

ADDITIONAL GROUNDS BRIEF OF APPELLANT

By Darrell Nelson

1. The defendant was denied his constitutional right to self-representation by the Honorable judges Bryan E Schushcoff and James Orlando.
2. The defendant was denied his constitutional right to a speedy trial.
3. The defendant's constitutional right to trial by an impartial jury has been violated.

FILED APPEALS
 COURT OF APPEALS
 DIVISION II
 2015 MAR 31 AM 11:39
 STATE OF WASHINGTON
 BY *[Signature]*

ARGUMENT

1. (a). In the trial transcript dated July 13 ,2013 . It is clear that the defendant asked and had been asking the court to let him have his constitutional right to self-representation. In the court transcript the defendant never withdrew his request for pro-sey nor did the defendant withdraw his request made on May 6, 2013.

Under the law: US V. WALKER 142 F3d 103 (2nd cir) Is stated that if a defendant asks to proceed Pro-sey the sixth amendment right to self-representation is absolute and must be granted.

Not only did the defendant not withdraw his his request he wrote a grievance in hopes that the court would correct this error..... Evidence of these facts for 1-1.(a) are marked exhibit A.

2. (b) The defendant's constitutional right to a speedy trial were violated by the court imposing 20 continuances that the defendant objected to and never gave permission to the attorneys that the court forced to be representation. The defendant would ask the court to use the WRIT OF HABEAS CORPUS (also constitutional right violated) as evidence of speedy trial violation.

64 pages of exhibit/evidence

Page 1 of 2

Dated 3-30-2015

3. (c) The defendant's right to a fair trial by an impartial jury Article 1 section 22 of the WASH. State constitution was violated by the fact that juror #7 Cory D. Hamilton withheld information about his employment at DSHS he has not been a maintenance mechanic since 2009 at the time of trial he worked as the DCS supervisor out of the same office as Rocio Chaves-De Alvarado who was the case worker in my cps case that was started when these allegations against the defendant were made. She sat in the audience area of the court while here coworker sat in the jury box.

The defendant offers trial transcript dated 4/15/14 page 207 line 18 and line 20 as evidence marked 3.(c) of juror #7 perjury and the jury list with no occupation as his withholding information from the defense.

4. Article 1 section 22 "rights of the accused" of the Washington state constitution states that the accused will have the right to self-representation and a speedy trial by an impartial jury. The court in this case did not afford the defendant these rights.
The Washington state constitution article 1 section 13 is clear that the right of HABEAS CORPUS shall not be suspended, unless case of rebellion or invasion the public safety requires it. the defendant offers the writ and the sentencing transcript
5. The honorable judge Bryan E Schushcoff clearly neglected his judicial responsibility which resulted in constitutional violation of the defendant

Additional grounds of appellant brief of case 13-1-01034-0 of the superior court of Washington

By the defendant Darrell Nelson appellant case no: 46329-0 court of appeals division 2.

The defendant also has asked his appeal attorney to prepare to appeal these issues to the next court of appeals if this court does not acknowledge these violations of constitutionality.

Darrell Nelson ☺

Page 2 of 2



Dated 3-30-2015

(exhibit A)

IN THE SUPERIOR COURT IN AND FOR THE COUNTY OF PIERCE
STATE OF WASHINGTON

STATE OF WASHINGTON,)	
)	
Plaintiff,)	VERBATIM REPORT OF PROCEEDINGS
)	Superior Court No. 13-1-01034-0
vs.)	Court of Appeals No. 46239-7-II
)	
DARRELL NEWTON NELSON,)	
)	
Defendant.)	

APPEARANCES

MARK A. SANCHEZ, Deputy Prosecuting Attorney, appeared on behalf of the State of Washington.

EDWARD DeCOSTA, Attorney at Law, appeared on behalf of the Defendant, who was present in person.

BE IT REMEMBERED that on the 2nd day of July 2013, the above-captioned cause came on duly for hearing before the HONORABLE JAMES ORLANDO, Judge of the Superior Court in and for County of Pierce, State of Washington; the following proceedings were had, to-wit:

Shaun Linse, CCR #2029, Official Court Reporter

1 July 2, 2013

2 9:33 a.m.

exhibit A

3 * * * * *

4 (CDPJ docket reported but not transcribed.)

5 MR. SANCHEZ: Nelson in custody will be next.

6 MR. DeCOSTA: Good morning, Your Honor.

7 THE COURT: Good morning.

8 MR. SANCHEZ: Nelson in custody continuing the
9 trial date, Your Honor.

10 THE COURT: You're just appearing in, Mr. DeCosta?

11 MR. DeCOSTA: No, Your Honor. I'm here standing
12 in for Mr. Quigley who is on vacation. He's been appointed
13 to represent Mr. Nelson.

14 MR. SANCHEZ: Once we get Mr. Nelson I can kind of
15 fill the Court in, Your Honor, as to what has occurred.

16 This matter is State of Washington vs. Darrell
17 Newton Nelson, Cause No. 13-1-01034-0. Defendant is
18 present in custody with counsel. Mark Sanchez on behalf of
19 the state, Your Honor.

20 Your Honor, today is the day set for trial. To
21 provide the Court with some background, it looks like in
22 April it looks like 4/2/2013 defendant indicated that he
23 wanted to represent himself. His attorney of record at the
24 time was DAC attorney Dave Shaw. On 4/25 he then,
25 defendant, brought a motion to go pro se but then withdrew

exhibit A

1 his motion.

2 THE DEFENDANT: No, no.

3 MR. SANCHEZ: These are just some notes that I'm
4 relying on, Your Honor, and then more recently on 6/27/2013
5 Mr. Shaw indicated that he had reasons to question
6 Mr. Nelson's competency, and it looks like the Court was
7 going to enter a 10.77 at that time, but then Judge
8 Chushcoff decided to appoint the new attorney, which is DAC
9 Mark Quigley and was going to allow Mr. Quigley to determine
10 whether or not a 10.77 is necessary.

11 So we just passed forward the motion substituting
12 Mr. Shaw for Mr. Quigley. Unfortunately Mr. Quigley is on
13 vacation, he's unavailable, and so I think essentially the
14 parties need time. Asking for an OH of 7/30/2013 and a new
15 trial date of 9/4/2013..

16 MR. DeCOSTA: Yes, Your Honor.

17 THE DEFENDANT: I would ask to address the court.
18 I object.

19 MR. DeCOSTA: Just one second, Mr. Nelson.

20 Your Honor, as I've already indicated, I'm
21 standing in for Mr. Quigley today who's substituted in on
22 the case. I think Judge Chushcoff's reasoning was to allow
23 Mr. Quigley to meet with Mr. Nelson and make a determination
24 as to how he wanted to proceed, so he did not enter the
25 10.77 order. So Mr. Quigley and Mr. Nelson need to get

1 THE DEFENDANT: Against the prosecutor, their
 2 intent to pursue this case. I believe it's changed against
 3 my knowledge.

4 THE COURT: Well, that's not a court pleading.

5 THE DEFENDANT: Yes.

6 THE COURT: If you're going to file a motion, you
 7 need to give proper notice to the state.

8 THE DEFENDANT: Okay. Can I let you -- I will be
 9 filing a motion five days from now, if possible. I'm not
 10 sure exactly the routine. I don't believe that I'm going to
 11 get fair representation from the department. I have already
 12 spoken to Mr. Quigley, and he made it very clear that he's
 13 not happy with my grievance against Mr. Shaw, and I don't
 14 feel anybody in that office is going to be very pleased with
 15 me or the prosecutor by the time I'm done.

16 But this is about my children. I'm a father of
 17 seven children and I'm a single father of seven children,
 18 and I must, I must do what I can to protect my rights. And
 19 I would actually like to --

20 THE COURT: I'm confused because I don't want you
 21 to talk about the case. You say this is about your
 22 children. This isn't a dependency case. One of your kids
 23 is an alleged victim in the case.

24 THE DEFENDANT: Yes, alleged, very alleged, yeah.
 25 Motive to lie and I can prove that if we could get the

1 evidence into trial.

2 THE COURT: It sounds like there's a lack of
3 harmony in the family.

4 THE DEFENDANT: There is issues, definitely
5 issues.

6 THE COURT: I'll continue the matter and set it
7 over to give his attorney a chance to talk to him.

8 THE DEFENDANT: Wait a minute.

9 MR. SANCHEZ: Thank you, Your Honor.

10 MR. DeCOSTA: Thank you, Your Honor.

11 THE DEFENDANT: Can I ask the Court one more
12 question? So I would like to represent myself.

13 THE COURT: You can file a proper motion to do
14 that.

15 THE DEFENDANT: Okay.

16 THE COURT: It's been ruled on by Judge Chushcoff
17 apparently once already.

18 THE DEFENDANT: Okay. I don't want to talk to
19 Mr. Quigley.

20 MR. DeCOSTA: Okay.

21 MR. SANCHEZ: Thank you, Your Honor.

22 THE DEFENDANT: I am going to get the exact same
23 representation that I got from Mr. Shaw which didn't work
24 for me. And I quote, the exact same representation.

25 (CDPJ docket continued but not transcribed.)

exhibit A

* * * * *

(Adjourned at 12:12 p.m.)

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TO THE SUPERIOR COURT OF PIERCE COUNTY, STATE OF WASHINGTON
IN THE UNITED STATES OF AMERICA

STATE OF WASHINGTON plaintiff	GRIEVANCE CASE: 13-1-0134-0 FOR VIOLATION OF CIVIL AND CONSTITUTIONAL RIGHTS UNDER TERMS OF CONSENT DECREE, CrR 8.3, CrR 4.7(W)(7) AND US V. JOHNSON, 968 F.2d 786
vs. DARRELL NEWTON NELSON defendant	

ON: Dave Shaw ws# 13994, Bryce Nelson ws# 33142, Scott Peters ws# 35469 (8th Cir.)
COMES NOW: Natural person and citizen of the UNITED STATES OF AMERICA. Darrell Nelson as commonly known respectfully brings this grievance that should be a request for dismissal based on CrR 8.3 on behalf of the above defendant based on disjunctive allegations, prejudicial prosecution, civil and constitutional rights violations and VIOLATIONS OF Due process.

- 1.) Government misconduct need not be of an evil or dishonest nature; simple mismanagement is sufficient.
- 2.) Governmental interference with a defendants constitutional rights may warrant full dismissal of the prosecution.

In the above listed case and the following pages of grievance are listed the events of and since March 11, 2013. I would like to ask the courts to dismiss the charges based on the facts in this grievance. I am a single father of seven children. I would love to get back to those responsibilities. I have made some parenting mistakes in recent past. A marijuana garden in a house full of teenagers is definitely a mistake, no matter how legal that garden may be. However on March 11, 2013 I did not commit an assault on my 15 year old son River James Nelson and my rights were violated.

- 1.) Supporting Authorities; TERMS OF CONSENT DECREE {"CEE 18. USC. § 225(A)(9)} 42 U.S.C. § 1983.4, PARENTAL RIGHTS OF PERMISSION; ARMSTRONG V. MONZO, 380 US 545, 552, 14 LEd2d 62, 855 Sct 1187, WILSON V. LAWRENCE COUNTY, 260 F3d 946 (8th Cir), US V. JOHNSON, 968 F.2d 768 (8th Cir) and US V. WALKER, 142 F3d 103 (2nd Cir)
- 2.) VIOLATIONS OF DUE PROCESS, FRUIT OF THE POISONOUS TREE DOCTRINE, US V. HAESE, 162 F3d 359 (5th Cir), WILSON V. LAWRENCE COUNTY, 260 F3d 946 (8th Cir) TERMS OF CONSENT DECREE {"CEE 18. USC. § 225(A)(9)} 42 U.S.C. § 1983.4
- 3.) CONSTITUTIONAL VIOLATIONS; FIRST AMENDMENT, FOURTH AMENDMENT, FIFTH AMENDMENT, SIXTH AMENDMENT and FOURTEENTH AMENDMENT.

I am not guilty of the crime that I am accused of. I can prove that my 15 year old son had a strong motive to lie to police on March 11, 2013. My cell phone in my property shows a video that my 2 boys accidentally made while they crawled through the attic using the phone for a flashlight. They entered the garden through the crawl space access. So they could steal my marijuana.

When I found this video I texted my sons and told them: "I should call the police and press charges!" their reply was "YOU are the only one going to jail." This was approximately 36 hours before I went to jail. I had also told River that he was going to have to go live with his mother at that time. (which I did not intend to do his mother is unfit addict). River did not want to go live with mom.

