) There is no available evidence to suggest that the officers showing the photo montage to the witness Chandler included a picture of Lamp, who was at that time active in this type of crime in the local area, utilizing a firearm
- g) The video evidence available demonstrates quite clearly that the offender was at pains to conceal his neck, head and upper face, the implication being that these areas contained identifying features
- h) Wilson has no such identifying features present
- i) The evidence of Chase when placed alongside the identification issue indicates the possibility that on the preponderance of the evidence Wilson may not have been the offender who committed the Java 2 Go robbery.
- j) For ease of reference a montage of images selecting images depicting Patrick Lamp and Java2 Go surveillance video stills is produced and submitted as (PAP/9).

SIGNED at Gig Harbor, WA this 24th day of June, 2013



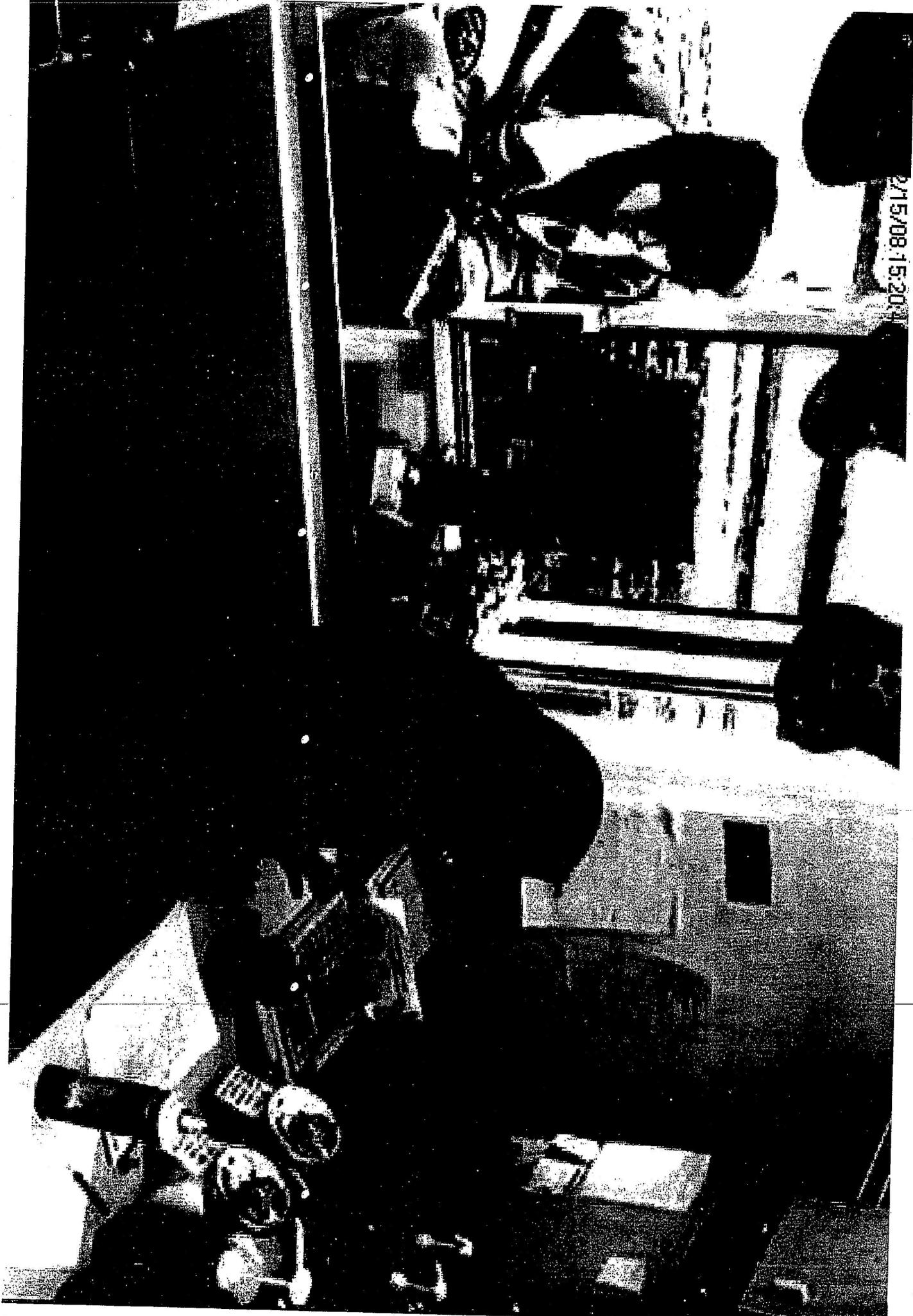
PATRICK A. PITT

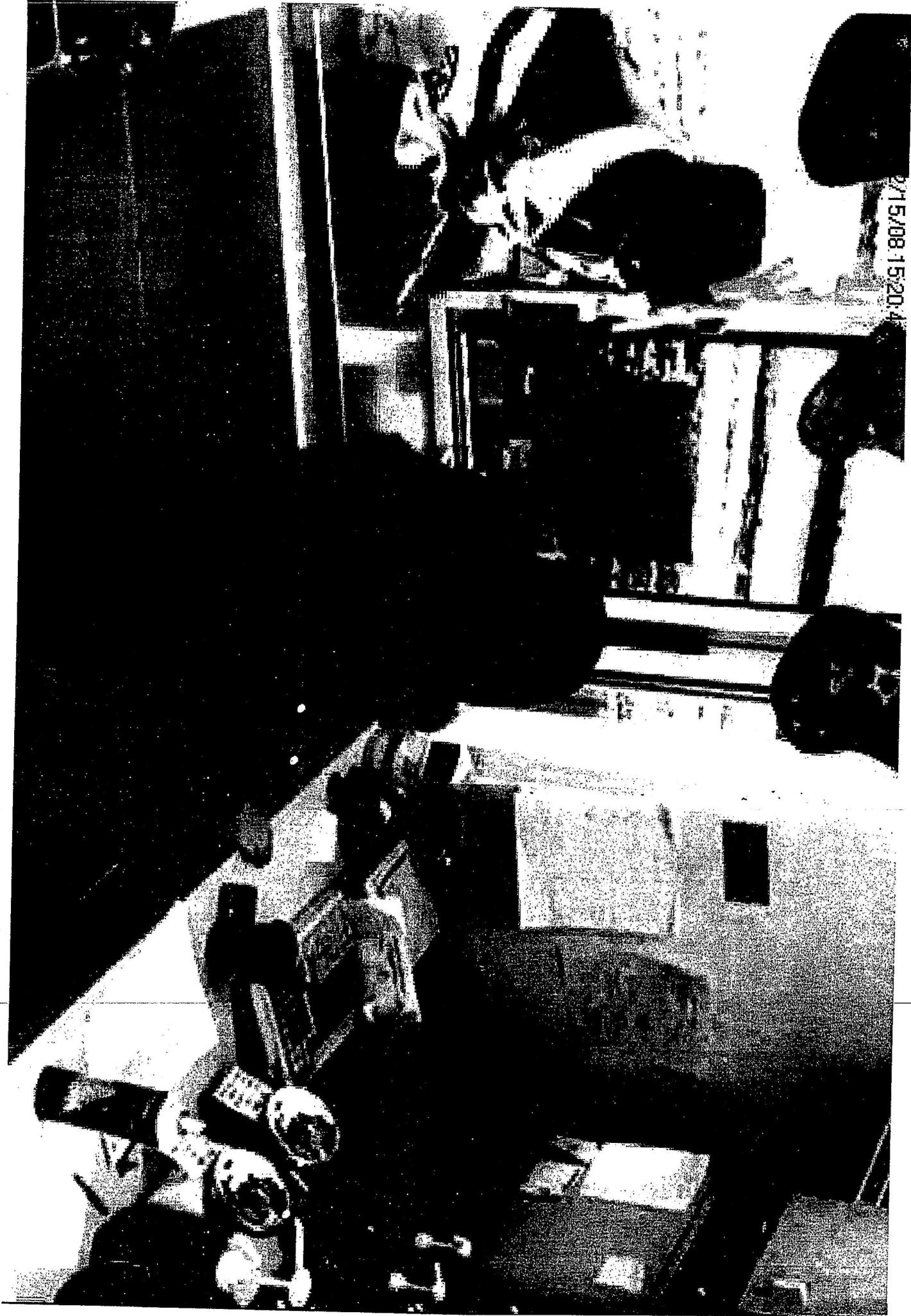
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

