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COURT OF APPEALS
DIVISION II

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IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

WASHINGTON, 

DEPUTY

DIVISION II

STATE OF WASHINGTON,

Respondent,

VS.

JEREMY DAVID ROSENBAUM,

Appellant.

AMENDED PERSONAL RESTRAINT PETITION

JEREMY David ROSENBAUM

DOC # 86896A

Coyote Ridge Corrections Center

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Connell, Wash. 99326

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ISSUE #1

(Formerly "Ground 5)

DEFENDANT'S RIGHT TO PROTECTION AGAINST
DOUBLE JEOPARDY UNDER UNIT OF PROSECUTION &
THE MERGER DOCTRINE WAS VIOLATED WHEN THE
COURT MADE ALLOWANCES FOR TWO SEPARATE COUNTS
OF FELONY HARASSMENT AGAINST TWO DIFFERENT PEOPLE.

The Defendant argues this ground on two levels; both of which the record clearly reflects.

[1] The Defendant was found guilty and sentenced to two counts of Felony Harassment under RCW 9A.46.020 (2)(b)(ii), which specifically states under § (ii) "The person harasses another person under subsection (1)(a)(i) of this subsection by THREATENING TO KILL the person threatened or any other person."

The Defendant would like to direct this courts attention to the Verbatim Record of the trial proceedings when the Jury was polled and pronounced their verdict. VRP April 11, Pg. 108 @ Ln. 16-20, the Jury clearly states that they found no grounds to find the Defendant guilty of conduct which placed Ally Gibson in position of reasonable fear that any "Threat or kill would be carried out."

The Court clearly exceeded their Legislative authority by imposing two counts of this section of Felony Harassment after a Trial by Jury only found merit for one count. State V France, 180

Wash.2d 809, 329 p.3d 864. Threats, Stalking, and harassment (key)22,
Threats, Stalking, and Harassment (key)52.

[2] The Court has taken a confusing stance on bringing these two separate counts of Felony Harassment against the Defendant, while it consistently acknowledges a merging identity between Ally Gibson and Julia Weed. See VRP April 10 Pg. 94 @ Ln.10 - Pg. 96 @ Ln. 9. So that while the Defendant is only "Texting" for the purpose of talking to and addressing one person, it is almost impossible to separate the two women who are tag teaming the Defendant and leaving him uncertain as to whom exactly he is talking to.

The Court has chosen to accept the dual nature of the single communication and caused to to count as two separate communications when it clearly was not.

The Defendant argues that there should have only been one single charge of Harassment as for the intent of the Defendant was at no time to address this "group" as a whole. See State V G.S., 104 Wash. App. 643, 17 P.3d 1221 (2001 (Key)21)

The record shows that the only "True Threat" was in fact made towards Julia Weed (the Jury agreed), therefore, even though two parties were reading the same communication, the frustrated speech was only directed towards Julia Weed. See State V Kilburn, 51 Wash.2d 36, 84 P.3d 1215 (2004 Constitutional Law 1831 (Key)22) (True threat);
State V Morales, 174 Wash.App. 370, 298 P.3d 791 (2013 (Key)21);

State V G.S., Supra @ Infants (Key)2640(1).

Furthermore because Ally Gibson made it clear that her true sense of anxious fear came from being exposed to Child Protection Services (CPS) for her ongoing drug usage (VRP April 10 Pg. 76 @ Ln. 11 - Pg. 77 @ Ln. 13). Also Ally Gibson acknowledges that the only prior physical harm she ever received which involved the Defendant was when her arm got stuck in the door. She admits that while this fueled her anger in the midst of the argument, it was clearly (according to her rational standard) an accident which would be out of context if taken as an intentional act. See State V Alvarez, 74 Wn.App. 250, 260-61, 872 P.2d 1123, 1129 (1994) aff'd, 128 Wn.2d 1, 904 P.2d 754 (1995).

As a result of this the Court must take the two other hostile statements which the Defendant directed towards Ally Gibson as mere idle talk or puffery. See State V J.M., 144 Wash. 2d 472, 28 P.3d 720 Threats, Stalking, And Harassment (Key)23. Ally Gibson went on the record saying that this all annoyed her more than anything else, (VRP April 10 Pg. 83 @ Ln.17 - Pg. 84 @ Ln. 23). And because there was no prior beating by the Defendant, it is a mere mockery- it is hyperbole- when the Defendant says that if that was a beating, everything that's following will produce nightmares. The Defendant isn't referring Ally Gibson to some actual violent history and then saying 'if you thought that was bad, wait till you see what I'm gonna do to you next', no, he is just mocking her.

Because of this Ally Gibson testified that she was not scared of the Defendant causing her bodily harm, neither then or in the future. The only threat (and this word "threat" is being used outside the context of this legal statute) which Ally Gibson was taking seriously which also pushed her to take actions to protect herself, were that the Defendant wanted to report her illegal drug use to CPS so that their baby, which she was pregnant with would not be hurt, See VRP April 10 Pg.. 38 @ Ln. 3-5. See also State V. Kilburn, Supra Constitutional Law (KEY)1831, Threats, Stalking, And Harassment (KEY)22.

The Defendant asserts that this is a clear and cut case where using the Merger Doctrine is appropriately called for in order to undo the Trial Courts inter-weaving of Julia Weed and Ally Gibson. See State V Berg V Reed, 181 Wn. 2d 857, 337 P.3d 310 @ § 6 "Merger of offenses". At the end of the day, there is not really a Crime A and Crime B here. The Defendant was pursuing communication with Ally Gibson, and was continuously intercepted by Julia Weed. The frustration and anger was, naturally, aimed towards Julia Weed.

The Legislature states that when a Defendant threatens to cause harm to a particular person (Julia Weed) at a specified time and place, the Defendant can only be convicted of a single count of Harassment. It makes no difference that the threat is communicated to multiple people, see 13A Wash. Prac., Criminal Law § 1308 (2014-2015 ed.) citing Sate V Morales, Supra.

Issue #2

(Formerly Ground 2)

Defendant was denied Constitutional
guarantee of Due Process when Trial Court
failed to acknowledge a Purposed "other
suspect". See RAP 2.5 (a)(2) The Trial Court
"[failed] to establish facts upon which relief
can be granted."

The Appellate Court reviews a Trial Courts decision to exclude
other suspect evidence for abuse of discretion, see State V Gary
Wade, 346 P.3d 838.

The Defendant asserts that the Trial Court "failed to establish
facts upon which relief can be granted", and as a result there was
clearly a "manifest error affecting a Constitutional right". See
Sixth Const. Amend. Right to a fair Trial; and Const. Amend. Fourteen
Due Process. Quote from RAP 2.5 (a)(2)&(3).

On the date when the defendant was arrested, there is no dispute
that he was intoxicated. Even so, he kept trying to get Police to
talk to Martin Craig Spangler Sr., pertaining to Text Messages the
Defendant did not acknowledge sending. See VRP April 10 Pg. 194
@ Ln. 14-15.

The Police don't deny this, however, they state that the
Defendant wouldn't address the questions they asked, and do not
as such address exactly what it was that the Defendant was saying.

They also state that they did not fully understand what it was that the Defendant was trying to communicate. See VRP April 9 Pg. 82 @ Ln. 1-9.

The Defendant was in fact unaware of the magnitude of the charges filed - That is, unaware of specific threats until he received a discovery package from his second Court appointed attorney. See VRP April 10 Pg. 182 @ Ln. 23-25.

Even so, since the very beginning of the States involvement, the Defendant has been pleading with people to examine Mr. Spangler's role in all this. Still, no one seems inclined to do so, even though Mr. Spangler has an uncontested involvement from the very beginning. First off: The threats came from his phone; Secondly: The Defendant was arrested at Mr. Spangler's residence; and Thirdly: The Defendant was acknowledged as being in a Bi-Sexual relationship with Mr. Spangler, for eight years (during which time, all parties agree that Mr. Spangler was quite controlling/overbearing regarding his phone and the Defendants person). See VRP April 10 Pg. 59 @ Ln. 16-24.

When the alleged victim, Ally Gibson, was straight up asked if she thought Mr. Spangler could have been responsible for sending some of the Text Messages, she very adamantly acknowledges it as a plausible thing. See VRP April 10 Pg. 69 @ Ln. 7-12.

The error of not allowing the Defendant to present a defense of Purposed Other Suspect, even in the face of evidence which any

reasonable person could detect as identifying a third parties involvement, caused the Jury to form a MANDATORY PRESUMPTION with regards to the Text Messenger's identity - leaving them no choice but to Presume that the Defendant sent all these Text Messages.

Defense Counsel even objected to this line of Prosecution at VRP April 9 Pg. 129 @ Ln. 9-17 (must also read Pg. 127 @ Ln. 19-21), stating that it lacked foundation, but the Court co-signed the Prosecution's oversight and reinforced the mandatory presumption, thus violating the Defendants right to Due Process by relieving the State of its obligation to prove all of the elements of the crime charged beyond a reasonable doubt. See State V Phillip Atkins, 156 Wn.App. 802 @ 92XXVII 92K4653.

Exhibit #4, which in Trial was identified by both Ally Gibson and the Defendant as belonging to Mr. Spangler's phone. See VRP April 10 Pg. 58 @ Ln. 22 - Pg. 59 @ Ln. 3; Also April 10 Pg. 179 @ Ln. 3-11.

This Exhibit is especially important, as it seems to be from this exhibit that the charge of "threat to kill" is established. And right away the messages being sent to communicate with the Julia/Ally identity on the other end are clearly not the Defendant, Jeremy Rosenbaum. Messages like:

"Idk if u want ur shit but you showed
Jeremy the real u and u don't give a fuck
about him I win." Exhibit 4 Pg. 1 @ 1:40am

"Where is Jeremy"

Exhibit 4 Pg. 1 @ 7:10

"Ally Jeremy is lost and needs u he's a wreck

Please call him." Exhibit 4 Pg. 8 @ 2:39

"Ally the cops were just here waanting to know

were Jeremy was" Exhibit 4 Pg. 9 @ 1:01

"AnyMeans even if its life or death freedom or

prison. That child she carreys is

PART HIM AND I get a say in what goes down. Willing

or not." Exhibit 4 Pg. 11 @ 2:18

"I don't care u ain't standing in my way I will

cause a God Dan holicost to have a say so

in that child's life." Exhibit 4 Pg. 11 @ 2:19

Any reasonable person, when reading this would ask 'who wrote that?' And without question, the answer would be, Martin Craig Spangler Sr.

And who was Martin Craig Spangler Sr.? He was the Defendants Bi-Sexual lover for eight years VRP April 10 Pg. 211 @ Ln. 8-14. He was someone who was very controlling and possessive both of his belongings and in the same way, as a belonging, of the Defendant. See VRP April 10 Pg. 59 @ Ln. 16-24; see also Exhibit's # 9 & 10, which are sworn affidavits to the same effect.

Mr. Spangler was a man who did not care for Ally Gibson, and treated her with a jealous contempt. See VRP April 10 Pg. 56 @ Ln. 15-19; as well as Exhibit 4 Pg. 1 @ 1:40.

Mr. Spangler was a man who had his own criminal background, and knew the in's and out's of both the illegal lifestyle and prison culture.

And what makes him so important to this case is that he is to Jeremy what Julia Weed is to Ally Gibson. To be more clear:

Ally Gibson and Julia Weed are essentially creating Text Messages on one side of this dialog interchangeably, see VRP April 10 Pg. 23 @ Ln. 9-17; and April 10 Pg. 94 @ Ln. 10 - Pg. 96 @ Ln. 9. And sometimes amidst this duo, Julia Weed is playing a protective role and totally excluding Ally Gibson from communicating at all, taking it upon herself to make provokative engaging comments of her own. See VRP April 10 Pg. 74 @ Ln. 15-18.

Both of these parties are represented in bringing an accusation against the Defendant, however, the Defendant is refused any chance to present his own defense where the same type of conduct was happening where he was at between himself and Martin Craig Spangler Sr. See VRP April 10 Pg. 184 @ Ln. 9-15; and April 10 Pg. 242 @ Ln. 25 - Pg. 243 @ Ln. 3.

The fact that the Defendant was begging everyone to pursue this line of investigation from the very moment of his arrest (see VRP April 10 Pg. 194 @ Ln. 9 - Pg. 195 @ Ln. 12) becomes significant,

for in the five months after his arrest when a case was being built against him and supposedly a defense was also being built, no one ever contacted Martin Craig Spangler Sr. in order to pursue the proposed other suspect (again keeping in mind how undeniable it is that he wrote several of the Texts to the parties involved). As it is, Mr. Spangler died just a few weeks prior to the Defendants Trial (see Exhibit #7) making it impossible for the lack of investigation (which honestly should have already been conducted by then) to be remedied.

This manifested injustice was so severe that it deprived the Defendant of a fair hearing by failing to establish the elements of the crime charged.

Now, as a matter of Law, according to Washington Rules of Evidence, ER 901 Title IX. Authentication, identification, and admission of Exhibits.

901(a) was never established in relation to Exhibit #4 (then identified as States 11), which contained Text Messages from two separate people to Julia Weeds phone, and which by this fact being ignored altogether creates the mandatory presumption, regardless of how unrealistic it is, that the Defendant himself authored all of these Text Messages.

During the Trial, under this rule, ER 901 (b)(1) and (4) both were satisfied sufficiently by the agreeing testimony of Ally Gibson and the Defendant that Mr. Spangler most plausibly wrote some of the Text Messages; and that according to their distinct

characteristics, including content and third party mentioning of the Defendant, that the Defendant did not himself author all of the Text Messages in States 11 (Now Exhibit #4). Hence, when at VRP April 9 Pg. 129 @ Ln 9-17 (must also veiw Pg. 127 @ Ln. 19-21 for context), States Exhibit #11 is objected to based on lack of foundation by defense attorney Morgan, the Court erred in admitting it as admissible evidence against the Defendant.

This single ground, all by itself weighs so much upon the Constitutional right to a fair Trail. Due Process was totally ignored in this case, and the Prosecution threw out the window, their Burden to prove this element of identity when any reasonable person can tell that more than one identity is generating these Texts. As such the Defendant is requesting a new Trial so that evidence might be properly represented.

And if the Prosecutions position on this is compromised because they failed to fulfill their office in the first place and now Mr. Spangler's death creates an impossible investigation, the existing evidence should be weighted and the present conviction overturned.

ISSUE #3

(Formerly Ground 9)

THE PROSECUTION FAILED TO Prove "True
Threat" AND other required
elements of Felony Harassment
beyond a reasonable doubt.

The Defendant was convicted on two counts of Felony Harassment RCW 9A.46.020 (1)(a)(i) & (2)(b)(i)&(ii): "A person is guilty of harassment if without lawful authority, the person knowingly threatens to cause bodily injury immediately or in the future to the person threatened or to any other person." "A person who harasses another is guilty of a class "C" felony if...(i)the person has previously been convicted in this or any other State of any crime of harassment, as defined in RCW 9A.46.060, of the same victim or members of the victim's family or household or any person specifically named in a no-contact or no-harassment order; (ii) the person harasses another person under subsection (1)(a)(i) of this section by threatening to kill the person threatened or any other person."

In State v J.M., 144 Wash.2d 472, 28 P.3d 720 (2001) the Court identified that the felony harassment statute required that the "words or conduct of the perpetrator must place the person threatened in reasonable fear that the threat will be carried out."

And further, an "objective" standard must be applied to determine

whether the victim's fear that the defendants threat will be carried out is reasonable. see State V Barragan, 102 Wash.App. 754, 9 P.3d 942 (2000).

Because to avoid an unconstitutional infringement of protected speech, the Felony harassment statute must be read as clearly prohibiting only "true threats", see State V. Kilburn, Supra, as amended. Constitutional Law (KEY) 1831 Threats, Stalking, And Harassment (KEY)22.

Furthermore felony harassment based on threat to kill requires State to prove that person threatened be placed in reasonable fear that threat would be carried out, rather than mere fear of bodily injury; plain meaning of statute indicates that fear of "the threat" must be fear of actual threat made i.e., the threat to kill. see State V Savaria, 82 Wash.App. 832, 919 P.2d 1263; State V C.G., 150 Wash.2d 604, 80 P.3d 594.

In this present case Defendant has the need to argue this ground as it pertains to each of the alleged victims:

ALLY GIBSON:

On 11/24/13, Ally Gibson filed a statement with the Kelso Police Department in which she claimed that the Defendant had made threats to cause bodily harm. Pertaining to these threats she says that she is "terrified from his actions and threats that he will seriously stop at no means necessary to find me and Julia Weed and act out everything he has stated I have no doubt he will hut me, this Baby

and my sister. I am afraid for me and my family's safety!" (See Ex 1 @ Pg. 3)

Presented with this statement, one might stop and be satisfied with the evidence presented. Except that by further review certain facts arise which require more inspection. The first and most important fact is that Ally Gibson confesses under oath that she'd perjured herself knowingly in a premeditated attempt to manipulate an arrest/conviction of the Defendant so that she could avoid complications with Child Protective Services (CPS) and custody issues. See VRP April 10 Pg. 38 @ Ln. 3-5; and again on Pg. 76 @ Ln. 11 - Pg. 77 @ Ln. 13.

She also confesses to being under the influence of drugs. See VRP April 10 Pg. 44 @ Ln.15 - Pg. 45 @ Ln. 20.

Furthermore it is not uncommon for Ally Gibson to do such a thing. On two other occasions she had been convicted of providing false information to public servants. See VRP April 10 Pg. 16 @ Ln. 17-19; April 10 Pg. 16 @ Ln. 25 - Pg. 17 @ Ln. 3.

Ally Gibson stated that she in fact was not in all reality in fear for her physical safety. See VRP April 10 Pg. 78 @ Ln. 6 - Pg. 81 @ Ln. 21; see also April 10 Pg. 35 @ Ln. 17-22. The threats Ally Gibson was worried about were that the Defendant might contact CPS and expose her continued drug usage. See VRP April 10 Pg. 24 @ Ln. 17-24; and April 10 Pg. 33 @ Ln. 15-18.

But if this Court demands a still higher standard of proof

that Ally Gibson did not demonstrate an objective fear of any threat, I think that such would be satisfied when they examine that Ally Gibson reports to voluntarily spending Approx. five hours together with the Defendant during this time while the harassment is supposedly occurring. See VRP April 10 Pg. 69 @ Ln. 13 - Pg. 72 @ Ln. 22. What's more, she was actively staying with the Defendant voluntarily while the Defendant was out of Jail on bail during the Trial. See VRP April 10 Pg. 47 @ Ln. 11-23.