Five days prior to finding the video, I had noticed the theft and cut down the garden. It was the only sure way to stop them.

I began processing the last of the medical marijuana. In the a.m. on March 11, 2013 I noticed that a large portion of it was gone. When my 15 year old son came home from school, I told him to give me his back-pack. He told me "NO!" I told him again to give me his back-pack I was going to check it for what was missing. Again he told me "NO!" and he gripped on to the straps on the front of his chest. I then picked up on the back of the back-pack till he let go of it. He then became very aggravated, cursed at me then charged at me in an effort to take back the pack.

I am twice the size of RIVER so I held up my hand to block his charge. Before he ran into me he spun around ran out the door yelling "I am calling the police!"

The only contact between myself and RIVER was the removing of his back-pack on March 11, 2013, and as a concerned parent I have the right to take and check his back-pack.

Two or three minits after my son yelled and ran out the door, Tacoma police arrived. I was placed in hand cuffs and sat in my front yard. From where I sat I could see RIVER, my 15 year old boy a quarter mile away at the neighbors house surrounded by at least six police men. His interagation lasted at least 20 to 30 minits. The police never asked my permission or gained my presents during there interagation of my 15 year old boy.

One month later, I get a call in the Coplece County Jail. It's my court appointed attorney Dave Shaw. I tell Mr. Shaw

about this incident as it records here and that my sister is a witness to part of the boy's hearing. I told him about the video and text evidence. Mr. Shaw only wants to talk about a plea-deal for this case. I then told Mr. Shaw that police questioned my son illegally violating my PARENTAL RIGHTS OF PERMISSION and also MY TERMS OF CONSENT DECREE {CEE USC § 225(A)(9)}, 42 USC § 1983.4 and that these laws clearly state with no uncertain conditions: "A JUVENILE must be questioned with the permission or in the presents of there parent or legal gaurdian". The police report proves that my juvenile son was at a different address during the police interogation. These facts make all statements fall under the FRUIT OF THE POISONOUS TREE DOCTRINE. This means that none of the statments from the illegal interogation of my 15 year old son are admissable in a court of law. I told Mr. Shaw of these violations of my rights and this could help my case. Mr. Shaw then denied these rights and laws existed and told me if they did they do not apply to my case. Then Mr. Shaw told me that if I do not let him make a plea-deal for me in this case. I would receive more jail time through continuances and evaluations that would go on for months beyond cr. 3.3 speedy trial rights. At this point I realized Mr. Shaw was going to make no kind of defence for my case. In fact it seemed as if he was working against my best-interests. So I told Mr. Shaw that I no longer wanted his representation that I wanted to represent my self so that I could stand up for my civil rights and or make a defence for my case. Mr. Shaw told me that I would not be able to dismiss him and represent my self (pro-se). I did not believe him so on May 6, 2013 I entered to the court a written motion to Wave my right to assigned counsel, A Declaration of Self-Representation (Pro-se) and a grievance on Dave Shaw. Which was not granted even though it is a Constitutional right under the sixth amendment and FARRETTA VS. THE STATE OF CALIFORNIA, 422 US. 806, LED 2d 562. 95 S.Ct. 2525 (1975) and also under US V. WALKER, 142 F3d 103 (2nd cir) states that if a defendant asks to proceed pro-se before trial comences the sixth amendment right to self-representation is absolute and his request must be granted. It would appear that Mr. Shaw is correct and has more power in this judicial system than the Constitution of the Supreme Court. He has successfully blocked me from mounting my defence and my rights to (pro-se)

Exhibit A^{4 of 4}

Self-representation. Mrs Shaw has played a key role in the VIOLATION of my FIRST AMENDMENT, SECOND AMENDMENT, FOURTH AMENDMENT, FIFTH AMENDMENT, SIXTH AMENDMENT, and FOURTEENTH AMENDMENT rights of the Constitution. Also Dave shaw has violated Due process under the Fourteenth amendment; an employee of the government concealing or not entering evidence that is definatly favorable to my trial. under HUGHES V. JOHNSON, 191 F3d 607 (5th cir)

It will be the 86th day of my 90 day c.r.a 3.3 speedy trial rights when this grievance is submitted and under ARMSTRONG V MONZO, 380 US 545, 552, 14 LED 2062, SCT 1187 there are two Rules 1.) general matter oppertunity to be heard in a meaningful time and manner. Rule 2.) citizens must be afforded due-process before deprivation of life and liberty. (Police did not follow due process on Bill-2013)

WILSON V. LAWRENCE COUNTY, 260 F3d 946 (8th cir) says that Officers use of false or illegally obtained evidence is also a violation of due-process, and in the police report are both false and illegally obtained statements.

Finally, I Will use U.S. V JOHNSON, 968 F2d 768 (8th cir) says; Just one "single misstep" on the part of the government or prosecutor may be so destructive to a defendants right to a fair trial that a dismissal is required. and in this case there has been more than "one".

AFFIRMATION as sent to Columbia legal As sent to W.S.BA.

I affirm that all information in these 4 pages of grievance are True and accurate to the best of my knowledge. I have read lawyer discipline in Washington, and I understand that the content of my grievance can be disclosed to the lawyer.

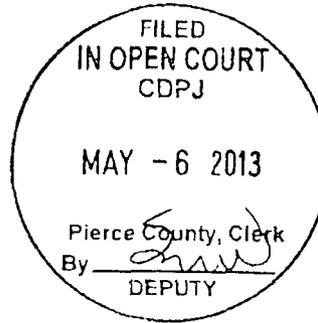
signature Danell Wilson

Date June 6, 2013

exhibit A



13-1-01034-0 40476058 MT 05-06-13



IN THE SUPERIOR COURT OF WASHINGTON, COUNTY OF PIERCE

STATE OF WASHINGTON,

Plaintiff

vs.

NELSON, DARRELL NEWTON,

Defendant

Cause No 13-1-01034-0

MOTION FROM DEFENDANT TO WAIVE RIGHTS TO ASSIGNED COUNCEL

III. ARGUMENT

1.) The defendant has been denied his right to a speedy trial; The defendant was arrested on March 11, 2013. The defendant exerted his right to a speedy trial in open court before speedy trial was violated.

The Court imposed 20 continuances in this case to which the defendant objected to each and every one. (See exhibit A several continuances) The defendant also submitted several written objections (see exhibit B). did more jail time for exercising rights.

These facts are violations of Washington state Constitution ART. 1, § 10 and ART. 1, § 22 which the Washington Supreme Court defines as 60 day in custody, 90 day out of custody. Also violated the 6th Amendment of the U.S. Constitution.

The defendant knows that he did not commit the crime that he is accused and believes that the courts violations of his speedy trial is punishment for exercising his constitutional right to a trial and not taking the plea-offer of 7 mos. (exhibit C copy of original plea of 7 months 1 + (6) (7))

2.) Officers entered defendant's residence, searched and processed evidence absent a search warrant. In the police report in paragraph 3 it states that the defendant (Darrell) walked from the back door which is located on the east side of the house. To meet the officers knocking at the front door. The children followed the defendant and he was "cooperative". The alleged victim was at a different address 1828 S. 15th street, The alleged perpetrator was in custody with all children present outside the defendant's home. The officers did not have reason to enter at that point and did not obtain a search warrant to enter the defendant's home and process evidence. These facts are a violation of The Washington state Constitution ART. 1, § 7 and The 4th and 14th Amendment of the U.S. Constitution. (exhibit D copy of T.P.D. Arrest report pg 8 of 9 and 9 of 9)

(NO charges for previous marriage)

3. > Interviews and interrogations of all minor children by police, C.P.S. case workers, prosecutors and defence attorney with out consent of parent or presence of the parent. In (exhibit D) the police report it states that the defendant was cooperative. The defendant would have granted permission to speak to the younger children and the teenager who lied to "911" so that police would have had about the truth of what had occurred between the father and the 15 year old boy.

Rivers testimony in trial was that he never said what officer Belford stated in (exhibit D) the police report nor did any of the minor children state in any of the interviews or interrogations; in fact only one child testified and did not state the accusation in the report.

The defendant was cooperative and there was no serious bodily injury other than 1 cm scratch on River there was no exigent circumstances when police interrogated the minor children.

Greene v. Camerota, 588 F3d 1011 (March 6 2008) To
 Seize and interrogate with out exigent circumstance or parental consent is unconstitutional under the 4th Amendment of the U.S. Constitution.

Barragan v. Lanary, 361 Fed Appx 849. (November 6 2009)
 The ninth circuit held that a Government official must have parental consent or exigent circumstances before seizing a child to investigate allegations that the child has been a victim of abuse.

4. > The defendant's right to a fair trial has been denied. ART. 1, § 22. Wash. state Const. states that "the accused shall have the right" to demand the nature and cause of the accusation against him, to have a copy there of." The defendant was not provided a complete copy of discovery. Further more the defendant's right to a fair trial was violated when he decided to represent himself being the only way to stop further violation of speed trial. Before trial the defendant made motions in limine (exhibit E) the trial Judge denied most motions and refused to

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5/5/2014

address a couple even though the Judges from the prior trials granted several like ER 404(b) There was evidence that was allowed that was inadmissible, prejudicial and other evidence favorable to the defence was not disclosed and the Court did not require the prosecutor to disclose the evidence. The defendant was not allowed a fair trial.

The defendants counsel was also granted what is # 5 ER 403 to exclude photographs which are irrelevant.

The supplemental police reports were not disclosed to the defendant nor was the required pre-trial discovery. The defendant is a natural citizen of the United States and deserves the rights provided to the citizens under the 5th, 6th and 14th Amendments of the United States Constitution and The Wash. State Const. ART. 1, § 7 and ART. 1, § 22.

The defend also was not allowed to call the witness from the "911" who was subpoenaed. Duces tecum. (and inadmissible)

5.) The accumulative effect of these facts have violated the defendants Constitutional rights to due-process. The significance of these errors has continually deprived the defendant of his constitutional rights since the 11th of March 2013. Under the accumulative effect rule one error may not be enough to grant relief, where multiple errors combined is sufficient to grant the defendant the requested relief.

IV. RELIEF SOUGHT

Given the significance of the Constitutional violations in this case. The facts demand for the Court to vacate the guilty verdict and for the charges to be dismissed to prevent further injustice and unnecessary expense.

DATED APRIL 28, 2014

Submitted by Darrell Nelson
(Pro-se)



Certificate of service

I certify that on the 29th day of APRIL, 2014
I caused a true and correct copy of this statement
of arrangements to be served or sent to the following
and in the manner indicated below

① Washington state court of appeals division II
Sent by U.S. mail

② Kevin Stock pierce county court clerk and
Mark Sanchez pierce county prosecutor
sent by U.S. mail

③ Washington State Bar Association
sent by U.S. mail

Under penalty of perjury I declare and
affirm that the above listed facts are
True and correct

Samuel Nelson

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5/5/2014

I do not have a was not given the rest of the 20 continuances

EXHIBIT B



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
Plaintiff)
vs.)
DARRELL NELSON,)
Defendant)

Cause No. 13-1-01034-0

ORDER CONTINUING TRIAL

Case Age 323 Prior Continuances 18

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.

Reasons: Δ COUNSEL IS HOSPITALIZED AND UNABLE TO PRESENTLY TRY THE CASE

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.
IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING		2/18/14		
<input type="checkbox"/> STATUS CONFERENCE HEARING				
THE CURRENT TRIAL DATE OF: 2/12/14	IS CONTINUED TO: 2/18/14 @ 8:30 am Room COPS			

Expiration date is: 3/17/14 (Defendant's presence not required) TFT days remaining: 30

DONE IN OPEN COURT this 12TH day of FEB, 2014

I objects
Defendant
W. Casey Bullock

FRANK E. CUTHBERTSON
Judge

Attorney for Defendant/Bar # 46341 Prosecuting Attorney/Bar # 35503

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct.

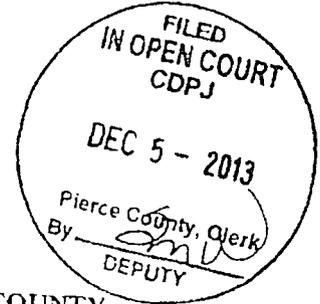
Interpreter/Certified/Qualified Pierce County, Washington Court Reporter _____

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5/5/2014

Exhibit B



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
Plaintiff)

Cause No. 13-1-01034-0

vs.)