DECLARATION OF PATRICK A. PITT

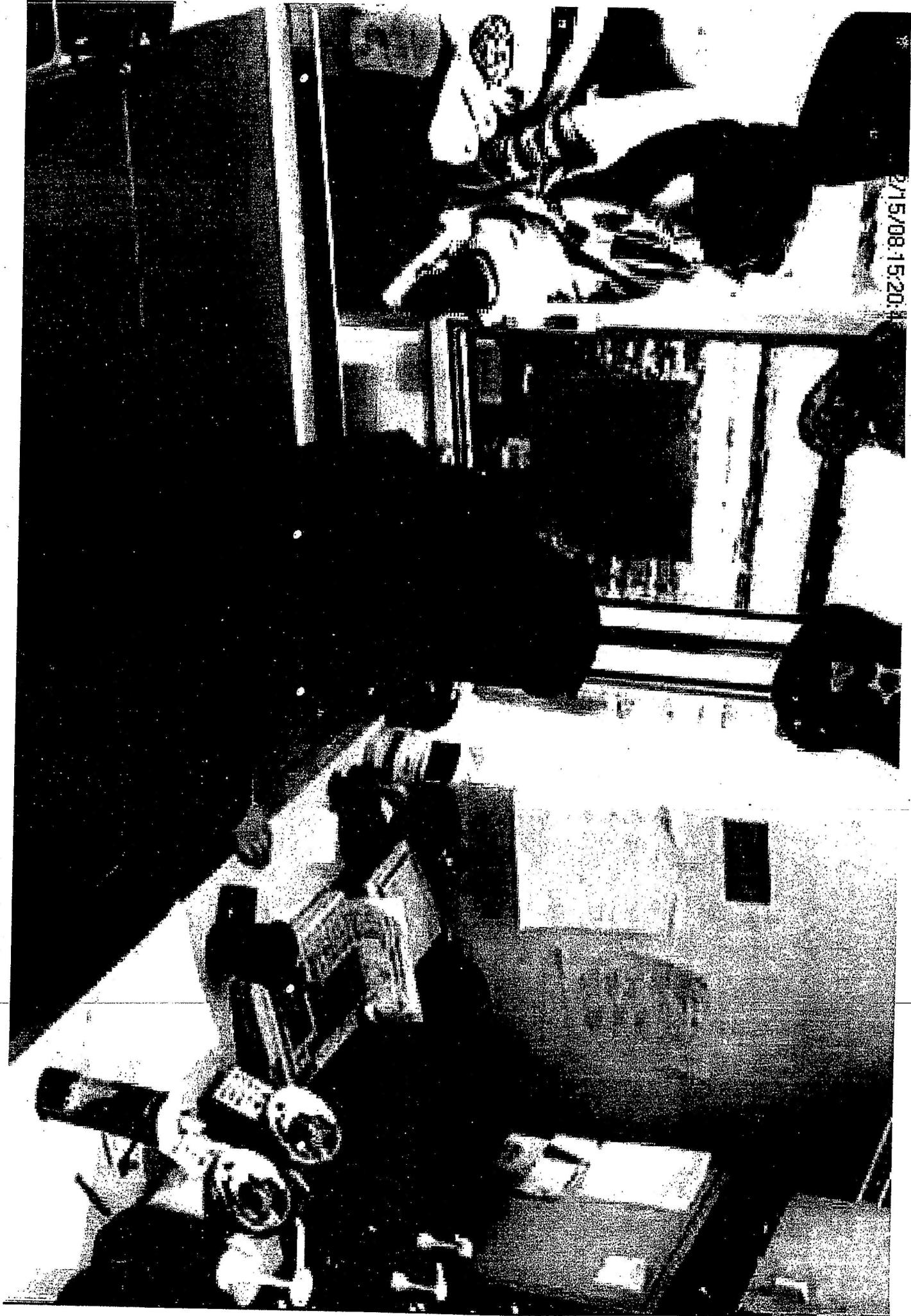
APPENDIX 1

APPENDIX 2

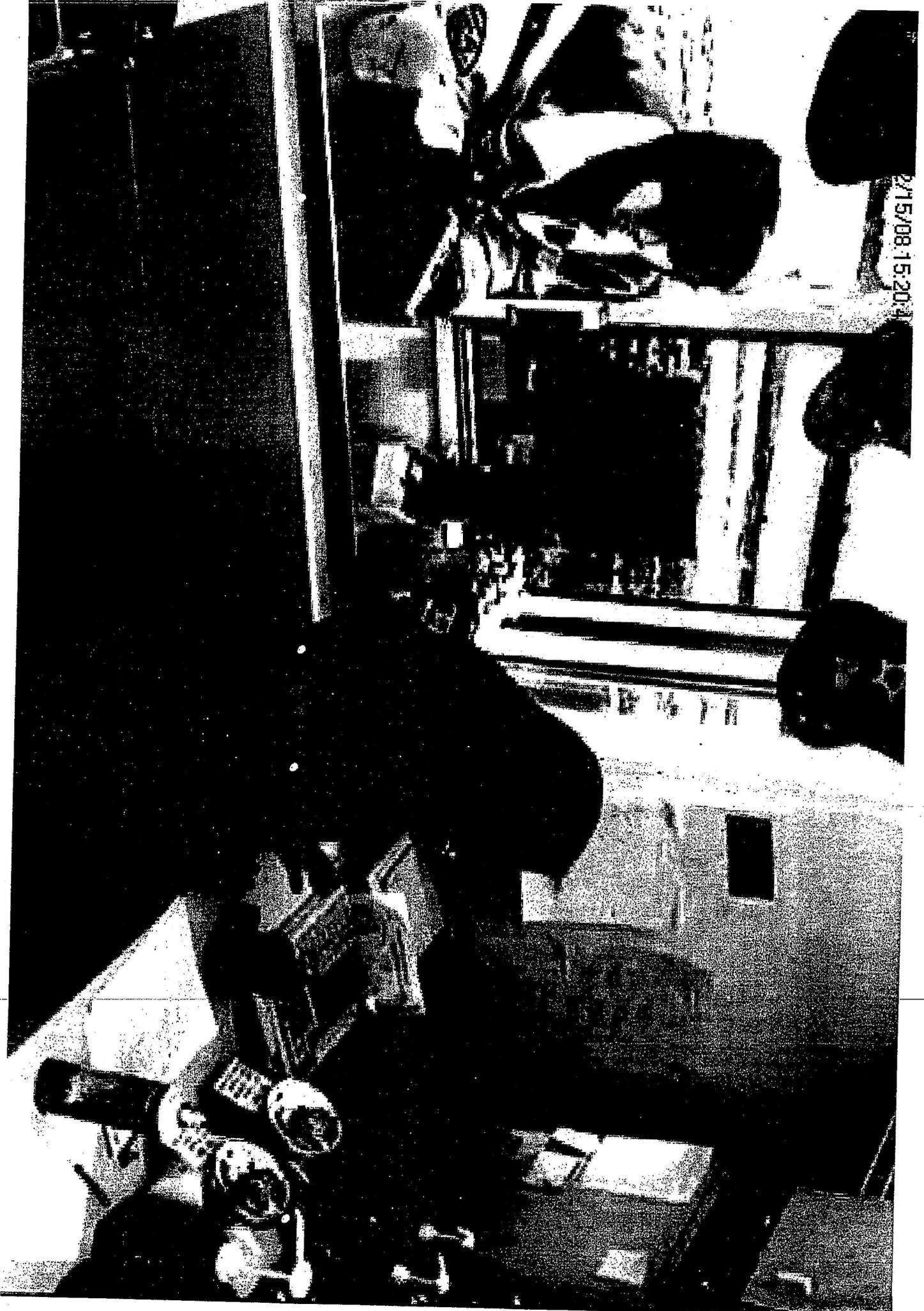




2/15/08 15:20:4



2/15/08 15:20:4

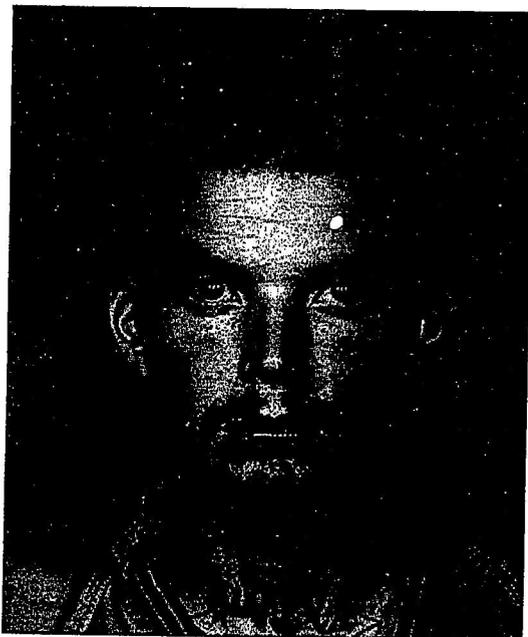


2/15/08 15:20:41

APPENDIX 3

CRIME STOPPERS

TACOMA/PIERCE COUNTY



WANTED FOR ARMED ROBBERY

Pierce County Sheriff's detectives need your help to located armed robbery suspect **Patrick Lamp**. A felony warrant has been issued for Lamp's arrest for **Robbery in the 1st degree**. Detectives believe on January 3rd, 2009, Lamp and an accomplice robbed at gunpoint the Java Girls espresso stand, located at 10004 Pacific Ave. S. Lamp is also suspected in multiple other armed robberies in the Tacoma area.

Patrick Dwayne Lamp is a white male, 28 years old, 6'3", 150 lbs., with a shaved head and hazel eyes. Lamp has numerous visible tattoos, including a large tattoo of "666" on back of his head, the words "Anti-Christ" on his right neck, a burning cross on his throat, a teardrop below left his left eye, the words "Game" and "Over" on his eyelids, and his entire scalp is one large demon-like tattoo with fangs at his hairline. Lamp was recently released from prison and has extensive violent criminal history including Robbery, Burglary and Firearm Possession. Lamp has stated he will not be taken into custody, and is considered armed and extremely dangerous.

Receive up to **\$1000** dollars for information leading to the arrest and charges filed for the person in this case.

Call 253-591-5959

All Callers will remain anonymous

APPENDIX 4



Web Search Transcript

Washington State Patrol
Identification and Criminal History Section
P.O. Box 42633
Olympia, Washington 98504-2633
Telephone (360) 534-2000

This report was generated from a transaction run on 06/21/2013 at 12:15
Conviction Criminal History RCW 10.97.050(1)

Pursuant to the purpose of inquiry, A possible match was found in the Washington
State Criminal History Repository based on the descriptors provided:
LAMP,PATRICK DWAYNE DOB 04/09/1980

WASHINGTON STATE CRIMINAL HISTORY RECORD FOR SID/WA17395515
WASHINGTON STATE PATROL
IDENTIFICATION AND CRIMINAL HISTORY SECTION
P.O. BOX 42633
OLYMPIA, WASHINGTON 98504-2633

