

NO. 85996-5  
WASHINGTON STATE  
SUPREME COURT

BY RONALD R. CARPENTER  
CPL

13 AUG -2 AM 8:26

RECEIVED  
CLERK OF SUPERIOR COURT  
WASHINGTON STATE  
13 AUG 2002

---

STATE OF WASHINGTON,

Plaintiff,  
Respondent,

vs.

FREDERICK DAVID RUSSELL,

Defendant,  
Appellant.

---

SIXTH ADDITIONAL STATEMENT OF AUTHORITIES

---

DENNIS W. MORGAN WSBA #5286  
Attorney for Appellant  
P.O. Box 1019  
Republic, WA 99166  
(509) 775-0777

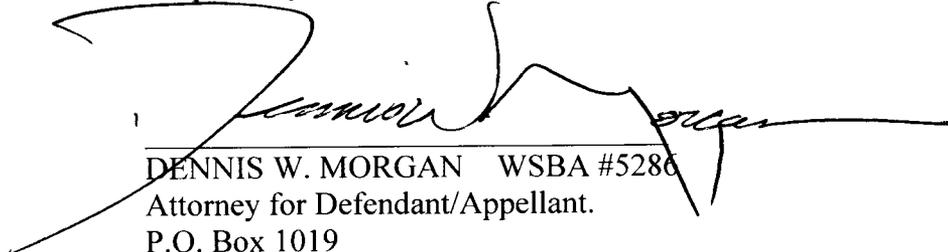
COMES NOW, FREDERICK DAVID RUSSELL, by and through  
the undersigned attorney, and requests the Court to consider the following  
additional authorities in connection with his appeal:

*State v. Wilson*, 174 Wn. App. 328 (2013)  
(Jury *voir dire* is an established proceeding  
where the public trial right applies and a  
courtroom closure without the *Bone-Club*<sup>1</sup>  
analysis is structural error requiring reversal  
of the conviction).

*State v. Gauthier*, 174 Wn. App. 257 (2013)  
(Requiring a search warrant in order to  
obtain a DNA [blood] sample pre-arrest and  
pre-trial).

DATED this 31<sup>st</sup> day of July, 2013.

Respectfully submitted,



DENNIS W. MORGAN WSBA #5286  
Attorney for Defendant/Appellant.  
P.O. Box 1019  
Republic, WA 99166  
(509) 775-0777  
(509) 775-0776  
[nodblspk@rcabletv.com](mailto:nodblspk@rcabletv.com)

---

<sup>1</sup> *State v. Bone-Club*, 128 Wn.2d 254, 259, 906 P.2d 325 (1995)  
SIXTH ADDITIONAL STATEMENT OF AUTHORITIES