

SUPREME COURT OF THE STATE OF WASHINGTON *b/h*
RECEIVED BY E-MAIL

STATE OF WASHINGTON,)	No. 86119-6
Respondent,)	
)	
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:

State v. Lawson, -- P.3d --, 2012 WL 5955056 (Ore.,
November 29, 2012) (revising state criteria for
consideration of the admissibility of identification
testimony, citing due process concerns);

State v. Cabagbag, 127 Hawai'i 302, 277 P.3d 1027 (2012)
(adopting new rule mandating issuance of identification
instruction where identification is a central issue in the case
and instruction is requested by defense; citing cross-racial
nature of identification as a factor to be considered in
determining whether instruction should be given).

DATED this 26th day of December, 2012.

Respectfully submitted,
CHUCK DAVIS WSBA 24560
[Signature]
PKR /s/ Susan F. Wilk
Susan F. Wilk (WSBA 28250)
Washington Appellate Project (91052)
Attorney for Appellant



DECLARATION OF FILING AND MAILING OR DELIVERY

The undersigned certifies under penalty of perjury under the laws of the State of Washington that on the below date, the original of the document to which this declaration is affixed/attached, was filed in the **Washington State Supreme Court** under **Case No. 86119-6**, and a true copy was mailed with first-class postage prepaid or otherwise caused to be delivered to the following attorney(s) or party/parties of record at their regular office or residence address as listed on ACORDS:

- respondent Dennis McCurdy, DPA; Deborah Dwyer, DPA;
Ann Marie Summers, DPA
King County Prosecutor's Office – Appellate Unit
- Seth Fine, DPA - Snohomish County Prosecutor's Office
- petitioner
- Todd Maybrown - Attorney at Law
- Travis Stearns - Attorney at Law
- Pamela Loginsky - Attorney at Law
- Suzanne Elliott - Attorney at Law
- Rebecca Bodony - Attorney at Law
- Gregory Little - Attorney at Law
- Colette Tvedt - Attorney at Law
- David Perez - Attorney at Law
- Robert Chang - Attorney at Law
- Ryan Groshong - Attorney at Law
- Marie Quasius - Attorney at Law

- Theodore Angelis - Attorney at Law
- Charles Sipos - Attorney at Law
- Nancy Talner - Attorney at Law
- Sarah Dunne - Attorney at Law


MARIA ANA ARRANZA RILEY, Legal Assistant
Washington Appellate Project

Date: December 26, 2012

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This is being re-sent as a follow-up. The Court's acknowledgment has not yet been received.

Thank you,

Maria

From: Maria Riley
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Subject: 861196-ALLEN-STATEMENT OF ADDITIONAL AUTHORITY

State v. Bryan Allen

No. 86119-6

Please accept the attached documents for filing in the above-subject case:

Statement of Additional Authority

Susan F. Wilk - WSBA #28250
Attorney for Petitioner
Phone: (206) 587-2711
E-mail: susan@washapp.org

By

Maria Arranza Riley
Staff Paralegal
Washington Appellate Project
Phone: (206) 587-2711
Fax: (206) 587-2710
www.washapp.org

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