CRIMINAL HISTORY INFORMATION AS OF 06/21/2013

NOTICE

THE FOLLOWING TRANSCRIPT OF RECORD IS FURNISHED FOR OFFICIAL USE ONLY.
SECONDARY DISSEMINATION OF THIS CRIMINAL HISTORY RECORD INFORMATION IS
PROHIBITED UNLESS IN COMPLIANCE WITH THE WASHINGTON STATE CRIMINAL RECORDS
PRIVACY ACT, CHAPTER 10.97 RCW.

POSITIVE IDENTIFICATION CAN ONLY BE BASED UPON FINGERPRINT COMPARISON. BECAUSE
ADDITIONS OR DELETIONS MAY BE MADE AT ANY TIME, A NEW COPY SHOULD BE REQUESTED
FOR SUBSEQUENT USE. WHEN EXPLANATION OF A CHARGE OR DISPOSITION IS NEEDED,
COMMUNICATE DIRECTLY WITH THE AGENCY THAT SUPPLIED THE INFORMATION TO THE
WASHINGTON STATE PATROL.

THIS CONVICTION RECORD INCLUDES INFORMATION FOR WHICH A PERSON IS CURRENTLY BEING
PROCESSED BY THE CRIMINAL JUSTICE SYSTEM.

MASTER INFORMATION

NAME: LAMP, PATRICK D DOB: 04/09/1980
SID NUMBER: WA17395515
DOC NUMBER: 797784

PERSON INFORMATION

 SEX RACE HEIGHT WEIGHT EYES HAIR PLACE OF BIRTH CITIZENSHIP
 M W 601 170 HAZ BRO WA US
 US
 XX

OTHER NAMES USED OTHER DATES OF BIRTH USED SOC SEC NUMBER MISC NUMBER
 LAMP,JUSTIN D
 LAMP,JUSTIN DUANE 05/25/1977
 LAMP,PATRICK 05/09/1980
 LAMP,PATRICK DEWAYNE
 LAMP,PATRICK DWAYNE
 POCKETS, UNKNOWN
 RICHARDS, JAY J
 RICHARDS, JAY JOHNSON
 RICHARDS, JONATHAN

CONVICTION AND/OR ADVERSE FINDING SUMMARY

 18 FELONY(S)
 ASSAULT-2 CLASS B FELONY 09/06/2012
 ROBBERY-1 CLASS A FELONY 01/28/2010
 ROBBERY-1 CLASS A FELONY 01/28/2010
 POSSESS STOLEN PROPERTY-2 CLASS C FELONY 11/27/2006
 ROBBERY-1 CLASS A FELONY 09/29/2000
 TAKING MOTOR VEHICLE WITHOUT PERMISSION CLASS C FELONY 09/29/2000
 POSSESSION OF A FIREARM-1 CLASS B FELONY 09/29/2000
 POSSESS STOLEN PROPERTY-2 CLASS C FELONY 09/29/2000
 VUCSA-POSSESS ATTEMPT FELONY 07/02/1999
 POSSESS STOLEN PROPERTY-1 CLASS B FELONY 05/01/1996
 RESIDENTIAL BURGLARY CLASS B FELONY 04/17/1996
 BURGLARY-1 CLASS A FELONY 04/17/1995
 RESIDENTIAL BURGLARY CLASS B FELONY 04/17/1995
 BURGLARY-2 ATTEMPT CLASS C FELONY 04/17/1995
 RESIDENTIAL BURGLARY ATTEMPT CLASS C FELONY 04/17/1995
 RESIDENTIAL BURGLARY CLASS C FELONY 04/17/1995
 RESIDENTIAL BURGLARY CLASS B FELONY 04/17/1995
 RESIDENTIAL BURGLARY CLASS B FELONY 04/17/1995
 0 GROSS MISDEMEANOR(S)
 0 MISDEMEANOR(S)
 1 CLASSIFICATION(S) UNKNOWN
 INNKEEPER-DEFRAUDING 09/19/2006