ORDER CONTINUING TRIAL

Darrell Nelson,)
Defendant)

Case Age 204 Prior Continuances 12

Current counsel is 3rd atty

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.

Reasons: Defense counsel presently is in trial. Estimated completion date = 1/7/14 or 1/8/14.

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.
IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				
THE CURRENT TRIAL DATE OF: <u>12/5/13</u>	IS CONTINUED TO: <u>1/14/14 @ 8:30 am Room (DP)</u>			

Expiration date is: 2/13/14. (Defendant's presence not required) TFT days remaining: 30

DONE IN OPEN COURT this 5th day of December, 2013.

1/2; objects copy recd.
Defendant
[Signature]
Attorney for Defendant/Bar # 11778

[Signature]
Judge
[Signature]
Prosecuting Attorney/Bar # 35503

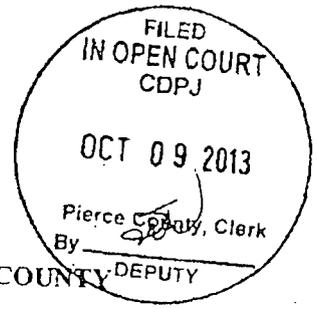
I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct

Interpreter/Certified/Qualified Pierce County, Washington

Court Reporter

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41014
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Exhibit B



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,) Cause No. 13-1-01034-0
Plaintiff)
vs.)
Darrell Newton Nelson) ORDER CONTINUING TRIAL
Defendant) (Current counsel is 3rd counsel)
Case Age 197 Prior Continuances 6

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.
Reasons: DPA is currently in trial; Defense counsel reschedule trial on 10/14/13.

RCW 10.46 085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim
IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				
THE CURRENT TRIAL DATE OF <u>10/9/13</u>	IS CONTINUED TO: <u>10/22/13</u> @ 8:30 am Room <u>260</u>			

Expiration date is: _____ (Defendant's presence not required) TFT days remaining 30

DONE IN OPEN COURT this 9th day of October, 2013

Copy rec'd.
Defendant: [Signature]
Attorney for Defendant/Bar # 11779
Judge: [Signature]
Prosecuting Attorney/Bar # 3782

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language I certify under penalty of perjury that the foregoing is true and correct

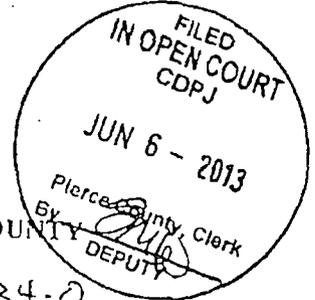
Interpreter/Certified/Qualified Pierce County, Washington Court Reporter _____

0031

884

5/5/2014

EXHIBIT B



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
Plaintiff)
vs.)
Darrell Nelson,)
Defendant)

Cause No. 13-1-01034-0

ORDER CONTINUING TRIAL

Case Age 86 Prior Continuances 2

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3 3(f)(1) or
 is required in the administration of justice pursuant to CrR 3 3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity

Reasons: Both DPA and Defense counsel are in trial
State is on vacation and CLE 6/18-6/21.

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.

IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				
THE CURRENT TRIAL DATE OF <u>6/6/13</u>	IS CONTINUED TO: <u>6/25/13 @ 8:30 am Room 260</u>			

Expiration date is: 7/29/13 (Defendant's presence not required) TFT days remaining: 30

DONE IN OPEN COURT this 6 day of June, 2013

Object
Defendant

[Signature]
Judge

D.S. Shaw
Attorney for Defendant/Bar # 13994

[Signature]
Prosecuting Attorney/Bar #

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct

Interpreter/Certified/Qualified Pierce County, Washington Court Reporter _____

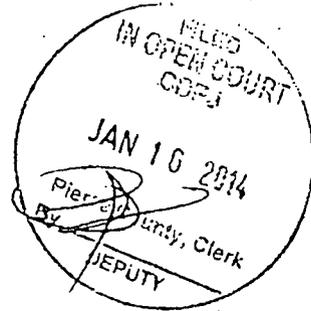


EXHIBIT B

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
Plaintiff)

Cause No. 13-1-01034-0 (1/6)

vs.)

ORDER CONTINUING TRIAL

Nelson, Darrell Neuber)
Defendant)

Case Age 295 Prior Continuances 14

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.

Reasons: Defense counsel has been in trial & currently is
ill.

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.

IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				
THE CURRENT TRIAL DATE OF: <u>1/16/14</u>	IS CONTINUED TO: <u>1/23/14</u> @ 8:30 am Room <u>CDPS</u>			

Expiration date is: 2/22/14 (Defendant's presence not required) TFT days remaining: 30

DONE IN OPEN COURT this 16 day of Jan, 2014

Decline to Sign
Defendant

Judge

FRANK E. CUMBERTSON

Suburb Co.
Attorney for Defendant/Bar # 11778

Prosecuting Attorney/Bar # 35503

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct.

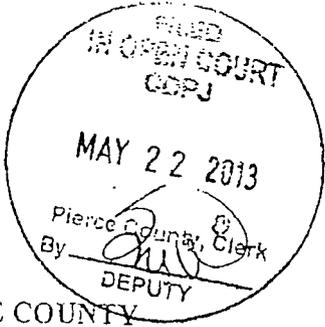
Interpreter/Certified/Qualified
Pierce County, Washington
Court Reporter _____

0033

894

5/5/2014

EXHIBIT 3



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
 Plaintiff)
 vs.)
Daniel Nelson)
 Defendant)

Cause No. 13-1-01034-0

ORDER CONTINUING TRIAL

Case Age 71 Prior Continuances 1

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.

Reasons: DPA is starting vacation Monday cannot finish before ~~the~~ vacation. Also, officer is currently unavailable because of vacation until next week. Also CPS has asked that trial be set after

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons children are out of school for legislative issues for a continuance and the benefit of postponement outweighs the detriment to the victim.

IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				

THE CURRENT TRIAL DATE OF: 5/22/13 IS CONTINUED TO: 6/28/13 @ 8:30 am Room ~~200~~

Expiration date is: 7/16/13 (Defendant's presence not required) TFT days remaining: 30

DONE IN OPEN COURT this 22 day of May 2013

objects
 Defendant
As to term: DS Shaw
 Attorney for Defendant/Bar # 13974

Proctor Hunt
 Judge
Proctor Hunt
 Prosecuting Attorney/Bar # 35109

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct.

 Interpreter/Certified/Qualified Pierce County, Washington

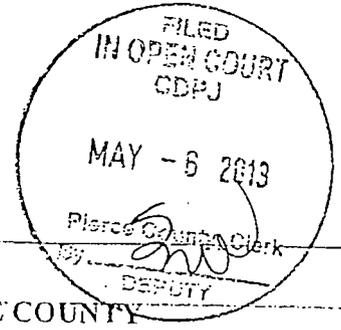
 Court Reporter

0034

884

5/5/2014

EXHIBIT B



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,) Cause No. 13-1-01034-0
Plaintiff)

vs.)

ORDER CONTINUING TRIAL

Darrell Newton Nelson)

Defendant) Case Age 55 Prior Continuances 0

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.

Reasons: Defense attorney is in trial on another case. Interviews completed on Friday and Δ needs additional time to obtain transcripts.

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.

IT IS HEREBY ORDERED THE DEFENDANT SHALL BE PRESENT AND REPORT TO:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				
<input type="checkbox"/>				
THE CURRENT TRIAL DATE OF: <u>5/6/13</u>		IS CONTINUED TO: <u>5/22/13 @ 8:30 am Room 260 GDPJ</u>		

Expiration date is: 6/22/13 (Defendant's presence not required) TET days remaining: 30

DONE IN OPEN COURT this 6th day of May, 2013

objects
 Defendant
D S Shaw
 Attorney for Defendant/Bar # 13994

Theresa Neuberger
 Judge
Det. Nbo
 Prosecuting Attorney/Bar # 33140

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct.

 Interpreter/Certified/Qualified Pierce County, Washington Court Reporter

0035
8824
5/5/2014

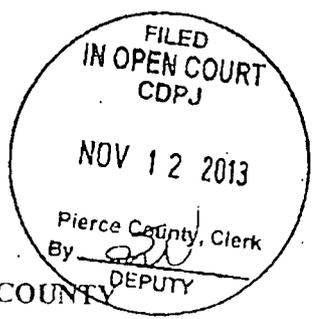


EXHIBIT B

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
Plaintiff)
vs.)
Nelson, Darrell Newton)
Defendant)

Cause No. 13-1-01034-0

ORDER CONTINUING TRIAL

Case Age 231 Prior Continuances 5

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.
Reasons: Δ out / Medical condition / Dr's Appt.

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.

IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				
THE CURRENT TRIAL DATE OF: <u>11/12/13</u> IS CONTINUED TO: <u>11/13/13 @ 8:30 am Room</u>				

Expiration date is: 12/12/13 (Defendant's presence not required) TFT days remaining: 30

DONE IN OPEN COURT this 12 day of Nov, 2013

1/2 object copy rec'd.
Defendant
[Signature]
Attorney for Defendant/Bar # 46341

[Signature]
Judge
[Signature]
Prosecuting Attorney/Bar # 35503

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct.

Interpreter/Certified/Qualified Pierce County, Washington Court Reporter _____

0036
884
5/5/2014

2054

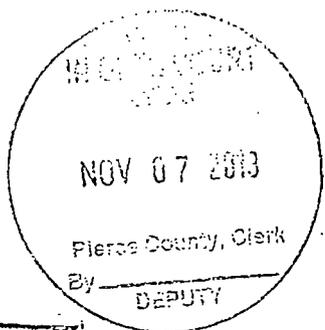


EXHIBIT B

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
Plaintiff)
vs.)
Nelson Darrell Newton)
Defendant)

Cause No. 13-1-01054-0

ORDER CONTINUING TRIAL

Case Age 226 Prior Continuances 8

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.

Reasons: No continuance available for trial

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.

IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				
THE CURRENT TRIAL DATE OF: 11/7/13	IS CONTINUED TO: 11/12/13 @ 8:30 am Room C125			

Expiration date is: 12/11/13 (Defendant's presence not required) TFT days remaining: 26

DONE IN OPEN COURT this 7th day of Nov, 2013

1/c object's copy rec'd
Defendant
[Signature]
Attorney for Defendant/Bar # 11778

[Signature]
Judge
[Signature]
Prosecuting Attorney/Bar # 35723

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct.

Pierce County, Washington
Interpreter/Certified/Qualified Court Reporter _____

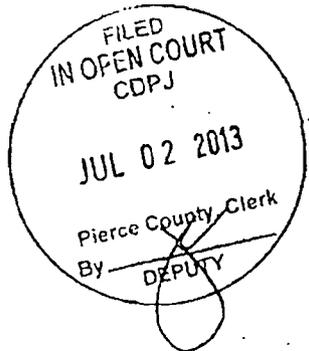


EXHIBIT B

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
Plaintiff)
vs.)
DARRELL NELSON,)
Defendant)

Cause No. 13-1-01034-0
ORDER CONTINUING TRIAL
Case Age 112 Prior Continuances 4

- This motion for continuance is brought by state defendant court.
- upon agreement of the parties pursuant to CrR 3.3(f)(1) or
- is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
- for administrative necessity.

Reasons DEF. COUNSEL NEW TO CASE

AWD IS ON VACATION UNTIL 7/15/13

RCW 10 46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim
IT IS HEREBY ORDERED the Defendant shall be present and report to

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input checked="" type="checkbox"/> OMNIBUS HEARING	7/30/13	8:45	CDPJ	#
<input type="checkbox"/> STATUS CONFERENCE HEARING				

THE CURRENT TRIAL DATE OF 7/2/13 IS CONTINUED TO: 9/4/13 @ 8:30 am Room CDPJ

Expiration date is: 10/4/13 (Defendant's presence not required) TFI days remaining 30

DONE IN OPEN COURT this 2nd day of July, 2013

DEF. REFUSED TO SIGN
Defendant
AWD 21673 FORM Q
Attorney for Defendant/Bar #

Judge [Signature] **JAMES R. ORLANDO**
Prosecuting Attorney/Bar # 3577

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct

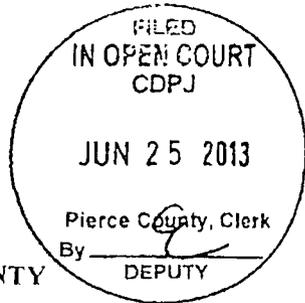
Pierce County, Washington
Interpreter/Certified/Qualified Court Reporter _____

0038

804

5/5/2014

EXHIBIT B



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
 Plaintiff)
 vs.)
Darrell N Nelson)
 Defendant)

Cause No. 13-1-01034-0

ORDER CONTINUING TRIAL

Case Age 105 Prior Continuances 3

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3 3(1)(1) or
 is required in the administration of justice pursuant to CrR 3 3(1)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.