Although Ally Gibson clearly made an inflammatory statement to the Police, and allowed charges to be pursued against the Defendant [Even though it becomes apparent she tries to withdraw the charges before the Trial] she states by her own admission that she wasn't in all honesty afraid but rather just trying to attack the Defendant by manipulating the Justice System. She backs up this confession with a physical showing of safety by choosing to live with the Defendant during Trial.

With all this put into its proper context, there was never a showing that Ally Gibson feared the Defendant or that she thought he was going to carry out any of the idle threats made against her sometime in the future. Rather it only supports her claim that the Defendant was, in her eyes, being a pest and mirroring her own actions within this lovers dispute of making several flippant, idle comments in order to fuel the argument.

As such the Court erred in convicting the Defendant of Felony harassment against Ally Gibson. See in relation to this VRP April

11 Pg. 108 @ Ln. 16-20. The Court of Appeals should find ample reason to reverse this conviction in regards to Ally Gibson, altogether.

JULIA WEED:

On 11/24/13, Julia Weed filed a statement with the Kelso Police Department stating that the Defendant had "Threatened to kill" her; Threatened her and her family; threatened to come to her work; and that she was "afraid for [her life]." See EX. #2 @ Pg. 1-2.

She also made severe inferred claims about Ally Gibsons State - but the Defendant doesn't see any merit in attacking those statements since he's already addressed her previously and because Julia Weed cannot exactly speak on behalf of Ally Gibson here.

Julia Weeds involvement in this dramatic event is sort of a self-imposed guardian of Ally Gibson. She had just ended an abusive relationship in her own life, and was somehow superimposing Ally Gibsons situation into her own problem, thus adopting as her own, the plight to block communication between the Defendant and Ally Gibson. See EX. 3 Pg. 12 @ 9:48; 10:00; and 10:01.

Furthermore Julia Weed felt very confident in defending both herself and Ally Gibson, and as such she did a lot of things to intentionally provoke the Defendant. See EX. #3 Pg. 6 @ 7:44; and 7:45. "I just went to Jail in June for assaulting a police officer so don't fuck with me. You think ally is a riot you got another thing coming haha."

This was in reference to an actual crime she'd committed. See Ex. #8 Pg. 1-3. This was not just some bogus claim she was making in order to "sound tough". Julia Weed had a reputation for violently opposing men who she felt were trying to push her around. Julia Weed was never afraid of mere word play (such as with Text Messaging) She was ready and willing to get physical, and the Text's show that when it came to that, the Defendant was not on the same page; he was only involved in a verbal argument with his girlfriend in which the only violence ever used or intended were those of idle words.

On day one, Julia Weed made it a point to repeatedly drive by the Defendants home honking the cars horn. See VRP April 10 Pg. 21 @ Ln. 4-5. At one point she mocks the Defendant over some of his fish - encourages him to die - all kinds of things simply in line with playing interference against the Defendant.

But when asked, she repeatedly says that she is afraid of the Defendant. Still, as she's "claiming" that this fear is so crippling she's all but stalking the Defendant.

Directing your attention to Ex. #4 Pg. 26 @ 6:05 - 6:08: you see that the Defendant is purported to tell Julia Weed, "Say that one more time u cunt and ill fucking kill u and myself." To which Julia Weed responds, "Go to hell bitch gotta find me first." Then, all within literally the same minute of 6:06pm the threatening message was repeated, to which Julia Weed Says: "we well come to you where are you". After this, two whole minutes of silence

transpire and Julia Weed taunts: "what can't answer now."

Approximately one hour later, Julia Weed is in a car driving by the Defendants house, texting a description of the present state of things saying at Ex. #5 Pg. 19-21 @ 7:04 - 7:06pm: "Cuz there is someone at your house with a bike I drive a jeep like I said Wrong house" @ 7:05 "And your garage door is wide open" to which the Defendant Texts back @ 7:05pm, "can we stop these childish games"?

To this plea, what does Julia Weed Tex as a reply? "Fuck you punk".

These are not the actions of someone who is "terrified", afraid to go out of their house, looking over their shoulder all the time, as Julia Weed said in her sworn statement. See Ex. #2 Pg. 2.

Julia Weed never thinks of involving the police, even though it was her idea to involve police on the previous date Nov. 21, 2013, the day she picked Ally up; showing a knowledge and the competency to do such a thing in the event of a supposedly threatening situation. See VRP April 9 Pg. 198 @ Ln. 12 - Pg. 199 @ Ln. 2.

The truth is, that Julia Weed and Ally Gibson do not go to the police until after a plot to attack the Defendant and sabotage his parental status through a misuse of the Judicial system has been discussed. See VRP April 9 Pg. 206 @ Ln. 25 - Pg. 208 @ Ln. 20.

To top it all off, Julia Weed claims that she is in fear for her life at some future action from the Defendant, starting on

November 22, even though no threats had been made, See VRP
April 9 Pg. 192 @ Ln. 16 - Pg.193 @ Ln. 23.

Yet when she privately provides her testimony to the Defendants lawyer, she mistakenly believes that she hadn't gone to the Defendants house until a week and a half after all this had transpired, and at that time, though all these events have stopped, she testifies that she was not afraid of the Defendant. Confronted with the fact that admitting a lack of fear for that long would contradict her previous testimony, she changes her story again to state that she suffered terrible fear that whole time. See VRP April 9 Pg. 203 @ Ln. 6 - Pg. 204 Ln. 25.

Julia Weed allowed several glimpses into her true motive for providing false testimony that she believed would destroy the life of the Defendant:

- (1) She identified him as being the same as her own abusive ex-boyfriend;
- (2) She'd actively engaged herself in a contest to piss farther than the Defendant;
- (3) She'd agreed to take part in devastating the Defendants parental rights by creating a false statement so as to have him arrested;
- (4) When questioned by defense counsel, she slipped up and told the truth and now had to some how recover her compromised position.

Yes, Julia Weed claims she was objectively afraid, but when that statement is viewed in light of the weaker evidence of motive, and the stronger evidence that she did not contact police right away, but even went so far as to get in her car and drive to the Defendants house, having received a supposed threat to kill, and then Text's the Defendant a challenge to confront her then and there, to which the Defendant is found saying: "can we stop these childish games"? See Ex #5 Pg. 19-20 @ 7:02 - 7:05. At the fact that she slipped up and testified to defense counsel that she wasn't afraid, not even as much as a week and a half into all of this (more than 5 days after it had all stopped)...

When viewed in this light, there is no true evidence that Julia Weed was afraid. Rather it only shows that she was vindictive and cunning. And the Defendant asks this Court, who having viewed this reality now, overturn the conviction of Felony Harassment against Julia Weed and end the injustice that was manifested through her crafty deceit.

In either case the Defendant believes he has shown a lacking evidence of true threat and requests that this Court dismiss the two convictions of Felony Harassment such as is the charge in this cause.

ISSUE #4

(Formerly Ground 4)

THE COURT DENIED DEFENDANT A FAIR TRIAL
BY DEFINING LAW TO FIT THEIR OWN PURPOSE
EXCEEDING LEGISLATIVE INTENT. AS SUCH THE
DEFENDANT WAS FOUND GUILTY OF THE CHARGE OF
BRIBERY EVEN THOUGH THERE WAS INSUFFICIENT EVIDENCE.

The Defendant was charged with bribing Julia Weed, a witness
in the case against the Defendant. RCW 9A.72.090 States:

(1) "A person is guilty of bribing a witness if he or she offers,
confers, or agrees to confer any benefit upon a witness or a person
he or she has reason to believe is about to be called as a witness
in any official proceeding or upon a person whom he or she has reason
to believe may have information relevant to a criminal investigation...to

(a) influence the testimony of that person; or

(b) Induce that person to avoid legal process summoning him
or her to testify; or

(c) Induce that person to absent himself or herself from an
official proceeding to which he or she has been legally
summoned; or

(d) Induce that person to refrain from reporting information
relevant to a criminal investigation or the abuse or neglect
of a minor child.

There should be no argument from this Court that the legislative intent of this law is to prohibit a person from presenting the offer of a bribe to a witness/potential witness. To stress this point the Defendant accents what is written in Section 1 of RCW 9A.72.090 "A person is guilty of bribing a witness if he or she offers [to a witness], confers [to a witness], or agrees to confer any benefit UPON A WITNESS..."

The language of this law plainly shows a legislative intent which requires a showing of some influential interaction with an actual witness/potential witness.

This charge was brought against the Defendant as a result of a letter written to the Defendants Mother, who was not a witness or a potential witness in this case. Nor is the Defendants Mother charged with any such crime as to suggest that once having obtained this letter she was compelled to approach the witnesses in this case and act as a mediator in bribing a witness. (See Ex. #6 Pg. 4)

Had this same letter, or the contents of this letter been sent to someone who had been in a prearranged agreement to become party to the act of bribery then maybe something could have possible happened for which the State could justifiably bring charges of this nature, however, because of the absence of any such thing, the charge of Bribery cannot be established by fact.

The facts that can be established are:

(1) That the Defendants Mother, who is a close confidant - but who wasn't really in communication with her son at this particular

time, was sent a very emotional letter from her son.

(2) The Defendants Mother is not a witness in this case, nor was she ever a potential witness.

(3) The Defendants Mother never contacted nor intended to contact any witness or potential witness in this case; and

(4) While the State is claiming that the Defendant bribed a witness or potential witness, both witnesses, Ally Gibson and Julia Weed state that they were never contacted by the Defendant or any third party for the purposes of bribery.

VRP April 9 Pg. 167 @ Ln. 19-21: Julia Weed asserts that no one has contacted her to deliver a bribe.

VRP April 10 Pg. 47 @ Ln. 25 - Pg. 48 @ Ln. 18: Ally Gibson states that the Defendant has never bribed her.

At no point does the State establish that a bribe was offered or conferred upon a witness or a potential witness.

What the State does instead, is to argue that RCW 9A.72.090 is vague, stating that this statute "fails to sufficiently define the offense so that people of common intelligence can understand what conduct is proscribed" and that it "fails to provide ascertainable standards of guilt to protect against arbitrary enforcement."

(VRP April 11 Pg. 15 @ Ln. 15 - Pg. 16 @ Ln. 1) As such, the Prosecution requested the Court to make a discretionary ruling regarding the interpretation of this statute, and the Defendant asserts that the Courts determination exceeded legislative intent and deprived him of Due Process.

The Court rules that RCW 9A.72.090(1) should have read: 'A person is guilty of bribing a witness if he or she attempts to offer, conspires to offer, or otherwise mentions to any other party what could be interpreted as a desire to offer a party not present but who could be or who is a witness, a bribe.'

The Defendant contests however, that RCW 9A.72.090 (1) is clear when it state that the offer or the bribe itself, must be conferred "UPON A WITNESS or potential witness." The Defendant does not agree that this language is vague or broad, but rather it insists upon a very narrow and specific action of conveying this offer or bribe to a witness themselves.

As a result of the Courts error in misinterpreting this statute the Jury is presented with a misleading instruction, which according to State V Mills, 116 Wn.App. 106 constitutes an error of Constitutional magnitude.

This argument then shows a manifested injustice, for had the Jury been properly instructed, Jury instructions 19 & 20 would have been considered within their legislative intent, and the Defendant would have been found "Not Guilty", of Count III, of his charges: Bribing a witness.

ISSUE #5

(Formerly Ground 10)

THE DEFENDANT WAS SUBJECTED TO DOUBLE
JEOPARDY UNDER MERGER DOCTRINE AND UNIT
OF PROSECUTION WHEN THE COURT ALLOWED HIM
TO BE TRIED AND CONVICTED OF BRIBING A
WITNESS: TAMPERING WITH A WITNESS: AND
ANOTHER COUNT OF TAMPERING WITH A WITNESS,
WHEN ALL STEM FROM ONE SINGLE COURSE OF CONDUCT.

In this case the Prosecution asserts, and the Court allowed, the Defendant to be charged with three individual charges resulting from a single course of conduct, namely: The Defendant was charged with Bribing a witness, and Tampering with a witness in regards to Julia Weed, stemming from a letter written to the Defendants Mother (See Ex. #6 Pg. 6-7), and another charge of Tampering with a witness in regards to Ally Gibson, stemming from these same letters and two additional letters (See all of Ex. #6).

The Defendant argues that three facts are being over looked in allowing these three charges to stand independently, and that cumulatively this constitutes Double Jeopardy.

- (1) These statements each constitute the same course of conduct;
- (2) The letters were never read by the witnesses, nor was the content of the letters ever relayed to the witnesses; and
- (3) Neither of the witnesses altered their conduct as a result of the written communication to the Defendants Mother and his Friend.

[1] These statements each constitute the same course of conduct: The Defendant in this case wrote two letters which conveyed the following expressions, which resulted in these charges: "Tell her [the Defendants girlfriend Ally Gibson] she needs to get her sister [allegedly Julia Weed] on my/our side for Trial." "I need both to say that they over reacted and were just mad at me & wished to get me hurt or in trouble, but they never took or thought that any threats from me were real or serious and I need them to say how I was trying to do good nice things like I bought flowers for Ally & a phone and that the phone that I was supposedly texting from that they don't for sure know was even me that sent every message as other people could have sent replys as its not in my name & people use it other than myself. Please tell my Girl what I am saying, we gotta get her sister on our side, hell I'll pay \$ if I have to." Ex. #6.

This passage is an example of what was said, and in fact, contains the bulk of what the Prosecution used.

From these statements made to two individuals who were not witnesses, nor whom chose to communicate these things to the witnesses, the Defendant was directly charged with one count of bribing a witness and Tampering with a witness for Julia Weed, and one count of Tampering with a witness with regards to Ally Gibson.

As to Legislative intent: RCW Chapter 9A.72 @ .090 & .120, are intended to protect a witness from external influences as they represent the truth of a matter before a Court of Law.

In this case, the Prosecution argues that it is not necessary for the witnesses to actually have been made aware of any statements being made towards that effect, but just that the Defendant wrote them.

Determining the Course of Conduct which the legislature intended to protect would become the first priority of review. See State V Morales, Supra.

RCW 9A.72.090:

- (a) influence the testimony of that person;
- (b) Induce that person to avoid legal process; summoning him or her to testify;
- (c) Induce that person to absent himself or herself from an official proceeding to which he or she has been legally summoned;
- (d) Induce that person to refrain from reporting information relevant to a criminal investigation...

RCW 9A.72.120:

- (a) Testify falsely or without right or privilege to do so, to withhold any testimony;
- (b) Absent himself or herself from such proceedings;
- (c) Withhold from a law enforcement agency information which he or she has relevant to a criminal investigation.

In either case the legislative intent is to prohibit one from influencing a witnesses testimony; cause a person to absent themselves from the proceedings; and/or withhold relevant information.

In this present case, the Defendant argues that just because the same message was written more than once, it is only justifiable to charge the Defendant with one act. Again see State V Morales, Supra.

Furthermore, because the Defendant only communicated these statements to third parties, and because, in both instances these statements are made regarding how the Defendant honestly sees the truth of the situation, thus not actually purposing to effect the testimony of another person in an adverse way - causing them to lie, withhold evidence, or simply not show up - but rather communicates his desire for the truth as he knows it to be manifest; these communications to third parties each contain only one element, which the Prosecution wrongfully separates into multiple charges. The elements in all three charges are the same, and as such violate Defendants right to be protected against Double Jeopardy, see State V Lynch V Whitted V Jefferson, 93 Wn.App. 716, 970 P.2d 769; State V Berg V Reed, 181 Wn.2d 857, 337 P.3d 310, where the Supreme Court has held that in such cases the Merger Doctrine is applicable.

[2] The letters were never read by the witnesses, nor was the content of these letters ever relayed to the witnesses:

The Defendant again draws your attention to the fact that the legislative intent of RCW 9A.72.090 & 120, are to protect against any witness being influenced by another party. The Court record clearly indicates that neither Julia Weed nor Ally Gibson, ever

received any form of communication from the Defendant. Neither did a third party speak to them on behalf of the Defendant to communicate his thoughts. See VRP April 9 Pg. 167 @ Ln. 19-21 [Julia Weed]; and VRP April 10 Pg. 47 @ Ln. 25 - Pg. 48 @ Ln. 18 [Ally Gibson].

[3] (Naturally) Neither of the witnesses altered their conduct as a result of the written communication to the Defendants Mother or his friend:

In the American Law Reports ALR 4th, here cited as "8 A.L.R. 4th 769 at § 16": "OTHER ISSUES" The term "induce" in statute prohibiting tampering with a witness, requires proof that a witness actually altered her conduct or testimony as a result of defendants conduct. A.R.S § 13-2804 > State V Fray, 258 P.3d 242 (Ariz. ct.App. Div. 2 2001)for additional opinion, se > 2011 WL2623832 (Airz. ct. App. Div. 2 2001)

The Defendant asserts that the record fails to reflect the finding of such proof, and that as such the fundamental ground for any such charge of bribery and/or tampering with a witness is unfounded, not the least to say that it is a violation of Defendants right to protection against Double Jeopardy.

ISSUE #6

(Formerly Ground 7)

DEFENDANTS RIGHT TO DUE PROCESS WAS
VIOLATED WHEN, ABSENT A SHOWING OF
ACTUAL CRIMINAL INTENT HE WAS FOUND
GUILTY OF TAMPERING WITH A WITNESS.

In State V Strch, 91 Wn.2d 580, 588 P.2d 1182, (see also 8 A.L.R. 4th 760) The Supreme Court ruled that for RCW 9A.72.120 "Tampering with a Witness", there is in fact "an implied requirement that criminal intent be proved, even though it contains no express requirement with respect to intent, upon assumption that Legislature did not intend to enact an unjust Law."

Further along in this same case, it is stated that "A person is guilty of Tampering with a witness [only] if he attempts to induce a witness...to: (a) Testify falsely or... withhold testimony; or (b) Absent himself from such proceedings."

8 A.L.R. 4th 769 @ § 16 states, "Term "induce" in statute prohibiting tampering with a witness, requires proof that a witness actually altered her conduct or testimony as a result of defendants conduct. See State V Fray, Supra.