DOC SUMMARY

 ASSAULT-2 COMMITMENT 09/07/2012
 ROBBERY-1 COMMITMENT 02/02/2010
 ROBBERY-1 COMMITMENT 02/02/2010
 IDENTITY THEFT-2 COMMITMENT 02/02/2010
 POSSESS STOLEN PROPERTY-2 COMMITMENT 02/02/2010
 ROBBERY-1 COMMITMENT 11/28/2006
 TAKING MOTOR VEHICLE WITHOUT PERMISSION COMMITMENT 10/03/2000
 POSSESSION OF A FIREARM-1 COMMITMENT 10/03/2000
 POSSESS STOLEN PROPERTY-2 COMMITMENT 10/03/2000
 COMMITMENT 10/03/2000

POSSESS STOLEN PROPERTY-1
VUCSA-POSSESS

COMMITMENT
COMMITMENT

07/06/1999
07/06/1999

CRIMINAL HISTORY INFORMATION

THE ARRESTS LISTED MAY HAVE BEEN BASED ON PROBABLE CAUSE AT THE TIME OF ARREST OR ON A WARRANT. PROBABLE CAUSE ARRESTS MAY OR MAY NOT RESULT IN THE FILING OF CHARGES. CONTACT THE ARRESTING AGENCY FOR INFORMATION ON THE FORMAL CHARGES AND/OR DISPOSITIONS.

AN ARREST IS NOT A CONVICTION OR FINDING OF GUILT.

ARREST 8

DATE OF ARREST: 08/03/2012

NAME USED: LAMP, PATRICK DWAYNE
CONTRIBUTING AGENCY: WA034013C THURSTON COUNTY JAIL
LOCAL ID: Z0072084 PCN: 767113927 TCN: WA3400000100232456

ARREST OFFENSES

DISPOSITION

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA034123J THURSTON COUNTY
SUPERIOR COURT
COURT CASE NO: 08100021614

STATUS: GUILTY
0102200 ASSAULT-2
RCW: 9A.36.021(2)(A)
CLASS B FELONY
STATUS DATE: 09/06/2012

SENTENCE: SENT. DESC.:
PRISON-63 MOS, SUPV-18 MOS,
VICTIM ASSESS-500, DNA-100
||| RESTITUTION: 1692.98;
COURT COSTS: 200.00

ARREST 7

DATE OF ARREST: 01/13/2009

NAME USED: LAMP, PATRICK DWAYNE
CONTRIBUTING AGENCY: WA0270000 PIERCE COUNTY SHERIFFS OFFICE
LOCAL ID: 181367 PCN: 539677390 TCN: WA2700000101123598

ARREST OFFENSES

DISPOSITION

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA027015J PIERCE COUNTY SUPERIOR
COURT
COURT CASE NO: 091001342

STATUS: GUILTY
0291200 ROBBERY-1
RCW: 9A.56.200(2)
CLASS A FELONY
STATUS DATE: 01/28/2010

SENTENCE: SENT. DESC.:

CHG 01: PRISON-171 MOS,
SUPV-36 MOS

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA027015J PIERCE COUNTY SUPERIOR
COURT
COURT CASE NO: 091007804

STATUS: GUILTY
0291200 ROBBERY-1
RCW: 9A.56.200(2)
CLASS A FELONY
STATUS DATE: 01/28/2010

SENTENCE: SENT. DESC.:
CHG 01: PRISON- 171 MOS,
SUPV-36 MOS

ARREST 6

DATE OF ARREST: 09/15/2006

NAME USED: LAMP, PATRICK DWAYNE
CONTRIBUTING AGENCY: WA0270000 PIERCE COUNTY SHERIFFS OFFICE
LOCAL ID: 181367 PCN: 538881490 TCN: WA2700000100487205

ARREST OFFENSES

DISPOSITION

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA027015J PIERCE COUNTY SUPERIOR
COURT
COURT CASE NO: 061044110

STATUS: GUILTY
0281200 POSSESS STOLEN PROPERTY-2
RCW: 9A.56.160(2)
CLASS C FELONY
STATUS DATE: 11/27/2006

SENTENCE: SENT. DESC.:
CHG 01: PRISON-26 MOS

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA027101J TACOMA MUNICIPAL COURT
COURT CASE NO: B00128802

STATUS: GUILTY
0306000 INNKEEPER-DEFRAUDING
RCW: 19.48.110
CLASS UNKNOWN
STATUS DATE: 09/19/2006

SENTENCE: JAIL: 365 DS,
JAIL SUS.: 365 DS
FINE: \$150.00

ARREST 5

DATE OF ARREST: 06/27/2006

NAME USED: LAMP, PATRICK DWAYNE
CONTRIBUTING AGENCY: WAKCS0000 KING COUNTY SHERIFFS OFFICE
LOCAL ID: A308950 PCN: 222311063 TCN: WA1700000400097218

ARREST OFFENSES

DISPOSITION

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA017015J KING COUNTY SUPERIOR
COURT
COURT CASE NO: 991089304
REFER TO 09/17/1999

ARREST 4

DATE OF ARREST: 09/17/1999

NAME USED: LAMP, PATRICK DWAYNE
CONTRIBUTING AGENCY: WAKCS0000 KING COUNTY SHERIFFS OFFICE
LOCAL ID: 220752 PCN: 004325125 TCN: N/A

ARREST OFFENSES

DISPOSITION

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA017015J KING COUNTY SUPERIOR
COURT
COURT CASE NO: 991089304

STATUS: GUILTY
02904 ROBBERY-1
RCW: 9A.56.200(1)(A)
CLASS A FELONY
STATUS DATE: 09/29/2000

SENTENCE: SENT. DESC.:
CHG 01: PRISON-130 MOS
**CHG 02: PRISON-26 MOS,
CONCURRENT **CHG 03:
PRISON-97 MOS, CONCURRENT
**CHG 04: PRISON-26 MOS,
CONCURRENT 07/10/2006
CERT OF FINALITY 57784-1-I
/ PERS RESTRAINT PET
GRANTED/REMANDED FOR
RESENTENCING.

