

FILED
SUPREME COURT
STATE OF WASHINGTON
9/5/2019 4:22 PM
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CLERK

NO. 96775-0

THE SUPREME COURT OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,

Respondent,

v.

NAZIYR YISHMAEL,

Petitioner.

ON APPEAL FROM THE SUPERIOR COURT OF THE
STATE OF WASHINGTON FOR KING COUNTY

STATEMENT OF ADDITIONAL AUTHORITIES

TRAVIS STEARNS
Attorney for Appellant

WASHINGTON APPELLATE PROJECT
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(206) 587-2711

Pursuant to RAP 10.8, Naziyr Yishmael submits the following additional authorities for consideration.

1. Regarding whether unlawful practice of law is a strict liability offense.

Rehaif v. United States, ___ U.S. ___, 139 S. Ct. 2191, 2195, 204 L. Ed. 2d 594 (2019) (As this Court has explained, the understanding that an injury is criminal only if inflicted knowingly “is as universal and persistent in mature systems of law as belief in freedom of the human will and a consequent ability and duty of the normal individual to choose between good and evil.”)

2. Regarding whether defining practice of law through judicial rulemaking violates the separation of powers doctrine.

State v. Batson, ___ Wn. App.2d ___, ___ P.3d ___, 78341-6-I, 2019 WL 3774655, at *2 (Wash. Ct. App. Aug. 12, 2019) (To meet the rule of completeness, the Legislature must define all elements of any crime and may not transfer that legislative function to others.)

DATED this 4th day of September 2019.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'T. Stearns', with a long horizontal flourish extending to the right.

TRAVIS STEARNS (WSBA 29935)
Washington Appellate Project (91052)

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

| | | |
|----------------------|---|-------------|
| STATE OF WASHINGTON, |) | |
| |) | |
| Respondent, |) | |
| |) | NO. 96775-0 |
| v. |) | |
| |) | |
| NAZIYR YISHMAEL, |) | |
| |) | |
| Petitioner. |) | |

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I, MARIA ARRANZA RILEY, STATE THAT ON THE 5TH DAY OF SEPTEMBER, 2019, I CAUSED THE ORIGINAL **PETITIONER'S ADDITIONAL AUTHORITIES** TO BE FILED IN THE WASHINGTON STATE SUPREME COURT AND A TRUE COPY OF THE SAME TO BE SERVED ON THE FOLLOWING IN THE MANNER INDICATED BELOW:

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| [jennifer.atchison@kingcounty.gov] | (X) | E-SERVICE VIA PORTAL |
| KING COUNTY PROSECUTING ATTORNEY | | |
| APPELLATE UNIT | | |

SIGNED IN SEATTLE, WASHINGTON THIS 5TH DAY OF SEPTEMBER, 2019.



X _____

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WASHINGTON APPELLATE PROJECT

September 05, 2019 - 4:22 PM

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Appellate Court Case Number: 96775-0
Appellate Court Case Title: State of Washington v. Naziyr Yishmael

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