COURT OF APPEALS
DIVISION TWO
OF THE STATE OF WASHINGTON

STATE OF WASHINGTON)
)
Respondent,)
)
v.)
)
ANTHONY GENE HAND)
(your name))
)
Appellant.)

No. 48481-1-II

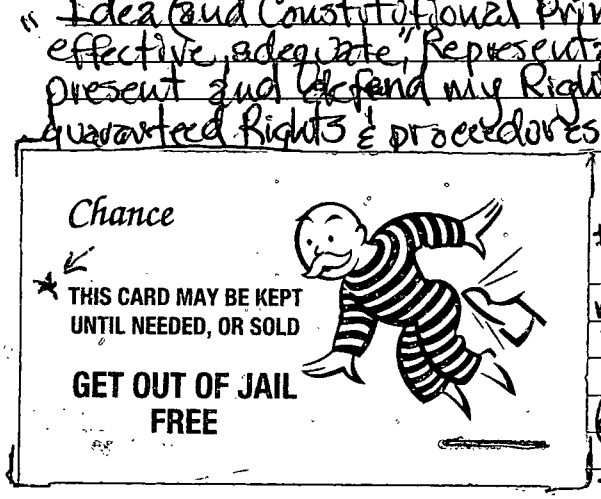
STATEMENT OF ADDITIONAL GROUNDS FOR REVIEW

FILED
COURT OF APPEALS
DIVISION II
2016 SEP 14 AM 11:11
STATE OF WASHINGTON
BY DEPUTY

I, Anthony G. Hand, have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

Additional Ground 1

I have this "card" given To me (by a friend) during the writing of multiple letters to my assigned Appeal Attorney spanning the 9-months she's had to prepare my Initial (Opening) Brief. (See Attached Below) In all Seriousness I feel this Card has more validity than the Idea (and Constitutional Principle) that I have had a Constitutional Right to "effective, adequate" Representation Counsel that was ethically committed to present and defend my Rights through the Whole "Due Process" Constitutionally guaranteed Rights & procedures. Something Ms. J. Pierson of the DAC did not do.



Additional Ground 2

#2) Although the Single "Trueblood" 14th Amendment Due Process Violation has been presented by Ms Trombley their are several other issues (grounds) raised in the (4)-attached (dual purpose) Legal letters & COA Supporting affidavit. As I am a layman at law I do not feel I have the ability to present The multiple additional Grounds that Ms Trombley did not explore any more clear. (See addition 4 letters attached.)

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

P.S. I hope everyone can Smile about the Card! :)

Date: Sept. 11th 2016

Signature: Anthony G. Hand

PRINTED: Anthony Gene Hand

Form 23

* Exhibits A thru D (1 thru 4) Included.

Sandra Hand

From: Sandra Hand
Sent: Friday, July 29, 2016 11:27 AM
To: marietrombley@comcast.net
Subject: Letter from Anthony

RECEIVED
SEP 14 2016
CLERK OF COURT OF APPEALS DIV II
STATE OF WASHINGTON

Exhibit-A

From: Anthony G. Hand June 2, 2016
Conc: COA's No. 48481-1-II.
Re: "Legal Letter" to: Ms.M.Trombley, (AAL), & Supporting Issues,"Legal Affidavit", to: COA No. 48481-1-II case file & record.

Att: COA's Court Clerk , please file "Supporting Legal Affidavit / Legal Letter"in Court file No. 48481-1-II . (please send "Stamped Received" copy to Ms.Marie Trombley (attorney at law)
P.O.Box829 Graham WA.98338.)

Att: Marie Trombley,

Hi Ms. Trombley, I am attempting to address the issues on appeal in seperate "Legal-Letters & Supporting Affidavit" on all the following issues:

** 1st.) The application of the Trueblood v. DSHS ruling to a 15 - BRIGHTLINE,as applied to my specific two cause No.s By Jdg. Cuthbertson on December 24th,2014; Orders for :***"Western State Hospital shall admit Mr. Hand within 15 days of this Order per Trueblood v.DSHS. *init.-(FEC).*** For 'Competency Restoration' Treatment ", *(as violated by State on day 16,with no admittal , "Jan.9th,2015"),with full Trueblood "violation's" in ruling applied as Jdg. Cuthbertson ordered!!! Applied to each and every day after "day 15," (Jan.9th,2015); **Up to , 'and through' , hearing set for;**(entire combined 15 day to admit & 45 day to treat,"legally allowed ")**, "RETURN HEARING" held on Feb.18th,2015;; *Continuing on to Feb.25th,2015, "Western State Hospital Show Of Cause" hearing;; *Continuing on to March 4th,2015, "Motion To Dismiss" hearing,(where Ms. Pierson for a third hearing in a row presented an illegally "EDITED & MISREPRESENTED" version of the DEC.24th.2014. order by Jdg. Cuthbertson, then directly lying to the court when questioned about the "APPLICATION" of Trueblood violation's to 15 day BRIGHTLINE)" ,***(in continued violation that very same day).. Still refusing to "reunite"the 2-halves of the 1- sentence order:***" Western State Hospital shall admit Mr. Hand within 15- days of This Order per. Trueblood v. DSHS"***!!!;; *Continuing on to actual March 10th,2015, "ADMITTAL DATE"; *
And the start of the "Legally Allowed ",(45)-day "Competency Restoration Treatment" for "Nonviolent" offenders!!*
** (On 12/24/14 order this "Admittal date" was "ordered" to have occurred before Jan.9th 2015!!!
**And the 61+ days between ordered admittal day and when it actually occured on 3/10/15 are the direct violation of Trueblood applied by Jdg. Cuthbertson and the 12/24/14 order itself that the State referred to as a "HOLDING PERIOD" are not covered in CR3.3 as misrepresented by both State ;My own attorney; and court on transcripts of "Motion To Dismiss" hearing held on March 4th,2015..
*(In fact any "ethical" Legal Professional should be feeling rather "ill" ,and slightly ashamed, of Ms. Pierson's actions; misrepresentation's; and "edited" false projection's, that were clearly "sabotaging" the very "Motion To Dismiss"the hearing was being held on! All based upon Ms. Pierson's "ILLEGALLY EDITED" 12/24/14 Court Order!!!)