In this case, while the Defendant was in State Custody, over a course of time, he wrote three letters. See Ex. #6. As a result of these letters the State filed two counts of "Tampering with a Witness" (RCW 9A.72.120), charges against the Defendant. In this

argument, the Defendant is asserting that criminal intent to obstruct justice was never shown.

Ex. #6 @ Pg.3, identified in Trial as States Exhibit #1, was a letter sent to Dustin Wyatt and included a separate letter to Ally Gibson (addressed in the letter as Bonnie) (Ex. #6 Pg. 4-5). In this letter to Dustin Wyatt, the Defendant expresses the following thoughts: 'Please don't let anything bad happen to my Girl & try to watch after her a little; Please make sure Ally don't miss it [the Trial] she has to be there, has to be or i will be fucked & do 5 yrs. She my only salvation. Please help make sure she don't sleep past or miss it [the Trial] that would be all bad.'

In the attached letter to Ally Gibson, he relays these thoughts: ' I need your help, without you I'm doomed, you need to get your sister on the team also if you don't I am doomed. All my faith all my cards, my whole hand is riding on you babe; Let's get on each others sides again & stop hurting ourselves & eachother.'

Ex. #6 @ Pg.6, identified in Trial as States Exhibit #2, was a letter to the Defendants Mother (Kris Evans), expressing these thoughts:

'Mom I need both of them to come to trial and testify. without them I am going to prison for 5yrs.'

Ex. #6 @ Pg.7, identified in Trial as States Exhibit #3, was another letter to the Defendants Mother

In almost every letter the Defendant makes statements which

were admittedly aimed at influencing a third party to contact, specifically Ally Gibson. And in all of these letters, there is a constant plea for the "truth to be told".

This entire case evolves from two people in a romantic affair, who get into a heated argument and begin to banter back and forth. In the heat of the argument they separate, each staying with another "concerned advocate/friend", who determines to take up the side of the immediate party staying with them. As such, a two way conversation, turns into a four way conversation, and the level of spite increases and becomes more imaginative until the point where the Defendant is in State Custody.

To this present day, it should be noted that this quarrel never effected the love relationship between Ally Gibson and the Defendant. And as the Defendant knew while he was sitting in Jail, Every spitefull word spoken during this - relatively speaking - brief argument, was intended only to relate hurt feelings, to take dig's at the other person as an expression of a lover's anger.

And so the Defendant writes about his plea to recognize that all this anger is about to result in something bigger, so he says, please recognize that in the grand scheme of things this has all gone too far. It's time to admit that the personal injury to feelings or pride has suddenly spilled over into a larger aspect of life that can result in major damage. It's time to stop being spitefull and... TELL THE TRUTH!

This is all that the Defendant is trying to convey in these

letters. But still, there are two extremely sour statements in these letters, one is that: "hell I'll pay \$ if I have to." and the other is a question solely directed towards his Mother about whether or not Julia Weed is going to be at the trial, because if she isn't "that would mean not guilty" (but in this particular letter there is no request to relay that bit of information to anyone).

Still, with all of this information, the Prosecutor's charge the Defendant with two count's of Tampering with a witness. One count for Julia Weed, and One count for Ally Gibson. The charge then is that according to RCW 9A.72.120 the Defendant attempted to induce the witness to testify falsely; withhold any testimony; absent themselves from the proceedings; or withhold information from the investigation.

The Defendant bases his argument in this Issue on two facts:

[1] Throughout these letters, all that the Defendant did was plead for the "Truth" to be shared by these witnesses regarding what had occurred; and

[2] That the legislative assumption of proving criminal intent, State V Stroh, Supra., was never met as a result of the fact that the Defendant was only asking for the truth to be told and requesting assurance that the witnesses would in fact show up to trial.

A third aspect with regards to the insufficiency of evidence arises in this case in that not one of these third parties, namely

Kris Evans (the Defendant Mother), or Dustin Wyatt, chose to contact either of the witnesses in question (Julia Weed and Ally Gibson).

When questioned, both witnesses swore under oath that they had never been contacted by any person either by letter or otherwise, where they were able to gain knowledge of the contents of these letters which the Defendant wrote. As a result, the burden of proof to show that the Defendants conduct altered the testimony of these witnesses, is as a "no brainer", not met. See 8 A.L.R. 4th 769 § 16 in relation to RCW 9A.72.120 (1).

The only thing that the Court record accomplishes in this regard is to confirm that those things which the Defendant so desired the witnesses to admit (the Truth), was in fact the truth. For without having received the communication being documented as the grounds for these charges, the resulting testimony does in fact show, especially in the case of Ally Gibson (the Defendants Girlfriend and the immediate other party involved in this situation), that most of what was said was exaggerated with the intent of causing injury upon the Defendant during their lover's quarrel. See VRP April 10 Pg. 38 @ Ln. 3-5.

In summary, the letters used as evidence to bring the charges of two counts of Tampering with a witness, failed to establish a criminal intent to obstruct justice, rather, they showed an interest in exposing truth by encouraging the witness to show up to trial and testify to the facts. But because this information was never conveyed to the witnesses, it becomes an absolute fact, established

by the record that the letters did not alter the witnesses conduct.

As such, the Defendant asserts that his right to Due Process has been violated and asks this Court for relief.

ISSUE # 7

(Formerly Ground 8)

THE DEFENDANT WAS DENIED THE ABILITY TO PRESENT A DEFENSE DUE TO COURTS RULING TO OMIT ANY MENTION OF DRUGS FROM TESTIMONY AND COLLECTED EVIDENCE, KNOWING THAT DRUG USAGE WAS PIVOTAL IN ESTABLISHING MOTIVE AND EXPLAINING OTHER KEY ELEMENTS OF THE CRIME, AS WELL AS ERRANT TESTIMONY.

The United States Constitution at Amendment VI and XIV state that an accused person has the right to present a defense against any formal charges raised against them.

In this case the Defendant claims that he was denied this right and further biased by the Courts ruling to omit any mention of drugs and drug usage from the Trial.

Even the States Witness, Ally Gibson, makes a statement to the Judge that she does not feel she can properly represent the truth while omitting the reality of drugs and how they effected everything. See VRP April 10 Pg. 44 @ Ln. 15 - Pg. 45 @ Ln. 20.

The Charges were brought against the Defendant as a result of several Text Messages, most of which involved the mention of drugs. Drug usage was the reason that the pregnant Ally Gibson did not want CPS involved in her pregnancy, or in her other daughter's custody issue.

The Defendant would like you to examine how by removing the mention of drugs from the collected evidence, it altered the story of events so drastically that if changed and actually presented a misleading alternative story.

"Jeremy od'ed idk what to do" becomes "Jeremy idk what to do".
Ex. 4 Pg. 1 @ 1:40.

"...I lost u, my child is gonna die cause ur detoxing, and Craigs yelling at me" becomes " I lost u my child is gonna die and Craigs yelling at me" Ex. 4 Pg. @ 5:50

"...When CPS rolls up serving papers on all I got footage video of her a week ago smoking dope and slamming herion and being in a permo fucking CPS would love that." becomes "...I got footage video of her a week ago being in a porna..." Ex. 4 Pg. @ 2:24-2:25.

"CPS is needing aUA from her today as I will not allow my child to be murdered once again from her herion use" Ex. 4 Pg. @ 8:21

The truth is that drugs were so much a part of what was going on that be excluding them from the picture, you get a whole other image.

The Prosecution is arguing that Ally Gibsons testimony is so inconsistent that a Smith Affidavit is needed to secure the "truth", but if you listen to Ally Gibson, she is screaming out that the reason things are not consistent is because she was so high on drugs when doing this and that, that she cannot remember what she said, and acknowledges that because there was an alternate motive for

for going to the police in the first place, that it is too hard to keep all the lies straight.

The Defendant is not allowed to present a defense as such because the Prosecutor is getting away with allowing these lies to stand as facts, and the Defendant cannot attack them because of the fact that he cannot mention the big elephant in the room creating the problem in the first place... Drugs.

The Defendant asserts that this fact crippled him so much in his ability to represent the truth, that the Jury was able to find him guilty even though the evidence did not support such a finding. and as such the Defendant asks this Court to please, in the interest of Justice, overturn this conviction.

CONCLUSION

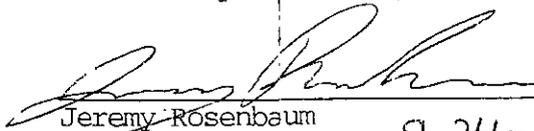
The Defendant has show this Court how Justice was Mocked time and time again during this Trial. How The Prosecutions two witnesses conspired against the Defendant in order to get him out of the way by going to the police and making false accusations. They lied about being in fear of the Defendant, and showed the Court this in so many ways, ways in which the Defendants Lawyer failed to represent. And how all of this manifested such a gross misrepresentation of Justice, that the Defendant believes that when you are open to reviewing the facts, you will agree. As such the Defendant asks for one of two possible outcomes to be ordered by this Court:

1) A new Trial is ordered so that the facts of this case can be examined and set before a Jury. This time without these same injustices impeding the Defendants ability to present a defense; or

2) That this Court outright Dismiss this case on its merit, seeing that the Defendant was injusticed as a result of misrepresented facts, the likes of which, if corrected would not leave a legitimate case for the State to Pursue.

Thank you.

Most Humbly Submitted,


Jeremy Rosenbaum Doc# 868969
9-24-2015

E. Oath of Petitioner

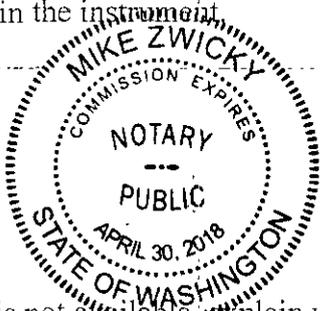
STATE OF WASHINGTON)
) ss.
)
COUNTY OF Franklin)

After being first duly sworn, on oath, I depose and say: That I am the petitioner, that I have examined the petition, and to the best of my knowledge and belief it is true and correct.

Dated this: 24 day of September, 2015.

[Signature]
Petitioner Signature

I certify that I know or have satisfactory evidence that: Jeremy D Rosenbaum
is the person who appeared before me, and said person acknowledged that HE signed this
instrument and acknowledged it to be HIS free and voluntary act for the uses and purposes
mentioned in the instrument.



[Signature]
MIKE ZWICKY
Notary Public in and for the State of Washington
Residing at: Connell, WA
My appointment expires: 4/30/2018

If a notary is not available, explain why none is available and indicate who can be contacted to help you find a notary: _____

KELSO POLICE DEPARTMENT
STATEMENT

Gibson Ally Chere 12/02/93
Name (Last, First, Middle) Date of Birth

701 Grade Street #2
Address

360-388-7265
Home Phone Work Phone

13-12195
Incident Report Number

Nov 24/2013 7:56
Date Time

Kelso Police Department
Location of statement

I ALLY GIBSON voluntarily make this statement in connection with a criminal investigation. I certify under penalty of perjury that the facts contained herein are true.

Starting on the ^{WED} Thursday the 21st of November I Ally Chere Gibson called the police to my ex-boyfriend Jeremy David Rosenbaum/Hirsh for Domestic violence, the police arrived but did not arrest him. Since that day Jeremy has called over 30 times, harrasing me on facebook text message, phone calls threatening to "Beat me so bad again that I'll have nightmares for the rest of my life" that no matter what life or death, freedom or prison he will never stop harrasing me, he has stated that he will make sure to call and notify CPS & ruin any chance that I have of getting my biological daughter! he will never leave me alone and he make sure that everyday he will make me pay! that he will get every Junie case tweaker out there to tick me, hurt me, he has contacted my friends and family talking to

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

Exhibit 1

Ally Gibson
Signature

Exhibit 1
Pg. 1

Pg 1

1 2 state exhibit 13

KELSO POLICE DEPARTMENT
STATEMENT

Gibson Ally Chere _____
Name (Last, First, Middle) Date of Birth

701 Miracle Street # 2 _____
Address

360-388-7645, _____
Home Phone Work Phone

Incident Report Number
11/24/2013 8:03
Date Time

Kelso Police Department
Location of statement

I _____ voluntarily make this statement in connection with a criminal investigation. I certify under penalty of perjury that the facts contained herein are true.

them and trying to get them to ask me where I am, he told my sister in-law Julia that he will find her torture her and kill her, that he will beat her and never leave her alone, that he will do everything he can in his power to find her and I, we have both told him to leave us alone, we have made it bluntly clear to leave us alone, he told me via text message that he will never leave me alone I have blocked him 4 times from 4 separate E-mail accounts since then he has been messageing me from 3 or 4 more new accounts, the last message stating "Bitch I'm detoxing now is not a good time to piss me off. he has commented on my photos on facebook put relationship life events occur as of late, he has gone as far as message in my ex-brother in law and commenting on one of

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

Exhibit 1

Ally Gibson
Signature

exhibit. 1
Pg. 2

Pg 2

KELSO POLICE DEPARTMENT
STATEMENT

Aitson Ally Chere
Name (Last, First, Middle)

____/____/____
Date of Birth

Incident Report Number

Address

____/____
Date / Time

Home Phone / Work Phone

Location of statement

I _____ voluntarily make this statement in connection with a criminal investigation. I certify under penalty of perjury that the facts contained herein are true.

my brothers past. he has stated that I will never see my baby, he'll make sure of it' Point being he has called over 30-40 times harassing me, written me over 100 times from multiple phone numbers, Email accounts At the time of myself contacting police I was living with him and am currently pregnant with his child!!! he has hit me, punched me and kicked me in the past, and smashed my arm in the door, I am terrified from his actions and threats that he will, seriously stop at no means necessary to find me and Julia Tweed and act out everything he has stated I have no doubt he will hurt me, this BABY and my sister. I am afraid for me and my family's safety! He is still texting us while I'm writing this statement!

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

Exhibit 1


Signature

Pg 3

exhibit. 1
Pg 3

3 3

KELSO POLICE DEPARTMENT
STATEMENT

Weed, Julia Rose 09/02/1990
Name (Last, First, Middle) Date of Birth

13-12195
Incident Report Number

701 Grade St. #2 Kelso WA
Address

11/24/13 7:56
Date Time

360-388-7645 /
Home Phone Work Phone

Kelso police department
Location of statement

I Julia B. Weed voluntarily make this statement in connection with a criminal investigation. I certify under penalty of perjury that the facts contained herein are true.

On Thursday November 21st 2013 I got a call from my ex sister in law Ally Gibson, to come pick her up because her boyfriend, now ex, Jeremy Rosenbaum was getting physical and hurting her. I went and picked her up at his house and left. The next day we went back to get her stuff. While we were there he shot heroin in to his arm. We left after wards when she was done collecting her things. Ever since I picked her up thursday night he (Jeremy) has been calling off the hook 24 hours a day non stop. Also he has been message through text messages and Facebook, leaving voice mails. Doing everything he can to get her to go back. He offered her more heroin because he knew she was detoxing. Shes been clean for about 5-6 days. He started this afternoon, texting my phone while I was at work threatening to kill me and his self for keeping him away from ally

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

Exhibit 2

Pg 1

Julia Weed
Signature

exhibit. 2
Pg. 1

KELSO POLICE DEPARTMENT STATEMENT

Name (Last, First, Middle)

Date of Birth

Incident Report Number

Address

Date

Time

Home Phone

Work Phone

Location of statement

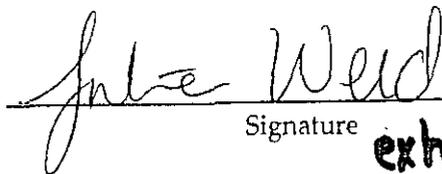
I _____ voluntarily make this statement in connection with a criminal investigation. I certify under penalty of perjury that the facts contained herein are true.

and his child because as far as she, him, and I know she is currently pregnant. He threaten her myself and my family. "Life of death, freedom or prison" That he would do whatever means necessary to find her and get ahold of her to talk to her. He threatened to find her, kill her, beat her. Told us that if she didn't quit her shit he was going to beat her and make it to ~~where~~ where she would have nightmares for the rest of her life. We are scared to even walk out the front door without looking out the window first. She's scared to be alone. He has threatened to come to my work. He has ~~cont~~ contacted her family and my ex boyfriend Jeremy ~~Andrew~~ Grochow trying to find out where we are. We both fear for our lives. He is at this moment continuing to text my phone.

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

Exhibit 2

pg 2


Signature

exhibit, 2

PG. 2

Witness

3607514098 4:53 PM 10% 3G

11/21/2013 Thu

Couple hours after police made Ally and Julia leave my house

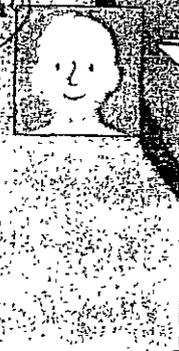


This is julia and I purposely put the clock behind us shes been with me all night since I picked her up. So take your foot out of your ass

MMS 11:17PM

11/22/2013 Fri

referring to Ally overreacting and her throwing me out of portion her hand accidentally being shut in a door, Police responded. made her leave...



U wanted me in prison ur not welcome here in about a hr u will have a restraining order put on u

6AM



3607514098



welcome here in about a min a
will have a restraining order
put on u

7:16AM

K well she is still sleeping this
isn't her phone. I'm trying to
sleep still cuz I'm sick. Plus it
doesn't go into effect til its
approved by a judge and she
is served



7:19AM



Its on the docket and if she
wants her shit she's got tell
then

7:21AM

Hahahaha on the docket the
court house isn't even open
yet dip shit I would know I
have to be there every week.



7:22AM

 Saving screenshot...



3607514098



yet dip shit I would know I
have to be there every week.

7:22AM

And I know you didn't do it
last night it was too late.



7:23AM



Ur not making her life any
better bitch

7:24AM

No jeremy your not making
her life any better. I can give
her a clean and stable place
to live I can put a roof over
her head that doesn't involve
drugs. You won't get clean
for her not me



7:27AM



Do it **Copied to clipboard** the
lieung cunt in my life

Message



E3
PG3

3607514098



Do it then I don't want the lieung cunt in my life

7:29AM



Beat feet

7:29AM

Oh yup but you love her and want her home right. Your just trying to guilt trip her into coming home. That's not the way to win a girls heart smart one.



