

1 RECEIVED
2 SUPREME COURT
3 STATE OF WASHINGTON

4 2008 OCT 22 P 2:23

5 BY RONALD R. CARPENTER

6 CLERK

7 IN THE SUPREME COURT OF THE STATE OF WASHINGTON

8
9 IN THE MATTER OF THE PERSONAL
10 RESTRAINT OF:

11 MONTGOMERY MANRO,

12 Petitioner

13 No 81600-0

14 SUPPLEMENTAL CITATION TO
15 AUTHORITY

16 COMES NOW Montgomery Manro, by and through his attorneys, Neil M. Fox and
17 Michael P. Iaria, and offers the following supplemental citations to authority in support of his
18 motion for discretionary review:

19 1. *Born v. Thompson*, 154 Wn.2d 749, 762-66, 117 P.3d 1098
20 (2005) (appeal of competency restoration order not moot because finding that
21 defendant had committed violent act could have effect on possible future
22 proceedings, citing cases);

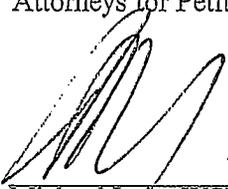
23 2. *State v. Raines*, 83 Wn. App. 312, 315, 922 P.2d 100 (1996)
24 (appeal of sentence modification not moot – “If the modified sentence remains
25 intact, it could affect future sentencing decisions should Raines reoffend. When
26 faced with this order finding Raines in violation for six separate conditions, a
27 future sentencing court could impose additional demanding conditions of
28 community placement. Likewise, the modified sentence could sway a future
sentencing court to impose the high end of the standard range. Finally, the
modified sentence potentially affects Raines' offender score.”).

29 FILED AS
30 ATTACHMENT TO EMAIL

1 Dated this 22nd day of October 2008.

2 Respectfully submitted,

3
4 COHEN & IARIA
Attorneys for Petitioner

5
6
7 By: 

8 Michael Iaria, WSBA No. 15312
Neil Fox, WSBA No. 15277

1 RECEIVED
2 SUPREME COURT
3 STATE OF WASHINGTON

4 2008 OCT 22 P 2:23

5 BY RONALD R. CARPENTER

6 CLERK

7 IN THE SUPREME COURT OF THE STATE OF WASHINGTON

8
9 IN THE MATTER OF THE PERSONAL
10 RESTRAINT OF:

11 MONTGOMERY MANRO,

12 Petitioner

} No 81600-0

} DECLARATION OF SERVICE

13
14
15 I, Breanna Caldwell, do hereby declare that on October 22, 2008, I mailed a copy of
16 the attached Supplemental Citation to Authority, by depositing a copy into the United States
17 Mail with proper first class postage attached in an envelope addressed to:

18 Ann Marie Summers
19 King County Prosecutor's Office
20 King County Courthouse
516 3rd Ave, W554
Seattle WA 98104-2362

21 I certify or declare under penalty of perjury under the laws of the State of Washington
22 that the foregoing is true and correct.

23 10/22/08 Seattle, WA
DATE AND PLACE


BREANNA CALDWELL

OFFICE RECEPTIONIST, CLERK

To: Neil Fox
Subject: RE: No. 81600-0, In Re Montgomery Manro

Rec. 10-22-08

Please note that any pleading filed as an attachment to e-mail will be treated as the original. Therefore, if a filing is by e-mail attachment, it is not necessary to mail to the court the original of the document.

From: Neil Fox [mailto:nmf@cohen-iarla.com]
Sent: Wednesday, October 22, 2008 2:25 PM
To: OFFICE RECEPTIONIST, CLERK
Subject: No. 81600-0, In Re Montgomery Manro

Please note the attached document which I am submitting for filing in *In the Matter of the Personal Restraint of Montgomery Manro*, No. 81600-0:

Supplemental Citation to Authority (including a Certificate of Service).

Please confirm receipt.

Neil M. Fox
WSBA No. 15277
Cohen & Iaria
1008 Western Ave. Suite 302
Seattle WA 98104
USA

Phone: 206-624-9694
Fax: 206-624-9691