**2nd.)The actual " illegal editing ", by DAC attorney,(Jane Pierson),of Jdg. Cuthbertson's December 24 th,2014 Order's on both cause no.s,(including the "corrected"Dec.29th,2015 on cause no.#14-1-04060-3)...Deliberately & intentionally errasing the (one-sentence) "APPLICATION" of the Trueblood ruling ,(and violations),to the 15- day "BRIGHTLINE",from "Motion's To Dismiss"at (2/18/15);(2/25/15);&(3/4/15),, Then intentionally lying & miss leading court when questioned specifically concerning the;
*a.)Trueblood class-membership;

*b.)Trueblood's "binding application" upon my two cause no.s!!;
*c.) Contributing to and allowing State to perpetuate that same "UNTRUE" ,non-binding, "MISREPRESENTATION" of the courts application of both the 15-day BRIGHTLINE ;and the Trueblood ruling to the BRIGHTLINE! Fraudulently supported and "UNCONTESTED"; on record & transcript of March 4th,2015 hearing!

**3 rd.) Ms. Pierson allowed the State to:
*A.)Use "unverified", (criminal-history & points score);
* B.) And "illegal" ,quote, "HOLDING PERIOD", *And the resulting... continuing, ILLEGAL , "No Bail Hold "as quote,, " inability to post bail ",, through months of Dec.& Feb. to argue:
* A.)" the lack of Prejudice by the state towards the defendant ",by;
*B.) ironically", denying the very same Bail he was "illegally" on a" No- Bail" hold on. (For 60 days). (I was illegally denied bail for most of January and all of February ;up to and through that very (3/4/15) hearing and beyond to (3/10/15).
Please pay close attention to pg.10 lines 1 thru 14 of 3/4/15 transcript where the State uses term "languishing" to describe the two month's of "illegal confinement",then going on to justify states "lack of prejudice" on me being "under sentence" until Feb.3rd,2015, Inadvertantly yet silently admitting "Prejudice" to my; "Freedom Of Movement And Liberty", from Feb.3rd,2015 to the day of the hearing on transcript March 4th,2015,(specifically lines 11 thru 14 . Quote," there is no prejudice to him. Its not that he is just sitting here on this case. He has multiple cases, bail. He is serving a sentence.". **That was a blatant "FALSEHOOD"!!! (look '6 lines' up on line 7,). "I WAS" , just "sitting here", there on those cases ,and had been for 30-days In direct violation of Jdg.Cuthbertson, 12/24/14 Order and application of 15- day BRIGHTLINE with the "BINDING" application of the "Trueblood" ruling to that 15-day BRIGHTLINE..
*(For clarity), "that's 15-days, "(max)", legal suspention of 14th Amend. Right To Due Process;
A.)Speedy Trial;
B.)Affordable Bail,(or bail at all!!!)
And"could not post bail,"do to the very "Prejudice"the State was claiming ;"my inability to post bail " ,,disproved!!!
**Ms. Trombley that's "Ignorant"!!!
**Yet it went "Un-Contested" by my attorney Ms. Pierson!!!! "Cricket's chirping coming from her corner!!"(Please see (3/4/14),transcript PGE.9 lines12 thru 25,& PGE.10 lines 1 thru 14; *specifically PGE.10 line7). His argument is "AGAINST" his own argument!! **Every day from February 3rd 2015 to that 03/04/15 hearing was in complete violation of (Trueblood & Dec. 24th,2014 order). With no other legal conviction ,or hold , "EXCEPT" the " ILLEGAL",quote,"HOLDING PERIOD"...
(Yet uncontested by Ms.Pierson!!!)

***Again it was Ms.Pierson's "Illegal Editing" of the 12/24/14 Orders "APPLICATION" of a BRIGHTLINE (15-days), "AND" the "APPLICATION" of Trueblood ruling to the 15-day "BRIGHTLINE",(making it "Binding" upon the court on my two causes), that instigated ,gave rise to , and "perpetuates" most of the misrepresentations by both my own attorney and the State during March 4th,2015 hearing.

****
***Now We get to the "Omnibus Hearing" on May 13th, 2015 :

**1st.) I had a right to mark the, "only provable", DMC defense box!

**2nd.)Ms. Pierson had a legal & ethical obligation to mark the defense box I demanded , (she works for me and towards my "adequate" defense ,yet was directly, "on record," openly defying and marking the , "unprovable", General Denial defense box). (Which would require me to lie at any potential Trial to uphold)!! In effect "DESTROYING" my defense in an attempt to "FORCE" me to either accept the , "ROTTEN", plea-bargain/or go into "Felony Mental Health Court"!!!
**(Now you would have to ask yourself ," how could he qualify for FMHC but not a DMC defense???)

**3rd.) I had a right to "DISMISS"(fire) Ms.Pierson when she refused to,(and the court would not "COMPELL"her

to)mark the correct DMC defense box!! *(Dismissal, "Requested and Denied",by court on record!!!)