Reasons def prefers in trial this week. Good cause exists to continue one week

RCW 10 46 085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.
 IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				
THE CURRENT TRIAL DATE OF <u>6-25-13</u> IS CONTINUED TO: <u>7-2-13 @ 8:30 am Room 260</u>				

Expiration date is: 8-1-13 (Defendant's presence not required) TFT days remaining: 30

DONE IN OPEN COURT this 25th day of JUNE, 2013

objects copy recd.
 Defendant
D S Shaul

Buyer Smith
 Judge
[Signature]

Attorney for Defendant/Bar # 13994 Prosecuting Attorney/Bar # 39608

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct.

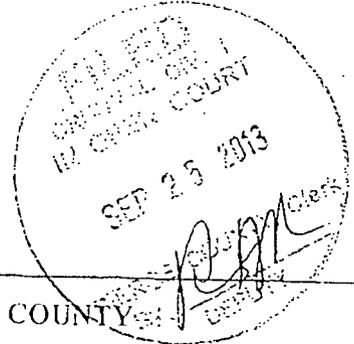
 Interpreter/Certified/Qualified Pierce County, Washington **Katrina Smith**
 Court Reporter

0039

9/5/2014

2D54

EXHIBIT B



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
 Plaintiff)
 vs.)
Darrell Newton Nelson)
 Defendant)

Cause No. 13-1-01034-0

ORDER CONTINUING TRIAL
Conerly is 3rd atty in case
 Case Age 183 Prior Continuances (5)

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.
 Reasons: Att counsel is in trial.

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.

IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input checked="" type="checkbox"/> OMNIBUS HEARING	<u>10/2/13</u>	<u>1:30</u>	<u>6DPT</u>	
<input type="checkbox"/> STATUS CONFERENCE HEARING				
THE CURRENT TRIAL DATE OF: <u>9/30/13</u> IS CONTINUED TO: <u>10/09/13 @ 8:30 am Room 6DPT</u>				

Expiration date is: 10/8/13 (Defendant's presence not required) TFT days remaining: 3

DONE IN OPEN COURT this 24th day of Sept., 2013

Declines to sign
Defendant

[Signature]
Judge

Heidi Wehler
Attorney for Defendant/Bar # 11778

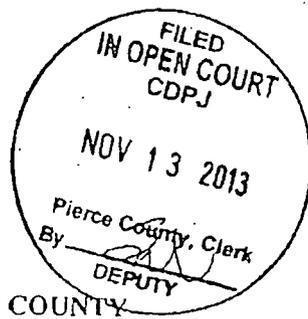
[Signature]
Prosecuting Attorney/Bar # 3583

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct.

Pierce County, Washington
Interpreter/Certified/Qualified Court Reporter _____

0400
0800
4102/5/5

EXHIBIT B



SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON,)
Plaintiff)

Cause No. 13-1-01034-0 1/2

vs.)

ORDER CONTINUING TRIAL

Nelson, Darrell Newton,)
Defendant)

Case Age 232 Prior Continuances 10

This motion for continuance is brought by state defendant court.
 upon agreement of the parties pursuant to CrR 3.3(f)(1) or
 is required in the administration of justice pursuant to CrR 3.3(f)(2) and the defendant will not be prejudiced in his or her defense or
 for administrative necessity.

Reasons: No continuance - all parties ready for trial.

RCW 10.46.085 (child victim/sex offense) applies. The Court finds there are substantial and compelling reasons for a continuance and the benefit of postponement outweighs the detriment to the victim.
IT IS HEREBY ORDERED the Defendant shall be present and report to:

	DATE	TIME	COURT ROOM	ID NUMBER
<input type="checkbox"/>				
<input type="checkbox"/> OMNIBUS HEARING				
<input type="checkbox"/> STATUS CONFERENCE HEARING				

THE CURRENT TRIAL DATE OF: 11/13/13 IS CONTINUED TO: 11/14/13 @ 8:30 am Room (DPJ) 1260

Expiration date is: 12/12/13 (Defendant's presence not required) TFT days remaining: 29

DONE IN OPEN COURT this 13 day of Nov, 2013

ik, objects copy rec'd.
Defendant

[Signature]
Judge

[Signature]
Attorney for Defendant/Bar # 11778

[Signature]
Prosecuting Attorney/Bar # 35003

I am fluent in the _____ language, and I have translated this entire document for the defendant from English into that language. I certify under penalty of perjury that the foregoing is true and correct.

Interpreter/Certified/Qualified Pierce County, Washington Court Reporter _____

EXHIBIT B

EXHIBIT B

TO THE SUPERIOR COURT OF PIERCE COUNTY, STATE OF WASHINGTON
IN THE UNITED STATES OF AMERICA

STATE OF WASHINGTON	>	NOTICE OF: <u>OBJECTION!</u> TO ANY
vs. <small>Plaintiff</small>	>	CONTINUANCE and VIOLATION OF THE
DARRELL NEWTON NELSON	>	DEFENDANTS SPEEDY TRIAL RIGHTS, CASE
<small>Defendant</small>	>	LAWS, AND CONSTITUTIONAL RIGHTS
	>	OR VIOLATIONS OF W.B.A. RULES OF
CASE # 13-T-01034-0	>	PROFESSIONAL CONDUCT Rule 1.2, and 1.0
	>	OCTOBER 22, 2013. CASE AGE = 225 days

1) The above listed case started MARCH 11, 2013. The defendant has NOT signed a speedy trial waiver or given "CONSENT" to attorneys of THE PIERCE COUNTY DEPARTMENT OF ASSIGNED COUNSEL to sign continuances on behalf of the defendant. This is a violation of W.S.B.A. Rules of professional conduct, Rule 1.0 and Rule 1.2.

2) CRB 3.3 speedy trial rights (180) 60 day

3) SPEEDY TRIAL ACT OF 1974, 18 USCA § 3161-3124 (180 day)

4) U.S. V. MARVRO 346 US 340 56 LEd2d 329, 98 Sct 1934
"Prosecuting jurisdictions failure to bring a prisoner to trial within 180 days when prisoner request a speedy trial under the interstate agreement on detainees requires dismissal."

5) FIFTH, SIXTH AND FOURTEENTH AMENDMENT OF THE UNITED STATES CONSTITUTION. speedy trial and due-process: Deprivation of life and liberty without due-process.

6) ARMSTRONG VS. MONZO, 380 US 545, 552, 14 LEd2d 6285 Sct 1187

- 1) "Due process requires as general matter opportunity to be heard in a meaningful time and meaningful manner."
- 2) "CITIZENS must be afforded due-process before the deprivation of life liberty or property."

7) The Prosecution has said I can plea out, time served and get out of jail for over two months now, but I have not been allowed my right to a speedy trial. This is a violation of the defendants Constitutional rights and may be considered cruel and unusual punishment.

OCTOBER 22, 2013
case age 225 days

Darrell Nelson
Darrell Nelson

OBJECTION! TO CONSTITUTIONAL VIOLATIONS

0041

004

5/5/2014

EXHIBIT B

EXHIBIT B

TO THE SUPERIOR COURT OF PIERCE COUNTY, STATE OF WASHINGTON AND
IN THE UNITED STATES OF AMERICA

CASE NO. 13-1-01034

STATE OF WASHINGTON
Plaintiff

VS

DARRELL NEWTON NELSON
Defendant

NOTICE OF OBJECTION:

FOR THE VIOLATION OF THE BELOW LISTED
CIVIL RIGHTS, CONSTITUTIONAL RIGHTS AND
CASE LAW OF THE SUPREME COURT

OBJECTION on behalf of Defendant for the above listed Court
of violating the following rights and laws..

- 1) G.R. 3.3 speedy trial rights (18c) 60 day
- 2) Speedy trial act of 1974. 18 USCA § 5.3161-3174 (180 day)
- 3) THE Fifth, Sixth and Fourteenth Amendment of the
CONSTITUTION OF THE UNITED STATES OF AMERICA violating
Speedy trial and for the DEPRIVATION OF LIFE AND
Liberty without a citizen being afforded due-process.
- 4) US V MARYRO, 436 us 340, 56 led2d 329, 98 Sct 1934.
"Prosecuting Jurisdiction's failure to bring a prisoner to trial
within 180 days when a prisoner requests a speedy trial,
under the interstate agreement on detainees act is a required
dismissal."
- 5) UNITED STATES OF AMERICA VS. MARC G DOBETT 906 F2d 573,
1990, 79 days and there is proof of prejudice to the defendant.
- 6) ARMSTRONG V. MONZO, 380 US 545, 552, 14 led2d 62,
85 Sct 1187
 - 1) due-process requires as general matter opportunity
to be heard at a meaningful time and in a meaningful
manner.
 - 2) citizens must be afforded due-process before the
deprivation of life, liberty or property

On September 18, 2013 the Defendant has been in
Jail for 192 days, without commencement of trial the
Defendant first plea offer was 140 days with good time.
This Court is sending the message that the innocent
Citizen will do more Jail Time than the guilty
and the Defendant has never signed a speedy trial waiver.
There has been nine (9) continuances already in this case

September 25, 2013

Darrell Nelson

Darrell Nelson

0042

0044

5/5/2014

SW/K

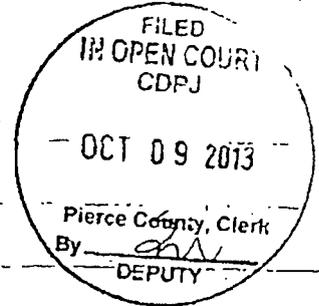


EXHIBIT 2

TO THE SUPERIOR COURT OF PIERCE COUNTY STATE OF WASHINGTON AND IN THE UNITED STATES OF AMERICA

STATE OF WASHINGTON
VS
DARRELL NEWTON NELSON
CASE #: 13-1-01034-0

PLAINTIFF
DEFENDANT
NOTICE OF OBJECTION to the VIOLATION OF THE DEFENDANTS FOLLOWING RIGHTS AND LAWS OF SPEEDY TRIAL, CASE LAWS AND CONSTITUTION OF THE U.S.A.

OCTOBER 9, 2013 THIS CASE IS 214 DAYS OLD

THIS OBJECTION IS ON THE ABOVE LISTED COURT FOR allowing the violations of the following CIVIL RIGHTS, Constitutional rights and case law of the supreme court

- 1) Cr.R 3.3 speedy trial rights (18.c) 60 day
- 2) Speedy trial act of 1974 18 USCA §§ 3161-3124 (180 day)
- 3) U.S. V. MARVARD 436 US 340 56 LEd2d 329, 98 Sct 1934
"Prosecuting jurisdictions failure to bring a prisoner to trial within 180 days when prisoner request a speedy trial under the interstate agreement on detainees act requires a dismissal."
- 4) UNITED STATES OF AMERICA VS. MARC G. DOBGET 906 F2d 573 1990 79 days when there is proof of prejudice to defendant and the court prejudiced since MAY 6, 2013 or APRIL 25, 2013
- 5) THE FIFTH, SIXTH AND FOURTEENTH AMENDMENT OF THE UNITED STATES OF AMERICA VIOLATING SPEEDY trial due-process by the deprivation of life and liberty without due-process
- 6) ARMSTRONG V. MONZO 380 US 545, 352, 14 LEd2d 62 85 Sct 1187
 - 1) Due-process requires as general matter opportunity to be heard in a meaningful time and meaningful manner.
 - 2) CITIZENS must be afforded due-process before the deprivation of life liberty or property.
- 7) THE defendant has NOT signed a speedy Trial Waiver in this case and has expressed he wants his speedy-trial rights

OCTOBER 9, 2013

Darrell Nelson
Darrell Nelson

OBJECTION, SPEEDY trial VIOLATION CONSTITUTIONAL RIGHTS

0000
004
5/5/2014

OFFER AND SENTENCING WORKSHEET

Date: 11/15 DPA: Michael Ever Attorney: Ston

I. DEFENDANT INFORMATION

Defendant: Daniel A. Isa Race: W
 D.O.B.: 01/16/68 S.I.L.: 6
 Sex: M Case No.: A3-1-010317

POOR QUALITY ORIGINAL

II. PLEA AGREEMENT

Original Information: Amended Info: DVA Assault
 Charges (if Amended Info): 1st DWI
 Other Agreements: 12 mos flat 6 mos flat

III. AGREED RECOMMENDATION: factual plea only Alford/Newton plea of

12 months 12 months community custody (convert to bench supervision if DOC does not wish to supervise), \$500 CVPA, \$200 costs, \$100 DNA, \$400 DAC recoupment. Restriction of applicable, including for damage done in dismissed counts and medical expenses). No contact w/victim. DVA level and follow up team. Forfeit any items in property, law abiding behavior.