7:31AM



Actually I don't want her anywhere near my house

7:33AM



1/2 Cause of u and her the police found herion here last night and are waiting for

3607514098

referring to the Drug paraphernalia Ally & Julia left out in open Home when they called police



1/2 Cause of u and her the police found herion here last night and are waiting for test back to see if I'm getting vussca charges that will send me to prison

7:34AM



2/2 so stay the fuck away

7:34AM



Fuck u both

7:35AM

Good for you I'm TRYING TO FUCKING SLEEP ASSHOLE. so back the fuck up off texting my cellular device. And that's your own fault for having it stupid that's why its illegal



7:35AM

3607514098

my central device. This is on
your own fault for having it
stupid that's why its illegal

7:35AM



Snitches belong were?

7:38AM

Oh and you fuck with her shit
and we can call the cops for
theft and destruction of
property. Snitches ha
snitches be where?



7:39AM

Threaten me and see how far
ya get punk



7:44AM

I just went to jail in june for
assaulting a police office so
don't fuck with me. You think
ally is a riot you got another



*Julia weed
is on
Bail for a
June 7 2013
Assault 3 on
a police office
She's bragging
about trying
to Intimidate
me Also Julies
police Assault
charges got dropped
for testifying
against me IN this
case, she is
Longview Police
this text
would destroy
her suit
against police.*

*IN this
Now Sued*





3G

10%

4:54 PM



3607514098



don't fuck with me. You think ally is a riot you got another thing coming haha

7:56AM



U have no fucking idea who or what I'm about ur cop calling ass just cost me a 6 time felon at least 2-3 yes in prison so fuck u and ally

7:59AM



Neither of u are welcome here all her belongings I dropped off outside goodwill.

8:01AM



You know what I don't and do t fucking give two shits cu you do t scare me. And that's your fault for having it not ours. And like I said ill have her call them again if her

Julia

E3

P6.7



ours. And like I said ill have her call them again if her stuff is gone

8:05AM



Fuck u cunt

8:10AM



Her shits outside goodwill and also we are at the courthouse now

8:10AM

Good for you



8:13AM



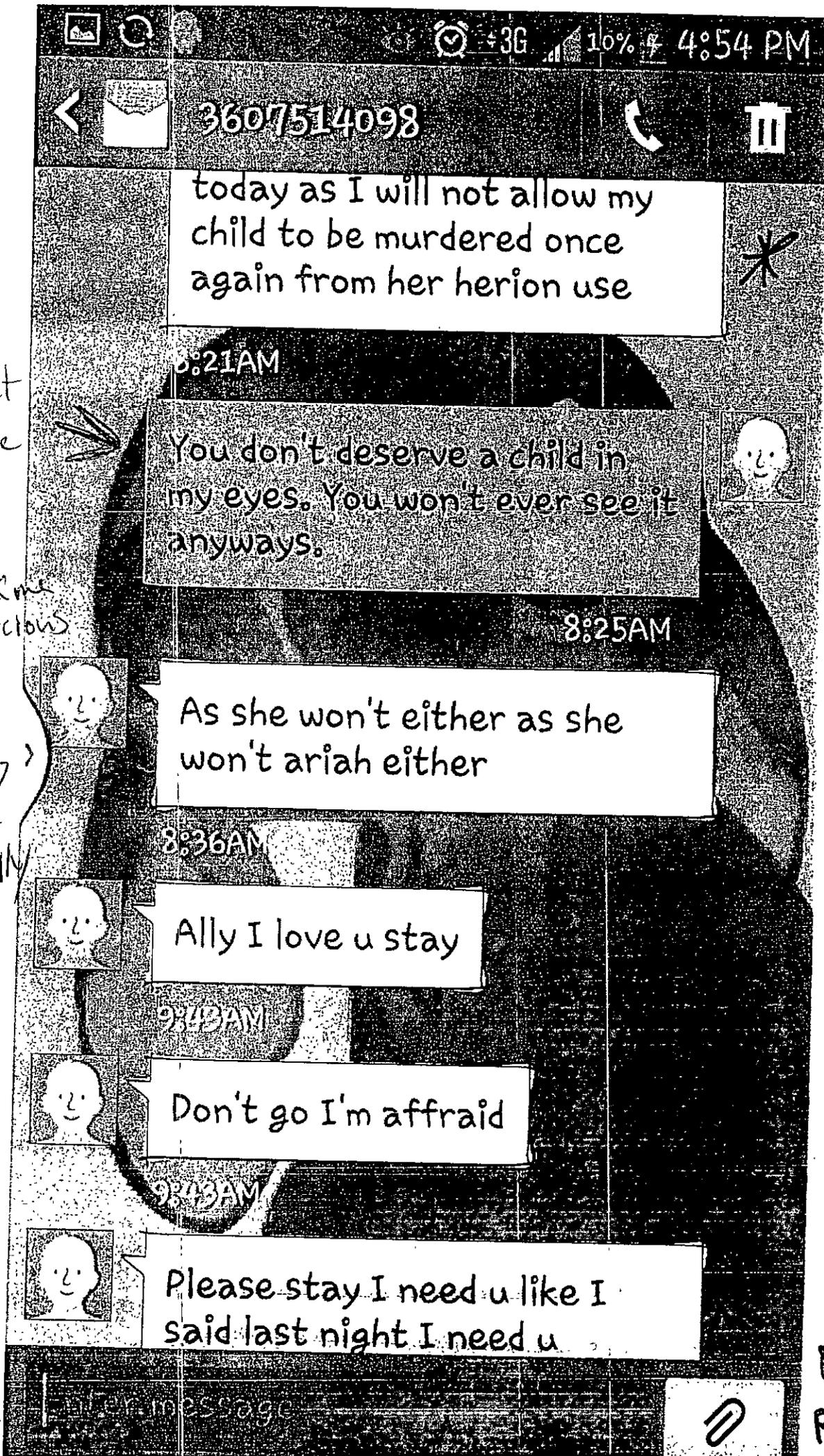
And sense u called the cops cps is needing a UA from her today as I will not allow my child to be murdered once again from her herion use.

8:14AM



Ally No Longer was a residence or household member at this time she moved into Julias

Threaten Ally with CPS



Why wouldnt one think I'd ever see it, unless they were planning to do what happen, look me up with malicious motives,

Mother CPS threat towards ALLY

3607514098

today as I will not allow my child to be murdered once again from her herion use

8:21AM

You don't deserve a child in my eyes. You won't ever see it anyways.

8:25AM

As she won't either as she won't ariah either

8:36AM

Ally I love u stay

9:43AM

Don't go I'm affraid

9:43AM

Please stay I need u like I said last night I need u

E3 Pg. 9



3607514098



9:43AM



Please stay I need u like I said last night I need u

9:44AM



But u always leave when I need u the most

9:45AM



Please stay

9:45AM



I'll be nice

9:45AM

Hahahahahahahaha that's what they all say btw this isn't her phone



9:46AM



I love u don't let the devil

Message





3G

10% 4:54 PM



3607514098



Hahahahahahaha that's what they all say btw this isn't her phone



9:46AM



I love u don't let the devil take me

9:47AM



Please don't laugh this isn't funny

9:47AM



Its my and your sisters life's ur destroying

9:48AM



While u laugh about it

I just got out of an abusive



Enter message



E3

PG. 11



3G

10%

4:54 PM



3607514098



I just got out of an abusive relationship I just think it funny that you said you'll be nice



9:48AM



Ally my heart is seriously acting up please stay

9:49AM



I need u ally

9:50AM

Shouldn't of shot up don't make it her problem she shouldn't have to take care of you



9:50AM



No shit I'm not I just want to be held from someone I

Enter message



E3

PG.12



3607514098



No shit I'm not I just want to be held from someone I though cared

9:52AM



But obviously don't give a dam about me

9:52AM

She does but she can't be around drugs any more especially if you want your child to live. You want her and your child and a good life get clean yourself.



9:53AM

Learn how to treat her right and stop the petty games



9:54AM



Will u hold me

type message



Saving screenshot...



3607514098



Will u hold me

9:56AM



U don't get it

9:56AM



Because of u I'm going to be getting arrested most likely today and will be doing 2-3 yrs

9:57AM



1/2 And I'm sorry I feel as if she don't care don't look as she does when she knows I'm going to be doing 2-3 yes for this and won't even spend a little time

9:58AM



2/2 Copied to clipboard me

Compose message



E3

PG. 14



3607514098



2/2 talking and holding me



And that's why I've been trying to overdoes myself cause I know if she loved me she would be comforting and working on us not running from me



10:00AM

I do get it like I just said I just got out of an abusive relationship it took me six months to get him clean he went a year of being clean and now he's back on meth cuz I left him. Hes homeless and just wants to be held and be loved but I'm a tough love kinda girl and I deserved better what he does is his own pr... ent together do I still care and live his way but will I go back



Copied to clipboard





43G

9%

4:55 PM



3607514098



be loved but I'm a tough love
 kinda girl and I deserved
 better what he does is his
 own problem since we aren't
 together do I still care and
 love him yes but will I go back
 fuck no.

10:00AM



Ally I'm fucking serious I
 need u I need the er

10:01AM



Don't tell me I don't
 understand. She's running to
 do better for herself her life
 doesn't revolve around you.
 And you need to realize that.
 You need the er ill call an
 ambulance for you. She
 doesn't need that drama and
 she doesn't need to witness
 that

E3

PG 16





3607514098



she doesn't need to witness that

10:02AM



Stop standing between me and her. you done enough damage

10:03AM



Fuck ur the reason this is taking place

10:03AM

I didn't do anything but protect her and help her she called me and I'm doing what's best for her. If she wants to leave I won't stand in her way



10:03AM



Copied to clipboard
Let me talk to her

Julia is refusing me communication to Ally



Saving screenshot...



3607514098



Let me talk to her

10:04AM

I'm not the reason you and the drugs are the reason



10:04AM



I don't need ur help p

10:04AM



I need allys

10:04AM



No t yours u cop calling whore

10:05AM



I will not go to ambulance without her

A Copied to clipboard



message





3G

9%

4:55 PM



3607514098



without her

10:05AM



U called the cops and took 2-3
yes out of my Allys and our
kids lives

10:06AM



Sorry I hate u I think it
would be apparent why

10:07AM



Called the cops over a hand
being Shut in a door r u
serious

10:08AM

I'm not a whore thanks and
you made your choices she
didn't do it for you. Pkease
stop texting my phone



10:09AM

Compose message



E3

PG 19



3G

9% 4:55 PM



3607514098



would be apparent why

10:07AM



Called the cops over a hand being shut in a door r u serious

10:08AM

I'm not a whore thanks and you made your choices she didn't do it for you. Pkease stop texting my phone



10:09AM



I am trying to talk to ally if u want me to stop u will hand her the phone

10:10AM

Open your eyes jeremy. I'm not the reason for anything. I got called. I dint just show



Julia refusing conversation to end with Ally

Message



3607514098

not the reason for anything.
I got called. I dint just show
up and make her leave she
left because of you, she called
the cops because of you. And
if she wanted to talk she
would. Pretty soon ill just
block your number

10:11AM



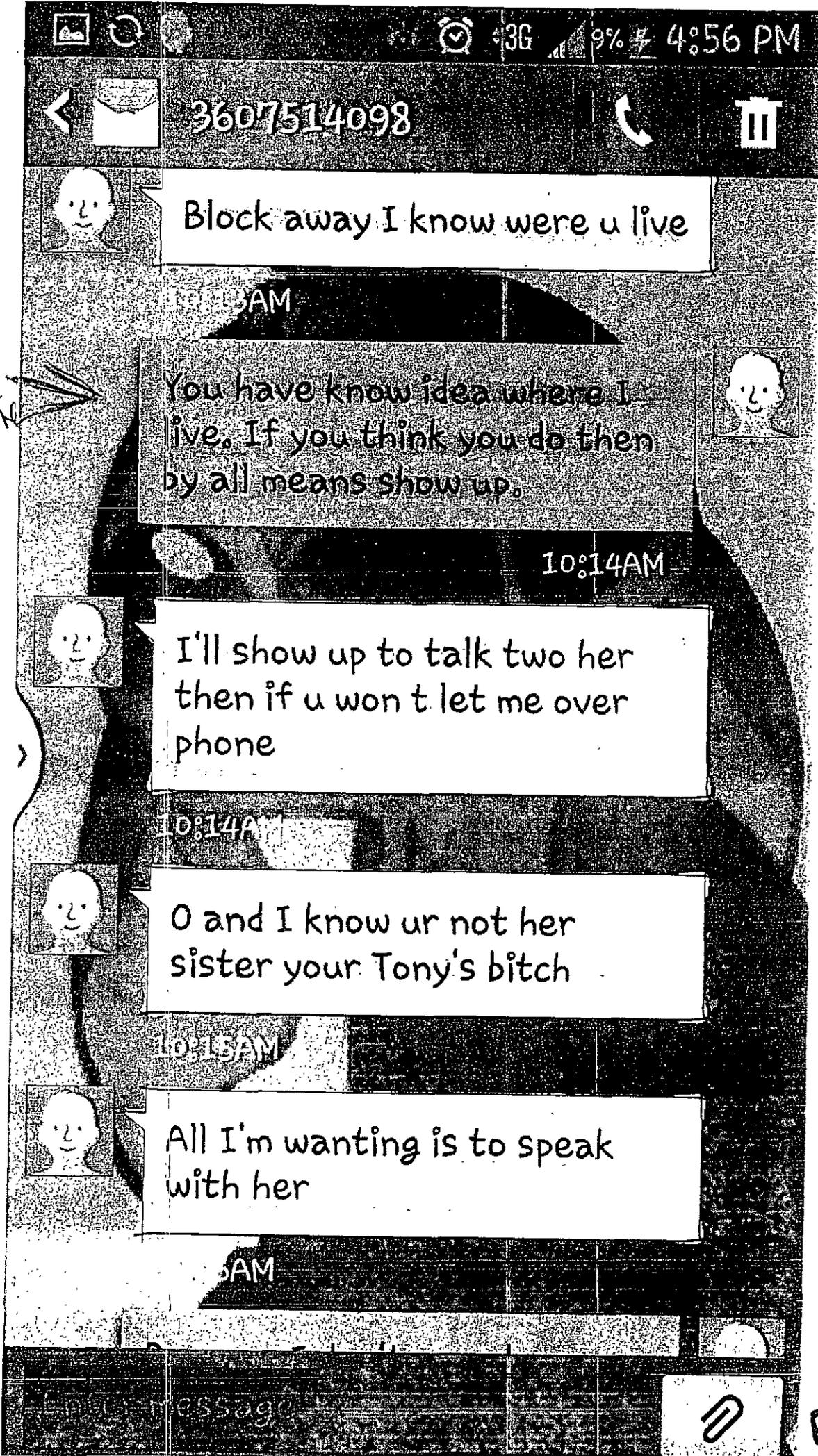
Or roes she just want
christina to be the one that
comforts me and takes her
role over in my life as she's
back today and been worried
trying to get me to spend
time with her unlike ally she's
ignoring and running when I
need her the most

10:12AM



Block away I know were u live

3AM



Julia believed her residence was unknown

3607514098

Block away I know were u live

10:13AM

You have know idea where I live. If you think you do then by all means show up.

10:14AM

I'll show up to talk two her then if u won t let me over phone

10:14AM

O and I know ur not her sister your Tony's bitch

10:15AM

All I'm wanting is to speak with her

10:15AM

E3 PG 22

3607514098

with her

Pussy... I don't even know who tony is I'm ally's sister in law. Show up then we are waiting

10:16AM

And u are standing in the way and buy standing in the way are making me not go seek medical attention and refuse ambulance unless ally shows her concern enough to be there with me

10:18AM

Oh well that's your choice

10:19AM

Ally u know how serious I am you know I need you why do u

Julia calls me a pussy instigating me to show up to her residence. A person in reasonable fear wouldnt do this!

Julia



3607514098



Ally u know how serious I am
you know I need you why do u
hate me

10:19AM

I'm not making that choice
for you you are. But I'm
blocking your number now.
She doesn't hate you



10:20AM



Why do u hate me why did u
freak yesterday cause I
wouldn't go to dustins

10:20AM



I know she hates me

10:21AM

Copied to clipboard

Bye



10:21AM



3607514098

Bye

10:21AM



She would be here comforting and holding me if she cared

10:21AM



Not this. She's killing her baby's dad buy running and not being there when he's crying pleading and begging for her to hold him. Is that love or hatered. Its hatred

10:23AM MMS

Can I have your fish

10:26AM



U called the cops on me then have the obdasidy to ask if u can have my fish cause I'm

Julia makes a joke about someone possible diet me !!

E3



3607514098



Can I have your fish



10:26AM



U called the cops on me then have the obdasydy to ask if u can have my fish cause I'm either killing myself or going to prison

10:27AM



Fuck u

10:28A

It had nothing to do with that shit I was being a smartass cuz I actually like them I got my daughter a koi



10:30AM



Fucking hate u and ally Its your choice u can run away and not be here for me and

Send messages





3607514098



can have my fish cause I m
either killing myself or going
to prison

10:27AM



Fuck u

10:28AM

It had nothing to do with
that shit I was being a
smartass cuz I actually like
them I got my daughter a koi



10:30AM



Fucking hate u and ally Its
your choice u can run away
and not be here for me and
christina will be or you can
come home and be here for me
and work on us.....

10:31AM



U have some serious loyalty

Compose message



3607514098



U have some serious loyalty issues ally hanging out and leaving with that cop calling bitch that just got me busted... For real wow ally....

11:05AM



Thank you for making me go to prison and missing my baby's birth

11:19AM



I hate u

11:19AM



I hate u

11:19AM



Those pics and videos also are going online for turning me in to the cops



3607514098

going online for turning me in to the cops

2AM



CP's has been called buy my sister and my mom and sister will fight u to get custody of my child and they will win

11:30AM

Really you think they will give an heroine addicted sex offender your child and go ahead put those videos online you will go to jail for pornography another sex offense!!!



11:41AM



O ya Craig just called the cops on u

5AM

True fact Refer to letter from Kris Evans to Court of Appeals.

Shows Julia and Ally are prejudice against my criminal history.

Julia & Ally Just left my house again they stole two laptops from me & Spangler



3607514098



cops on u

11:44 AM



For stealing both the laptops that were here

11:45 AM



That both just dissappeared

11:46 AM



Bring them back now

11:46 AM



U fucking their bring the laptops back

11:46 AM

Hahaha maybe you should get the crack heads out of your house cuz they ain't here have the cops call me they can come search my house



Compose message



E3

PG 30

Saving screenshot...



