

IN THE SUPREME COURT FOR THE STATE OF WASHINGTON

b/h

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STATE OF WASHINGTON,	)	No. 92454-6
Respondent,	)	
	)	
	)	STATEMENT OF
v.	)	ADDITIONAL
	)	AUTHORITIES
JOEL RAMOS,	)	(RAP 10.8)
Appellant.	)	

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Pursuant to RAP 10.8, petitioner Joel Ramos, submits the following statement of additional authorities for the consideration of the Court in the above-captioned matter:

*State v. Keodara*, 191 Wn. App. 305, 318, 364 P.3d 777 (2015), review denied on other grounds, 185 Wn.2d 1028, 377 P.3d 718 (2016)<sup>1</sup> (standard range sentence of 69 years imposed on 17-year-old, for one count of first degree murder and three counts of first degree assault with firearm enhancements, violates Eighth Amendment, because Keodara “was sentenced to a term of years that is equivalent to a life sentence

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<sup>1</sup> This portion of the opinion is unpublished and cited as nonbinding authority under GR 14.1.

Statement of Additional  
Authorities

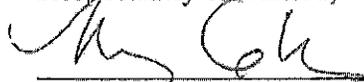
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701 Melbourne Tower  
1511 Third Avenue  
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(206) 587-2711

without possibility of parole. Like *Ronquillo*, in imposing its sentence, the court did not take into account that Keodara was a juvenile at the time he committed the crimes or consider other age related factors that weigh on culpability or his capacity for rehabilitation. We conclude that the sentence imposed in this case contravenes *Miller's* constitutional mandate. Accordingly, we vacate his sentence and remand for a new sentencing hearing.”) (citing *State v. Ronquillo*, 190 Wn.App. 765, 361 P.3d 779 (2015));

*Id.* at n.4 (rejecting argument that unconstitutionality of sentence resolved by possibility defendant may petition for parole under RCW 9.94A.730 because the statute does “not affect the mandatory nature of the sentence or cure the absence of a process of individualized sentencing considerations mandated under *Miller.*”)

DATED this 19th day of October 2016.

Respectfully submitted,



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NANCY P. COLLINS (WSBA 28806)  
Washington Appellate Project-91052  
Attorneys for Petitioner

Statement of Additional  
Authorities

Washington Appellate Project  
701 Melbourne Tower  
1511 Third Avenue  
Seattle, WA 98101  
(206) 587-2711

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[SCPAappeals@spokanecounty.org]  
Spokane County Prosecutor's Office
- Suzanne Elliott - Attorney for Amicus  
[suzanne-elliott@msn.com]
- appellant
- Ann Benson - Attorney for Amicus  
[abenson@defensenet.org]
- Marsha Levick - Attorney for Amicus  
[mlevick@jlc.org]
- George Yeannakis - Attorney for Amicus  
[george.yeannakis@teamchild.org]
- Jessica Levin - Attorney for Amicus  
[levinje@seattleu.edu]
- Lorraine Bannai - Attorney for Amicus  
[bannall@seattleu.edu]
- Robert Chang - Attorney for Amicus  
[changro@seattleu.edu]
- Nicholas Straley - Attorney for Amicus  
[nick.straley@columbialegal.org]

- Melissa Lee - Attorney for Amicus  
[melissa.lee@columbialegal.org]
- Mica Simpson - Attorney for Amicus  
[msimpson@perkinscoie.com]
- David Perez - Attorney for Amicus  
[dperez@perkinscoie.com]
- Marc Boman - Attorney for Amicus  
[MBoman@perkinscoie.com]
- Nancy Talner - Attorney for Amicus  
[talner@aclu-wa.org]



MARIA ANA ARRANZA RILEY, Legal Assistant  
Washington Appellate Project

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### Statement of Additional Authorities

Nancy P. Collins - WSBA #28806

Attorney for Appellant

Phone: (206) 587-2711

E-mail: [nancy@washapp.org](mailto:nancy@washapp.org)

By

*Maria Arranza Riley*

Staff Paralegal

**Washington Appellate Project**  
**Phone: (206) 587-2711**  
**Fax: (206) 587-2710**  
**E-mail: [maria@washapp.org](mailto:maria@washapp.org)**  
**Website: [www.washapp.org](http://www.washapp.org)**

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