

RECEIVED *VSC*
SUPREME COURT
STATE OF WASHINGTON
Oct 20, 2014, 11:14 am
BY RONALD R. CARPENTER
CLERK

RECEIVED BY E-MAIL

No. 89620-8

IN THE SUPREME COURT
OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,

Plaintiff/Respondent,

v.

JONATHAN GENTRY,

Defendant/Appellant.

APPELLANT'S STATEMENT OF ADDITIONAL AUTHORITY

TIMOTHY K. FORD, WSBA #5986
MacDONALD HOAGUE & BAYLESS
705 2nd Avenue, Suite 1500
Seattle, WA 98104
Tel: (206) 622-1604
Fax: (206) 343-3961

RITA J. GRIFFITH, WSBA #14360
4616 25th Avenue N.E., Suite 453
Seattle, WA 98105
Tel: (206) 547-1742

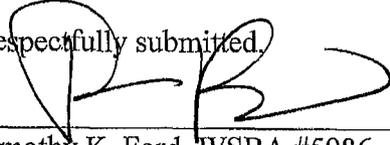
ATTORNEYS FOR DEFENDANT/
APPELLANT

ORIGINAL

Appellant Jonathan Gentry hereby submits the following additional authority in support of his argument (App. Br. 33-37) that the trial court applied the incorrect standard in determining whether the DNA testing ordered previously should be terminated: *State v. Crumpton*, ___ Wn.2d ___, 332 P.3d 448 (August 21, 2014) (in determining whether to grant post-trial DNA testing, the trial court should presume the results would be favorable to the defendant).

DATED this 20 day of October, 2014.

Respectfully submitted,



Timothy K. Ford, WSBA #5986



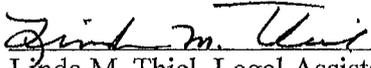
Rita J. Griffith, WSBA #14360

Attorneys for Defendant/Appellant

CERTIFICATE OF SERVICE

The undersigned hereby certifies, under penalty of perjury under the laws of the State of Washington, that on October ~~20~~, 2014, 2013, a copy of the foregoing was sent by e-mail to RSutton@co.kitsap.wa.us and also was deposited in the United States Mail, first class postage prepaid, addressed to:

Randall Avery Sutton
Kitsap County Prosecutor's Office
614 Division Street
MS-35A
Port Orchard, WA 98366-7148


Linda M. Thiel, Legal Assistant

OFFICE RECEPTIONIST, CLERK

To: Linda Thiel
Cc: RSutton@co.kitsap.wa.us; GRIFF1984; Tim Ford
Subject: RE: State v. Gentry, No. 89620-8

Received 10-20-14

From: Linda Thiel [mailto:LindaMT@mhb.com]
Sent: Monday, October 20, 2014 11:12 AM
To: OFFICE RECEPTIONIST, CLERK
Cc: RSutton@co.kitsap.wa.us; GRIFF1984; Tim Ford
Subject: State v. Gentry, No. 89620-8

Attached please find Appellant's Statement of Additional Authority in this case. Thank you.

Linda Thiel, Legal Assistant to Timothy K. Ford

Linda M. Thiel

Legal Assistant
MacDonald Hoague & Bayless
705 2nd Avenue, Suite 1500
Seattle, WA 98104
tel: 206-622-1604
fax: 206-343-3961
email: lindamt@mhb.com

This communication may contain confidential, privileged information intended for the addressee. Do not read, copy or disseminate it unless you are the addressee. If you have received this email in error, please call me (collect) immediately at 206-622-1604 and then permanently destroy this communication.