

RECEIVED *VSC*
SUPREME COURT
STATE OF WASHINGTON
Jan 30, 2013, 3:35 pm
BY RONALD R. CARPENTER *E*
CLERK

RECEIVED BY E-MAIL *bjh*

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

STATE OF WASHINGTON, Respondent, vs. LARRY DEAN TYLER, Petitioner.	NO. 87104-3 STATEMENT OF ADDITIONAL AUTHORITY
--	--

COMES NOW the respondent by and through, Pamela B. Loginsky, Special Deputy Prosecuting Attorney for Jefferson County, and respectfully requests that the Court consider the following additional authority pursuant to RAP 10.8:

State v. Williams, 382 S.W.3d 232 (Mo. App. 2012) (impound inventory found to be an unlawful pretext for an investigative search where the officer examined makeshift hidden compartments, areas of the car, such as the mouth of the gas tank, not included in the department's policy, did not provide meaningful description of all items of value located within the vehicle and/or the disposition of all valuables removed from the vehicle, did not consider alternatives to towing, and made the decision to tow the vehicle



PROOF OF SERVICE

I, Pamela B. Loginsky, declare that I have personal knowledge of the matters set forth below and that I am competent to testify to the matters stated herein.

On the 30th day of January, 2013, I deposited in the mails of the United States of America, postage prepaid, a copy of the document to which this proof of service is attached in an envelope addressed to:

James L. Reese, III
Attorney at Law
612 Sidney Avenue
Port Orchard, WA 98366

Shelley Williams
Assistant Attorney General
800 Fifth Ave, Ste 2000 TB-14
Seattle, WA 98104-3188

Sarah A. Dunne
ACLU of Washington
901 Fifth Avenue, Suite 630
Seattle, WA 98164

Nancy L. Talner
ACLU of Washington
901 Fifth Avenue, Suite 630
Seattle, WA 98164

Douglas B. Klunder
ACLU of Washington
901 Fifth Avenue, Suite 630
Seattle, WA 98164

Lila J. Silverstein
Wash. Appellate Project
1511 Third Avenue, Ste. 701
Seattle, WA 98101

Stuart Halsan
Law Office of Stuart A. Halsan
P.O. Box 1049
Centralia, WA 98531

Margo Martin
1726 Belmont Ave # 102
Seattle, WA 98122

On the 30th day of January, 2013, I also e-mailed a copy of the document to which this proof of service is attached to

JAMES L. REESE, III -- jameslreese@hotmail.com

THOMAS BROTHERTON - tbrotherton@co.jefferson.wa.us

SCOTT ROSEKRANS - srosekrans@co.jefferson.wa.us

STUART HALSAN - stuhalsan@localaccess.com

M. HUBERSDRAKE - m.hubersdrake@gmail.com

LILA SILVERSTEIN - lila@washapp.org

SARAH DUNNE - dunne@aclu-wa.org

DOUG KLUNDER - Klunder@aclu-wa.org

NANCY TALNER - talner@aclu-wa.org

SHELLEY WILLIAMS - ShelleyW1@ATG.WA.GOV

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

Signed this 30th day of January, 2013, at Olympia, Washington.



Pamela B. Loginsky, WSBA No. 18096

OFFICE RECEPTIONIST, CLERK

To: Pam Loginsky; dunne@aclu-wa.org; klunder@aclu-wa.org; TALNER@aclu-wa.org; Shelley Williams; Scott Rosekrans; Tom Brotherton; m.hubersdrake@gmail.co; jameslreese@hotmail.com; Stuart Halsan; lila@washapp.org
Subject: RE: State v. Tyler, No. 87104-3

Rec'd 1/30/2013

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: Pam Loginsky [<mailto:Pamloginsky@waprosecutors.org>]

Sent: Wednesday, January 30, 2013 3:28 PM

To: dunne@aclu-wa.org; klunder@aclu-wa.org; TALNER@aclu-wa.org; Shelley Williams; Scott Rosekrans; Tom Brotherton; OFFICE RECEPTIONIST, CLERK; m.hubersdrake@gmail.co; jameslreese@hotmail.com; Stuart Halsan; lila@washapp.org

Subject: State v. Tyler, No. 87104-3

Dear Clerk and Counsel:

Attached, for filing, is a statement of additional authorities. Please let me know if you should encounter any difficulty in opening this document.

Sincerely,

Pam Loginsky
Staff Attorney
Washington Association of Prosecuting Attorneys
206 10th Ave. SE
Olympia, WA 98501

Phone (360) 753-2175
Fax (360) 753-3943

E-mail pamloginsky@waprosecutors.org