STATUS: GUILTY
02724 TAKING MOTOR VEHICLE WITHOUT
PERMISSION
RCW: 9A.56.070
CLASS C FELONY
STATUS DATE: 09/29/2000

STATUS: GUILTY
00543 POSSESSION OF A FIREARM-1
RCW: 9.41.040(1)(A)
CLASS B FELONY
STATUS DATE: 09/29/2000

STATUS: GUILTY
02812 POSSESS STOLEN PROPERTY-2

RCW: 9A.56.160
CLASS C FELONY
STATUS DATE: 09/29/2000

ARREST 3

DATE OF ARREST: 04/25/1999

NAME USED: LAMP, PATRICK DWAYNE
CONTRIBUTING AGENCY: WA0270300 TACOMA POLICE DEPARTMENT
LOCAL ID: 636205 PCN: N/A TCN: N/A

ARREST OFFENSES

DISPOSITION

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA027013A PIERCE COUNTY PROSECUTOR
S OFFICE
COURT CASE NO: 991017899

STATUS: GUILTY
17351 VUCSA-POSSESS
RCW: 69.50.401
ATTEMPT
FELONY
STATUS DATE: 07/02/1999

COMMENT: METHAMPHETAMINE

SENTENCE: SENT. DESC.:
CHG 01: PRISON- 12 MOS 1
DY, COMM SUPV- 1 YR

ARREST 2

DATE OF ARREST: 03/14/1996

NAME USED: LAMP, PATRICK D
CONTRIBUTING AGENCY: WA0270300 TACOMA POLICE DEPARTMENT
LOCAL ID: 636205 PCN: N/A TCN: N/A

ARREST OFFENSES

DISPOSITION

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA027013C PIERCE COUNTY CORRECTION
S
COURT CASE NO: 968006928

STATUS: GUILTY
02802 POSSESS STOLEN PROPERTY-1
RCW: 9A.56.150
CLASS B FELONY
STATUS DATE: 05/01/1996

SENTENCE: SENT. DESC.:
CHG 01: PRISON - 65 WKS EA
CT, 2 CTS

ARREST 1

DATE OF ARREST: 02/22/1995

NAME USED: LAMP, PATRICK D
CONTRIBUTING AGENCY: WA0270000 PIERCE COUNTY SHERIFFS OFFICE

LOCAL ID: 181367

PCN: N/A

TCN: N/A

ARREST OFFENSES

DISPOSITION

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA0270000 PIERCE COUNTY SHERIFFS
OFFICE

COURT CASE NO: 958004161

STATUS: GUILTY
12310 RESIDENTIAL BURGLARY
RCW: 9A.52.025
ATTEMPT
CLASS C FELONY
STATUS DATE: 04/17/1995

SENTENCE: SENT. DESC.:
CHG 01: JAIL - 185 DS
**CHG 02: JAIL - 185 DS

STATUS: GUILTY
02310 RESIDENTIAL BURGLARY
RCW: 9A.52.025
CLASS B FELONY
STATUS DATE: 04/17/1995

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA0270000 PIERCE COUNTY SHERIFFS
OFFICE

COURT CASE NO: 958004170

STATUS: GUILTY
02310 RESIDENTIAL BURGLARY
RCW: 9A.52.025
CLASS B FELONY
STATUS DATE: 04/17/1995

SENTENCE: SENT. DESC.:
CHG 01: JAIL - 185 DS

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA0270000 PIERCE COUNTY SHERIFFS
OFFICE

COURT CASE NO: 958004188

STATUS: GUILTY
02310 RESIDENTIAL BURGLARY
RCW: 9A.52.025
CLASS B FELONY
STATUS DATE: 04/17/1995

SENTENCE: SENT. DESC.:
CHG 01: JAIL - 185 DS

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA0270000 PIERCE COUNTY SHERIFFS
OFFICE

COURT CASE NO. 958004196

STATUS: GUILTY
02310 RESIDENTIAL BURGLARY
RCW: 9A.52.025
CLASS B FELONY
STATUS DATE: 04/17/1996

SENTENCE: SENT. DESC.:
CHG 01: JAIL - 185 DS

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA0270000 PIERCE COUNTY SHERIFFS
OFFICE
COURT CASE NO: 958004200

STATUS: GUILTY
02302 BURGLARY-1
RCW: 9A.52.020
CLASS A FELONY
STATUS DATE: 04/17/1995

SENTENCE: SENT. DESC.:
CHG 01: PRISON - 12 WKS

CONTRIBUTOR OR RESPONSIBLE AGENCY:
WA0270000 PIERCE COUNTY SHERIFFS
OFFICE
COURT CASE NO: 958006539

STATUS: GUILTY
02310 RESIDENTIAL BURGLARY
RCW: 9A.52.025
CLASS B FELONY
STATUS DATE: 04/17/1995

SENTENCE: SENT. DESC.:
CHG 01: JAIL - 185 DS
**CHG 02: JAIL - 185 DS

STATUS: GUILTY
12312 BURGLARY-2
RCW: 9A.52.030
ATTEMPT
CLASS C FELONY
STATUS DATE: 04/17/1995

STATE DEPARTMENT OF CORRECTIONS

CUSTODY HISTORY

COMMITMENT

NAME USED: LAMP, PATRICK DWAYNE DATE: 09/07/2012
CONTRIBUTING AGENCY: WA036015C WA DOC-WALLA WALLA PENITENTIARY DOC NUMBER: 797784

COURT CASE NO: 081021614 COUNTY/STATE: THURSTON
CHARGE: 0102200 ASSAULT-2 CLASS B FELONY
9A.36.021(2) (A)

DOO: 10/26/2008
CDD: 09/07/2012
CPL: 63 MONTHS CC TO PIERCE 091007804 PIERCE 091001342 &
PIERCE 091002179

COMMITMENT

NAME USED: LAMP, PATRICK DWAYNE DATE: 02/02/2010
CONTRIBUTING AGENCY: WA023025C WA DOC-SHELTON CORRECTIONS DOC NUMBER: 797784
COURT CASE NO: 091001342 COUNTY/STATE: PIERCE
CHARGE: 0291200 ROBBERY-1 CLASS A FELONY
9A.56.200(2)

DOO: 01/03/2009
CDD: 02/02/2010
CPL: 171 MOS CT I

COURT CASE NO: 091007804 COUNTY/STATE: PIERCE
CHARGE: 0291200 ROBBERY-1 CLASS A FELONY
9A.56.200(2)

DOO: 11/17/2008
CDD: 02/02/2010
CPL: 171 MOS CT I CC TO 09-1-00134-2

COURT CASE NO: 091002179 COUNTY/STATE: PIERCE
CHARGE: 0304150 IDENTITY THEFT-2 CLASS C FELONY
9.35.020(3)

DOO: 01/01/2009
OFFENSE COMMENTS: CT I, II
CDD: 02/02/2010
CPL: 57 MOS EA CT CC TO 09-1-00780-4

COMMITMENT

NAME USED: LAMP, PATRICK DWAYNE DATE: 11/28/2006
CONTRIBUTING AGENCY: WA023025C WA DOC-SHELTON CORRECTIONS DOC NUMBER: 797784
COURT CASE NO: 061044110 COUNTY/STATE: PIERCE
CHARGE: 0281200 POSSESS STOLEN PROPERTY-2 CLASS C FELONY
9A.56.160(2)

DOO: 11/28/2006

COMMITMENT

NAME USED: LAMP, PATRICK D DATE: 10/03/2000
CONTRIBUTING AGENCY: WA023025C WA DOC-SHELTON CORRECTIONS DOC NUMBER: 797784
COURT CASE NO: 99C089304 COUNTY/STATE: KING
CHARGE: 02904 ROBBERY-1 CLASS A FELONY
9A.56.200(1) (A)

DOO: 10/03/2000

COURT CASE NO: 99C089304 COUNTY/STATE: KING
CHARGE: 02724 TAKING MOTOR VEHICLE WITHOUT PERMISSION CLASS
C FELONY
9A.56.070

DOO: 10/03/2000
COURT CASE NO: 99C089304 COUNTY/STATE: KING
CHARGE: 00543 POSSESSION OF A FIREARM-1 CLASS B FELONY
9.41.040(1) (A)

DOO: 10/03/2000
COURT CASE NO: 99C089304 COUNTY/STATE: KING
CHARGE: 02812 POSSESS STOLEN PROPERTY-2 CLASS C FELONY
9A.56.160

DOO: 10/03/2000

COMMITMENT

NAME USED: LAMP,PATRICK DWAYNE DATE: 07/06/1999
CONTRIBUTING AGENCY: WA023025C WA DOC-SHELTON CORRECTIONS DOC NUMBER: 797784
COURT CASE NO: 991018461 COUNTY/STATE: PIERCE
CHARGE: 02802 POSSESS STOLEN PROPERTY-1 CLASS B FELONY
9A.56.150