****
**The next issues are concerning two seperate "Conflict Of Interest", and "Disclosure" issues as follows:

1st.)All 3 ,(Dept. Of Assigned Counsel), Attorney's who defended me during entire pre-trial "Due Process" hearings!!
*Up to , and through , time in FMHC, on to "Bench Trial", and "Sentencing":
*1.) FMHC , attorney Lisa Sinnit)!
* 2.)Original attorney,Karen Shumaker!!
*3.)Trial attorney, Ms. Jane Pierson's!!!
"FAILURES", (by all 3 atorney's), to:
*A.)Disclose to myself the potential "Conflict Of Intrest & Divided Loyalty"that existed from Their supervisor at DAC, (Mr. M.Kawamura),also simultaneously being the "President",(and BOSS), of the private corporation "Pierce County Alliance",(PCA),and its staff, "MY ACCUSER'S"!!!
*B.)Through entire "Due Process, to disclose the above issue to the court, for court to make decision on wether there was a " CONFLICT OF INTEREST," (and / or), "DIVIDED LOYALTY"; and to subject that decision to "Direct Appeal". (As is my right!)

*2nd.)All 3-DAC attorney's failed to disclose to court that there was:
*A.) A preexisting " Conflict Of Interest",**(with ENTIRE DAC), during previous 3-trials in 2005.
*B.) To allow for the court to decide whether "Conflict" still exist,(which it still does)! And subject that decision to "Direct Appeal"!(As is my right!)

****
***And now , "Ms. Trombley", we reach the subject of my entry into FMHC, and the "FMHC Contract "! And the resulting "Bench Trial" on the following issues:
**The FMHC contract states:
A.) The def. waives their "Right To Jury Trial",and stipulates to a "
"Bench Trial".
*B.) The def. stipulates that he has read the "police report", and that the report is true and agree's that the "Bench Trial" Judge may make his decision based upon the police report!!!
***It's Essential & Necessary to obtain, (and use to verify), the FMHC contract for the following claims & issues:
**Nowhere in the "CONTRACT" does it state that the def. waives his Rights to:
*A.)His ," Right To Speak ",at the Bench Trial "in his own defense!!! *Requested by Defendant during Bench Trial;"(see transcript of 11/20/15 hearing pg.13,Lines.18 thru.20),where Defendant tried to speak to assert this ,(and following),rights! The Court denied him! Again, *(see 11/20/15 transcript pg.18,Lines 16 thru. 17),as I am dumbfounded at being "STRIPPED" that were nowhere in the "Stipulations" of the FMHC contract!!!
*B.)His , "Right To Present (additional)Evidence In His Own Defense", (supplemental to the police report)!!
*C.)His , "Right To Call Witnesses In His Own Defense!"
*D.) His, "Right To Confront;Challenge And Cross Examine Any Wittnesses, And/Or, Evidence Against The Defendant"!!!

*** Ms.Trombley ,please obtain the FMHC contract and you will see numerous rights stipulated "Waived", (some so trivial as "going into casinos, or marijuana dispenseries , or any alcohol based establishments"), But "NONE" of the above,**,"CONSTITUTIONALLY GUARANTEED",**fundamental 'RIGHTS'!!!
*IMPORTANT!!!*Furthermore the same FMHC contract will clearly state that,quote,*"Apon 'termination 'from FMHC ,(for any other reason than graduation) your cases will be sent back on their "Trial Track",and your "BAIL" reinstated...
** I was terminated from FMHC on Oct.21,2015,and held until Nov.20th,2015 Bench Trial ,(30-days) , without bail!!
*(the record will show the Court failed to reinstate bail during that time as required by law and FMHC contract).
**An additional, "RIGHT TO BAIL", 14th Amend. "Right To Due Process", VIOLATION!!

****

***Ms.Trombley , All of these; "errors;violations;illegallities;and Conflicts & Divided Loyalties" ,(and outright "sabatory"editings); Are a matter of record ... (A record Ms. Pierson "DID- RESERVE" in at least 2- "Motions To Dismiss"), contained in case's "Court File". *Making all issues brought forth in this "AFFIDAVIT"addressable by the Court on "Direct Appeal!!
***Please review all issues brought forth above in Court Files , and Documents,Records & Transcripts , Ms.Trombley.. And incorporate them into my "Direct Appeal" as necessary on my behalf .
*** And most "Important & Necessary"is the acquisition of the Trueblood v. DSHS, ruling's "FINAL JUDGEMENT", giving "BRIGHTLINE & REMEDY" from ACLU, or DRW, (Disability Rights Washington), and accurately apply both to my cases!!!

****
***And on the subject of "REMEDIES"; In addition to whatever "Remedies" that may be offered in Trueblood ruling I would request the IDEAL remedy of:
*A.) Overturn & Vacate "sentences & judgement's",and full and complete "DISMISSAL" of all charges on both cause No.s , ("With Prejudice!").
* In the alternative;
*B.)For "Sentence & Judgement on Both cause No.s to be "Overturned &Vacated "and remanded back to Superior Court. And entire "Due Process", pretrial , hearings ,and "Trial Track"to be reinstated ! And for (court appointed) "Pro' Bono" counsel to be assigned to Defense in order to eliviate any preexisting "Conflict or Divided Loyalties"That existed during entire "Due Process" with entire Dept. Of Assigned Counsel. (With all previous Orders ; violations from previous Trial Track; ,"including any potential Double Jeopardy issues that may arrise",RESERVED!!!)
***Ms.Trombley, please note my;"attempt to speak at Bench Trial to assert", both ,"Conflict & Divided Loyalty" issues ,both preexisting from previous 2005 , 3- Trials , *and the "JUST DISCOVERED" M.Kawamura " (DAC,Director / PCAlliance,President)",Divided Loyalty-Conflict Of Interest issues. I was denied "Right To Speak" to make court aware of the issues at Trial . That's "illegal"!! (Especially since Ms.Pierson was refusing to tell court "issues", or to defend me at all during Trial). I wasn't "allowed to speak ", or make court aware of issues until 2-weeks later at sentencing ,and I did! (please check Dec.4th,2015 "Sentencing Record" ,HALF of 11/20/15;-12/4/15 transcript,(which is two seperate hearings and shouldn't be combined as if they occured together!!!). All my rights to: "speak in my own defense"; "present evidence"; "call Wittnesses" ; "confront Wittnesses"; were all "Illegally" stripped and denied me at 11/20/2015 Bench Trial. (uncontested by my def. counsel.)
*Then I was "allowed to speak" and raise "some" issues,"TOO LATE" at 12/4/2015 "Sentencing" hearing.(Again, two separate days and hearings.)

