

RECEIVED ^{VSC}
SUPREME COURT
STATE OF WASHINGTON
Sep 11, 2014, 1:25 pm
BY RONALD R. CARPENTER
CLERK

E

hph

RECEIVED BY E-MAIL

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

No. 89971-1

THE SUPREME COURT
OF THE STATE OF WASHINGTON

State of Washington)	Statement of Additional Authority and
)	Certificate of Service
vs.)	RAP 10.8
)	
Chadwick Kalebaugh)	
_____)	

Appellant submits the following additional authority pursuant to RAP 10.8:

A judicial remark made “during the voir dire process” may create “manifest constitutional error.”
State v. Gonzalez, 129 Wn. App. 895, 898, 901, 120 P.3d 645 (2005).

An oral instruction given “[e]arly in the trial” may require reversal if it “deprived the defendant of due process of law...”
State v. Washington, 182 Conn. 419, 421, 438 A.2d 1144 (1980).

I certify that on September 11, 2014, I delivered an electronic version of this document to the Lewis County prosecuting attorney (at appeals@lewiscountywa.gov and sara.beigh@lewiscountywa.gov), with the permission of the recipient.

Statement of Add'l Authority- 1

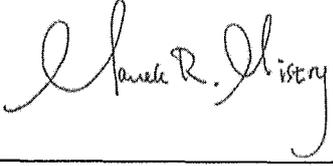
BACKLUND & MISTRY
Attorneys at Law
PO Box 6490
Olympia, WA 98507
(360) 339-4870
backlundmistry@gmail.com

ORIGINAL

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

Signed this September 11, 2014 at Olympia, Washington.



Manek R. Mistry, WSBA No. 22922
Attorney for Petitioner

OFFICE RECEPTIONIST, CLERK

To: Backlund & Mistry
Subject: RE: 89971-1 St v Kalebaugh

Rec'd 9/11/14

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: Backlund & Mistry [mailto:backlundmistry@gmail.com]
Sent: Thursday, September 11, 2014 1:25 PM
To: OFFICE RECEPTIONIST, CLERK; Sara Beigh; appeals@lewiscountywa.gov
Subject: 89971-1 St v Kalebaugh

Attached for filing is our Statement of Additional Authority.
Thank you.
Jodi Backlund

--
Backlund & Mistry
P.O. Box 6490
Olympia, WA 98507
(360) 339-4870