3607514098



have the cops call me they
can come search my house

11:47AM



U have no right to take those
laptops

11:47AM

She didn't they arnt here



11:48AM



Bring them back now

11:48AM



There has been no one in this
house but u two sense I last
saw them

11:49AM

okio dokie



Copied to clipboard

11:49AM

E3

PG 31



Saving screenshot...



3607514098



Okie dokie



11:49AM

The cops can come search my house



11:50AM

Your a liar



11:50AM

Hsve the cops call us



11:51AM



I know u stole the Toshiba and the HP bring them back now o otherwise u both are going to jail for theft first degree as those two laptops value over 2,000 dollors

AM MMS

Enter message



E3

PG 32



3G



9%

4:57 PM



3607514098



going to jail for theft first degree as those two laptops value over 2,000 dollors

11:51AM MMS



They will be coming to your house to find them

11:51AM

Whatever your such a loser and a liar.



11:52AM



Why ally do u steal from me

11:52AM

She doesn't now stop or ill show the cops every message and text you've sent that will put you in jail for harassment!!



11:52AM

Send message



E3

PG 33



3G



9%



4:57 PM



3607514098



and text you've sent that will put you in jail for harassment!!

11:52AM



Did I deserve a first to call the cops getting me busted then stealing my and Craig's laptops

11:53AM



Ur going to jail for 1st degree theft

11:55AM



If u love someone you don't abandon them when they are in need of you and call the cops on them then steal two laptops from them wtf did I do to deserve your treatment

5:00PM MMS

Enter message



E3
Pg 34

< 3607514098 >

do to deserve your treatment

12:00 PM MMS



I hate u why would u steal my and the old mans laptops

12:01 PM



You know I'm already going to jail I got nothing to lose

12:02 PM

She didn't steal shit from you



12:03 PM



Bring the laptops back or there being reported and u will be going to jail with me and your sister as well for accomplice and CP's will not give arhia back to u

3 PM

E3
Pg 35



3607514098



give arhia back to u

PM



Bullshit if she didn't then why ain't they here and why she so presistant in leaving fuck u thief

12:04PM

Calk the cops dip shit we don't care we have nothing to hid ill let them search my entire house



12:04PM

Go to hell stop texting my phone and calling me or ill call the cops for harassment



12:05PM



1st degree theft against your kids dad that's a new low



< 3607514098 ☎ 🗑



1st degree theft against your kids dad that's a new low

12:05PM

Shut the fuck up



12:06PM



She don't get here to find these laptops within a half hour then she's proving her guilt

12:06PM

Whatever good bye now



12:07PM



Make me

12:07PM

You can come look if you want since you know where I live



< 3607514098

You can come look if you want
since you know where I live

12:07PM



Is she gonna come prove her
innocence or prove guilt buy
not helping

12:08PM

K well in five seconds I'm
registering your number as
spam in my phone so I won't
get anymore messages from
you

12:09PM

Bye bye

12:09PM



You know I find you dispicable
and can't stand your ass
fuck u theif

E3
Pg 38

< 3607514098

and can't stand your ass
fuck u theif

12:10PM



CP's is trying to get ahold ally

12:10PM



Her case worker wants a UA
today or well u know

12:11PM

k well give them my number
or give me the number that's
on the wall ally said



12:12PM



No go into the local office to
take the UA by the end of
the day is what she been told
to do

1:15PM



E3
Pg 39

< 3607514098

the day is what she been told to do

12:15PM

She wasnt told. The cps person has to legally inform her them self or by another government offical

12:16PM

They did or would if she would come to get served

12:19PM

But instead is hiding

12:19PM

Let me talk to ally

12:20PM

Give them my phine number dill hole.



dill hole.

12:20PM



Why do u hate me ally enough to steal my laptops and get me busted yesterday

12:21PM

She didn't steal you fucking laptops I'm blocking you now goodbye



12:22PM

12/12/2013 Thu

In know shes with you. Tell her to call me!



3:32PM

She calls me it inform the police that your in violation of your restraining order



3607514098

laptops I'm blocking you now
goodbye

12:22PM

12/12/2013 Thu

In know shes with you. Tell
her to call me!

3:32PM

She calls me it inform the
police that your in violation
of your restraining order

3:33PM

Or I*

3:33PM

12/18/2013 Wed

Leave ally alone!

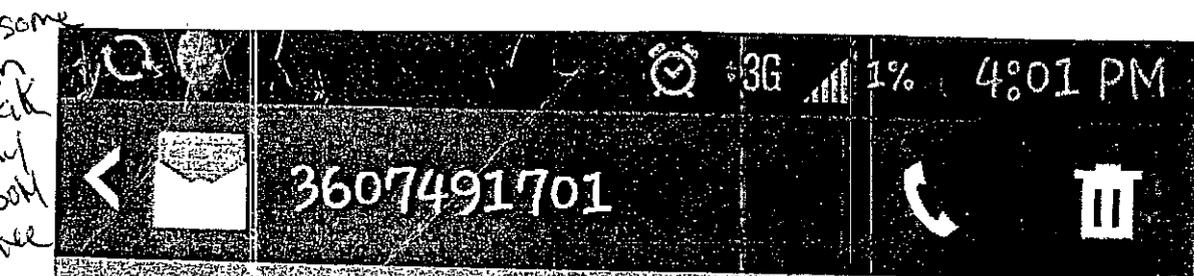
5:32PM

Look at Data
Julia Contacts
me! If she
Deemed True
threats she
wouldnt contact
me at this
Date further
more it shows
she's being
malicious
Trying to
Throw me
IN PRISON

Enter message



Please Note some messages from 749 1701 speak in 3rd person as this phone belongs to Martin Craig Spangler Sr. who died before Trail & his testimony. Police Neller questioned Spangler in their investigation at any time.



11/22/2013 Fri



Jeremy od'ed idk what to do *

1:40AM



Idk if u want ur shit but u showed Jeremy the real u and u don't give a fuck about him I win.

7:03AM

And I'd appreciate that you didnt call my fucking phone at 7 am so how about you suck a dick :) ill have ally call later



7:10AM



Were is jeremy

2:40PM

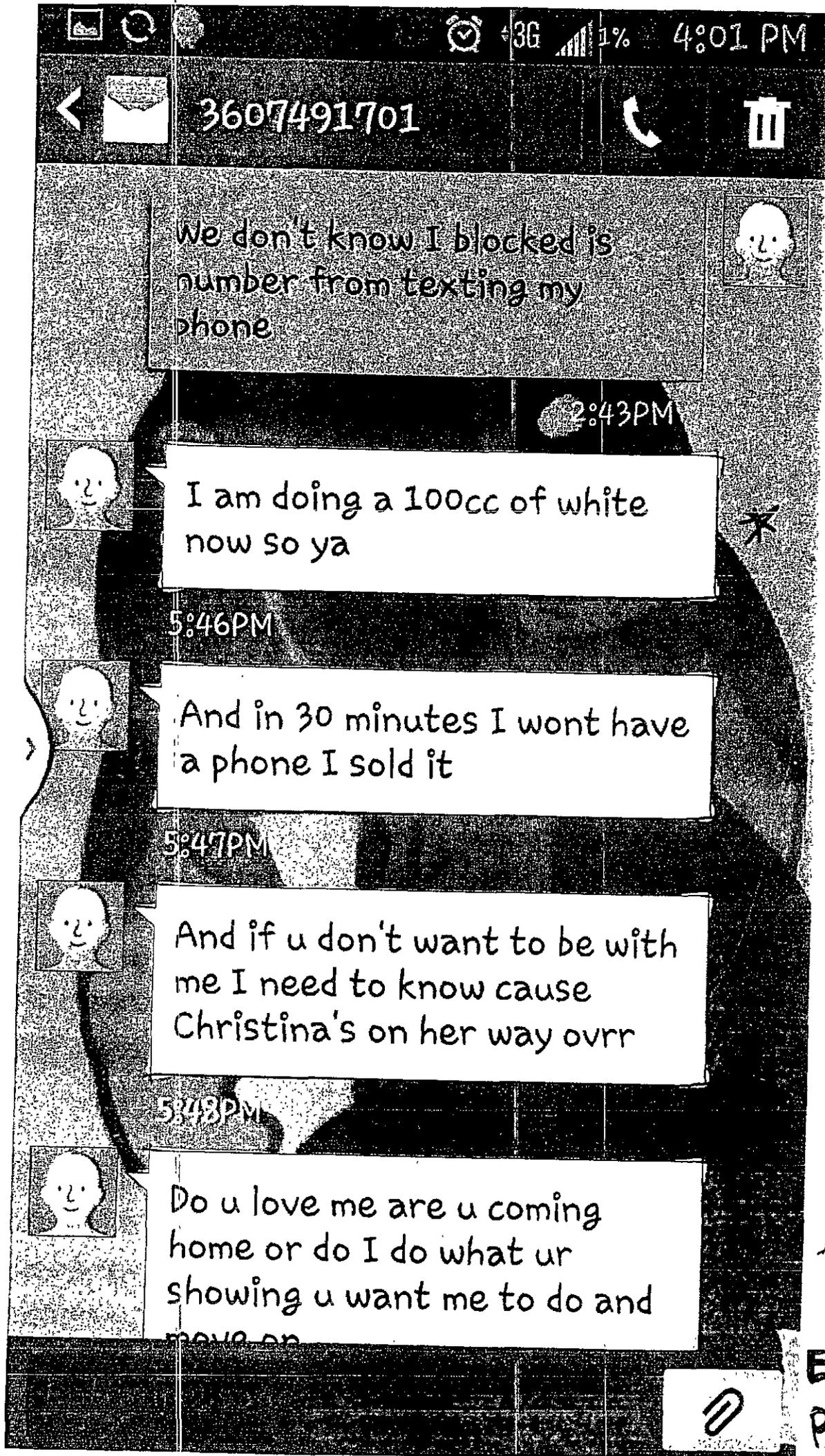
We don't know I blocked is number from texting my



Obvious Spangler Texting on first page



E4 PG. 1



We don't know I blocked is number from texting my phone

2:43PM

I am doing a 100cc of white now so ya

5:46PM

And in 30 minutes I wont have a phone I sold it

5:47PM

And if u don't want to be with me I need to know cause Christina's on her way ovrr

5:48PM

Do u love me are u coming home or do I do what ur showing u want me to do and



E4
PG 2

Do u love me are u coming home or do I do what ur showing u want me to do and move on

5:49PM

U know. My dogs been hit by car and irk what I can do I lost u my child is gonna die cause ur detoxing and Craig's yelling at me and I'm gonna go to pri

5:50PM

Christina is coming over and I just did a phat hit white show me u care ...

5:50PM

And I am about to have to drown ~~copy to clipboard~~ tub so he don't suffer anylonger as

Martin Craig Spangle was yelling at me due to his possessiveness of his phone.

I was concerned about Ally being pregnant will detoxing from her addicts.





3607491701



And I am about to have to drowned my dog in the tub so he don't suffer anylonger as Craig can't afford to fix him

5:52PM



I do I love you but since your so ready to run to christina than do it because I'm not going to be rushed into anything. I tols you not everything is on your time and go ahead fuck cristina give her chlymedia be wirh her fuck n over any chance you could of had with me! And I don't care you did a fat hit of white and be a horny bastard just make sure to take a shower befoe you fuck or before she gives you head make sure to wash my cum off yit Copied to dipboard r you've sticcked it in you stupid



E4 PG4



3G



1%

4:02 PM



3607491701



or before she gives you head
 make sure to wash my cum
 off yur dick and whoever
 you've sticked it in you stupid
 dick or lemme guess eshamys
 to??!! Wouldn't suprise
 me since she's been on every
 dick I have been on.!

5:54PM

Stab him in tue heart it will
 take him 30 sec to bleed out!
 He won't suffer any longer I
 promise I loved that dog!!
 You know god damn well I
 did!!



5:55PM

Well say we need to go



8:14PM

Sorry didn't mean to send
 that to you ment for someone
 else hababa



E4
PG 5



3G

1%

4:02 PM



3607491701



Sorry didn't mean to send that to you ment for someone else hahaha



8:15PM

11/23/2013 Sat



U know I reacted crazy. After reading ur text to me from this phone

2:32AM



Wtf

2:32AM



Ya I'm mad ya u hurt me and I wanted u to hurt but u dont

2:33AM



Ur heartless cold as stone. I seriously just need to go to

1 of 2 messages



E4
PG 6



3G

1%

4:02 PM



3607491701



Ur heartless cold as stone. I seriously just need to go to the seventh floor

2:34AM



I'm going crazy and am a danger to everyone idk what to do I'm scared

2:34AM



I am so asking for help please help I'm not sane I'm gonna hurt myself.... I need to hear ally voice

2:36AM



I beg ally to call I can't do or take anymore crap Allyson the only reason I was holding on.

3AM

Enter message



E4
PG 7

take anymore crap Allyson
the only reason I was holding
on.

2:38AM



Ally call me I need to talk
please hold u one. Last time
before I go admit myself to
the ward

2:39AM



Ally Jeremy is lost it and
needs u he's awreak please
call him

5:58AM



Julia can u please have ally
get whole of me please and
thank u

5:51PM

11/24/2013 Sun

Enter message



Obviously
Spangler
once
again

E4
PG 8

7/24/2013 Sun

obviously
Spangler
once again



Ally the cops were just here
waanting to know were
Jeremy was



1:01PM

Good for him



1:47PM



Dean and Julia
are NOT her
Family as Ally
claims
on police
statement.

Call me

2:05PM

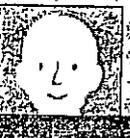


Dean told me u don't have a
sister

2:05PM



Named Julia



Don't fucking think. U have



3607491701



Don't fucking think. U have any right

2:07PM



U got non that's my child she's caring

2:08PM

I don't give a fuck if its yours or not don't call my phone ever again and don't fucking dare think you can threaten me or her



2:10PM



Then tell her she needs to come talk with me or I will do any means to get were I can talk to her

Copied to clipboard

You will not threaten us, You



Enter message



I remember Spangler talking about his phone being as I needed to use the restroom

E4
PG 10

You will not threaten us. You don't scare me and you don't need to talk to her she does not want to be with you leave her alone. She doesn't want to talk to you



Julia replies to springle phone "you do not scare me" contrary to police statements

This is obviously Not Rosenberg's but springle text refers to Rosenberg in a third person "is part him"

2:18PM

AnyMeans even if its life or death freedom or prison. That child she Carreys is part him and I get a say in what goes down. Willing or not

Springle

2:19PM

I don't care u ain't standing in my way I will cause a God Dan holicost to have a say so in that child's life

Springle

2:20PM

I advise asking her to



Enter message

Spangler
Threatening
CPS
Involvement



I advise asking her to contact me otherwise GPS will be involved

2:21PM

Willing or not your funny... yes you have a say so but not til that baby is born. Leave us alone or I will get the cops involved



Julia

At this time I took phone back from Spangler I believe



I got plenty of leverage to make her never get ariah if she thinks she's running off without me to kenawick with my child

2:22PM

2:22PM



I will fucking find my child and a Copied to clipboard not like tonight..... When CPA

and ally and ur gonna not like tonight..... when CPA rolls up srlerving papers on ally

2:24PM

I got footage video of her a week ago smoking dope and and slamin herion and being in a porno

2:25PM

Fucking GPS would love that

2:25PM

She's not moving she's living with me and you have no idea where that is. Neither does cps. She is doing nothing wrong. And that was then. Stop talking to us or ill press charges

I threaten CPS + involvement and to show video of her illegal activity.

Nob 21st police made Ally Leake 202 s.w 6th Address my Home At that time Ally was No longer a household member as this text proves she at this time was a house hold member of Julia Ann The correction of OR felony is unlawful



3G

10%

4:45 PM



3607491701



Stop talking to us or ill press charges

2:26PM



And I know I'm already a dead man ask ally heart infection been diagnosed and ur threats make. Me laugh

2:27PM

So do yours a good but its tsking too long



2:27PM



Ill bail out lol or I get someone to insure my rats no show or u can just tell her to come see me and we all get along

2:29PM



I like the later

Enter message



E4
PG 14



3G 10% 4:45 PM



3607491701



I like the later

2:30PM

She's not going over there
sorry bud. And we will never
get along



2:30PM



I'm headed to the cps

2:31PM

Ok



2:31PM



1924 Dorothy Avenue

2:34PM



What a joke f***** staying
down and dirty I know she is
staying clean.

Enter message



Threat
of
CPS

W
>

E4
Pg 15



3607491701



What a joke f***** staying
down and dirty I know she is
staying clean

3:56PM

Hahaha nope not even close



3:14PM

She is clean



3:19PM

I'm over 24 hr clean and
detoxing and I need Allyson
help



5:26PM

Don't give a fuck



5:27PM

Ally is making my struggle so
hard trying to stop using
herion



Enter message



E4
PG 16

hard trying to stop using herion

Its not her fault

5:29PM

Or problem

5:30PM



I'm seriously firming for her to hold me more then my urge for heroin I feel like I'm dieing and the differance is with out ally I wanna die

5:30PM

Don't care

5:31PM



HOW Copied to clipboard NOT HER PROBLEM IT IS IF SHE CARES ABOUT THAT UNDRON

E4
PG 17

HER PROBLEM IT IS IF SHE CARES ABOUT THAT UNBORN CHILD

5:31PM



U saying she don't wish her kids dad get off drugs and gets a job and pays his part

5:32PM



All that's not her problem?

