

FILED  
SUPREME COURT  
STATE OF WASHINGTON  
8/28/2018 9:47 AM  
BY SUSAN L. CARLSON  
CLERK

**NO. 95814-9**

**SUPREME COURT  
STATE OF WASHINGTON**

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**STATE OF WASHINGTON,**

Plaintiff/Respondent,

V.

**JEREMIAH JAMES GILBERT,**

Defendant/Appellant.

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**ADDITIONAL STATEMENT OF AUTHORITIES**

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Dennis W. Morgan    WSBA #5286  
Attorney for Appellant  
P.O. Box 1019  
Republic, Washington 99166  
(509) 775-0777

COMES NOW, JEREMIAH JAMES GILBERT, by and through the undersigned attorney, and requests the Court to consider the following additional authorities in connection with his appeal:

*Erwin v. Cotter Health Ctrs, Inc.*, 161 Wn.2d 676, 687, 167 P.3d 1112 (2007) (The process of determining the applicable law and applying it to ... facts is a question of law that we review de novo.); *State v. Wentz*, 149 Wn.2d 342, 346, 68 P.3d 282 (2003) (“Construction of a statute is a question of law that we review de novo under the error of law standard.”); *State v. Ortega*, 120 Wn. App. 165, 171, 84 P.3d 935 (2004) (“[T]he de novo standard is best applied when the appellate court stands in the same position as the trial court and may make a determination as a matter of law, while the abuse of discretion standard is applied when the trial court is in the best position to make a factual determination.”)

DATED this 28th day of August, 2018.

Respectfully submitted,

s/ Dennis W. Morgan

DENNIS W. MORGAN WSBA #5286

Attorney for Defendant/Appellant.

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**NO. 95814-9**

**SUPREME COURT**

**STATE OF WASHINGTON**

STATE OF WASHINGTON,	)	
	)	KLICKITAT COUNTY
Plaintiff,	)	NO. 92 1 00108 1
Respondent,	)	
	)	
v.	)	<b>CERTIFICATE OF SERVICE</b>
	)	
JEREMIAH JAMES GILBERT,	)	COURT OF APPEAL
	)	NO. 33794-4-III
Defendant,	)	
Appellant.	)	
	)	

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I certify under penalty of perjury under the laws of the State of Washington that on this 28th day of August, 2018, I caused a true and correct copy of the *Additional Statement of Authorities* and to be served on:

WASHINGTON STATE SUPREME COURT  
Temple of Justice  
Attention: Susan L. Carlson, Deputy Clerk  
PO Box 40929  
Olympia, WA 98504-0929  
[Supreme@courts.wa.gov](mailto:Supreme@courts.wa.gov)

E-MAIL

DAVID QUESNEL  
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205 South Columbus Avenue #106  
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E-FILE

U.S. MAIL

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**August 28, 2018 - 9:47 AM**

**Transmittal Information**

**Filed with Court:** Supreme Court  
**Appellate Court Case Number:** 95814-9  
**Appellate Court Case Title:** State of Washington v. Jeremiah James Gilbert  
**Superior Court Case Number:** 92-1-00108-1

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