

FILED *VSC*
SUPREME COURT
STATE OF WASHINGTON
5/9/2018 10:31 AM
BY SUSAN L. CARLSON
CLERK

IN THE SUPREME COURT
OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,) NO. 95194-2
)
Respondent,)
)
vs.) STATEMENT OF ADDITIONAL
) AUTHORITIES
)
JOHN CHACON,)
)
Petitioner.)

Petitioner submits the following additional authority pursuant to
RAP 10.8:

Francis v. Franklin, 471 U.S. 307, 105 S. Ct. 1965, 85 L. Ed. 2d
344 (1985) (A jury instruction violates Due Process by shifting the
burden of persuasion onto the defense, even if it does not shift the
burden of proof. General jury instructions on the state's burden of
proof and on the presumption of innocence are "not rhetorically
inconsistent" with a shift in the burden of persuasion).

**I certify that on May 9, 2018, I sent this document to the
Thurston County prosecuting attorney (at
paoappeals@co.thurston.wa.us) through the online filing
system.**

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

STATEMENT OF ADDITIONAL
AUTHORITIES-Page 1 of 2

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ORIGINAL

filed via
PORTAL

Signed May 9, 2018 in Seattle, Washington.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'STBrett', written in a cursive style.

SKYLAR T. BRETT, WSBA No. 45475
Attorney for Petitioner

LAW OFFICE OF SKYLAR BRETT

May 09, 2018 - 10:31 AM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 95194-2
Appellate Court Case Title: State of Washington v. John A. Chacon
Superior Court Case Number: 16-1-00266-1

The following documents have been uploaded:

- 951942_State_of_Add_Authorities_20180509103057SC642664_2920.pdf
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