5:32PM

She can care about the baby but doesn't have to about you

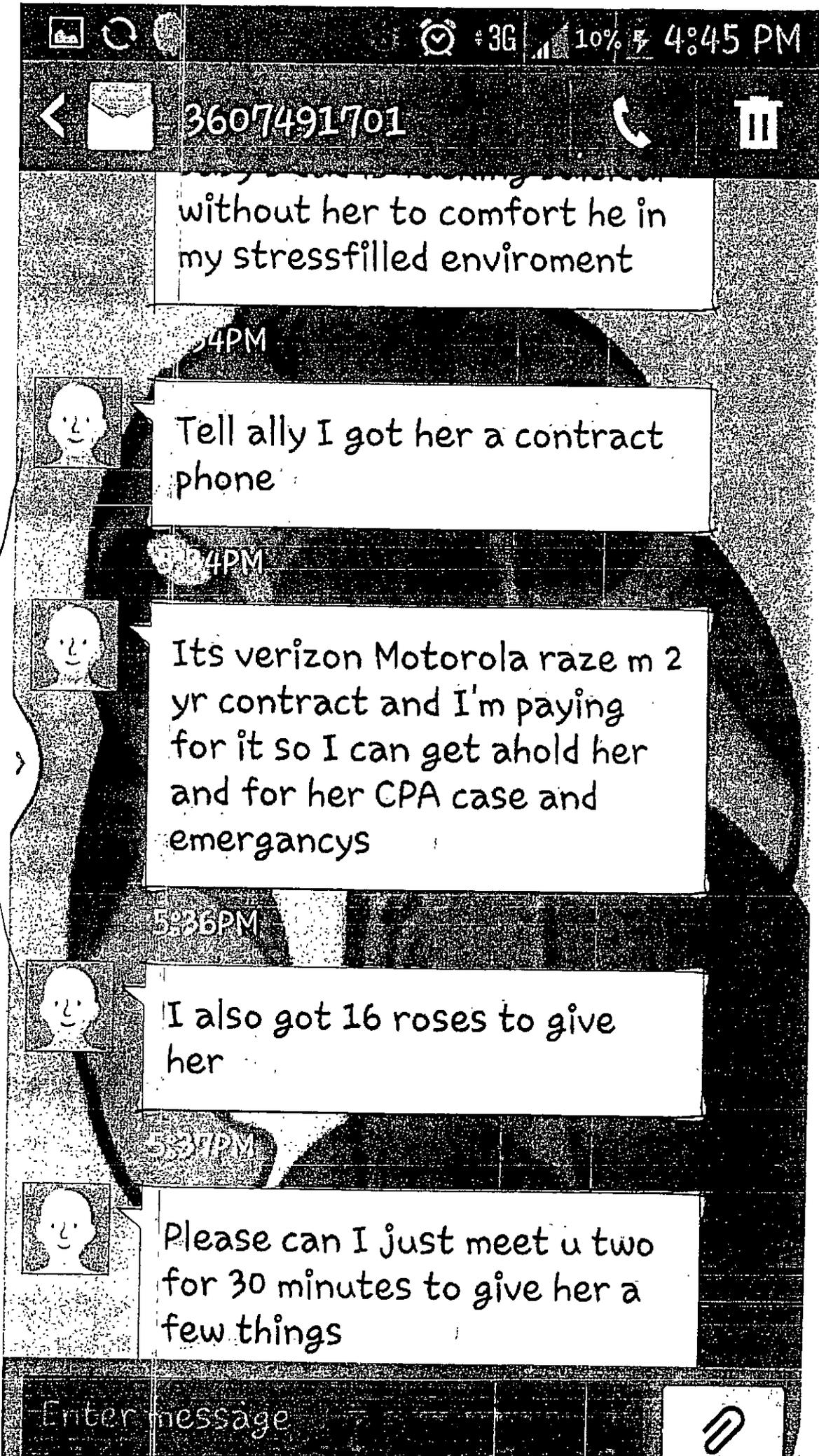
5:32PM



Its not her problem that her baby's dad is fucking suicidal without her to comfort he in my stressfilled enviroment

referring to stress filled environment The situation living with MARTHA SPANGLER

confirms claims in letter to Kris Evans DPP32
stating "I need them to say how I was trying to do good nice
things like I bought flowers for Ally & a phone" This supports their
is no rational tier from fact in defendants claims and letters & text.



E4
PG 19

Saving screenshot...



3607491701



for 30 minutes to give her a few things

PM



I wanna give her the phone flowers and I bought arhiah a leap frog 3 for Xmas for ally to give arhigh

5:40PM

She said fuck you



5:41PM



Stop why

5:45PM



I don't think she would I know ally

5:45PM



Ally I Copied to clipboard was nice and I gave her suboxin

Enter message



E4

PG 20

Julia & Ally both
came to my house
on 11-23
and purchased
Suboxin. If
they were
affraid of
Threats this
far they
wouldnt of
come to fix
Drugs.

Ally last time I saw her was nice and I gave her suboxin and gave her her amulet pendant back from christina

5:46PM

Bullshit leave us alone

5:47PM

She wouldn't say fuck you. Ally is crazy in love and would be loyal and defend me thick n thin as she's always. Done towards me

5:50PM

Will two meet me to get allys phone and arhiahs gift and Allyson flowers and card

She done with you idiot get it

E4
Pg 21



3G 10% 4:46 PM



3607491701



She done with you idiot get it through your thick skull!!!!
Fuck off go away you fucking idiot



5:55PM

She doesn't want anything from you



5:55PM

No I wont



6:00PM

I'm blocking this number



6:00PM

I will not tellshe talks to me



6:00PM

I will **Copied to clipboard** he gives in or I m in prison



Enter message



E4

PG 22

< 3607491701

I will harrass her tell she gives in or I'm in prison

6:01PM

I got more phones

6:01PM

I'll just keep calling from other numbers

6:01PM

She doesn't want to talk to you and won't talk to you and ill block everyone of them

6:01PM

Let me talk to her

6:01PM

I will not give up

2PM

Enter message



E4
PG 23

Saving screenshot...



3607491701



I will not give up

6:02PM



That is my child

6:02PM

We don't give a shit if its yours or not you will never see it



6:03PM



I wanna be part of its life

6:03PM



I wanna experiance the hole experisnce I never have

6:03PM



I don't [redacted] Copied to clipboard

6:03PM

Enter message



As they maliciously & vengefully made sure of by stopping CPS involvement as they claim under oath on the stand

? think from Julia

E4 Pg 24

Saving screenshot...



3607491701



I don't got kids

6:03PM



Its my first

6:03PM



Why

6:04PM



What I do to u

6:04PM

Go to hell. I will change my number if I have to



6:05PM



Say that one more time u
Cunt and ill fucking kill u and myself

Copied to clipboard

6:05PM

Enter message



believe at this time MARTIN SPANGLER took possession of his phone back. as you will learn SPANGLER had a strange possessive relationship with ROSENBERG. Verbatim will reveal this fact.

Julia

E4
PG25

11/24
Stakes II

Saving screenshot...



3607491701



Say that one more time u
Cunt and ill fucking kill u and
myself.

6:05PM

Go to hell bitch gotta find me
first

6:06PM

But torcher ur bitch ass for
taken my kid

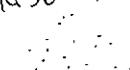
6:06PM

Her I come hoe I will kill u

6:06PM

We will come to you where are
you

Copied to clipboard 6:08PM



Enter message



These are
the supposed
Threats to kill
IN QUESTION

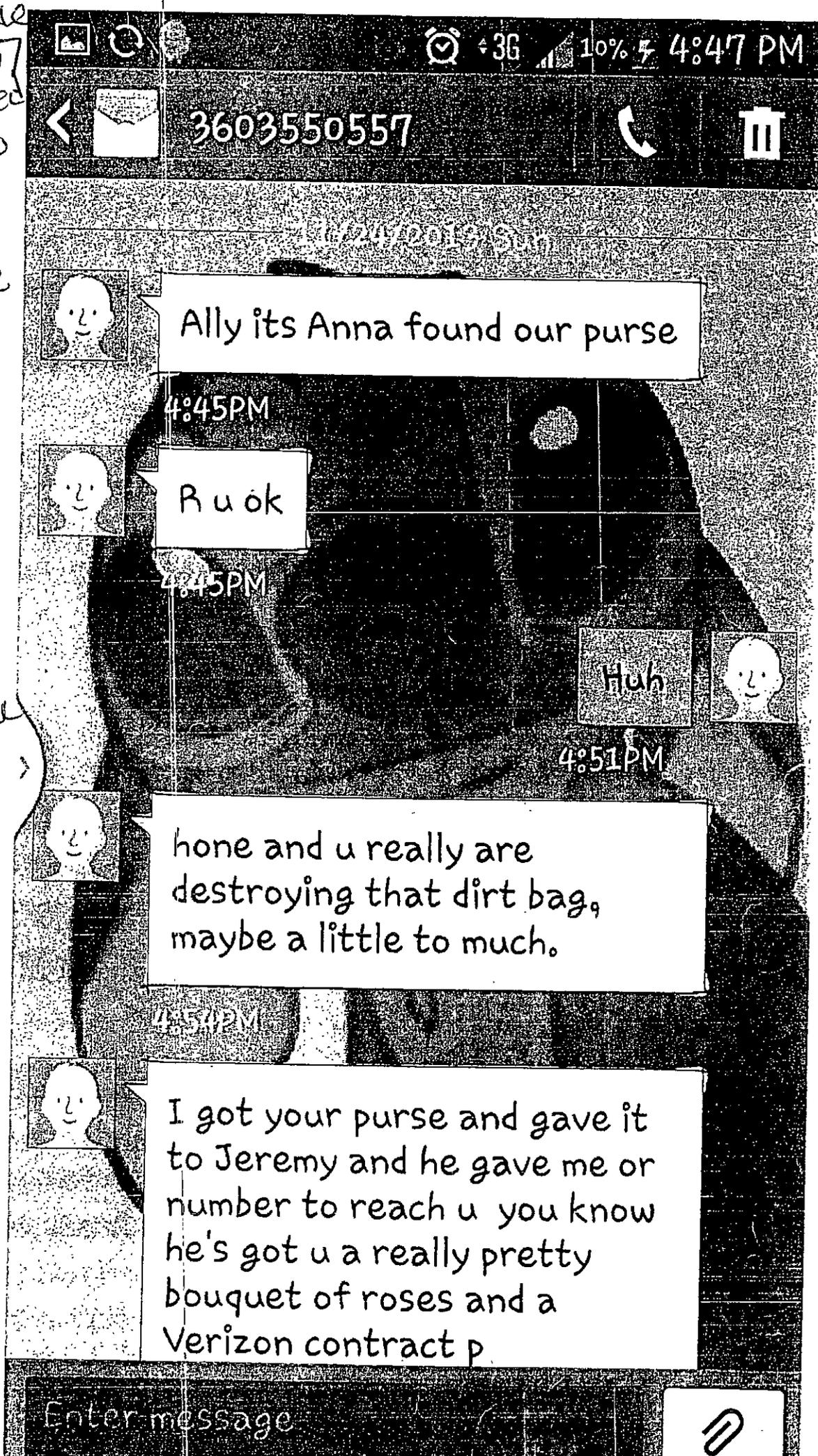
☆
ITS apparent
From this text
Victims believe
whoever text
those Threats
Didnt have
The current
Nor future
ability to
carry them
out!
Reed
RCW
9A.46.060

Reasonable
person if th
Thought or
than idle
and a true
Threat
would Ni
Reply some
thing so
stupid
as this
E4
Pg 26

what cant answer now

what cant answer now

This phone
#3550557
I purchased
to give to
Ally, so
we could
communicate
without
having to
bother
Julia.
As you
will read
I was
trying
to get
this phone
in Ally's
possession



E5
#12

E5
Pg 1



3G



10%

4:47 PM



3603550557



he's got a really pretty bouquet of roses and a Verizon contract p

5:56PM



Ally call me.

5:22PM



nd about your card you know all I want is somebody to f***** show a little concern and you know just be there is that too much to ask at me we were best

6:22PM



Hey I just spent over 100 to get us f***** phone I f***** spend like 40 on the f***** flowers and a hundred f***** 30 on this f***** leap frog 3 a

2PM

Enter message



E5
Pg 2

Saving screenshot...



3603550557



hundred f***** 30 on this
f***** leap frog 3 a

6:22PM



friends we were like Bonnie
and Clyde we were like the
best suit in a deck

6:23PM



And your throwing it all away
because I accidently smashed
your hand in the door grow up

6:24PM

She said fuck you



6:25PM



ou promised you wouldn't ever
hold or keep my kid from me .
Why do you hate me so much I
am trying go get clean

6PM

Enter message



This incident
Nov 21st when
police made
Ally and
Julia leave
my residence
is how this
whole mess
started &
Also cps.

Saving screenshot...



3603550557



am trying go get clean



Your seriously going to have your baby's father not be part of there life because of that seriously your no mother at all I remember your promise to me y

6:26PM



ain and I'll make sure sense u won't let me be on my kids then I tomorrow am doing everything in my power to ruin your chances with arhiah

6:28PM



You wanna do this the easy wright way and both work together and support one another Copied to clipboard way both of us will never talk to one another ever ag

Ally refers to this in her Police Statement

Enter message



E5
PA 4

Saving screenshot...



3603550557



another or do this the way
both of us will never talk to
one another ever again

Ally also
refers to
this in
police
statement

6:28PM



And I will the make it my daily
mission to punish you for
being so ignore ant and
selfish

6:29PM



What was that about why u
hang up

6:29PM



Was that ally

6:30PM



Or julia

Copied to clipboard



Ally please talk with me

Enter message



E5

PG 5



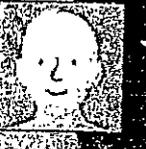
Ally please talk with me

6:00 PM



U could make everything so much better

6:30 PM

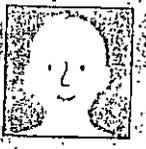


U don't have to be with me fine

6:31 PM

Were not scared of you and your threats, fuck off quit your shit threatning my sister and threatning me, I told you it was over and I meant it!!

6:32 PM



et Craig ever hurt me agin

6:33 PM

Enter message



Supposed Threats to kill from #360-749-1701 happen between 6:05pm & 6:06pm, look at Text Reply from Julias phone time stamped at 6:32pm. Clearly they didnt deem "True threat." "Not Fear The Threat" So the question to be asked what was both victims "True motive and "intent" facing to police." at 7:56? to stop CPS involvement!



Ally

Saving screenshot...



3603550557



et Craig ever hurt me agin

PM



I don't wanna be with you
cause you walked away when
I needed u od'n and u
promised u would be there
and help no matter what you
also said you wouldn't I

6:33PM

Fine than leave me alone!



6:33PM

I don't want to hear it



6:33PM

I do not care leave us alone



6:34PM

You psycho



Enter message



E5
PG 7

You psycho

6:34 PM

I will not ever leave you alone you have my kid you have to do with me forever deal with it

6:34 PM

U do care

6:34 PM

U use to used to talk about our family talk about f***** how we can always talk to each other and how we always felt so f***** close to each other and

how you never told anybody





how you never told anybody as much as you told me



6:35PM



a kid but stop hurting each other I love you



6:36PM



I've never opened up like I have to you same with you to me you and me are best friends you're just hurt and so my to stop hurting each other please for



6:36PM



I DO NOT CARE!!!! And no you will never see this kid!! Like ever!! So leave me the fuck alone you will get a proposed parenting plan in t he mail if your lucky I'm

☆ Ally refers to having to file parenting plan, which on the stand in trial she admits was her reasoning of putting me in prison "so she wouldnt have to file parenting plan" Not she Deemed True threats



propesed parenting plan in t
he mail if your lucky I'm
leaning more towaeds full
custody.

6:36PM



And what did I seriously do to
you to make you f***** feel
this way to sleep what did I
do I'm getting clean I am
clean I'm f***** all day and
a half clean

6:39PM

I'm not your BABY your
girlfriend not even tour
friend stop talking ro me



6:39PM

LEAVE ME ALONE!!!



6:39PM



Seriously hate why are you

E5
Pg 10

LEAVE ME ALONE!!!



6:39PM



Seriously hate why are you doing this to me do you realize I will f***** kill myself

6:39PM



I will not stop talking to you I will not stop f***** quit seriously

6:39PM



No no no no

6:39PM

THAT STATEMENT HAS NO POWER OVER ME FUCK OFF



6:40PM



3603550557

Don't you dare talk about my child you sick fuck!!

6:41PM

I will f***** why do you f***** hate me why why why why why

6:41PM

Leave me alone

6:41PM

On I'm going to make sure you never f***** see her again you stupid little b**** you don't deserve ur you f***** abandon her

6:41PM

oms a Copied to clipboard yer push me b

Enter message





oms already hired a lawyer
push me b****

5:42PM

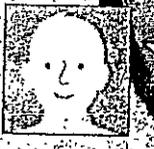


You're f***** heroin addict
a f***** escort and you
know what tomorrow me and
Craig are going down to CPS
in my mom and my sister are
going to CPS my m

6:42PM

I wilp do everyrhing and
everyrhing to protect my
sister my baby from you!
Leave me alone!

6:43PM



Oh and on oh and you thought
you got beat last time I saw
you if you don't quit your
s*** you're going to f*****
have nightmares for the rest

Ally refers to this
DM police
statement, not
true context

Referring to
when Ally's
arm accidentally
was shut in
Door, Nov 21st
when she
called police
claiming
assault due
to her hand
being hurt
in door, which
was over exaggerated
as police did not arrest
me, I'm making
fun of her
believe someone

Includin
over 20 years
fabricate
could be
off a police
statement
she wrote
Nov 24 2009
1 1/2 hrs aft
this

Enter message



s*** you're going to f*****
have nightmares for the rest
of your life

6:43PM



the f*** out of it

6:43PM



is this alley or Julia cuz you
know I'm trying to f*****
talk to Allie do it you have
nothing to f***** do with
this you're not even her blood
so stop

6:44PM



Or I will hire every f*****
junkie f***** meth-addict
crackhead to f***** find you
and f*** you make your life
miserable

UNSURE
who IS
being spoken
to, believe
it to be
Julia
pretending
to be
ALLY

This threat
was directed
towards
Julia
to get
other people
to
fucking make your
life miserable
but ALLY IN police statement
refers this
as directed at ALLY

Enter message



one again directed to Julia, but Ally manipulates this to be directed towards her when she wrote her police statement with malicious and wrongful intent.

Or I will hire every f***** junkie f***** meth addict crackhead to f***** find you and f*** you make your life miserable

6:44PM

You'll never nor get close to me you won't have a chance.