****
**Ms.Trombley, I am very aware of the seemingly "overabundance" of issues I am putting forth , but all the issues can be verified by court documents contained in court file , and directly from , "Open Court", hearing "transcipts & records"!
*I Thank You , and the Court , for your thourough effort , time , and consideration!!!

****
**(Please Note): *I will be forwarding this by "Email",(via my authorized POA Sandra J. Hand), then "following up" with paper "Hard-Copies"! (One to you , and One to "Court Clerk" to file as "Supporting Affidavit"!)

*Email forwarded to "Appeals Attorney" , Marie Trombley,via.(POA) , Sandra J. Hand ,(S.J.H.), this 31st day of May , 2016.

Thank You! Sincerely,
ANTHONY G. HAND

Sandra Hand

From: Sandra Hand
Sent: Friday, July 29, 2016 11:32 AM
To: marietrombley@comcast.net
Subject: letter from Anthony Hand

RECEIVED
SEP 14 2016
CLERK OF COURT OF APPEALS DIV II
STATE OF WASHINGTON

Exhibit - B

From: Anthony G. Hand,via.(S.J.H.)POA

Conc: COA No. 48481-1-II

To: Ms.Trombley (attorney at law).

Dear Ms.Trombley,

I am writing this letter concerning the court transcript of December 24th , 2014 , and the resulting "Court Orders" for "Competency Restoration Services at WSH".

Please look at 12/24/14 hearing transcript pg.4, Lines 22 thru 25 ; pg.5, Lines 1 & 2; then pg.5, Lines 7 thru 14!!!

*** Then most IMPORTANT, What Jdg. Cuthbertson was saying ,(as he was "handwriting & initialing"on the orders,) pg.5, Line 25 & pg.6, Line 1:

"So I've indicated that it needs to be - within 15 days, PURSUANT TO the Trueblood decision."

Now Ms. Trombley I've pointed out it was Ms. Pierson who requested , (and was granted) ,quote, " a transport date AND A COMAND",(pg.5,Lines 7 thru 10.

Ms.Pierson obviously didn't intend for the court to hand her such a powerful "COMAND",& "Defensive SWORD" as the Trueblood ruling and it's "BINDING APPLICATION "to the courts 15-day, "Transport Date" hard "BRIGHTLINE"!

** Ms.Trombley, i've looked up the legal definition of the courts term "Pursuant To" in "Black's Law Dictionary".(And it is a legal term!)

1.)In compliance with; in accordance with; under <she filed the motion pursuant to the Courts order >

2.)As authorized by; under < pursuant to rule 56, the Plaintiff moves for Summary Judgement > .

3.)In Carrying out < pursuant to his responsibilities, he ensured that all lights had been turned out.>

** Now I would appreciate you explaining to me why Ms.Pierson would "EDIT" the court "Command" of " pursuant to Trueblood v. DSHS" off of the "Motion's To Dismiss" on 02/18/15 & 02/25/15 , then again at 03/04/15 Hearing on Motion To Dismiss ??????? Still attempting to present the "added 14th Amendment (pg.4,Lines1&2) WITHOUT the "court ordered" application to 15day "BRIGHTLINE"of Trueblood ruling...

*** Please let me make this very clear , the application of Trueblood to the 12/24/14 Court Ordered & Court Provided ,15 day Transport Date " BRIGHTLINE"(That occurred 1&1/2 days AFTER the Trueblood ruling "Summary Judgment" was handed down on 12/22/14), WAS NOT a mere "citation" (see pgs.4&5, Lines 18 thru 25 & 1 thru 22). What on earth was Ms. Pierson saying, doing ,and representing to the court ????

I very much expect you to point out this ADVERSE assistance of counsel and misrepresentation of the 12/24/14 Court Orders to the COA ,as there be no possible "Defensive" reason to actively "argue against" the 12/24/14 Courts application ,(and binding effect) , of a Federal ruling to a "Transport Date" Brightline also supplied ,(and violated going on 60(+)days by State at 03/04/15 hearing)!!!!

** You see the State would like to present my "Class Membership" in Trueblood as a civil matter and indeed they are, (and will be!) But the Trueblood 14 th Amendment Violation's occured during the State's "Plaintiff's" pursuit of a conviction on criminal charges, and as such, The reckless disregard of the Defendants "Proceedural Due Process Rights" would at the very least be: "Governmental Mismanagement" under CR 8 .3

And the worst " Willfull & Intentionally Vindictive & Malicious Prosecution...

**Please also be aware that the courts 12/24/14 application of the "currently missing" transport date BRIGHTLINE, (of 15 days),, "PURSUANT TO" Trueblood , made my two cause no.s "UNIQUE" from the other Trueblood "Class Members",(and even Mr. Trueblood himself). As the Court had both:

a.)Supplied the, (at that time), missing BRIGHTLINE transport date.

b.)Applied The full Trueblood "Summary Judgement" rulings to any and all violation's by the State "Plaintiff"of that supplied , Due Process Guaranteed ,(& Protected)Right of the defendant!!!

