

FILED
SUPREME COURT
STATE OF WASHINGTON
1/28/2019 8:00 AM
BY SUSAN L. CARLSON

CLERK IN THE SUPREME COURT OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,)
) No. 95263-9
 Respondent,)
 v.)
) **STATEMENT OF**
 ANTHONY MORETTI,) **ADDITIONAL AUTHORITY**
)
 Petitioner.)
 _____)

Pursuant to RAP 10.8, counsel for Petitioner respectfully submits
the following additional authority in support of his Petition for Review:

State v. Bassett, 192 Wn.2d 67, 428 P.3d 323 (2018) (majority)
(holding that State v. Fain, 94 Wn.2d 387, 617 P.2d 720 (1980) is
neither adequate nor the required analysis for every cruel
punishment claim; noting that Fain's framework "does not include
significant consideration of the characteristics of the offender
class").

DATED this 28th day of January, 2019.

Respectfully submitted,



KATHRYN RUSSELL SELK, No. 23879
Counsel for Petitioner
RUSSELL SELK LAW OFFICE
1037 NORTHEAST 65TH STREET, BOX 176
SEATTLE, WASHINGTON 98115
(206) 782-3353

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury under the laws of the state of Washington that I served the attached document as follows: by this Court's portal upload I filed this document with the Prosecutor's Office and by depositing a true and correct copy of the attached in USPS first class mail, postage prepaid, to Anthony Moretti, DOC 860499, WSP, 1313 N. 13th Ave., Walla Walla, WA. 99362.

DATED this 28th day of January, 2019.



KATHRYN A. RUSSELL SELK, WSBA 23879
Attorney for appellant
RUSSELL SELK LAW OFFICE
1037 NE 65th Street, #176
Seattle, Washington 98115
206.782.3353

RUSSELL SELK LAW OFFICE

January 28, 2019 - 7:25 AM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 95263-9
Appellate Court Case Title: State of Washington v. Anthony Allen Moretti
Superior Court Case Number: 15-1-00005-8

The following documents have been uploaded:

- 952639_State_of_Add_Authorities_20190128072437SC102234_0192.pdf
This File Contains:
Statement of Additional Authorities
The Original File Name was Moretti add auth.pdf

A copy of the uploaded files will be sent to:

- EJany@co.grays-harbor.wa.us
- appeals@co.grays-harbor.wa.us

Comments:

Sender Name: Kathryn Selk - Email: KARSDroit@gmail.com

Address:

1037 NE 65TH ST

SEATTLE, WA, 98115-6655

Phone: 206-782-3353

Note: The Filing Id is 20190128072437SC102234