

SUPREME COURT OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,)
)
 Respondent,) No. 96090-9
)
 vs.)
) STATEMENT OF ADDITIONAL
 BISIR BILAL MUHAMMAD,) AUTHORITIES
)
 Petitioner.)
)
)
 _____)

Pursuant to RAP 10.8, the State of Washington respectfully cites the following as additional authority on the issue of whether evidence obtained pursuant to a valid search warrant, but following a warrantless ping, is suppressible “fruit of the poisonous tree” or, instead, the admissible result of a “lawful [search] pursuant to a valid warrant that provided the authority of law required by article I, section 7 of the state constitution”:

State v. Mayfield, No. 95632-4, 2019 WL 470973 at *9 (February 7, 2019) (affirming that “evidence tainted by unlawful government action is not subject to suppression under the exclusionary rule, provided that it ultimately is obtained pursuant to a valid warrant or other lawful means independent

of the unlawful action”) (quoting State v. Gaines, 154 Wn.2d 711, 718, 116 P.3d 993 (2005), and citing State v. Rothenberger, 73 Wn.2d 596, 440 P.2d 184 (1968)).

Dated this 14th day of February, 2019.

BENJAMIN NICHOLS
Asotin County Prosecuting Attorney

By: 
Jennifer (Joseph) WSBA #35042
Senior Deputy Prosecuting Attorney
Attorneys for Respondent
Office WSBA #91002

King County Prosecutor's Office
Appellate Unit
W554 King County Courthouse
516 Third Avenue
Seattle, WA 98104-2385
(206) 477-9497 FAX (206) 259-2795

KING COUNTY PROSECUTOR'S OFFICE - APPELLATE UNIT

February 14, 2019 - 1:38 PM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 96090-9
Appellate Court Case Title: State of Washington v. Bisir Bilal Muhammad
Superior Court Case Number: 14-1-00157-8

The following documents have been uploaded:

- 960909_Briefs_20190214133746SC960056_8944.pdf
This File Contains:
Briefs - Respondents Additional Authorities
The Original File Name was 96090-9 - Statement of Additional Authorities.pdf

A copy of the uploaded files will be sent to:

- Andrea@2arrows.net
- bnichols@co.asotin.wa.us
- griff1984@comcast.net

Comments:

Sender Name: Wynne Brame - Email: wynne.brame@kingcounty.gov

Filing on Behalf of: Jennifer Paige Joseph - Email: jennifer.joseph@kingcounty.gov (Alternate Email:)

Address:
King County Prosecutor's Office - Appellate Unit
W554 King County Courthouse, 516 Third Avenue
Seattle, WA, 98104
Phone: (206) 477-9497

Note: The Filing Id is 20190214133746SC960056