

90906-7

FILED
COURT OF APPEALS
DIVISION II
2014 SEP -3 PM 1:37
STATE OF WASHINGTON
BY _____
DEPUTY

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON
DIVISION TWO

STATE OF WASHINGTON,

Respondent,

v.

HOWARD JOHN EVANS SHALE,

Appellant.

NO. 44654-5-II

AMICUS STATEMENT OF
ADDITIONAL AUTHORITIES

COMES NOW amicus curiae Washington Association of
Prosecuting Attorneys ("WAPA") by and through, Pamela B. Loginsky,
Staff Attorney, and respectfully requests that the Court consider the
following additional authority pursuant to RAP 10.8:

Regarding the situs of the crime:

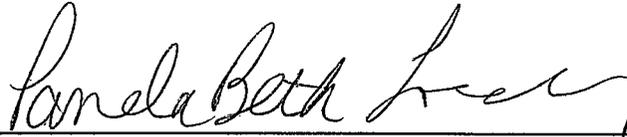
State v. Dent, 123 Wn.2d 467, 481, 869 P.2d 392 (1994) (holding
that prosecution is proper in county where letter was received in
conspiracy case, and citing with approval a federal case holding that the
prosecution would be proper in either county).

State v. Bogart, 21 Wn.2d 765, 770-72, 153 P.2d 507 (1944)
(prosecution proper in county where minor received a letter that was

written by the defendant in another county).

DATED September 2, 2014.

Respectfully Submitted,



PAMELA B. LOGINSKY, WSBA NO. 18096
Washington Association of Prosecuting Attorneys
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Olympia, WA 98501
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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 2nd day of September, 2014, I e-mailed a copy of the document to which this proof of service appears to the following persons at the following e-mail addresses:

Scott Rosenkrans at srosekrans@co.jefferson.wa.us

Tom Brotherton at tbrotherton@co.jefferson.wa.us

Jodi R. Backlund, Mark Mistry, and Skylar Brett at
backlundmistry@gmail.com

On the 2nd day of September, 2014, I deposited in the mails of the United States of America, postage prepaid, copies of the document to

which this proof of service is attached in envelopes addressed to:

Jodi R. Backlund
Manek R. Mistry
Skylar T. Brett
Backlund & Mistry
P.O. Box 6490
Olympia, WA 98507

Scott Rosenkrans
Tom Brotherton
Jefferson County Prosecutors Ofc
PO Box 1220
Port Townsend, WA 98368

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

Signed this 2nd day of September, 2014, at Olympia, Washington.



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