6:44PM

ole goddamn family

6:44PM

B***** I know you f***** work you f***** stupid b**** Ellie told me where you work your f***** dumb you f***** b**** you're f***** flatter your wh

5PM

3603550557

work your dumb you
f***** b**** you're f*****
flatter your wh

4:45PM

I swear to God if Allie doesn't
come talk to me today
tonight hold chances of
seeing Araya will never
f***** happen never you
don't get it

6:45PM

Take a look outside I found
your vehicle you f***** dumb
ass broad

6:48PM

What don't wanna come talk

6:58PM

I don't know why u are being
so fucking mean towards me

Enter message



Clearly
still directed
to Julia
as I believe
Julia was
refusing
Ally to
reply, I was
trying to
warn ally
my sister &
mom were
going reports
her to
CPS, Scott

E5
Pg 16

Saving screenshot...



3603550557



I don't know why u are being so fucking mean towards me

6:59PM



Deriouxly

6:59PM



U was just the other day saying how we were moving away from here

Admits ist home
So were are they?

7:00PM

I dontbhave a car and I'm not even home wrong house



7:00PM



To kenWick

7:00PM



Lol it Copied to clipboard ow who lived there before u

Enter message



E5
PM 17



Lol its right one o I know who lived there before u

7:00PM

And your at home so quit lying



How would they know I'm at home?

7:00PM

I'm not home smart one, But what's the address if think your smart



7:01PM

Or whays the street name.



7:02PM



No I'm on the dirty

7:02PM



Dover

11/24
States 12



Dover

7:02 PM

I live in kelso



7:02 PM

What's the car look like though



7:03 PM



Can I drive this phone for ally to somewhere to meet

7:03 PM



Blue s10

7:03 PM

Cuz there is some one at your house
jeep li Copied to clipboard use



Enter message



If after Threats They Deamed True why Tell That person They Lived IN kelso

See after suposide threat to kill Both drove to my home
"A Reasonable person affraid would not do this"

Saving screenshot...



3603550557



jeep like I said wrong house

7:04PM



Yup

7:05PM



Idk how that bike got there

7:05PM

And your garage door is wide open

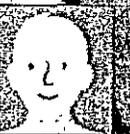


7:05PM



Or who's it is

7:05PM



Can we stop these childish games

Copied to clipboard

Fuck you punk



Enter message



See after sup side
threats Both
came to my home
"A Reasonable
person would
not do this
if deemed a
True threat"
why would they
drive to my
home before
they went
and wrote
police statements
Time stamped
7:56pm?
claiming
other wise

E5

PA 20

Saving screenshot...



3603550557



Fuck you punk



7:05PM



Up waiting for me to get back

7:05PM



You dug your ditch now go
have the old man suck on it



7:06PM



Is ally with u

7:06PM



Can I meet to give u this pH
one

7:06PM

No and we don't want bit nor
need it and in or her have no
reason **Copied to clipboard** er
again



Enter message



E5

PG 21

Saving screenshot...



3603550557



reason to talk to you ever again

7:07PM



There u go throwing the one thing in my face I told u

7:08PM



That's fine

7:08PM

Fuck off



7:08PM

Go away



7:08PM

Leave us alone



7:08PM

Copied to clipboard



I just want her to have this

Enter message



E5
Pg 22



3603550557



I just want her to have this stuff

7:08PM

I do not want it.



7:08PM

You will never see me or my baby or sister again! Leave us alone I don't want anything from you stop contacting us!! Never talk to us again.



7:11PM



As a thank u for having a good impact on my live

7:11PM



No stop f***** trying to get me to myself

7:11PM

Enter message



Saving screenshot...



3603550557



No stop f***** trying to get me to myself

12PM



Why are you doing this to me I thought you were doing that

7:12PM



Stop her f***** please stop it

7:13PM



You know that poem you wrote a while back about f***** cutting yourself I wish you could see me right now

7:14PM



Hey I Copied to clipboard's stuff off at Deans will you go pick

Enter message



E5

PA 24

3603550557

Ally refers to the collecting her friends & family in her police statement, I was trying to be nice Give her things I purchased and more her belongings also Dean isnt her Dad Just a friend.



Hey I'm dropping all this stuff off at Deans will you go pick you up at Deans

7:15PM

Stay away from my dad and other family



7:18PM

I don't want it leave us alone

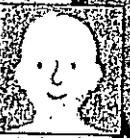


7:18PM



ng to f***** have Dean can visit with you for a while

7:20PM



I will not leave you alone you f***** threaten to f***** not f***** let me have part of my f***** kids life I guess what I'm going to f***** I'm goi

Enter message



< 3603550557

guess what I'm going to f***** I'm goi

9PM

Hub



7:21PM



I don't wanna do this

7:25PM



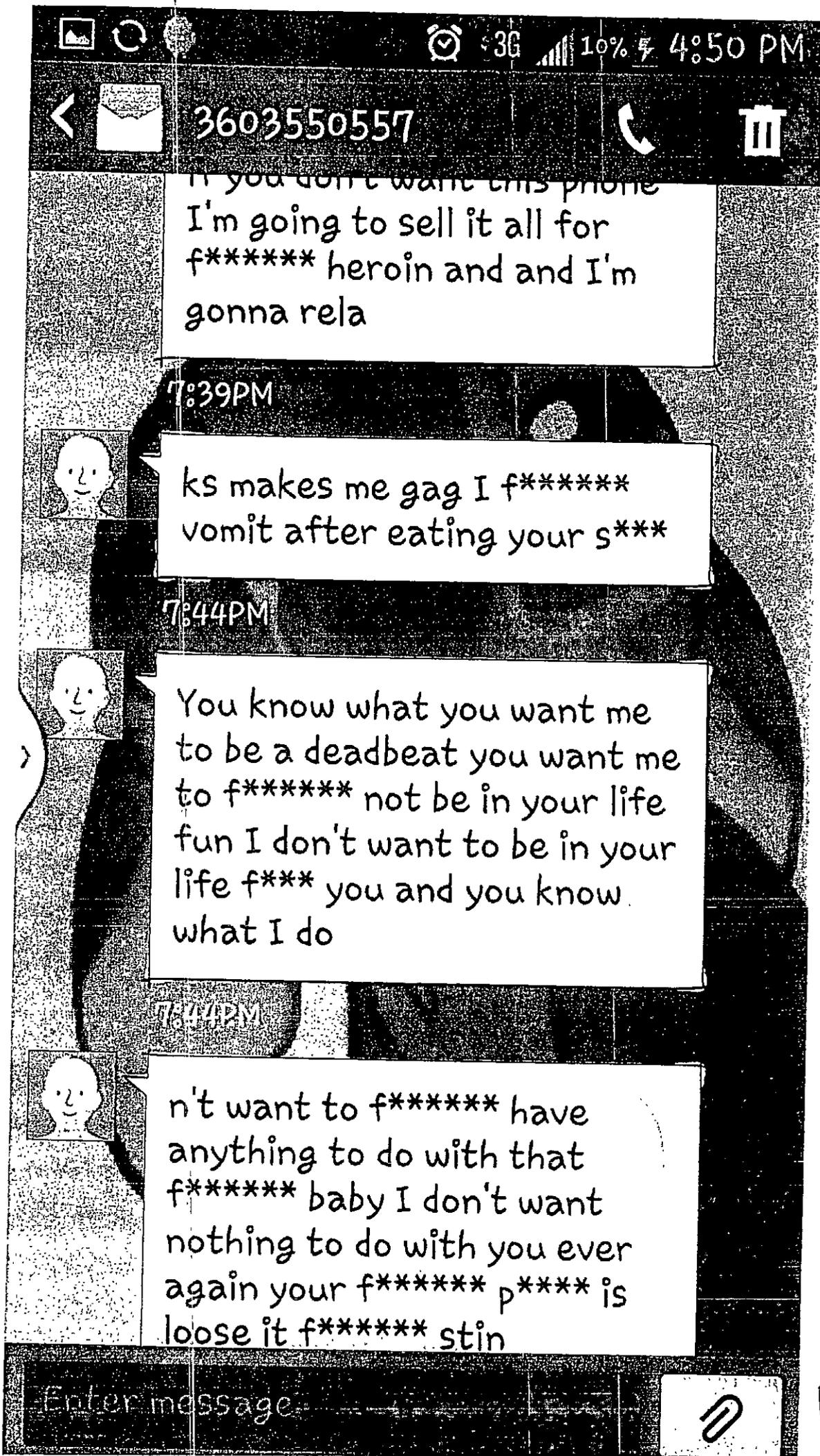
pse most likely wouldn't kill myself and leave your baby father list

7:39PM



Hey I guess if you don't want these flowers I'm torn away if you don't want this phone I'm going to sell it all for f***** heroin and and I'm gonna rela

9PM



3G 10% 4:50 PM



3603550557



If you don't want this phone
I'm going to sell it all for
f***** heroin and and I'm
gonna rela

7:39PM



ks makes me gag I f*****
vomit after eating your s***

7:44PM



You know what you want me
to be a deadbeat you want me
to f***** not be in your life
fun I don't want to be in your
life f*** you and you know
what I do

7:44PM



n't want to f***** have
anything to do with that
f***** baby I don't want
nothing to do with you ever
again your f***** p**** is
loose it f***** stin

Enter message



E5
P6 27

Saving screenshot...



3603550557



f***** baby I don't want
nothing to do with you ever
again your f***** p**** is
loose it f***** stin

7:44PM



You know why did you f*****
say you wanted to have a kid
with me if you're just going
to f***** sit there and do
this and f***** not let me be
part of

7:45PM



it huh why did you f*****
tell me you wanted to have a
family together if you're not
going to f***** work in
f***** try to f***** make
it work



Copied to clipboard

ry I am sorry I will never do

Enter message



E5
PG 28

Saving screenshot...



3603550557



bye hit
ment slam
Door on her
hand incident
ON Nov 21
were police
came to home
but found it
was a accident
and arrested
No one but
made perfect
my residence



ry I am sorry I will never do
drugs again I will never hit
you again I am sorry I am
sorry I seriously have one
over 24 hours with no drugs
and I am f***



7:47PM



Why do you f***** hate me
because I hate you I'm sorry
I'm sorry I'm sorry I will
f***** let you f***** hit
me a million goddamn times
I'm f***** sor



*** going crazy I'm losing my
f***** mind I just want to
build do be held by you I
f***** need your comfort I
need Copied to clipboard

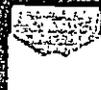
Enter message



ES

PG 29

 Saving screenshot...



3603550557



f***** need your comfort I
need you to condol me

PM



** degrading f***** talk to
put down and then losing you
the only thing that f*****
makes it worthwhile to wake
up to I haven't been able to
sleep sinc

8:12PM



e you left I haven't been on
the rest since you left I
haven't done drugs in over 24
hours I can't do it I f*****
wanna kill myself

8:12PM



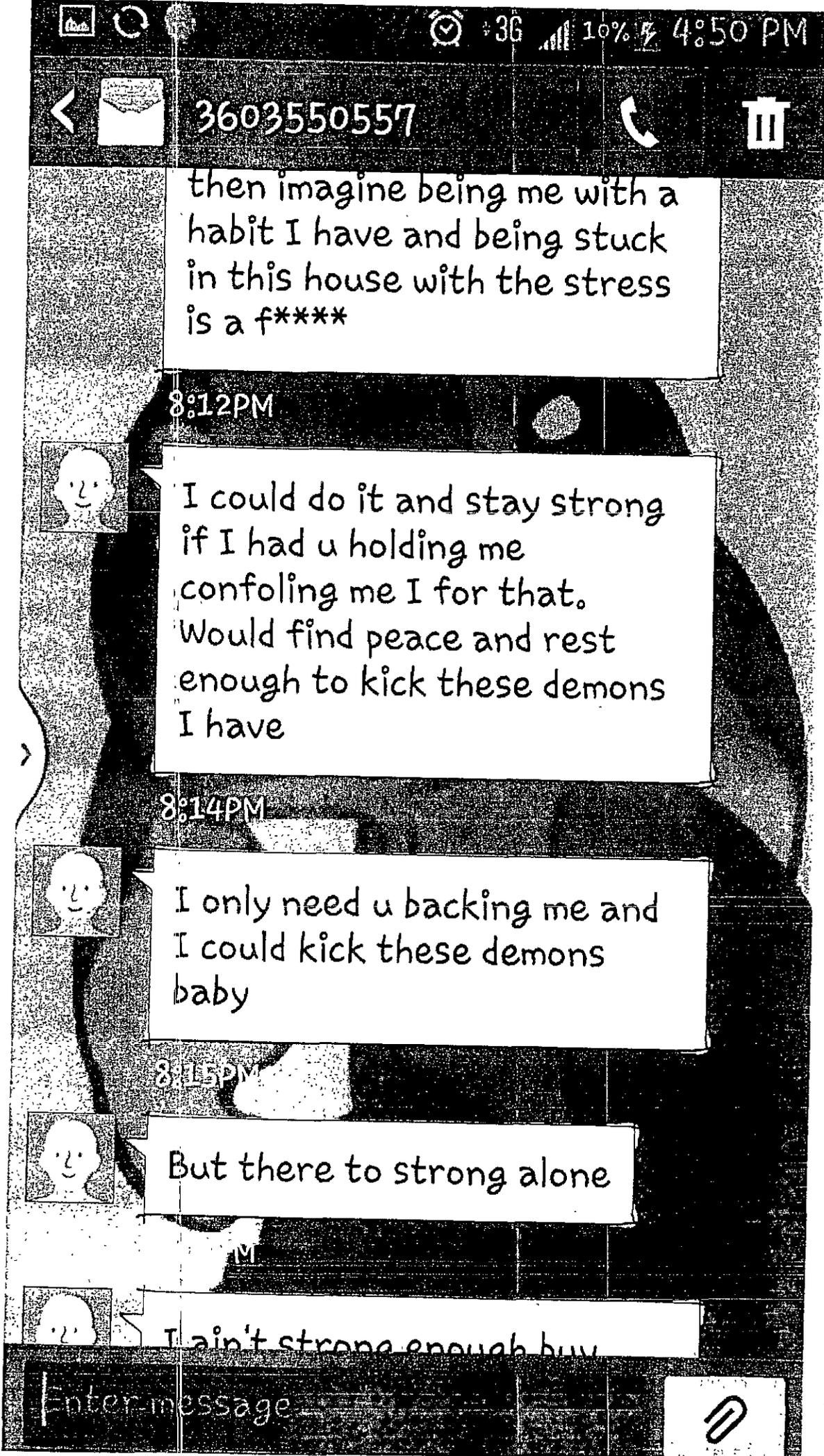
Aly please think about the
pain you're in detoxing and
then **Copied to clipboard** with a
habit I have and being stuck

Enter message



E5

PG 30



3603550557



then imagine being me with a habit I have and being stuck in this house with the stress is a f****

8:12PM



I could do it and stay strong if I had u holding me confoling me I for that. Would find peace and rest enough to kick these demons I have

8:14PM



I only need u backing me and I could kick these demons baby

8:15PM



But there to strong alone



I ain't strong enough buy

Enter message



E5
Pg 31



I ain't strong enough buy myself

8:16PM



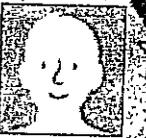
Allie come on the first time I ever got you flowers and you're going to reject them you're making just f***** died before you can get them f***** make me cry

8:22PM



whenever without having to use mine so I f***** work my f***** ass off lost f***** two days I got you one and you f***** reject it

8:03PM



And then I knew you needed a f***** phone for your f***** caseworker about to

< 3603550557 >



Allie come on the first time I ever got you flowers and you're going to reject them you're making just f***** died before you can get them f***** make me cry

8:22PM



whenever without having to use mine so I f***** work my f***** ass off lost f***** two days I got you one and you f***** reject it

8:23PM



And then I knew you needed a f***** phone for your f***** caseworker about to get ahold of you in for you to go get a hold of your family and what not

Copied to clipboard

8PM

Enter message



E5

PG 33

SUPERIOR COURT OF WASHINGTON FOR COWLITZ COUNTY

STATE OF WASHINGTON,)
)
 -Plaintiff,) No. 13-1-01538-0
)
 vs.) STIPULATION OF THE PARTIES
)
 JEREMY DAVID ROSENBAUM,)
)
 Defendant.)
 _____)

The State and Defense stipulate and agree to the following:

Jeremy Rosenbaum wrote the attached letters:

State's exhibit #1 – Addressed to Dustin Wyatt, beginning Dustin, What's been up?... And including the letter addressed to "Bonnie"

State's exhibit #2 – addressed to Kris Evans, beginning "Dear Mom, How you doing?..."

State's exhibit #3 – addressed to Kris Evans, beginning Dear Mom, What's been going on?..."

STIPULATION

Exhibit 6

PI

EG
PG 1

Additionally, the parties stipulate and agree the letters are admissible as evidence. The jury may consider these stipulations as undisputed evidence of facts.

Amie L. Hunter, Bar # 31375
Deputy Prosecuting Attorney
Cowlitz County

Dan Morgan, Bar # _____
Defense Counsel

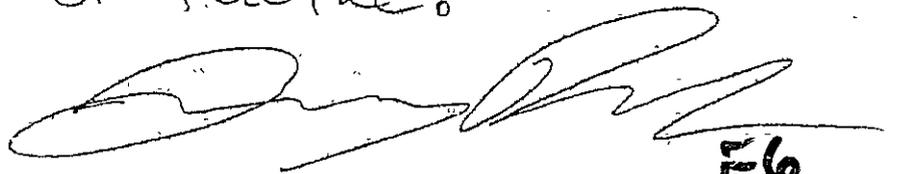
Jeremy Rosenbaum, defendant

STIPULATION

R 2

EG
PG 2

Dustin,
whats been up? MAN Im Sorry
Im bothering you ONCE agin
while im jail. Please I will make
this up to you I swear, will
you make sure my BONNIE
gets my letter ASAP please
Thank you for being a better
friend than I have been
back, sorry. Also do you
know what happen to my Toy
Gizmo? please dont let anything
bad happen to my girl & try to
watch after her a little. well
feb 28th is my readyness hearing
the tuesday after I go to trial
please make sure ALLY dont miss
if she has to be there has to
be or I will be fucked & do 5yrs
shes my only salvation. please help
make sure she dont sleep past
or miss it that would be all bad.
Thank you! will you write
back so I know what is up
if Im Good or fucked.