Range as charged after trial: no jail with work 12 mos flat
drug/alcohol w/val 30-90 d

IV. CRIMINAL HISTORY: (Known as of this date) Both parties stipulate to the criminal history and it is hereby incorporated herein by reference.

V. OFFENDER SCORE:

Score	Seriousness	Range	Max Term	Max Fin
<u>10</u>	<u>1</u>	<u>3-180</u>	<u>6 mos</u>	<u>100</u>
Ct. I				
Ct. II				
Ct. III				
Ct. IV				
Ct. V				

VI. JUDGMENT AND SENTENCE PAPERWORK

Esch: Jury Trial: Bench Trial:
 Date of Offense: _____ Special Finding: _____
 Incident #: _____ Appenices: _____
 Plea Date: _____ Sentencing Date: _____
 Ct. I: _____ Ct. II: _____ Ct. III: _____ Ct. IV: _____
 Charge Code: _____

WARRANT: The State is relieved of its obligations under this agreement in the event the defendant subsequently re-offends, fails to appear for a court hearing or otherwise violates the agreement. If the case is reassigned to a trial deputy, this offer is revoked. The above is an agreed recommendation between the parties unless otherwise noted.



Pierce County

Department of Assigned Counsel

MICHAEL R. KAWAMURA
Director

949 Market Street, Suite 334
Tacoma, Washington 98402-3696
(253) 798-6062 • FAX (253) 798-6715
email: pcassgnncsel@co.pierce.wa.us

EXHIBIT D
*Did not give permission
to Defence Attorney I had
contact with
to interview
children*

RECEIVED
JUN 28 2013

WSBA OFFICE OF
DISCIPLINARY COUNSEL

June 26, 2013

FELICE P. CONGALTON
WASHINGTON STATE BAR ASSOCIATION
OFFICE OF DISCIPLINARY COUNSEL
1325 4TH AVENUE, SUITE 600
SEATTLE, WA 98101-2539

RE: WSBA FILE 13-00897
GRIEVANCE FILED BY DARRELL N. NELSON

Dear Ms. Congalton and Review Committee:

Mr. Nelson is an unfortunate fellow suffering from paranoia regarding all aspects of his case, to such a degree that I am asking he be evaluated for competency under RCW 10.77. I just informed him of this possibility, and he assured me it would be the subject of yet another grievance against me.

The primary concern Mr. Nelson has with this case, and my representation of him, is that the Tacoma Police officers who arrested him for assaulting his juvenile son while armed with a knife, proceeded to question that boy while the suspected assailant (Mr. Nelson) was locked in a police car, unable to monitor the interview. Mr. Nelson (the defendant) insists that his parental rights were violated because he gave no permission for this interview of his son (the alleged victim) to take place, even though Mr. Nelson was named as the assailant.

I have declined to bring a motion to dismiss, based on these concerns, as I believe it is meritless. Mr. Nelson ordered me to avoid all negotiations with the state, as he wants a trial no matter what. Upon hearing that I had scheduled interviews with his son and two younger children of his, all named as witnesses by the state, Mr. Nelson ordered me to cancel the interviews although he wanted to proceed to trial. I conducted the interviews anyway, in order to prepare for trial. All three of these children are lucid, intelligent, and very damaging to Mr. Nelson's case.

Mr. Nelson is fixated on Brady material, although the state, I believe, has produced all records and evidence in their possession. Brady, of course, refers to exculpatory evidence which appears to be non-existent in this case.

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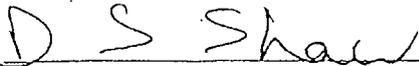
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Finally, Mr. Nelson has tried a few times to have me replaced, which our office generally does not support, or to proceed pro se, which the court has not (yet) granted, due to Mr. Nelson's incoherence in court. I have scheduled numerous hearings to allow Mr. Nelson to argue that he be allowed to proceed pro-se. The court has declined to allow him to proceed pro se. Just yesterday, when I delivered to Mr. Nelson, in open court, copies of State v. Breedlove, 79 Wn.App. 101 (1995) regarding proceeding pro se, and guidelines from the Bench Book for U.S. District Court Judges regarding the waiver of counsel colloquy, Mr. Nelson accused me of lying to him and the court, which is untrue and illogical.

I am trying to defend Mr. Nelson in a competent and professional manner. His directions to me are not grounded in law, ethics or facts. He is demonstrating a total lack of understanding of my role, as well as the state's and the Court's. He feels any motion to evaluate his competency to stand trial is retaliation for his grievances, which I assure the court it is not.

I am happy to provide more information about Mr. Nelson and his case should the bar request it.

Sincerely,



DAVID S. SHAW, WSBA# 13994

Attorney at Law

Department of Assigned Counsel

949 Market Street, Suite 334

Tacoma, WA 98402

Office: (253) 798-7867

Fax: (253) 798-6715

DSS:kaa

EXHIBIT D

Clear					Owner Notified		Operators Name
-------	--	--	--	--	----------------	--	----------------

Investigative Information

Means: _____ Motive: _____
 Vehicle Activity: _____ Direction Vehicle Traveling: _____
 Synopsis: _____

EXHIBIT D

Narrative:

On 3-11-13 at 1618hrs, Myself and PPO Shank were working as a two man patrol unit and responded to 1810 S. 15th st regarding a possible domestic involving a kitchen knife. Dispatch advised that the caller (V)River, Nelson had fled the house and called from a neighbors at 1828 S. 15th st. Dispatch also added that there were three more children in the house and that the Police had been to that address just a few days earlier regarding the welfare check of (A)Darrell Nelson who had threatened to kill himself. (See call #130661314)

On arrival we contacted (V)River Nelson and immediately observed he had multiple scratches about his neck and chest area. He stated that he had just walked into his house when his dad confronted him at the door. He added that his father (A)Darrell had been having a bad day and was upset. (A)Darrell started yelling and had grabbed him about the area of his chest and neck and he believed that is how he received the injuries. After pulling him in close to his person, (A)Darrell held a kitchen knife to the area of his neck. (V)River pulled away and fled from the house.

We responded to the house with the in an attempt to contact (A)Darrell. Upon knocking at the door, (A)Darrell walked from the back door which is on the east side of the house. PPO Shank and Willard initiated contact and obtained compliance from (A)Darrell. Cooperative (A)Darrell was placed into restraints and I immediately advised him of his rights which he acknowledged however declined to give a statement. In refusing he did reply saying "I could see your already working on it, so lets just get this over with and go".

PPO Willard P251 remained with (A)Darrell as PPO Shank obtained further details from (V)River. I contacted all three witness who were also the children of (A)Darrell. All three stated that their Dad, (A)Darrell was angry with (V)River over a note he found in (V)River's backpack. When he attempted to read the note, (V)River yelled for him to stop and leave it alone. (A)Darrell then grabbed him by the neck and almost choked him. He then grabbed the listed knife and held it to (V)River's neck. (V)River then pulled away and walked out. All three witness did see the injuries to (V)River's neck. After telling me about the assault on (V)River, they went on to add that "Dad promised he wasn't going to try an kill himself again, however he almost broke his promise". When asked for more details, all three stated that Dad says he is going to kill himself a lot, and sometimes in an angry way. They then directed me to multiple small holes in the ceiling through-out the house. I was advised that the holes are caused from Dad stabbing tools or other things into the ceiling to stop people from crawling in the attic and trying to steal his marijuana.

Further investigation we noted plenty of food was available; the house had heat and running water. However, we also noted extreme filth and all about the house and all living areas with-in. The filth and mess was so bad, it made areas difficult to navigate around and left a stench odor. (A)Darrell even had a marijuana grow near the south side of the house. The area also cluttered and yet accessible to all occupants of the house, had several wires and electrical cords dangling about as well as other tools used to grow the marijuana. These observations validated an imminent concern for the safety and welfare of the children. At the north side of the residence, I observed a mattress on the floor inside the living room. I was advised that (O)Russell Nelson sleeps in this room. Also cluttered and difficult to move about, I noted a large plastic tub, containing a large amount of marijuana "shake" and "bud". This tub was with-in reaching distance of (O)Russell' bed. The marijuana smell was so strong it made me nauseas. Continuing about the house I was directed to another bedroom completely cluttered and impossible to enter with-out climbing over house hold material to get to the bed. The debris was so high it made it difficult to distinguish where the bed was at.

Another room containing a "bunk" bed and shared by (A)Darrell and his 9yoa daughter Rebekkah was also cluttered. Throughout the house, no bed contained bedding and all rooms stacked with garbage and debris, provided little or no escape in case of any emergency for any resident. The one and only bathroom also piled with garbage, appeared unusable and even had a marijuana plant on top of the toilet. The bathtub contained garbage and even blinds pulled from the windows.

Forensics I914 Askins responded and photographed some areas about the house, to include the injuries (V)River sustained. The knife was placed into property as well as (A)Darrell's cell phone. Sgt GT Roberts S504 responded and I advised we were placing the children into protective custody. In that process more was learned of (A)Darrell through adult children and other family members that (A)Darrell was

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EXHIBIT D

delusional and becoming more paranoid. All believed he should be evaluated and had commonly made threats to kill all his children.
PPO Willard transported (A) Darrell to P.C. Jail. As I prepared him for transport, he advised me that he had already kicked two of his teenage children from the home and believes that they as well as (V) River, has been conspiring to steal his marijuana. He stated that the hole punched into his ceiling, was done to stop the thieves from getting into his house, from the attic. He believed that they were getting in nightly by cutting through the roof. Later I observed no cuts or access points on the roof. He also added that a few days ago, he did threaten to kill himself, but was able to tell the police that he really didn't want to. He denied any prior attempts.

PPO Shank who re-contacted (V) River, advised the following. (V) River arrived home from school when his Dad confronted him at the carport. Dad started to yell at him for reasons unknown then grabbed him about the collar area of his neck and chest. (V) River lunged back attempting to get away. In the process he suffered the inflicted injuries. His father then yelled at him to get into the house. As (V) River walked past, his dad pushed him from behind then grabbed for his backpack. Attempting to retrieve the backpack, (V) River approached from behind. (A) Darrell then grabbed the listed knife from the sink and held it at (V) River general direction who was approximately two feet away. (V) River fled and called 911.

I contacted CPS and arranged a placement for all four children with their aunt (O) Dowevert. After doing so we secured the residence and cleared the call.

UNKNOWN REASON
River knew why I wanted
to check the Back-pack

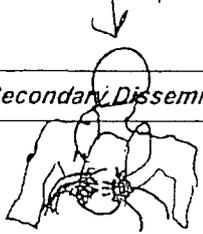
Reviewed By: _____ Reviewed Date: _____

NO KNIFE

The ripped shirt and scratches on chest are ~~chest~~ from River hanging on to Back pack straps across his front
children were not in the kitchen ??
when police got there or when the alleged incident in Kitchen sink ??

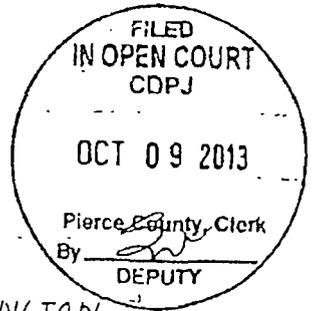
I never yelled
That is when I asked River to give me the Back-pack twice
Did not yell!

