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 SUPREME COURT
 STATE OF WASHINGTON
 2012 FEB 21 P 4:06

SUPREME COURT OF THE STATE OF WASHINGTON

BY RONALD R. CARPENTER

STATE OF WASHINGTON,)	No. 86119-6
Respondent,)	CLERK
)	
v.)	STATEMENT OF
)	ADDITIONAL
)	AUTHORITIES
BRYAN EDWARD ALLEN,)	
Appellant.)	

Pursuant to RAP 10.8, Mr. Allen, the petitioner herein, respectfully cites the following as additional authorities in support of footnote 7 (page 11) of the Petitioner's Response to Brief of *Amicus Curiae* Washington Association of Prosecuting Attorneys:

The Death Penalty Information Center, Executed but Possibly Innocent, (available at <http://www.deathpenaltyinfo.org/executed-possibly-innocent>, last visited Feb. 21, 2012) (contains list of persons about whom credible doubts have been raised regarding guilt of crime for which they were executed and links to sources providing further information);

Morris Possley and Steve Mills, Did One Man Die For Another Man's Crime?, Chicago Tribune, June 27, 2006 (available at http://articles.chicagotribune.com/2006-06-27/news/0606270137_1_gas-station-stabbed-killing, last visited Feb. 21, 2012) (questioning guilt of Carlos DeLuna, executed in 1989, where another man credibly asserted responsibility for murder; case involved cross-racial identification, show-up procedure and confirmatory feedback by law enforcement; sole eyewitness to crime later expressed uncertainty regarding the identification);

Statement of Additional Authorities

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Lise Olsen, Did Texas Execute an Innocent Man? The Cantu Case: Death and Doubt, Houston Chronicle, November 20, 2005 (available at <http://www.chron.com/news/houston-texas/article/Did-Texas-execute-an-innocent-man-1559704.php>, last visited Feb. 21, 2012) (investigative series questions evidence leading to conviction and 1993 execution of Ruben Cantu; eyewitness, an illegal immigrant, said he felt pressured by police to identify Cantu);

NAACP Legal Defense and Educational Fund report on Larry Griffin, Jul. 12, 2005 (available at <http://truthinjustice.org/griffin-report.htm>, last visited Feb. 21, 2012) (after Griffin's 1995 execution, investigation uncovers evidence probative of innocence, including, *inter alia*, that sole eyewitness who placed Griffin at scene testified at a post-trial proceeding he was pressured by law enforcement to make an identification based upon a single photograph, and that when he later saw Griffin in court he was not sure he was the shooter but identified him anyway because he knew that he was the same Larry Griffin whose name was on the photograph);

Lawrence C. Marshall, Opinion: Gary Graham Deserves a Real Day in Court, not Execution Now, Los Angeles Times, June 21, 2000 (available at <http://articles.latimes.com/2000/jun/21/local/me-43114>, last visited Feb. 21, 2012) (two eyewitnesses who did not testify said Graham did not resemble the killer; testifying eyewitness picked Graham from photo array where only his photo resembled her description of the alleged killer. Graham was subsequently included in live lineup, a practice that can lead to source confusion. Graham executed in 2000);

Peter Whoriskey, Execution of Georgia Man Near Despite Recantations, Washington Post, July 16, 2007 (available at <http://www.washingtonpost.com/wp-dyn/content/article/2007/07/15/AR2007071501250.html>, last visited Feb. 21, 2012) (witness recantations and lack of physical corroboration cast doubt on Troy Davis' guilt); *see also* William S. Sessions, Opinion: Should Davis Be Executed? No, Atlanta Journal-Constitution (available at: <http://m.ajc.com/opinion/should-davis-be-executed-1181530.html>, last visited Feb. 21, 2012) (Former FBI director under Presidents Ronald Reagan, George H. W. Bush, and Bill Clinton notes that "serious questions about Davis' guilt, highlighted by witness recantations, allegations of police coercion and a lack of relevant physical evidence, continue to plague his conviction"); Bob Barr, Opinion: Troy Davis Merits Clemency,

Savannah Morning News (available at: <http://savannahnow.com/column/2011-09-14/barr-troy-davis-merits-clemency#.T0Nb5nl2-f5>, last visited Feb. 21, 2012) (Former U.S. Attorney and four-term Republican congressman contends: “imposing an irreversible sentence of death on the skimpiest of evidence will not serve the interest of justice”).

DATED this 21st day of February, 2012.

Respectfully submitted,

/s/ Susan F. Wilk

Susan F. Wilk (WSBA 28250)
Washington Appellate Project (91052)
Attorney for Appellant

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,)	
)	
Respondent,)	
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v.)	NO. 86119-6
)	
BRYAN ALLEN,)	
)	
Petitioner.)	

DECLARATION OF DOCUMENT FILING AND SERVICE

I, MARIA ARRANZA RILEY, STATE THAT ON THE 21ST DAY OF FEBRUARY, 2012, I CAUSED THE ORIGINAL **STATEMENT OF ADDITIONAL AUTHORITIES** TO BE FILED IN THE **COURT OF APPEALS – DIVISION ONE** AND A TRUE COPY OF THE SAME TO BE SERVED ON THE FOLLOWING IN THE MANNER INDICATED BELOW:

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SIGNED IN SEATTLE, WASHINGTON THIS 21ST DAY OF FEBRUARY, 2012.

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