It is that very directly applied ,"COMMAND" to the 12/24/14 Court Ordered application of a "BRIGHTLINE", at first requested by my counsel, Ms.Pierson ,that she ardently attempts to edit ,erase , separate and suppress any mention of that caused me to contact the Wash.St.Bar Association against her. (see 03/04/15 tens. pg.5,Lines 1 thru 6)

** Ms.Trombley , you please explain next how the State can make the arguement found on pg.10,Lines 4 thru 7, then blatantly"lie",(6 lines later), on line 13 & 14 .Please notice February 3rd 2015 reference, This hearing was being held on March 4th,2015 ,(31-days later), in direct contempt & violation of 12/24/14 orders and violation of Trueblood Due Process 14 the Amendment Rights. Blatantly misrepresented by my own counsel and the State to the court.

** I have very clearly requisitioned the relevant 4 additional hearing transcripts to supply you with a "meritorious" issues for appeal.

I have now had my POA download and Email the Trueblood final "Finding Of Facts & Conclusions" (FF&C)to you , and I had previously supplied you with the original Trueblood ruling's "Summary Judgement" that Jdg.Cuthbertson applied to the 15day BRIGHTLINE on 12/24/14 Court Order's.

**

This Appeal could also depend a lot on the "handwritten document" mentioned by court on 03/04/15 transcript pg.4, lines 3 thru11.

As at that time my own counsel was actively, (for three consecutive hearings in a row),sabotaging my defense and illegally presenting false representations of the court orders from 12/24/14.

(This was a declaration of the ongoing false representations by counsel and my "Class Membership" in Trueblood) , and is filed in "Open Court"(see 03/04/15 transcript pg.4, line 9 & 10). Making it and its content "admissible" on Direct Appeal!!

Please pull it from court file and use it Ms. Trombley!! I am also sending you a typed copy that was also later mailed USPS to court .

*** There are also some Handwritten "Brady Material" motions that were mailed USPS to the court to be filed in "court file's" on both cause no.s filed as "Letters To The Court" and burried by the court clerk , that need to be "resurrected" by you ,as the were

filed by me because of my counsel unwillingness to adequately defend me, and her "Forbidding" her PI,(David Antonsin) to pursue certain lines of "Investigative Inquiry" at her bosses (DAC Director Mr.M.Kawamura's),,"PRIVATE " Corporation, Pierce County Alliance's (ATC) program,, "(MY ACCUSER'S)"!!! On cause no. 14-1-03717-3 ,1°Escape ...As I'm sure you can appreciate the relevancy ,towards "several" of my Appeal Issues those filed "Motion To Enter And Reserve Brady Materials"(with accompanying " Docketing Motion's") most certainly establish timelines of, (attorney "Conflicts"), & , attempts to defend myself and secure issues in court file "pretrial"to make them admissible on Direct Appeal!!!

** I am well aware of the Washington States assertion That "Rights Undeclared & Undemanded by a defendant are to be considered "Waived"!!! But when your own counsel refuses to do so on your behalf and the P.C.Superior Court refuses to allow you to speak then the Court must accept These documents in court file making them addmisible for consideration on Direct Appeal by COA 's...

Please pull them and submitt on appeal !!

*Thank you for your time and consideration!!!

**Emailed this 18th, day of June ,2016..

P.S. I will be USPS mailing you a typed COPY of the "Handwritten", Legal-Letter accepted by the court on transcripts from 03/04/15 hearing , pg. 4 , Lines 9 & 10..Also please acknowledge receipt of Trueblood "Finding Of Facts & Conclusions" Emailed to you via POA on 06/16/16...

Very Sincerely,

Anthony G. Hand

Sandra Hand

From: Sandra Hand
Sent: Friday, July 29, 2016 12:12 PM
To: marietrombley@comcast.net
Subject: Letter from Anthony Hand

RECEIVED
SEP 1 4 2016
CLERK OF COURT OF APPEALS DIV II
STATE OF WASHINGTON

From: ANTHONY HAND
Date: 6/27/2016 11:36:53 PM
To: Sandra Hand

Exhibit-C

Attachments:

From: Anthony G. Hand via (authorized POA) , Sandra J. Hand.

CONC: State Of Washington v. Anthony G. Hand , Court Of Appeals No. 48481-1-II.

RE: Submittance of ," Supporting, Legal Letter & Affidavit", to Marie Trombley, (attorney at law) ,and COA's Presiding Judge/Court Clerk.

ATT: Ms.Trombley;

ATT: COA's Presiding Judge/Court Clerk.

Dear Ms.Trombley,
I very much appreciate your acquisitions of the transcripts/court record's for, (pretrial),Due Process Hearings dated : 12/24/14 ; 02/18/15 ; 02/25/15, and finally the 05/13/15 Omnibus Hearing.

**The very first thing that must be apparent to you , is the failure by DAC def. attorney Ms.Pierson to include these specific transcripts that clearly expose several "MISREPRESENTED",(and blatantly "FALSE"), statements . (and "false" answers to direct questions from the court) , found in transcripts,(originally provided),for hearing held on 03/04/15; "Motion To Dismiss".

*Then the additional failure to "requisition"the 05/13/15 Omnibus Hearing transcripts by Ms.Pierson for You to prepare a "morally & ethically",professional , "thourough and effective ", adequate "DIRECT APPEAL."