Bonnie,

Hope my letter finds you & finds you doing ok & in oh spirits, I miss you so badly I cry as I write this. Wow love is harsh. Whats been up with you love. Were you been staying? Were can I write you at? I hope you are safe? I pray your trying to get on are clean, I worry sick about you all day every day. Why havent you wrote me as of yet? IS it out of sight out of mind? IS that it? I know I love you & All I can ever think about. I will try to be a better MAN to and for you. I will always be in love with you. You I want to be with only you. I'm clean, I'm sober, I'm staying this way, I need you, I need you sober, be strong, my Bonnie, I love you and as long you wish to be in my life, be my best friend, my lover my Bonnie, I will be yours. I'm taking my case to trial on Feb 28th is ready to hear the Tuesday after is Trial. I need your help without you I'm doomed, you need to get your sister on the team also if you don't I am doomed. All my faith

All my cards, my whole hand is
riding on you babe, I love you
and it scares me that I
have so much faith & trust
in you I am betting 500 on it
either way you know I miss you
you know I love you, I can't
wait till I'm found INNOCENT
I can hold you tight and finally
feel whole n' complete once again
you are my better half I love you
keep your head up, trust no one &
be careful and I pray to hear from
you soon. forever your MAN

Jeremy Rosenbaum

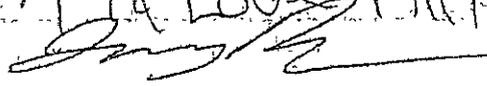
P.S Sorry Craig is such a dick
I'm not very happy with him & will
not be moving in that same house with
him, I will be renting us our own
place, a studio within first three days
upon release, or we can go to Utah.
the choice is yours, I'll make it happen
I love you want to be sober & get
a life make a family with you, lets make
this happen, lets get on each others sides
again & stop hurting ourselves & each other.
Love you forever

Dear Mom,

How you doing? Why do you not write me or Email me? Hope you are ok? Has my Girl said any thing to you? Said any things about helping me get found innocent at trial? She say or post anything on my facebook wall? Mom tell her she needs to get her sister on My/our Side for trial, there is no options, without help from the both them I will go away for 5 yrs, I need both, to say that they overreacted and were just mad at me & wished to get me hurt or in trouble, but they never took or thought that any threats from me were real or serious and I need them to say how I was trying to do good nice things, like I bought flowers for Ally & a phone and that the phone that I was ~~supposedly~~ supposedly texting from that they don't for sure know was even me, that sent every message as other people could have sent texts as its not in my name & people use it other than myself. Please ~~can~~ tell my Girl what I am saying, we gotta get her sister on our side, hell I'll do it if I have to.

Love for Mom & Love Ally

Ps 6



E6

PG6

Dear Mom,

Whats been going on? Why do I Not hear from you in letters or Emails? You are pretty much my only way of knowing ANYTHING, so please even if your mad with me please be on my side / Team here Mom, Im looking at 5 years in prison. Have you heard from my Girlfriend? Is she gonna Get me off my charges at trail? Is she gonna get her sister on our side, or she being her sister Not going to show on trail? That would mean Not guilty. But either way truth be told I hope, I hope Im found Not Guilty. Mom, It sucks having to put all my faith into one person who can save 5 years of my life being my ~~Girlfriend~~ & Not even be able to talk to or hear from her till after trail. I pray she loves me & SAVES me I hope you & Jeff pray she does also. I love her so much, I miss her unbearably so will you let her know? What been happening around there? If Alky sees me at Court & Im found Innocent & shes clean as I am, I beg you Mom let the two of us leave Washington for good, help us can we move Home back to Utah, I swear to do Good & If she saves me & cause I love her I owe her a better life with me, A clean & sober one!

if my friend Dustin was going to get Alky. Please.

STATE OF WASHINGTON DEPARTMENT OF HEALTH

Local File Number **208** Washington State Certificate of Death State File Number **2014 45343**

1 Legal Name (include A.A.s if any): First Middle LAST MARTIN CRAIG SPANGLER Sr.				2 Death Date March 9, 2014	
3 Sex (M/F) Male	4a Age - Last Birthday 81	4b Under 1 Year Months Days	4c Under 1 Day Hours Minutes	5 Social Security Number 531-30-1757	6 County of Death Cowlitz
7 Birthdate Oct. 15, 1932		8a Birthplace (City, Town, or County) Everett		8b (State or Foreign Country) Washington	
9 Decedent's Education High School Graduate			10. Was Decedent of Hispanic Origin? (Yes or No) If yes, specify No		
11. Decedent's Race(s) Caucasian				12 Was Decedent ever in U.S. Armed Forces? Yes	
13a Residence Number and Street (e.g., 624 SE 5 th St.) (Include Apt. No.) 202 SW 6th Ave.				13b City or Town Kelso	
13c. Residence County Cowlitz		13d Tribal Reservation Name (if applicable) -----		13e State or Foreign Country Washington	
13f Zip Code + 4 98626		13g Inside City Limits? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk			
14 Estimated length of time at residence Unknown		15 Marital Status at Time of Death Divorced		16. Surviving Spouse's or Domestic Partner's Name (Give name prior to first marriage) -----	
17 Usual Occupation (Indicate type of work done during most of working life. (DO NOT USE RETIRED)) Welder			18. Kind of Business/Industry (Do not use Company Name) Lumber Manufacturing		
19 Father's Name (First, Middle, Last, Suffix) Roy Spangler			20 Mother's Name Before First Marriage (First, Middle, Last) Myrtle Stoner		
21 Informant's Name Cora Samnoon		22 Relationship to Decedent Aunt		23 Mailing Address (Write and Sign at PEI No.) 1414 Brandt Rd. #A8 Vancouver, WA 98661	
24 Place of Death - if Death Occurred in a Hospital -----			25. Facility Name (If not a facility, give number & street or location) 202 SW 6th Ave.		
26a City, Town, or Location of Death Kelso			26b State WA		27 Zip Code 98626
28 Method of Disposition Cremation		29. Place of Final Disposition (Name of cemetery, crematory, other place) Portland Cremation Center		30 Location-City/Town, and State Portland, OR	
31 Name and Complete Address of Funeral Facility Columbia Funeral Service 1105 Maple St. Longview WA 98632				32 Date of Disposition March 12, 2014	
33 Funeral Director Signature X <i>Thomas K. Nisbet III</i>					
34 Cause of Death (See instructions and examples) Enter the <u>chain of events</u> - diseases, injuries, or complications - that directly caused the death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest, or ventricular fibrillation without showing the etiology. DO NOT ABBREVIATE. Add additional lines if necessary.					
IMMEDIATE CAUSE (Final disease or condition resulting in death) → Cardiopulmonary Failure				Interval between Onset & Death	
Sequitally list conditions, if any, leading to the cause listed on line a. Enter the UNDERLYING CAUSE (disease or injury that initiated the events resulting in death) LAST				Interval between Onset & Death	
b Nephrotic Syndrome				Interval between Onset & Death	
c				Interval between Onset & Death	
d				Interval between Onset & Death	
35. Other significant conditions contributing to death but not resulting in the underlying cause given above				36 Autopsy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
37 Were autopsy findings available to complete the Cause of Death? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
38 Manner of Death <input checked="" type="checkbox"/> Natural <input type="checkbox"/> Homicide <input type="checkbox"/> Accident <input type="checkbox"/> Undetermined <input type="checkbox"/> Suicide <input type="checkbox"/> Pending		39 If female <input type="checkbox"/> Not pregnant within past year <input type="checkbox"/> Not pregnant, but pregnant within 42 days before death <input type="checkbox"/> Pregnant at time of death <input type="checkbox"/> Not pregnant, but pregnant 43 days to 1 year before death <input type="checkbox"/> Unknown if pregnant within the past year		40. Did tobacco use contribute to death? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Probably <input type="checkbox"/> No <input type="checkbox"/> Unknown	
41 Date of Injury (mm/dd/yyyy)		42 Hour of Injury (24hrs)		43 Place of Injury (e.g., Decedent's home, construction site, restaurant, wooded area)	
44. Injury at Work? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk		45 Location of Injury - Number & Street -----			
46 Describe how injury occurred		47 If transportation injury, specify <input type="checkbox"/> Driver/Operator <input type="checkbox"/> Pedestrian <input type="checkbox"/> Passenger <input type="checkbox"/> Other (Specify)			
48a Certifying Physician - To the best of my knowledge, death occurred at the time, date, and place and due to the cause(s) and manner stated				48b Medical Examiner/Coroner - On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, and place and due to the cause(s) and manner stated	
49 Name and Address of Certifier - Physician, Medical Examiner or Coroner (Type or Print) Brett C. Dundas, D-ABMDI 1946-B 3rd Avenue Longview, WA 98632				50. Hour of Death (24hrs) 1601	
51. Name and Title of Attending Physician if other than Certifier (Type or Print)				52. Date Signed (mm/dd/yyyy) 03/11/2014	
53. Title of Certifier Chief Deputy Coroner		54. License Number -----		55. ME/Coroner File Number 14-147	
56. Was case referred to ME/Coroner? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				57. Registrar Signature <i>[Signature]</i>	
58 Date Received (mm/dd/yyyy) MAR 11 2014				59 Amendments	

Exhibit 7

DOHCHS 003 March 2012

DOH 01-003 (1/15)

E7 PG 1

FILED
SUPERIOR COURT

2013 JUN 10 P 2:49

COWLITZ COUNTY
BEVERLY R. LITTLE, CLERK

COWLITZ COUNTY SUPERIOR COURT
CAUSE # 13-1-00722-1

[Signature]

ARRESTEE INFORMATION AND PROBABLE CAUSE SHEET

Incident No.	L13-14941	Offense:	RCW 9A.36.031- Assault 3 rd Degree LMC 9.12.010- Assault 4-DV
Offense Date:	June 7, 2013	Date/Time of Arrest:	6-7-13 3:03 P.M.
		Date/Time of Booking:	6-7-13 3:24 P.M.
ARRESTEE IDENTIFICATION			
Name:	Weed, Julia Rose	DOB:	9-2-1990
AKA:		SID#:	
Address:	Transient		
Phone:	None	Co-Arrestee/Suspects:	None
VICTIM INFORMATION			
Note: If child sex offense, DO NOT use child's name, use JANE or JOHN DOE with child's DOB. If victim contact information confidential, DO NOT list.			
Victim Name:	Ofc. Chris Angel Jeremy A. Grochow	Victim DOB:	1-5-1977 6-9-1989
Victim Address:	Longview P.D. Transient		
Victim Phone:	442-5800		

PROBABLE CAUSE STATEMENT

You must state probable cause for each new felony, misdemeanor, or traffic offense. Include the types and approximate value of property damage or property taken in property offenses and the type, amount, and field test of controlled substance in drug cases. For citation cases, attach a citation copy in addition to stating probable cause. Failure to provide a statement of probable cause will result in a prisoner's automatic release from custody. Attach extra sheet if necessary.

On June 7, 2013 LPD officers responded to a report of a fight in the parking lot of the Family Health Center located at 1057 12th Ave. Dispatch advised that the fight was between a male and a female who were associated with a blue jeep. When I arrived on scene a large group of people were outside and several people were standing near a blue jeep which was occupied by a male, Jeremy Grochow. A female, Julia Weed, was standing in the back door of the jeep on the drivers side. Grochow was sitting in the drivers seat.

I asked a bystander what was going on. She said that there had been a fight and indicated Grochow and Weed. Weed was standing in then door of the jeep with her back to me. I could not see what she was doing in the jeep. I asked her to get out of the jeep and got no response. I again said, "Maam, get out of the jeep, I need to talk to you." Again I got no response. I then said, "Maam,

①

Exhibit 8

Scanned

EB
AKI

Longview Police, I need you to get out of the jeep and talk to me." She again did not respond. I tugged on the back of her shirt with one hand while again telling her to get out of the jeep. She pulled away from me. I then pulled harder on her shirt telling her to get out of the jeep. She pulled away then elbowed me hard in the chest with her right elbow. I grabbed her and pulled her out of the jeep. She spun towards me then tried showing me backwards with both hands. I grabbed her and pushed her against a car we were standing next to before pushing her to the ground. Officer Ripp came up and assisted me in getting her handcuffed. We then took Weed to my patrol car and placed her in the back.

I read Weed the Miranda warning and asked if she understood. She said, "Yeah". I then asked her what had happened. She did not say anything. Weed refused to say anything else about the incident.

Other officers interviewed witnesses who said that Weed had been seen assaulting Grochow while he was sitting in the vehicle. Grochow, who is Weed's fiancée, denied being assaulted when asked by officers. Several witnesses provided written statements.

Weed was transported to the jail where she was booked for Assault 3rd Degree and Assault 4th Degree-DV.

The facts of the alleged criminal activity took place in Cowlitz County, WA at:	1057 12 th Ave. Longview
---	-------------------------------------

I certify under penalty of perjury and under the laws of the State of Washington that the foregoing statement(s) of probable cause is true and correct.			
Date:	6-7-13	City:	Longview
Agency:	Longview PD	Phone:	442-5800
Officer's Signature: <i>C. Ange</i>		Print Name: C. Ange	
Supervisor's Approval:			

I certify under penalty of perjury and under the laws of the State of Washington that I read the foregoing affidavit of Officer Angel verbatim telephonically to Judge/Commissioner EVANS on 6-9-13 at 0925 am/pm. I further certify that said Judge/Commissioner has authorized me to check the appropriate box below.

Deputy/Officer Signature: *Jason Yeager*
Print Name: Jason Yeager

- The foregoing affidavit establishes probable cause sufficient to detain the above-named arrestee.
- The foregoing affidavit DOES NOT establish probable cause sufficient to detain the above-named arrestee.

Date Signed: 6/10/13 Judge/Commissioner: *M. K. Han*

EB
062

To whom it may concern,

This letter is in regards to the cause No. 13-1-01538-0 back in May 22,2014 in Cowlitz County Superior Court. I am writing in regards to Jeremy D. Rosenbaum's application for release for personal restraint of Mr. Rosenbaum. I am the mother of Jeremy D. Rosenbaum. What I know of these case Mr. Rosenbaum is telling the truth.

I believe that if the officers would of investigated Mr. Martin Spanglers phone records the truth would of been told and the truth would of come out if Mr. Spangler would of lived. He died March 9.2014.

In all my years knowing Mr. Spangler and the relationship he had with my son was a very jealous and very possessive relationship with my son. When it came to my son having a relationship with a female he was very jealous. I truly believe that the system has failed my son and judged him due to past troubles in the system. This case was not investigated thoroughly. As to Mr Rosenbaum stating about Ally Gibson and Julia Weed being worried about him going to CPS about the baby is a true fact. I myself and my daughter were very concerned about

Ally Gibson and her addiction while she was pregnant with child. At this time Jennifer Rosenbaum had called CPS about Ally Gibson. Also at this time we both were friends with Ally on Facebook and just watched her but didn't have contact with her. In the reference to Mr. Rosenbaum's letter to me about contacting Ally Gibson and having her show up at court never happened. I did not have contact with Ally at this time during his trail.

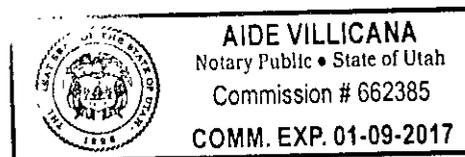
I believe this trail was not properly investigated and Mr. Rosenbaum did not receive a fair trial.

Sincerely, Kristine Kaye Evans

Kristine K. Evans

1-801-389-7664

STATE OF UTAH
County of: Webb
SUBSCRIBED AND SWORN BEFORE ME ON
THIS 21 DAY OF September IN THE YEAR: 2015
BY Kristine K. Evans
Aide Villicana



Court of Appeal

Division 2

950 Broadway STE 300

Tacoma, Wa 98401

Regarding case # 47267-8-II

July 1, 2015

To Whom it concerns:

My name is Jackie Kimball, I am Jeremy Rosenbaums grandmother, and am writing this as an affidavit to the above case (47267-8-II.

Jeremy never had his own phone during the time he resided with Martin Craig Spangler Sr. in Kelso.

Mr. Martin let him use his phone when needed. This was one of the ways he had of controlling who Jeremy talked to.

I had the chance 4 different times to witness how controlling Mr. Martin was. He treated Jeremy like he was a teenager, and unable to think on his own. Mr. Martin used to use Jeremy's email address to post negative things and then send them to various persons. I believe he did the same thing with text messaging on the phone Jeremy barrowed from him. Mr. Martin was very jealous of any friends, expressly girls that Jeremy had.

At the time of the alleged charges against Jeremy, Jeremy did not have access to Mr. Martin's phone.

To the best of my knowledge nobody in law enforcement questioned Mr. Martin about the phone in question. Mr. Martin died around March 8th or 9th.

I believe Jeremy never got proper representation during his trial, and therefore should have the chance for an appeal.

Thank you for your time

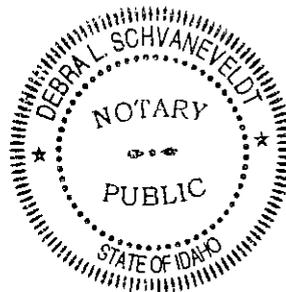
Jackie Kimball

Jackie Kimball

1015 N Fir #11A

Jerome, Id 83338

208-324-9166



Debra L. Schvaneveldt

Exp 10-26-16

Exhibit 10

E 10
PG 1

DECLARATION OF MAILING

GR 3.1

FILED
COURT OF APPEALS
DIVISION II
2015 SEP 28 PM 1:53
STATE OF WASHINGTON
BY DEPUTY

I, Jeremy Rosenbaum on the below date, placed in the U.S. Mail; postage prepaid, _____ envelope(s) addressed to the below listed individual(s):

Court of Appeals Div II
950 Broadway, Suite 300
Tacoma, wa 98402

I am a prisoner confined in the Washington Department of Corrections ("DOC"), housed at the Coyote Ridge Correctional Complex ("CRCC"), 1301 N. Ephrata Avenue, Post Office Box 769, Connell, WA 99326-0769, where I mailed said envelope(s) in accordance with DOC and CRCC Policies 450.100 and 590.500. The said mailing was witnessed by one or more staff and contained the below-listed documents.

1. Amended PrP, Brief Cover page, i-v Table of contents, prp pg 1-40
2. Letter to court clerk
3. Motion for Appointment of Counsel
4. Statement of finances
5. exhibits 1-10
6. _____

I hereby invoke the "Mail Box Rule" set forth in General Rule ("GR") 3.1, and hereby declare under penalty of perjury under the laws of the State of Washington that the forgoing is true and correct.

DATED this 24 day of Sept, 2015, at Connell WA

Signature [Handwritten Signature]