DOO: 07/06/1999

COURT CASE NO: 991017899 COUNTY/STATE: PIERCE
CHARGE: 17351 VUCSA-POSSESS FELONY
69.50.401
ATTEMPT

DOO: 07/06/1999

NO KNOWN SEX/KIDNAPPING OFFENDER REGISTRATIONS

NO KNOWN APPLICANT DETAILS

GLOSSARY OF TERMS IS AVAILABLE IN THE CRIMINAL JUSTICE TRAINING MANUAL (CJTM)
LOCATED AT <http://www.wsp.wa.gov/crime/crimhist.htm>

RESOURCES

ADMINISTRATIVE OFFICE OF THE COURTS (AOC)-----WWW.COURTS.WA.GOV
WSP CHRU-----CRIMHIS@WSP.WA.GOV OR
(360) 534-2000
DEPARTMENT OF CORRECTIONS (DOC)-----WWW.DOC.WA.GOV
WSP SOR UNIT----- (360) 534-2000
WSP CRIME LAB CODIS----- (206) 262-6020
RCW-----HTTP://APPS.LEG.WA.GOV/RCW/
LEGISLATION-----HTTP://APPS.LEG.WA.GOV
END OF RECORD

APPENDIX 5

Pierce County Superior Court Criminal Case 09-1-00780-4

Defendant: **PATRICK DWAYNE LAMP**
 Access: Public
 Jurisdiction: SUPERIOR CT - PIERCE CTY
 Initial Bail Amount: \$200,000.00

Attorneys

Type	Name	Firm	Role
Pros	GREGORY L GREER	Prosecuting Attorney	LEAD COUNSEL
Defe	DANA MICHAEL RYAN		LEAD COUNSEL

Charges

Count	Type	Description	RCW	Disposition	Sentence Date
1	Original	ROBBERY IN THE FIRST DEGREE	, 9A.56.190 , 9A.56.200(I)(a)(ii)		
	Final	ROBBERY IN THE FIRST DEGREE	, 9A.56.190 , 9A.56.200(I)(a)(ii)	PLED GLTY AS CHGD	01/27/2010

Filings

Filing Date	Filing	Access	Pages	Microfilm
02/13/2009	<input type="checkbox"/> CLERK'S MINUTE ENTRY	Public	2	
02/13/2009	<input type="checkbox"/> ORDER FOR HEARING	Public	1	
02/13/2009	<input type="checkbox"/> ORDER ESTABLISHING CONDITIONS OF RELEASE	Public	2	
02/13/2009	<input type="checkbox"/> INFORMATION	Public	1	
02/13/2009	<input type="checkbox"/> AFFIDAVIT/DETERMINATION FOR PROBABLE CAUSE	Public	1	
02/17/2009	<input type="checkbox"/> NOTICE OF APPEARANCE	Public	1	
03/02/2009	<input type="checkbox"/> RECEIPT OF DISCOVERY	Public	1	
03/27/2009	<input type="checkbox"/> ORDER FOR EXAM	Public	4	
04/14/2009	<input type="checkbox"/> ORDER FOR HEARING	Public	1	
04/16/2009	<input type="checkbox"/> ORDER FOR HEARING	Public	1	
05/06/2009	<input type="checkbox"/> ORDER FOR HEARING	Public	1	
05/07/2009	<input type="checkbox"/> ORDER FOR HEARING	Public	1	
05/07/2009	<input type="checkbox"/> ORDER DETERMINING COMPETENCY TO STAND TRIAL	Public	2	
05/12/2009	<input type="checkbox"/> ORDER FOR HEARING	Public	1	
05/19/2009	<input type="checkbox"/> OMNIBUS ORDER	Public	3	
06/04/2009	<input type="checkbox"/> ORDER FOR CONTINUANCE OF TRIAL DATE	Public	1	
06/08/2009	<input type="checkbox"/> RETURN ON SUBPOENA, CULP	Public	1	
06/08/2009	<input type="checkbox"/> RETURN ON SUBPOENA, DELIGHT	Public	1	
06/08/2009	<input type="checkbox"/> RETURN ON SUBPOENA, RETIBER	Public	1	
06/08/2009	<input type="checkbox"/> RETURN ON SUBPOENA, BOURBON	Public	1	
06/09/2009	<input type="checkbox"/> RETURN ON SUBPOENA, LEWIS	Public	1	
06/10/2009	<input type="checkbox"/> RETURN ON SUBPOENA, EARICK	Public	1	
06/10/2009	<input type="checkbox"/> WITNESS LIST	Public	2	
06/11/2009	<input type="checkbox"/> RETURN ON SUBPOENA, EADS	Public	1	
06/12/2009	<input type="checkbox"/> RETURN ON SUBPOENA -2	Public	2	
06/16/2009	<input type="checkbox"/> RETURN ON SUBPOENA, PIHL	Public	1	
06/18/2009	<input type="checkbox"/> RECEIPT OF DISCOVERY	Public	1	
07/20/2009	<input type="checkbox"/> ORDER FOR CONTINUANCE OF TRIAL DATE	Public	1	
07/27/2009	<input type="checkbox"/> ORDER FOR EXAM	Public	4	
07/28/2009	<input type="checkbox"/> ORDER FOR CONTINUANCE OF TRIAL DATE	Public	1	
08/04/2009	<input type="checkbox"/> RETURN ON SUBPOENA, CULP	Public	1	
08/04/2009	<input type="checkbox"/> RETURN ON SUBPOENA, LEWIS	Public	1	
08/04/2009	<input type="checkbox"/> RETURN ON SUBPOENA, DELIGHT	Public	1	
08/04/2009	<input type="checkbox"/> RETURN ON SUBPOENA, RETIBER	Public	1	
08/05/2009	<input type="checkbox"/> RETURN ON SUBPOENA, TEMPLE	Public	1	
08/05/2009	<input type="checkbox"/> RETURN ON SUBPOENA, BOURBON	Public	1	
08/10/2009	<input type="checkbox"/> RETURN ON SUBPOENA, EADS	Public	1	
08/11/2009	<input type="checkbox"/> RETURN ON SUBPOENA, PIHL	Public	1	
08/11/2009	<input type="checkbox"/> STATE'S LIST OF WITNESSES	Public	2	
08/12/2009	<input type="checkbox"/> RETURN ON SUBPOENA 2	Public	2	
09/03/2009	<input type="checkbox"/> ORDER FOR CONTINUANCE OF TRIAL DATE	Public	1	
09/11/2009	<input type="checkbox"/> RETURN ON SUBPOENA, RETIBER	Public	1	
09/11/2009	<input type="checkbox"/> RETURN ON SUBPOENA, LEWIS	Public	1	

Pierce County Superior Court Criminal Case 09-1-00134-2

Defendant: **PATRICK DWAYNE LAMP**

Access: Public

Jurisdiction: SUPERIOR CT - PIERCE CTY

Attorneys

Type	Name	Firm	Role
Pros	GREGORY L GREER	Prosecuting Attorney	LEAD COUNSEL
Defe	DANA MICHAEL RYAN		LEAD COUNSEL

Charges

Count	Type	Description	RCW	Disposition	Sentence Date
1	Original	ROBBERY IN THE FIRST DEGREE	, 9A.56.190 , 9A.56.200(1)(a)(ii)		
	Final	ROBBERY IN THE FIRST DEGREE	, 9A.56.190 , 9A.56.200(1)(a)(ii)	PLED GLTY AS CHGD	01/27/2010