**You should be slightly offended that these hearings, specifically dealing with " court orders and applications Of legal Federal Rulings and "time frames , then the subsequent "VIOLATION'S"by the State of the orders and the "CONSTUTIONAL RIGHTS"of 14th Amend. "Right To Due Process". (The "EDITING" of 1/2 of a 1-sentence Order by my on atorney),would not be recommended by my DAC app. att. Ms.Pierson ,for requisition by you .
She was, "hopefully unwittingly", attempting to recruit you in "ERRASING" her , continual and repeated , Unethical ,"Conflictual & Adverse , Divided Loyalty", lack of an "Adequate Defense.." And "Editing" of a Court Order and Application ,"by the Court", of a Federal Ruling to any violation by State of the Order ,(I.E. 15-day transport date , "BRIGHTLINE" pursuant to Trueblood v. DSHS;)

**Again , It would be necessary for you to "CONTACT" Ms. Emily Cooper (attorney at DRW or ACLU) to obtain the "FINAL JUDGEMENT","please do so on my behalf to incorporate legal "findings and remedies into my "direct appeal"!).
**That "FINAL JUDGEMENT", would contain "settled on"BRIGHTLINE" and "REMEDY(s)" (for Trueblood "VIOLATIONS"), and apply them in conjunction with ,(previously supplied), "SUMMARY JUDGEMENT(s)" legal law findings on "Trueblood" handed down Dec.22nd,2014 , (2-days prior to Jdg. Cuthbertson applying Trueblood's legal "Summary Judgments"ruling's to the 15-day BRIGHTLINE, (he supplied), that the Summary Judgement lacked at the 12/24/14 hearing Order....
***Ms.Cooper was "willing and waiting "to speak with Ms. Pierson at the time concerning these issues, (as I had spoken to her on the phone) , but Ms.Pierson refused to contact her and discuss the Jdg.s "application "of the "missing" BRIGHTLINE ,and how it could "legally"be used in my current defense ,(as the violations by the State occured during The Prosecution On Current Cause No.s), "AGAINST "Constitutional Protections!!" Of "Procedural Due Process's" during the criminal prosecutions !

**Subnote: As of the "REWRITING" and sending of this "Legal Letter" I have supplied , (via POA ,thru Email ,on 06/16 /16) , to you , Ms.Trombley , a downloaded copy of the final Trueblood "Finding Of Fact's & Conclusions"; from ACLU website!!!

***Indeed my "Class Membership" in Trueblood would NOT EVEN EXSIST without the "deliberate & intentional", willfull "Violation & Contempt" of Jdg. Cuthbertsons 12/24/14 application of Trueblood and 15-day "BRIGHTLINE"; Orders!!!
Ms. Cooper can be contacted at DRW at: 0-(206)-324-5121; Collect calls accepted ...

***Please keep in mind that because of the court's , (on transcripts from 12/24/14), "Application" of a, ('at that time' missing from Trueblood ,

"Summary Judgement"),,, "BRIGHTLINE", to my specific two causes , my specific cases became "UNIQUE", even beyond Mr. Trueblood himself.. Because the court, (at the State level), had supplied a "BRIGHTLINE" of 15 days , that once violated by the "Plaintiff", State ,(in willful violation & contempt of court order), applied the full "Ruling & Violations" in the Trueblood , "Summary Judgement" , *(BEFORE they could even be used by Mr. Trueblood himself in his own defense)..
*Again it was Jdg. Cuthbertson's application of a "BRIGHTLINE" Under , (PURSUANT TO), the Trueblood v. DSHS , "Summary Judgement",(handed down 1&1/2 days earlier on 12/22/14),and of course the States "deliberate & reckless" disregard and "Contempt" ,of the BRIGHTLINE & ORDERS..that made me a "Class Member" in Trueblood in a very specific & unique way!!
**It was this very "Uniqueness" and specific application by the court on my two cause no.s Ms. Pierson spent the next 3 hearings from 12/24/14 hearing ,(and orders), trying to "NOT" apply in my defense, (and "edit & erase" from the record)!!!

****

* Ms. Trombley , I would like you to please look at 02/25/15 hearing transcript (pg. 9 , Lines 3 thru 25 ; pg. 10 , Lines 1 & 2);;; Then 03/04/15 hearing transcript (pg. 4, Lines 3 thru 11)....
***Please "Unbury & Resurrect" That , "Handwritten" motion!! *It is In court file and I am sending you , also, a typed copy that was sent from the community via Email by POA to
PC Superior Court Clerk on 02/25/15!!

****

****In light of all the "information and issues" supplied in 2-previous" Legal Letters & Supporting Affidavit", To you, (and Court Clerk to enter in Court File on my behalf) , and the actual court record and transcripts to verify the issues and claims of my "Supporting Affidavit" in time to incorporate them into my Direct Appeal, "initial brief" ,
WE can hopefully , (or I can hopefully), avoid the necessity of filing PRP's. And , "unnecessarily", using up the resources required in having these issues heard by the Wash.St. Supreme Court.