After asking river for the back-pack I told him to go into the house when he walked passed me I grabbed the pack-pac "Bag" the body of the back-pack and lifted up



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EXHIBIT D



TO THE SUPERIOR COURT OF PIERCE COUNTY, STATE OF WASHINGTON
IN THE UNITED STATES OF AMERICA

STATE OF WASHINGTON
PIANTIFF
VS.
DARRELL NEWTON NELSON
DEFENDANT
Case #: 13-1-01034-0

NOTICE OF: OBJECTION TO THE USE
OF DEPOSITIONS ILLEGALLY TAKEN WITH
PREJUDICE, OF MINOR CHILDREN OF THE
DEFENDANT BY DAVE SHAW WITHOUT CONSENT
AFTER DEFENDANT FILED COURT GRIEVANCES
AND TRIED TO FIRE DAVE SHAW IN ROOM 260.

Depositions taken by Dave Shaw on May 3, 2013 were illegal and prejudice against the above listed Defendant.

1) "PREJUDICE" or a reasonable probability can be presumed for the fact that defendant tried to fire Dave Shaw in Court room 260 on APRIL 25, 2013 and wrote grievances on the very poor representation Dave shaw provided.

2) Dave shaw never received "CONSENT" to conduct the interviews of the defendant's minor children ages 7 and 9.

3) Dave shaw violated W.S.B.A. Rules of Professional Conduct, Rule 1.0 "CONSENT" and Rule 1.2 Allocation of authority between a client and Attorney, and Rule 8.4 MISCONDUCT

4) Dave shaw VIOLATED PARENTAL RIGHTS: "A parent's right to make all decisions concerning his or her child, and him

5) PARENTAL CONSENT: "Consent given on a minor's behalf by at least one parent or another person properly authorized to act for the minor to engage or submit to a specific activity."

6) U.S. v. WATSON, 118 F3d 1315 (9th Cir): "Illegally obtained evidence is inadmissible in government's direct, case, or otherwise; as substantive evidence of GUILT."

7) PARENTAL RIGHTS: are fundamental and these rights have been violated. The illegal depositions must be suppressed or excluded. under OREGON V. ELSTAD, 470 US 298 (1985)

8) THE Defendant feels Dave Shaw has psychologically damaged his children and does not give "CONSENT" to the defence or to the prosecution to question his minor children.

OCTOBER 9, 2013

Darrell Nelson
Darrell Nelson

OBJECTION! PREJUDICE VIOLATION FUNDIMENTAL RIGHTS

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EXHIBIT E

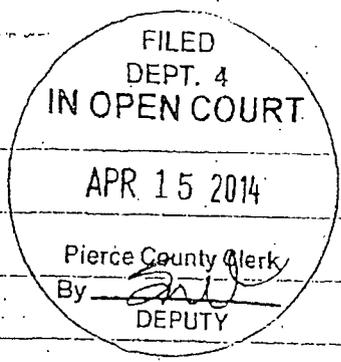


EXHIBIT E

IN THE SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY
 STATE OF WASHINGTON) CASE No 13-1-01034-0
) Plaintiff
 VS.) DEFENDANT'S PRO-SE MOTIONS
 Darrell Newton Nelson) IN LIMINE
) Defendant) PRO - SE

I, Darrell Nelson, pro-se defendant herein bring forth and respectfully ask this honorable court to grant the following motions in limine

These motions are based on the 1st, 5th, 6th, 8th and 14th Amendments to the United States Constitution; Article 1, sec 3 and Article 4, section 16 of the Washington State Constitution; CrR 34, CrR 6.12(a), CrR 4.7, CrR 37 and CrR 44(a)(1); ER 103, 106, 401, 402, 403, 404, 303, 601, 602, 612, 615, 701, 801, 803, 611(b), 702, 806, 807; RCW 5.60.050, RCW 40.14.020, RCW 5.44.040, RCW 9A.44.120, RCW 9A.04.110; WAC 434-662-060; WAC 137-28-430; codes, court rules, supreme court cases cited herein the record and files attached memorandum in support of these motions:

pro-se limine Nelson
 Page 1 of 10

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EXHIBIT 1

EXHIBIT 1

1. For the court to make ruling on the admissibility of all the states evidence under ER 103(a)(1)(2)(b)

GRANTED

DENIED



RESERVED

2. To require the prosecutor to give the defence a copy of the 911 call disc that is electronically stored information under CrR 34 producing electronically stored information

GRANTED

DENIED



RESERVED

3. Require the prosecutor to give to the court and defence the required chain of custody record on all material evidence including discovery and electronically stored evidence under RCW 40.14.020; RCW 5.44.040; CrR44(a)(1); WAC 434-662-060; WAC 137-28-430

GRANTED

DENIED

RESERVED

EXHIBIT C

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EXHIBIT E

4. To limit the testimony of witnesses to personal knowledge as required by ER 602

GRANTED

DENIED



RESERVED

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5. To exclude photographs which are irrelevant, cumulative, and lack probative value pursuant ER 403

GRANTED

DENIED



RESERVED

5/5/2014

6. To exclude testimony that Mr. Nelson may have any drugs other than medical marijuana in his residence, since there is no supporting evidence. ER 403

GRANTED



DENIED

RESERVED

DEQ-SC Limine Nelson

Page 3 of 10

EXHIBIT E

EXHIBIT E

7. allow witnesses to be called pursuant to ER 614 (c) calling and interrogation of witnesses

GRANTED

DENIED ✓

RESERVED

8. Require the prosecutor to enter the reciprocal pre-trial discovery that is pertinent to the charges and the penalty C.R. 4.7

GRANTED

DENIED ✓

RESERVED

9. In fairness to opposing party (d) the defence requests that the prosecution makes a reasonably diligent effort to comply with legally proper discovery request and to state on the record that he has done so.

GRANTED

DENIED ✓

RESERVED

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Photos
of
cell phone
video

EXHIBIT E

EXHIBIT E

10. To require the prosecution to give the discovery to the defence CrR 37 and to satisfy discovery requirement at trial the defence is requesting; Copies of all the discovery including CAD report, 911 call, and police report;
U.S. V HIGGINS, 75 F3d 332 (7th cir)
IN RE GOLANT, 239 F3d 931 (7th cir)

GRANTED

DENIED



RESERVED

11. To require conditions of ER 807 of the states witness RebeKkah Nelson, who was nine years old when officer Belford said she made a statement that she has never repeted in any testimony or in any interviews. ER 807 is RCW 9A.44.120 which requires RESULTS of any statements made to be of "Substantial bodily harm" as defined in RCW. 9A.04.110 for the child's statements to be admissable in a criminal proceeding. ER 807 child witness.

P.64
transcript
prior forensic
interview only
to be used
to impeach
rebuttal
or
rejection
and not

GRANTED

DENIED

RESERVED

PD - Se Jimmie Nelson

Page 5 of 10

as
substantive
evidence

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EXHIBIT E

EXHIBIT E

12. To prohibit the state from offering any ER 404(b) evidence where the state has not provided notice of any such evidence to the defendant. Further such evidence would not be admissible absent disclosure and pretrial ruling by this court made outside the presence of the jury to determine whether the state has sufficient evidence to prove the probative value of the evidence outweighed the danger of unfair prejudice.
 eg. State v. Kilgore, 147 Wn.2d 288, 53 P.2d 974 (2002)

GRANTED _____ DENIED RESERVED _____

13. To prohibit the prosecutor from asking any witnesses whether his/her testimony has been truthful.

The trier of fact has the sole authority to assess the credibility of witnesses.

State v. Ish, 170 Wn.2d 189, 196, 241 P.3d 389 (2010) ~~48~~

GRANTED DENIED _____ RESERVED _____

pro-se Lina Wilson

page 6 of 10

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Priors
Bad Acts

suicide
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inadmissible

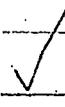
EXHIBIT E

EXHIBIT E

14. To require the prosecutor to allow jury instruction that accurately state the law that is the crime which the defendant is charged; RCW 9A.36.021 assault in the second degree, and the element of the crime RCW 9A.04.110(4)(b) substantial bodily harm. This is to not mislead the jury as to the requirement of the crime and the theory of the defence is supported by the law and the evidence.
 U.S. V. WOLNY; 133 F3d 758 (10th cir)
 U.S. V. SMITH, 223 F3d 554 (7th cir)
 RICHARDSON V. MISSOURI PACIFIC R. CO., 186 F3d 1273 (10th cir)

GRANTED

DENIED



RESERVED

15. To allow the defence to support Officer Steven Shank who has made and recorded an out of court hearsay to be questioned in a cross examination form as if he were to give testimony ER 801

GRANTED

DENIED

RESERVED

pro-se Limine Nelson

page 7 of 10

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5/5/2014

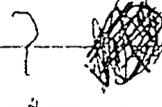


EXHIBIT E

16. To prohibit any witness from refreshing his memory with writings unless the foundational requirements of the evidence requirements of the evidence rules have been satisfied. ER 612 permits a witness to refresh his memory in the course of testimony provided certain foundational requirements are satisfied.

- (1) that the witness's memory needs refreshing
- (2) that the opposing party has an opportunity to examine the writing, and (3) that the trial court is satisfied that the witness is not being coached - that the witness is using the notes to aid, and not to supplant, his own memory the writing must cause the witness to actually recall the occurrence in question, and the witness must then testify from independent recollection. The rule does not permit the witness to read from the writing while they are on the stand.

GRANTED

DENIED

RESERVED

pro-se LIMINE Nelson

page 8 of 10

EXHIBIT E

EXHIBIT E

17. Prohibit the state or its witnesses from introducing any out of court testimonial statements unless the declarant testifies and is available to be cross-examined in open court.

VIth Amendment, United States Constitution; Wash. Const. Art I, sec. 22; Crawford v. Washington, 541 U.S. 36, 124 S. Ct 1345, 158 L. Ed. 2d 177 (2004); State v. Moses, 129 Wn. App. 718, 119 P.3d 906 (2005); State v. Lopez, 95 Wn. App. 842, 980 P.2d 224 (1999)

GRANTED

DENIED

RESERVED

18. To have the Court redact the police report of all prejudicial and irrelevant statement so that the police report may be entered as evidence ER 403



GRANTED

DENIED

RESERVED

pro-se limine Nelson
page 9 of 10

EXHIBIT E E

EXHIBIT E

19. To allow the defendant the motion that he filed on March 17, 2014 to his 5th amendment right to interview all states witnesses before trial commences under: BRADY VS. THE STATE OF MARYLAND, 373 U.S. 83, 10 Led2d 215, 83 S.Ct. 1194 (1963)

GRANTED

DENIED



RESERVED

These Motions in limine submitted by Darrell Nelson Pro-se Defendant

DATED APRIL 14, 2014

Darrell Nelson

pro-se limine Nelson

page 10 of 10

EXHIBIT C E

FILED
IN COUNTY CLERK'S OFFICE

A.M. APR 03 2014 P.M.

PIERCE COUNTY, WASHINGTON
KEVIN STORER, County Clerk
BY _____ DEPUTY

EXHIBIT E

IN THE SUPREME COURT OF WASHINGTON FOR PIERCE COUNTY
Case No 13-1-01034-0

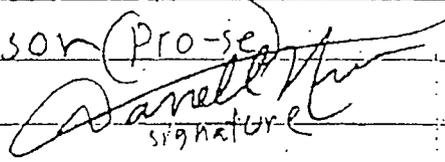
STATE OF WASHINGTON
VS. Plaintiff
Darrell Newton Nelson
March 31, 2014 Defendant

NOTICE:
The defence has requested
The 911 call and fresh discovery
Since March 10, 2014

I Darrell Nelson, pro-se defendant have requested that the prosecutor disclose to the defense a fresh "911" recording, South Sound "911" is on the prosecutions witness list. So, In fairness the Court should allow the Sub.p.oena duces tecum for the operator and the fresh 911 recording. The defense has requested, access to the evidence to insure a fair trial and to have "clean" copy's of police reports, interviews, the disc or memory card with the photos. So that the assistance of Counsel can help the defendant be better prepared for trial any further delay is a deprivation of Constitutional rights, The defence is ready for trial but needs to review Discovery before trial

submitted by Darrell Nelson (Pro-se)

(clerks copy)


signature

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EXHIBIT E

FILED
DEPT. 4
IN OPEN COURT

APR 21 2014

Pierce County Clerk
By _____
DEPUTY

EXHIBIT E

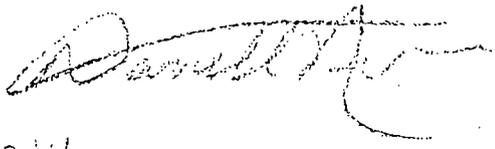
IN THE SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY
STATE OF WASHINGTON) Case No 13-1-01034-0
VS Plaintiff) Motion to redact police reports
Darrell Newton Nelson) EXHIBIT # 2 No. 130700799.1
defendant) EXHIBIT # 3 No. 130700799.2
Under ER 401, 402, 403 and CL 10

I Darrell Nelson pro-se defendant request the honorable Judge Schuscoff to redact the prosecution exhibit # 2 TPD Supplemental police report No. 130700799.1 and prosecution exhibit # 3 TPD Supplemental police report No. 130700799.2

These police reports contain many statements that are irrelevant with unfair prejudice and many statements that the probative value is outweighed by the danger of unfair prejudice. I ask the honorable Judge to give careful consideration and undue delay to exclude things that are a waste of time and a needless presentation of cumulative evidence.