Filings

Filing Date	Filing	Access	Pages	Microfilm
01/08/2009	<input checked="" type="checkbox"/> AFFIDAVIT/ DETERMINATION FOR PROBABLE CAUSE	Public	1	
01/08/2009	<input checked="" type="checkbox"/> INFORMATION	Public	1	
01/09/2009	<input checked="" type="checkbox"/> CERTIFICATE OF ADDRESS SEARCH	Public	1	
01/09/2009	<input checked="" type="checkbox"/> ORDER DIRECTING ISSUANCE OF BENCH WARRANT	Public	1	
01/09/2009	<input checked="" type="checkbox"/> BENCH WARRANT	Public	1	
01/14/2009	<input checked="" type="checkbox"/> ORDER FOR HEARING	Public	1	
01/14/2009	<input checked="" type="checkbox"/> ORDER ESTABLISHING CONDITIONS OF RELEASE	Public	2	
01/14/2009	<input checked="" type="checkbox"/> PRE-TRIAL ELIGIBILITY REPORT	Sealed	2	
01/14/2009	<input checked="" type="checkbox"/> CLERK'S MINUTE ENTRY	Public	2	
01/15/2009	<input checked="" type="checkbox"/> NOTICE OF APPEARANCE	Public	1	
01/15/2009	<input checked="" type="checkbox"/> SHERIFF'S RETURN ON BW	Public	1	
02/02/2009	<input checked="" type="checkbox"/> RECEIPT OF DISCOVERY	Public	1	
02/24/2009	<input checked="" type="checkbox"/> ORDER FOR HEARING	Public	1	
02/27/2009	<input checked="" type="checkbox"/> VICTIM STATEMENT	Public	1	
02/27/2009	<input checked="" type="checkbox"/> RESTITUTION INFORMATION	Confidential	9	
03/03/2009	<input checked="" type="checkbox"/> ORDER FOR CONTINUANCE OF TRIAL DATE	Public	1	
03/27/2009	<input checked="" type="checkbox"/> ORDER FOR EXAM	Public	4	
04/14/2009	<input checked="" type="checkbox"/> ORDER FOR HEARING	Public	1	
04/16/2009	<input checked="" type="checkbox"/> ORDER FOR HEARING	Public	1	
04/28/2009	<input checked="" type="checkbox"/> FORENSIC PSYCHOLOGICAL EVALUATION	Confidential	8	
05/06/2009	<input checked="" type="checkbox"/> ORDER FOR HEARING	Public	1	
05/07/2009	<input checked="" type="checkbox"/> ORDER FOR HEARING	Public	1	
05/07/2009	<input checked="" type="checkbox"/> ORDER DETERMINING COMPETENCY TO STAND TRIAL	Public	2	
05/12/2009	<input checked="" type="checkbox"/> ORDER FOR HEARING	Public	1	
05/19/2009	<input checked="" type="checkbox"/> OMNIBUS ORDER	Public	3	
06/04/2009	<input checked="" type="checkbox"/> ORDER FOR CONTINUANCE OF TRIAL DATE	Public	1	
06/10/2009	<input checked="" type="checkbox"/> WITNESS LIST	Public	2	
06/12/2009	<input checked="" type="checkbox"/> RETURN ON SUBPOENA	Public	1	
06/12/2009	<input checked="" type="checkbox"/> RETURN ON SUBPOENA - SEVERSON	Public	1	
06/15/2009	<input checked="" type="checkbox"/> RETURN ON SUBPOENA	Public	1	
06/18/2009	<input checked="" type="checkbox"/> RECEIPT OF DISCOVERY	Public	1	
06/19/2009	<input checked="" type="checkbox"/> NOTICE OF RELEASE	Public	1	
06/25/2009	<input checked="" type="checkbox"/> AFFIDAVIT/ DECLARATION OF SERVICE - MCDANIEL	Public	2	
07/20/2009	<input checked="" type="checkbox"/> ORDER FOR CONTINUANCE OF TRIAL DATE	Public	1	
07/27/2009	<input checked="" type="checkbox"/> ORDER FOR EXAM	Public	4	
07/28/2009	<input checked="" type="checkbox"/> ORDER FOR CONTINUANCE OF TRIAL DATE	Public	1	
08/04/2009	<input checked="" type="checkbox"/> RETURN ON SUBPOENA	Public	1	
08/11/2009	<input checked="" type="checkbox"/> STATE'S LIST OF WITNESSES	Public	2	
08/12/2009	<input checked="" type="checkbox"/> RETURN ON SUBPOENA 2	Public	2	
08/31/2009	<input checked="" type="checkbox"/> AFFIDAVIT/ DECLARATION OF SERVICE - DOE	Public	3	
09/01/2009	<input checked="" type="checkbox"/> RETURN ON SUBPOENA	Public	1	
09/03/2009	<input checked="" type="checkbox"/> ORDER FOR CONTINUANCE OF TRIAL DATE	Public	1	
09/15/2009	<input checked="" type="checkbox"/> STATE'S LIST OF WITNESSES	Public	2	
09/17/2009	<input checked="" type="checkbox"/> RETURN ON SUBPOENA SEVERSON	Public	1	

APPENDIX 6

January 08 2009 11:02 AM

KEVIN STOCK
COUNTY CLERK

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

CAUSE NO. 09-1-00134-2

vs.

PATRICK DWAYNE LAMP,

DECLARATION FOR DETERMINATION OF
PROBABLE CAUSE

Defendant.

PHILIP K. SORENSEN, declares under penalty of perjury:

That I am a deputy prosecuting attorney for Pierce County and I am familiar with the police report and/or investigation conducted by the PIERCE COUNTY SHERIFF, incident number 090030812;

That the police report and/or investigation provided me the following information;

That in Pierce County, Washington, on or about the 3rd day of January, 2009, the defendant, PATRICK DWAYNE LAMP, did commit the crime of robbery.

On the above date at 1709 hours sheriff's Deputies responded to the Java Girls drive up coffee stand in the 10000 block of Pacific Avenue South regarding a robbery. When deputies arrived they spoke with victim employee K. Ross who reported that that minutes earlier a car pulled up to one of the driveup windows. The vehicle was occupied by two males. The driver ordered coffee drinks. The driver then pointed a handgun at Ross and demanded "Give me the money...all of it." Ross feared she was about to be shot. Ross retrieved cash from the till. The driver reached through the stand's window and grabbed the cash from Ross' hands. The sedan drove away.

Deputies were able to view surveillance video that confirmed Ross' fact pattern. Ross was able to provide a description of the driver and noted that the driver was marked with significant tattoos.

During the course of the investigation detectives received information in the form of tips that LAMP was the person who committed the robbery. Detectives noted that pictures of LAMP showed that he also sported significant tattoos. A photomontage was created that included an image of LAMP. Ross positively identified LAMP as the driver and gunman during the robbery. LAMP'S passenger has yet to be identified. Additional charges may be added when identification is made. LAMP remains at large. A warrant is being sought for his arrest.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

DATED: January 8, 2009
PLACE: TACOMA, WA

/s/ PHILIP K. SORENSEN
PHILIP K. SORENSEN, WSB# 16441

DECLARATION FOR DETERMINATION
OF PROBABLE CAUSE -1

Office of the Prosecuting Attorney
930 Tacoma Avenue South, Room 946
Tacoma, WA 98402-2171
Main Office (253) 798-7400

January 08 2009 11:01 AM

KEVIN STOCK
COUNTY CLERK

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

CAUSE NO. 09-1-00134-2

vs.

PATRICK DWAYNE LAMP,

INFORMATION

Defendant.