*All these issues ,(being part of the Court file and record), are Admissible on Direct Appeal, being brought to your attention "PRIOR" to filing, "Initial Direct Appeal", brief..
****
* An additional note Ms. Trombley , I can't prove this occured , (because the hearing had already ended) , but I assure you it did !!
* After the hearing on "Motion To Dismiss" held on (02/18/15) , Jdg. Cuthbertson say's to Ms.Pierson , "That was very "Macheviellan "of you Ms. Pierson!"; Complimenting (????), or just acknowledging , her "DUPLICITY"!!! *As I had pointed out to him that , " it was him who had APPLIED both an application of the , currently lacking , "BRIGHTLINE" and application of Trueblood to that BRIGHTLINE ! The (3-WORDS),Ms.Pierson had "edited off" and refused to replace. (see 02/18/15 trans. pg. 10, Lines 5 thru 12.)!!!!!!!!!!!!!!!!!
*Whatever was in the Judges heart, and Intent , in making that comment to Ms. Pierson , I found it extremely insulting and ignorant of him and my attorney, (for more than , as you can imagine , one reason!). Obviously several "UN-OFFICIAL",(and probably illegal???), "SIDEBARR'S" had been occurring all across the "State level" concerning the "Taboo" applications ,(or even the mention) , of the recent Trueblood Ruling , and even more so , the "Supplying" of a then , (yet to be determined) , Missing "BRIGHTLINE"! As the court "HAD DONE", specifically & uniquely on my two cases ,(a mere "day and a half " after the Ruling was handed down). And obviously before the unofficial "Side bar's & Water cooler" meetings could be held ! **Of course , " it's not what you know , it's what you can prove!" RIGHT???
*I'm sure you probably don't care , but I thought you might want to know how "DIRTY" everyone was being during these hearings . *Just in case you are a Christian!?!?!?....!
****
**> As a most important "Final Note":
To both you , Ms.Trombley, (& the COA's "Preceding Judge");
***I have, very carefully, "ventured" into the "Bushy Pit" and recovered the "Trueblood Ruling" APPLIED by Jdg. Cuthbertson as a "COMAND", (sword of defense), against violation by the Prosecution , (State/Plaintiff), OF BOTH the States provided 15 " BRIGHTLINE ," and all violations of defendants 14th Amend Rights contained in Trueblood . This Sword of "COMAND" was requested ,at first, by my counsel (see 12/24/14 transcript pg. 5, Lines7, 8 & 25 ; pg. 6, Line.1)
Then THROWN into that "BUSHY PIT" by my own DAC attorney , and ignored by the Court , (at the next 3 hearings by "Edited" orders) ,on "Motions To Dismiss " ,once the State , "Willfully & Intentionally", violated the Defendant's 14th Amend. Right's ,(per.Trueblood v. DSHS),by violating the courts 15 day "BRIGHTLINE"...(see transcript's of 02/18/15 ; 02/25/15 ; esp. the " misrepresentation" on 03/04/15 ,pg.5 ,Lines 1 thru 22.)
*This "CONTEMPT", by the State ,Of the Court Orders , and Violations of " the applied " Trueblood Ruling , occured during a "CRIMINAL" prosecution By The State against the Defendant;
A.)*And the 1st , Initial , "REMEDIES" need to be applied to the Defendants subsequent conviction's ,("Judgement & Sentence",) upon the cause no.s which the violations occured by the State!!!
*As the State , (from the State ATG's Office at the 02/25/15 ; "Show of Cause By WSH" hearing ,to the PC Prosecutor's, (State/Plaintiff), at 03/04/15 , "Motion To Dismiss",); have attempted to pro-ject the "PROPER VENUE & AVENUE" to address the States violation is in a seperate Federal Court "CIVIL" action ,pretending that;
1.)The State "does not!" have a "DUTY & OBLIGATION" to offer "LEGAL REMEDIES "toward the Prosecution's Criminal charges, & County Cause No.s , on which the violations occured . Furthermore;
2.)That the State providing the required "REMEDIES" towards the 'instant' criminal charges S & J's somehow is an , " EITHER/OR , EXCLUSIVE", Remedy & Solution . Instead of them being , successive , "INCLUSIVE", Remedies & Solutions!!!
B.)* Furthermore any attempt by the Prosecution/State to present "ARGUMENT'S" that have already been presented," AND RULED AGAINST," in Trueblood v.DSHS ,Case No. C13-1178 MJP; should be Barr'd from COA's consideration ; As the State has, quote, "CONCEDED" that the Trueblood violations by the State are "excessive and indefensible".(Dkt.No.95 at 1.);
*(see Trueblood v.DSHS Case No. C14-1178 MJP.
" ORDER GRANTING PLAINTIFFS' MOTION FOR SUMMARY JUDGEMENT"; pg.10, Lines 5 thru 14).
*So unless the State/Plaintiff can present "new and specifically unique" argument ,(as I have provided by having a ,(specifically unique), "State

Court Supplied", and "ORDERED", 15- day "BRIGHTLINE"), the COA should not "Accept or Entertain" *ANY PREVIOUSLY PRESENTED* arguments by the Washington State ATG's Office on Trueblood violations , by the PC Prosecutors Office , on Defenses cause no.s on Appeal!! **********

*Again,Thank You, for the swift and "TIMELY" acquisition and application of the additional transcripts to the issues on "Legal Letters & Affidavits", and my Appeals!!

*Signed and sent 'Email' this 19th day of June , 2016.(Via authorized POA Sandra J. Hand).

Thank You! Sincerely,
Anthony G. Hand

Sandra Hand

RECEIVED
SEP 1 2016
CLERK OF COURT OF APPEALS DIV
STATE OF WASHINGTON

From: Sandra Hand
Sent: Saturday, July 16, 2016 10:29 AM
To: marietrombley@comcast.net
Subject: ~~Legal Letter from Anthony~~

Exhibit - D

Ms Trombley,
Sorry that you couldn't open the attachment. I can't forward them directly from his account. I have to save them to my computer then try to forward them to you through an attachment, and sometime I have problems with that. I just did a copy and paste with this one, hopefully that will work better.

Thanks for your patience,
Sandra Hand

From: Anthony G. Hand , #705628.

To: Ms.Marie Trombley (attorney at law); And COA's/Clerk Of The Court.

Conc: COA 's # 48481-1-II ; "LEGAL LETTER/SUPPORTING LEGAL AFFIDAVIT"...