The defence offers both of these reports as evidence in his case in chief supported by ER 803(a)(10), 902, 901(b)(7), 403, RCWA 5.44, cr 44, CL 10.

Darrell Nelson
pro-se



DATED APRIL 21, 2014

MIAE

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EXHIBIT E

Police reports were NOT allowed as evidence for defence.

IN THE SUPERIOR COURT OF WASHINGTON, COUNTY OF PIERCE

STATE OF WASHINGTON,
Plaintiff

vs.

NELSON, DARRELL NEWTON,
Defendant

also many irrelevant and inadmissible was entered

Cause No. 13-1-01034-0 from (Haga)

EXHIBIT RECORD

Search

P D	No.	Description	Off	Obj	Admitted Agreed Denied Illustrative Published Redacted Reserved Withdrawn	Date	Rec'd by Clerk's Office
P	1	EVIDENCE BOX CONTAINING WEAPON - KITCHEN KNIFE	Yes	No	Admitted	4/17/14	
P	2	TPD SUPPLEMENTAL REPORT SUPPLEMENT REPORT INCIDENT NO. 130700799.1					
P	3	TPD SUPPLEMENTAL REPORT SUPPLEMENT REPORT INCIDENT NO. 130700799.2					
P	4	PHOTO COPY OF TPD PHOTO SLATE ; 130700799					
P	5	PHOTO COPY OF FACE OF RIVER NELSON	Yes	No	Admitted	4/17/14	
P	6	PHOTO COPY RIGHT SIDE OF FACE; RIVER NELSON	Yes	Yes	Admitted/ Published	4/22/14	
P	7	PHOTO COPY RIGHT SIDE OF FACE; RIVER NELSON	Yes	Yes	Admitted/ Published	4/22/14	
P	8	PHOTO COPY OF MARKS ON NECK OF RIVER NELSON	Yes	Yes	Admitted	4/17/14	
P	9	PHOTO COPY OF UPPER CHEST AND NECK AREA OF RIVER NELSON WITH MARKS ON SKIN	Yes	Yes	Admitted	4/17/14	

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5/5/2014

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P D	No.	Description	Off	Obj	Admitted Agreed Denied Illustrative Published Redacted Reserved Withdrawn	Date	Rec'd by Clerk's Office
		<u>EXHIBIT E</u>					
P	10	PHOTO COPY OF MARKS ON NECK OF RIVER NELSON	Yes	Yes	Admitted	4/17/14	
P	11	PHOTO COPY OF MARKS ON NECK OF RIVER NELSON W/RULER	Yes	Yes	Admitted	4/17/14	
P	12	PHOTO COPY OF MARKS ON SKIN/ RIVER NELSON	Yes	Yes	Admitted	4/17/14	
P	13	PHOTO COPY OF MARKS ON SKIN/ RIVER NELSON W/RULER	Yes	Yes	Admitted	4/17/14	
P	14	PHOTO COPY OF BRUISE ON ELBOW; RIVER NELSON	Yes	No	Admitted	4/21/14	
P	15	PHOTO COPY BRUISE ON ELBOW; RIVER NELSON	Yes	No	Admitted	4/21/14	
P	16	PHOTO COPY MARK ON ARM; RIVER NELSON	Yes	No	Admitted	4/21/14	
P	17	PHOTO COPY BRUISE/MARK ON ELBOW; RIVER NELSON	Yes	No	Admitted	4/21/14	
P	18	PHOTO COPY BRUISE ON ELBOW; RIVER NELSON	Yes	No	Admitted	4/21/14	
P	19	PHOTO COPY BRUISE ON ARM; RIVER NELSON	Yes	No	Admitted	4/21/14	
P	20	PHOTO COPY MARK ON ELBOW/ RIVER NELSON	Yes	No	Admitted	4/21/14	
P	21	PHOTO COPY MARK/SCRAPE ON ELBOW; RIVER NELSON	Yes	No	Admitted	4/21/14	
P	22	PHOTO COPY MARK ON ARM; RIVER NELSON	Yes	No	Admitted	4/21/14	
P	23	PHOTO COPY OF MARKS ON UPPER ARM OF RIVER NELSON	Yes	No	Admitted	4/21/14	
P	24	PHOTO COPY OF MARK ON ARM; RIVER NELSON	Yes	No	Admitted	4/21/14	
P	25	PHOTO COPY OF MARKS ON UPPER ARM OF RIVER NELSON					
P	26	PHOTO COPY MARK ON WRIST; RIVER NELSON					
P	27	PHOTO COPY MARK ON LOWER ARM; RIVER NELSON					
P	28	PHOTO COPY MARK ON ARM W/RULER; RIVER NELSON					
P	29	PHOTO COPY OF FRONT OF NELSON HOME	Yes	No	Admitted	4/17/14	
P	30	PHOTO COPY OF HOUSE NUMBERS AND MAILBOX; PORCH LIGHT	Yes	No	Admitted	4/17/14	
P	31	PHOTO COPY ROOM WITH MATTRESS, TV, COUCH, OFFICE CHAIR					
P	32	PHOTO COPY OF ROOM WITH DOOR, WINDOW WALL ; 2 TVS					

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5/5/2014

P D	No.	Description	Off	Obj	Admitted Agreed Denied Illustrative Published Redacted Reserved Withdrawn	Date	Rec'd by Clerk's Office
		<u>EXHIBIT - E</u>					
P	33	PHOTO COPY MATTRESS ON FLOOR, OFFICE CHAIR, MISC ITEMS					
P	34	PHOTO COPY MISC ITEMS ON FLOOR AND DOOR					
P	35	PHOTO COPY LARGE TV IN FRONT OF DOOR	Yes	No	Admitted	4/23/14	
P	36	PHOTO COPY MISC ITEMS ON FLOOR OF ROOM					
P	37	PHOTO COPY CORNER OF ROOM/WINDOW WALL; TV, COMPUTER SCREEN					
P	37A	PHOTO COPY/PART OF PHOTO/ OF MISC ITEMS ON FLOOR					
P	37B	PHOTO COPY CORNER OF ROOM/WINDOW WALL; TV, COMPUTER SCREEN, MISC ITEMS ON FLOOR					
P	38	PHOTO COPY OF ROOM WITH TABLES MISC ITEMS ON FLOOR					
P	39	PHOTO COPY OF DINING TABLE CHAIRS, PICTURES ON WALL	Yes	Yes	Admitted	4/17/14	
P	40	PHOTO COPY FURNITURE ITEMS; 2 TVS					
P	41	PHOTO COPY OF DINING TABLE CHAIRS, PICTURES ON WALL					
P	42	PHOTO COPY OF DINING TABLE CHAIRS, PICTURES ON WALL; ENTRY TO KITCHEN					
P	42A	PHOTO COPY/PART OF PHOTO/ MISC ITEMS ON FLOOR					
P	42B	PHOTO COPY OF DINING TABLE CHAIRS, PICTURES ON WALL; ENTRY TO KITCHEN; MISC ITEMS ON FLOOR					
P	43	PHOTO COPY DINING TABLE; RED TUB WITH MARIJUANA					
P	44	PHOTO COPY RED TUB OF MARIJUANA	Yes	No	Admitted	4/17/14	
P	45	PHOTO COPY ITEMS ON TOP OF DINING TABLE INCLUDING MARIJUANA PIPE					
P	46	PHOTO COPY ITEMS ON TOP OF DINING TABLE INCLUDING MARIJUANA PIPE					
P	47	PHOTO COPY COUCH; OFFICE CHAIR					
P	48	PHOTO COPY OPEN DOOR TO BATHROOM; MARIJUANA PLANT OF TOILET					
P	49	PHOTO COPY BATHROOM AREA; MARIJUANA PLANT IN BLUE POT					
P	50	PHOTO COPY BATHROOM AREA; MARIJUANA PLANT IN BLUE POT					

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P D	No.	Description	Off	Obj	Admitted Agreed Denied Illustrative Published Redacted Reserved Withdrawn	Date	Rec'd by Clerk's Office
		EXhibit E					
P	51	PHOTO COPY BATHROOM AREA; MARIJUANA PLANT					
P	52	PHOTO COPY BATHROOM AREA; MARIJUANA PLANT IN BLUE POT					
P	53	PHOTO COPY BATHROOM AREA; MARIJUANA PLANT IN BLUE POT					
P	54	PHOTO COPY BATHROOM AREA; MARIJUANA PLANT IN BLUE POT					
P	55	PHOTO COPY WINDOW BLINDS IN BATHTUB					
P	56	PHOTO COPY MISC ITEMS ON BATHROOM FLOOR					
P	57	PHOTO COPY MISC ITEMS ON BATHROOM FLOOR					
P	58	PHOTO COPY BATHROOM MIRROR					
P	59	PHOTO COPY BATHROOM MIRROR AND SINK; PART OF MARIJUANA PLANT					
P	60	PHOTO COPY BATHTUB					
P	61	PHOTO COPY BATHROOM FLOOR/DOORWAY					
P	62	PHOTO COPY OF BEHIND DOOR					
P	63	PHOTO COPY BUNK BEDS					
P	64	PHOTO COPY BUNK BEDS/ DRESSER					
P	65	PHOTO COPY MISC ITEMS ON ROOM FLOOR; DRESSER; BUNK BEDS					
P	66	PHOTO COPY BUNK BEDS					
P	67	PHOTO COPY BUNK BEDS					
P	68	PHOTO COPY LOWER BUNK BED					
P	69	PHOTO COPY CORNER OF BEDROOM					
P	70	PHOTO COPY MISC ITEMS IN ROOM/ WHITE FRAME BUNK BED					
P	71	PHOTO COPY MISC ITEMS IN ROOM/ WHITE FRAME BUNK BED					
P	72	PHOTO COPY MISC CLOTHING ITEMS ON FLOOR OF ROOM					
P	73	PHOTO COPY BEER CAN; PACK OF CIGARETTES ON TOP OF DRESSER IN ROOM					

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5/5/2014

P D	No.	Description	Off	Obj	Admitted Agreed Denied Illustrative Published Redacted Reserved Withdrawn	Date	Rec'd by Clerk's Office
		<u>EXHIBIT E</u>					
P	74	PHOTO COPY BEER CAN; PACK OF CIGARETTES ON TOP OF DRESSER IN ROOM					
P	75	PHOTO COPY MISC BEDDING ITEMS					
P	76	PHOTO COPY OF KITCHEN AREA SINK/ DISHWASHER/STOVE	Yes	No	Admitted	4/17/14	
P	77	PHOTO COPY OF OPEN DOOR; ROOM W/TABLE; COUNTERTOP; HANGING LIGHT FIXTURE.	Yes	No	Admitted	4/17/14	
P	78	PHOTO COPY CEILING; HANGING LIGHT; HOLE IN CEILING	Yes	No	Admitted	4/17/14	
P	79	PHOTO COPY HOLE IN CEILING	Yes	No	Admitted	4/17/14	
P	80	PHOTO COPY HOLE IN CEILING	Yes	No	Admitted	4/17/14	
P	81	PHOTO COPY HOLE IN CEILING; COATS/SHOES; FREEZER; DOORWAY	Yes	Yes	Admitted	4/17/14	
P	82	PHOTO COPY HOLES IN CEILING; FIREALARM	Yes	No	Admitted	4/17/14	
P	83	PHOTO COPY HOLES IN CEILING	Yes	No	Admitted	4/17/14	
P	84	PHOTO COPY HOLES IN CEILING	Yes	No	Admitted	4/17/14	
P	85	PHOTO COPY MISC ITEM INSIDE HOUSE AREA; MATTRESS; ORANGE EXTENSION CORD	Yes	Yes	Sustained		
P	86	PHOTO COPY CEILING LIGHT; HOLES IN CEILING	Yes	No	Admitted	4/17/14	
P	87	PHOTO COPY HOLE IN CEILING	Yes	No	Admitted	4/17/14	
P	88	PHOTO COPY HOLE IN CEILING	Yes	No	Admitted	4/17/14	
P	89	PHOTO COPY HOLES IN CEILING	Yes	No	Admitted	4/17/14	
P	90	PHOTO COPY HOLE IN CEILING	Yes	No	Admitted	4/17/14	
P	91	PHOTO COPY HOLE IN CEILING	Yes	No	Admitted	4/17/14	
P	92	PHOTO COPY PILE OF MISC ITEMS; DOORWAY; TAPE ON CEILING	Yes	Yes	Admitted	4/17/14	
P	93	PHOTO COPY HOLE IN CEILING	Yes	No	Admitted	4/17/14	
P	94	PHOTO COPY HOLE IN CEILING	Yes	No	Admitted	4/17/14	
P	95	PHOTO COPY LAUNDRY ROOM AREA					
P	96	PHOTO COPY SINK; PILES OF CLOTHES					