DOB: 4/9/1980

SEX : MALE

RACE: WHITE

PCN#:

SID#: 17395515

DOL#: UNKNOWN

COUNT I

I, GERALD A. HORNE, Prosecuting Attorney for Pierce County, in the name and by the authority of the State of Washington, do accuse PATRICK DWAYNE LAMP of the crime of ROBBERY IN THE FIRST DEGREE, committed as follows:

That PATRICK DWAYNE LAMP, in the State of Washington, on or about the 3rd day of January, 2009, did unlawfully and feloniously take personal property belonging to another with intent to steal from the person or in the presence of an employee of Java Girls, the owner thereof or a person having dominion and control over said property, against such person's will by use or threatened use of immediate force, violence, or fear of injury to an employee of Java Girls, said force or fear being used to obtain or retain possession of the property or to overcome resistance to the taking, and in the commission thereof, or in immediate flight therefrom, the defendant or an accomplice displayed what appeared to be a firearm or other deadly weapon, to-wit: a handgun, contrary to RCW 9A.56.190 and 9A.56.200(l)(a)(ii), and against the peace and dignity of the State of Washington.

DATED this 8th day of January, 2009.

PIERCE COUNTY SHERIFF
WA02700

GERALD A. HORNE
Pierce County Prosecuting Attorney

pks

By: /s/ PHILIP K. SORENSEN
PHILIP K. SORENSEN
Deputy Prosecuting Attorney
WSB#: 16441

INFORMATION- 1

Office of the Prosecuting Attorney
930 Tacoma Avenue South, Room 946
Tacoma, WA 98402-2171
Main Office (253) 798-7400

APPENDIX 7

February 13 2009 9:27 AM

KEVIN STOCK
COUNTY CLERK

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

CAUSE NO. 09-1-00780-4

vs.

PATRICK DWAYNE LAMP,

DECLARATION FOR DETERMINATION OF
PROBABLE CAUSE

Defendant.

PHILIP K. SORENSEN, declares under penalty of perjury:

That I am a deputy prosecuting attorney for Pierce County and I am familiar with the police report and/or investigation conducted by the PUYALLUP POLICE DEPARTMENT, incident number 08010584;

That the police report and/or investigation provided me the following information;

That in Pierce County, Washington, on or about the 17th day of November, 2008, the defendant, PATRICK DWAYNE LAMP, did commit the crime of robbery.

On the above date at 1520 hours Puyallup Police responded to Turtle Bay Espresso stand in the 500 block of South Meridian regarding a robbery. When police arrived they spoke with barista A. Fickess who reported that a man, later identified as LAMP approached the stand on foot, pointed a handgun at Fickess and demanded money ("Give me all the fucking money"). Fickess complied and LAMP left on foot the stand's money. Fickess was able to provide a description of the robbery that included distinctive tattoos.

During the course of the investigation detectives became aware of LAMP. A photo montage was created that included an image of LAMP. Because of LAMP'S specific tattoo markings LAMP'S image was altered to delete specific marks that could not be reproduced in other subjects. On January 8, 2009, Fickess viewed the montage. Fickess was unable to pick anyone.

On January 14, 2009, Fickess called detectives and reported that she had seen a media broadcast regarding another coffee stand robbery. That broadcast included an unaltered picture of LAMP. Fickess positively identified LAMP as the man who robbed her espresso stand.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

DATED: February 13, 2009

PLACE: TACOMA, WA

/s/ PHILIP K. SORENSEN
PHILIP K. SORENSEN, WSB# 16441

DECLARATION FOR DETERMINATION
OF PROBABLE CAUSE - 1

Office of the Prosecuting Attorney
930 Tacoma Avenue South, Room 946
Tacoma, WA 98402-2171
Main Office (253) 798-7400

February 13 2009 9:27 AM

KEVIN STOCK
COUNTY CLERK

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,

Plaintiff,

CAUSE NO. 09-1-00780-4

vs.

PATRICK DWAYNE LAMP,

INFORMATION

Defendant.

DOB: 4/9/1980
PCN#:

SEX : MALE
SID#: 17395515

RACE: WHITE
DOL#: WA LAMP*PD206JZ

COUNT I

I, GERALD A. HORNE, Prosecuting Attorney for Pierce County, in the name and by the authority of the State of Washington, do accuse PATRICK DWAYNE LAMP of the crime of ROBBERY IN THE FIRST DEGREE, committed as follows:

That PATRICK DWAYNE LAMP, in the State of Washington, on or about the 17th day of November, 2008, did unlawfully and feloniously take personal property belonging to another with intent to steal from the person or in the presence of employees of Turtle Bay Espresso, the owner thereof or a person having dominion and control over said property, against such person's will by use or threatened use of immediate force, violence, or fear of injury to employees of Turtle Bay Espresso, said force or fear being used to obtain or retain possession of the property or to overcome resistance to the taking, and in the commission thereof, or in immediate flight therefrom, the defendant displayed what appeared to be a firearm or other deadly weapon, to-wit: a handgun, contrary to RCW 9A.56.190 and 9A.56.200(1)(a)(ii), and against the peace and dignity of the State of Washington.

DATED this 13th day of February, 2009.

PUYALLUP POLICE DEPARTMENT
WA02701

GERALD A. HORNE
Pierce County Prosecuting Attorney

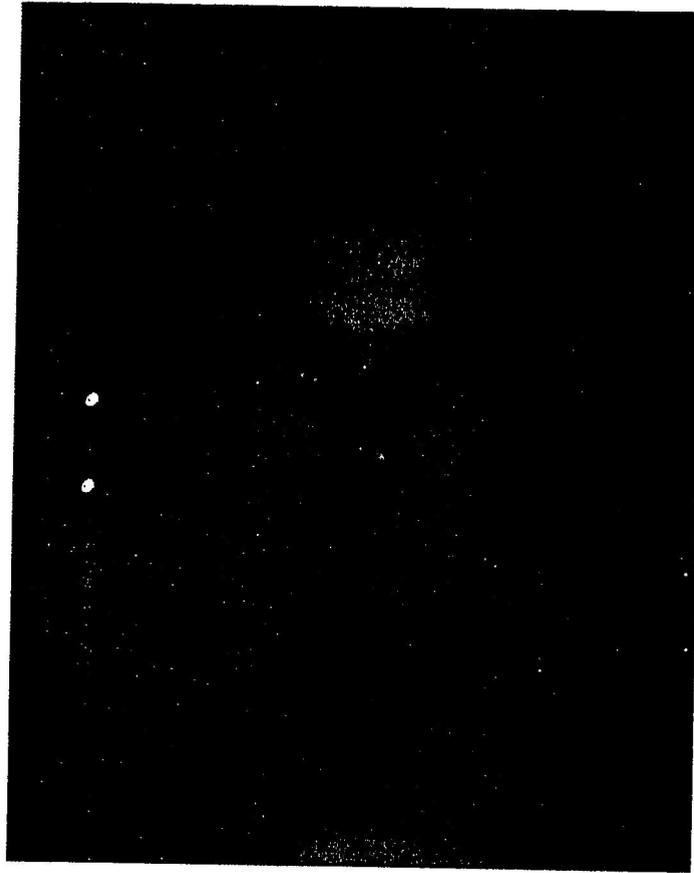
pks

By: /s/ PHILIP K. SORENSEN
PHILIP K. SORENSEN
Deputy Prosecuting Attorney
WSB#: 16441

INFORMATION- 1

Office of the Prosecuting Attorney
930 Tacoma Avenue South, Room 946
Tacoma, WA 98402-2171
Main Office (253) 798-7400

APPENDIX 8



2009002063 - WILSON, ROBERT SHERMAN

APPENDIX 9

TRUCKEE/PIERCE COUNTY



2/15/08 15:20:4

