

**FILED**  
May 07, 2013  
Court of Appeals  
Division III  
State of Washington

**NO. 27419-5-III**  
**COURT OF APPEALS**  
**STATE OF WASHINGTON**  
**DIVISION III**

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**In Re the Detention of**  
**JOHN LAWRENCE ROBINSON,**  
Appellant.

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**APPELLANT'S REPLY BRIEF,**

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## ARGUMENT

The State has filed a brief dated April 22, 2013. The brief references an agreed order entered by the trial court on April \_\_, 2013. The agreed order makes Mr. Robinson's appeal moot.

“A case is moot if a court can no longer provide effective relief.” *Thomas v. Lehman*, 138 Wn. App. 618, 622 n. 3, 158 P.3d 86 (2007) (quoting *In re Detention of Cross*, 99 Wn.2d 373, 376-77, 662 P.2d 828 (1983)).

The entry of the agreed order in the trial court appears to preclude any further relief in the appellate court. In essence, Mr. Robinson is now placed in the position of not having a viable issue to argue on appeal.

As such, this reply brief is submitted as an *Anders*<sup>1</sup> brief.

RAP 18.3(a)(2) provides:

If counsel appointed to represent an indigent defendant can find no basis for a good faith argument on review, counsel should file a motion in the appellate court to withdraw as counsel for the indigent. The motion shall identify the issues that could be argued if they had merit and, without argument, include references to the record and citations of authority relative to the issues. ...

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<sup>1</sup> *Anders v. California*, 386 U.S. 738, 87 S. Ct. 1396, 18 L. Ed.2d 498 (1967)

This brief is filed pursuant to *Anders v. California*, 386 U.S. 738, 87 S. Ct. 1396, 18 L. Ed.2d 498 (1967) and *State v. Hairston*, 133 Wn.2d 534, 946 P.2d 397 (1997). Defense counsel requests that he be allowed to withdraw as counsel for Mr. Robinson.

DATED this 7th day of May, 2013.

Respectfully submitted,

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**NO. 27419-5-III**  
**IN THE COURT OF APPEALS**  
**STATE OF WASHINGTON**  
**DIVISION III**

In re the Detention of ) YAKIMA COUNTY SUPERIOR  
JOHN LAWRENCE ROBINSON, ) COURT NO. 97 2 03149 3  
\_\_\_\_\_ ) **CERTIFICATE OF SERVICE**  
 )

I certify under penalty of perjury under the laws of the State of Washington that on this 7th day of May, 2013, I caused a true and correct copy of the *APPELLANT'S REPLY BRIEF* to be served on:

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s/Dennis W. Morgan

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