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P D	No.	Description <i>EXHIBIT E</i>	Off	Obj	Admitted Agreed Denied Illustrative Published Redacted Reserved Withdrawn	Date	Rec'd by Clerk's Office
P	118	PHOTO COPY CLOSET AREA; ELECTRIC WIRING; VENT HOSING; DUCT TAPING; CARDBOARD;					
P	119	PHOTO COPY CLOSET AREA; ELECTRIC WIRING; VENT HOSING; DUCT TAPING; CARDBOARD; WOOD; PLASTIC					
P	120	PHOTO COPY CLOSET AREA; ELECTRIC WIRING; VENT HOSING; DUCT TAPING; CARDBOARD; WOOD; PLASTIC					
P	121	PHOTO COPY SHELF OF MISC TOOLS					
P	122	PHOTO COPY WIRING; GROW LIGHTS					
P	123	PHOTO COPY WIRING; GROW LIGHT					
P	124	PHOTO COPY WIRING; GROW LIGHT					
P	125	PHOTO COPY WIRING; GROW LIGHT; MISC PLANTERS BUCKETS; FOILED LINED WALLS					
P	126	PHOTO COPY NUMEROUS PLANTERS OF MARIJUANA PLANTS					
P	127	PHOTO COPY NUMEROUS PLANTERS OF MARIJUANA PLANTS					
P	128	PHOTO COPY WIRING; GROW LIGHT					
P	129	PHOTO COPY WIRING; GROW LIGHT					
P	130	PHOTO COPY NUMEROUS PLANTERS OF MARIJUANA PLANTS					
P	131	PHOTO COPY NUMEROUS PLANTERS OF MARIJUANA PLANTS					
P	132	PHOTO COPY NUMEROUS PLANTERS OF MARIJUANA PLANTS BLACK PLASTIC LINED SHELF					
P	133	PHOTO COPY NUMEROUS PLANTERS OF MARIJUANA PLANTS					
P	134	PHOTO COPY NUMEROUS PLANTERS OF MARIJUANA PLANTS					
P	135	PHOTO COPY NUMEROUS PLANTERS OF MARIJUANA PLANTS					
P	136	PHOTO COPY GROW LIGHT; BLACK PLASTIC AND FOIL PAPER					
P	137	PHOTO COPY JACKETS HUNG BEHIND DOOR; DOOR COVERED/EDGED IN WIRED					
P	138	PHOTO COPY JACKETS HUNG BEHIND DOOR; DOOR COVERED/EDGED IN WIRED					
P	139	CAD PRINT OUT					

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5/5/2014

P D	No.	EXHIBIT E Description	Off	Obj	Admitted Agreed Denied Illustrative Published Redacted Reserved Withdrawn	Date	Rec'd by Clerk's Office
P	97	PHOTO COPY COVERED WINDOW; BATHTUB; WASHER					
P	98	PHOTO COPY SINK; DOORWAY					
P	99	PHOTO COPYHOT WATER TANK; TOILET					
P	100	PHOTO COPY SINK; MISC ITEMS					
P	101	PHOTO COPYCOUCH; WIRES HANGING FROM CEILING					
P	102	PHOTO COPY SLEEPING BAG OVER WINDOW					
P	103	PHOTO COPY COUCH; MATTRESS'S; MISC BLANKETS					
P	104	PHOTO COPY CLOSET; MISC ITEMS ON FLOOR					
P	105	PHOTO COPY DOORWAY; DRESSER; COUCH; PART OF OPEN CLOSET; ITEMS HANGING FROM CEILING					
P	106	PHOTO COPY DOORWAY; DRESSER; COUCH; ITEMS HANGING FROM CEILING					
P	107	PHOTO COPYCEILING LIGHT; COVERED SMOKE ALARM					
P	108	PHOTO COPY DRESSER WITH MISC ITEMS ON TOP ;					
P	109	PHOTO COPY DRESSER WITH MISC ITEMS ON TOP ;					
P	110	PHOTO COPY CEILING; PLUGGED HOLES WITH PAPER; COVERED SMOKEALARM					
P	111	PHOTO COPY OPEN CLOSET MISC ITEMS ON SHELF AND FLOOR					
P	112	PHOTO COPYMISC ITEMS ON FLOOR; EXTENSION CORDS RED TUB OF MISC ITEMS CLOTHES; WOODEN DRESSER					
P	113	PHOTO COPY BROWN DRESSER WITH 3 BLUE PLANT CONTAINERS, 3 WHITE CONTAINERS					
P	114	PHOTO COPYOPEN DOOR; VENT HOSING ELECTRIC PLUGS; WOOD PIECES PLANTS THROUGH OPENING IN FLOOR	Yes	No	Admitted	4/17/14	
P	115	PHOTO COPY CLOSET AREA; ELECTRIC WIRING					
P	116	PHOTO COPY BAG PLANTING SOIL; LEAVES; BLACK CORD; SHOES					
P	117	PHOTO COPYOPEN DOOR; VENT HOSING ELECTRIC PLUGS; WOOD PIECES PLANTS THROUGH OPENING IN FLOOR					

FILED
IN OPEN COURT
CDPJ
APR 07 2014
Pierce County, Clerk
By [Signature]
DEPUTY

EXHIBIT E

IN THE SUPERIOR COURT FOR PIERCE COUNTY IN WASHINGTON STATE
 STATE OF WASHINGTON) Case No: # 13-1-01034-0
 vs. Plaintiff)
 Darrell Newton Nelson) ORDER DIRECTING ISSUANCE
 Defendant) OF SUBPOENA DUCES TECUM
) South Sound
) 911 Operator and 911 Call
) 3-11-13 Incident No. 130700799
) AT TRIAL

I, Darrell Nelson, Pro-se defendant, petition the Court for an order directing the Clerk to issue a Subpoena duces tecum in the within case.

DECLARATION

The testimony and documents in the possession of the herein named witness is/are necessary for the aboved named defendants case. I hereby declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

ORDER

It is ORDERED that the clerk shall issue a subpoena duces tecum directing the attendance of the 911 call operator that responded to the incident No. 130700799 911 call on March 11, 2013, to also bring a copy of the 911 call listed herein to the trial in the above listed case to be entered and published as evidence for the defense. TRIAL date is set for April 14, 2014, 1200M ZGD, Pierce County Courthouse at 8:45 a.m.

DATED: March 31, 2014

submitted by: Darrell Nelson signature [Signature]

910 Tacoma st S Tacoma Wa 98402
 Street Address City, State, Zip

Judge [Signature]
 BRYAN CHUSHCOFF

THIS Subpoena Never Served

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4/8/2014

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EXHIBIT E

FILED
DEPT. 4
IN OPEN COURT
APR 23 2014
Pierce County Clerk
By _____
DEPUTY

IN THE SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON) Case No 13-1-01034-0
) Motion to suppress and:
) OBJECTION under RCW 9A.44.120, ER 807
vs Plaintiff)
Darrell Nelson Nelson) Conditions of admissability of a
) child's statement have not been met
) by the prosecution.
) defendant)

RCW 9A.44.120 Admissability of a child statement - Conditions ~

"A statement may not be admitted under this section unless the proponent of the statement makes known to the adverse party his or her intention to offer the statement and the particulars of the statement sufficiently in advance of the proceeding to provide the adverse party with fair opportunity to meet the statements."

FACT

Mark Sanchez is an experienced prosecutor with many years of law schooling. There is no excuse for him not following the law when calling witnesses.

The prosecution has not given notice written or otherwise of the particulars of the statements in advance to allow the defence sufficient time to meet the statements in trial.

The defendant would have crossexamined other witnesses to show that the statement of the child were not accurate or reliable to be believable. This error is not harmless and would violate the defendant's right to a fair trial.

RELIEF SOUGHT

The defendant respectfully moves the court to suppress the statements of Rebekkah Nelson

DATED APRIL 23, 2014

Darrell Nelson
Pro-se



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exhibit 3 (C)

1 got his hind end knocked on the ground. He has grown
2 up real good. He has kids of his own. He runs a good
3 business in Oklahoma, and he is doing fine. That's,
4 you know -- I have had difficulty with the child. He
5 did get out of it. We had to take him to, you know,
6 rehab type of thing, and he didn't like that. I have
7 gone through it.

8 DEFENDANT NELSON: Okay, thank you.

9 Juror No. 12, I will -- some of these occupations.
10 Just some general questions. Retired, what was your
11 former employment?

12 JUROR NO. 12: I've retired twice now. I've retired
13 from the Air Force in '83, and I retired from a big
14 state college up here as an instructor in automotive
15 mechanics and security.

16 DEFENDANT NELSON: Security, all right.

17 No. 7, what is your employment at DSHS?

18 JUROR NO. 7: I'm a maintenance mechanic two.

19 DEFENDANT NELSON: Maintenance.

20 JUROR NO. 7: Yeah.

21 DEFENDANT NELSON: How about No. 14?

22 JUROR NO. 14: Unemployed.

23 DEFENDANT NELSON: No former employment.

24 JUROR NO. 14: No.

25 DEFENDANT NELSON: No. 19, retired.

exhibit 3(c)

Case Information

13-1-01034-0 State of Washington vs. NELSON, DARRELL NEWTON

Charge:

JUDGE BRYAN CHUSHCOFF

Panel Id 39265

5

Name: WAMBACH, KATHI

Employer: Connie cline

Occupation: Store clerk

Badge No: 634394

Are you a citizen of the United States?	Yes
Are you a resident of Pierce County?	Yes
Can you communicate in English?	Yes
Have you been convicted of a felony?	No
Have your civil rights been restored?	Yes
Do you drive a car?	Yes
Are you married?	Yes
Are you a Pierce County employee?	No
Have you served on a jury before?	No
Are you 18 years of age or older?	Yes
Years lived in Pierce County?	More than 5 years

Name: ROGEN, NICHOLAS P

Employer: UWT

Occupation:

Badge No: 1626228

Are you a citizen of the United States?	Yes
Are you a resident of Pierce County?	Yes
Can you communicate in English?	Yes
Have you been convicted of a felony?	No
Have your civil rights been restored?	Yes
Do you drive a car?	Yes
Are you married?	Yes
Are you a Pierce County employee?	No
Have you served on a jury before?	No
Are you 18 years of age or older?	Yes
Years lived in Pierce County?	More than 5 years

CHAMILTON@dshs.wa.gov

Name: HAMILTON, CORY D

Employer: dshs

Occupation:

Badge No: 1537452

Issue Monday

Are you a citizen of the United States?	Yes
Are you a resident of Pierce County?	Yes
Can you communicate in English?	Yes
Have you been convicted of a felony?	No
Have your civil rights been restored?	Yes
Do you drive a car?	Yes
Are you married?	Yes
Are you a Pierce County employee?	No
Have you served on a jury before?	No
Are you 18 years of age or older?	Yes
Years lived in Pierce County?	More than 5 years

Janitor

Name: MAST, JONAS J

Employer: Washington State Patrol

Occupation: Commercial Vehicle Enforcement Officer

Badge No: 742155

bye bye

Are you a citizen of the United States?	Yes
Are you a resident of Pierce County?	Yes
Can you communicate in English?	Yes
Have you been convicted of a felony?	No
Have your civil rights been restored?	Yes
Do you drive a car?	Yes
Are you married?	Yes
Are you a Pierce County employee?	No
Have you served on a jury before?	No
Are you 18 years of age or older?	Yes
Years lived in Pierce County?	More than 5 years

D