Att: Ms. Trombley;

Att: COA's Chief Judge /Clrk. Of The Court,

Dear Ms. Trombley,
Hi , I am writing you an additional letter in relationship to the "application" of the "Trueblood "ruling to a 15- day , "BRIGHTLINE" on the Court Orders and Court Transcripts from the hearing held on 12/24/14,,(& "corrected"12/29 /14 hearing) .
After receiving a "hard copy,"(via USPS),and having my POA , (Ms.Sandra Hand),Email you a copy of the "FINDING OF FACTS & FINAL CONCLUSION'S" , of the Court on the Trueblood ruling Iv'e reached Several ," hard- earned " conclusion's & understanding's. And I've also recognized a couple of issues I would like to bring to your attention , (and indeed the courts attention!)
But first allow me to express to you Ms. Trombley, and the Court, how much I appreciate your patients in reading this (and my previous "Legal Letters"),as I am well aware how they are frequently repetitious. The only justification I can offer as an excuse is :
A.) I am attempting to "UNDERSTAND" , being a " Layman At Law " !
B.)And realizing the "Truth "of:
"Issues ; Violation's of Right's ; and , Rights Undeclared",
By the Defendant , (or his / her counsel), are;
" Issues ; Rights ; (and/or), Right's Violated ", that;
" will not & can not be heard by the court"!! (As all the court records & transcripts clearly reflect ,was a continual and consitant "BATTLE & CONFLICT" between myself and my ,(DAC appointed) , counsel , during almost EACH & EVERY "due process" hearing, "AFTER ", the Court applied a 15-day "BRIGHTLINE", and then applied the Trueblood ruling to that BRIGHTLINE ! Then , the State did ,"WILLFULLY ", show contempt for the 12/24/14 Court Orders to;
"Transport & Admit to WSH For Competency Restoration Treatment " (w/in 15 -days of the signing of the orders), and violate the Defendant's 14 th Amend. rights ("PURSUANT TO" the Trueblood v.DSHS ruling), as "COMANDED & APPLIED" by the 12/24/14 hearing Court.
Having said all that , these are the issues I would like to point out to both the Court and you :
That , the Trueblood Ruling was , first and foremost , to establish and declare the States inability to fulfill its "Due Process" OBLIGATIONS DURING ITS PROSECUTION OF ALLEDGED CRIMINAL CHARGES WAS INDEED A "VIOLATION OF THE DEFENDANTS 14TH AMENDMENT , RIGHT TO PROCEEDURAL DUE PROCESS" ("guaranteed" during the States prosecution of an aledged crime,) as an actual "14 th Amend. Due Process Violation ". And to set a" BRIGHTLINE "timeframe of what was legally allowed ,(the court settled on 7 days), (please see Trueblood "case2:14-cv-01178-MJP. Document 131 Filed 04/02/15 ;Page 18 & 19 lines 15 thru 23, 1thru 23).
But the individuals who's rights that were violated by the State, (during the Prosecutions pursuit of convictions),need to have the already," well established", 14th Amend. "Right To Due Process Violations ,"REMEDIES" applied to there "INSTANT" criminal charge's , (and subsequent convictions),on which the violation's occured ,"in an individual manner ",by the Sentencing Court ,or The Court Of Appeals charged with hearing the cases on which the violation's occured ... *Regardless , Ms. Trombley, the "REMEDIES" available to " me", your client, on the cases you defend me on are "LONG-STANDING" and "WELL-ESTABLISHED."
Note: And let's be Real Clear! (to both you ,Ms. Trombley, and the COA's)... There are two ,or at least two ,separate 14 the Amend. violation issues , not just the one ,"SPEEDY-TRIAL" violation , there is also the"RIGHT TO BAIL" violations, "that are measured in 24 hour increments ,(single days)". So this is NOT one long violation ," per cause" .This was a repeated ADDITIONAL VIOLATION ; each and every day after the 15 days to "transport & admit"allowed and ORDERED by the Court on 12/24/14 ; (violated on Jan. 9th, 2015 , and each day "consecutively" until the actual admital date on 03/10/15.
Everyone seems to "overlook and ignore" the simultaneously occurring "ILLEGAL SUSPENSION"of my" Due Process "14th Amend " RIGHT TO BAIL" that also was occurring during this "60+days of ILEGAL CONSTITUTIONALLY GAURANTEED RIGHTS BLACK- OUT!)
Also , Ms. Trombley, let me point out that while the Trueblood " SUMMARY JUDGMENT"(that Judge . Cuthbertson Applied on 12/24/14 Orders),was lacking a set "BRIGHTLINE", Chf. Jdge. Peckman had clearly acknowledged that the " 2-weeks to 2- months ,on average," was," too much ",and a 14th Amend. Due Process Violation. And as Jdge . Cutherbertson was obviously familiar with the, (2- day earlier), ruling. This

is why he gave the State the bottom of the 2-week average (+ 1-day) , to make sure the Orders were "covered" by the Trueblood "Summary Judgement" even without the hard "BRIGHTLINE".(see Trueblood case 2:14-cv-01178-MJP. Document 104 Filed 12/22/14 , pg.2,lines10 thru 14 ; pg.3 , lines 1thru 3...)
- Ms.Trombley , as I said ,I just came to the realization that the Trueblood case was to classify the States violation's and set a hard BRIGHTLINE and order the overall State REMEDIES , but the individuals whose rights were violated would receive the "established remedies" available previously for (any, and all),14th Amend. DueProcess Violations on the "Instant Charges " on which the violations occured by the States ..
*Please be aware that this " Legal Letter / Supporting Affidavit " ,along with the Email "hard copies "of letters sent to you (via POA ,Sandra Hand), on 5/31/16 ; 6/17/16 ; & 6/27/16 will be sent to COA's When I recieve the COA sends me the (20-day notice.), as "additional grounds and issues and supporting affidavit" for the courts consideration , because these are the issues and I cannot do much better, (as I am "A LAYMAN AT LAW ", and , "Learning as I Go"..And to verify you were made aware of these issues in a "Timely Fashion"!!
I am also going to have my POA forward "Hardcopies", (via USPS), of the Trueblood , "FINDING OF FACT AND CONCLUSSIONS OF LAW" filed in Fed ral Court on 04/02/15.

Thank you ! Emailed this 13th , day of July , 2016 , (via POA Sandra J. Hand).
Sincerely,