

FILED  
SUPREME COURT  
STATE OF WASHINGTON  
7/30/2019 8:00 AM  
BY SUSAN L. CARLSON  
CLERK

**NO. 97268-1**

**SUPREME COURT  
STATE OF WASHINGTON**

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**STATE OF WASHINGTON,**

Plaintiff/Respondent,

V.

**ALEJANDRO ESCALANTE,**

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, ALEJANDRO ESCALANTE, by and through the undersigned attorney, and requests the Court to consider the following additional authorities in connection with his appeal:

*State v. Carriero*, 8 Wn. App. 2d 641 (2019) (setting out in detail the test for determining when a seizure occurs and the factors to be considered in connection with that inquiry: *i.e.*, police contact constitutes a seizure only if, due to an officer's use of physical force or display of authority, a reasonable person would not feel free to leave, terminate the encounter, refuse to answer the officer's question, decline a request, or otherwise go about his/her business).

DATED this 30th day of July, 2019.

Respectfully submitted,

s/ Dennis W. Morgan

DENNIS W. MORGAN WSBA #5286

Attorney for Defendant/Appellant.

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**NO. 97268-1**

**SUPREME COURT**

**STATE OF WASHINGTON**

STATE OF WASHINGTON,	)	
	)	STEVENS COUNTY
Plaintiff,	)	NO. 17 1 00242 3
	)	
Respondent,	)	
	)	
v.	)	<b>CERTIFICATE OF SERVICE</b>
	)	
ALEJANDRO ESCALANTE,	)	
	)	
Defendant,	)	
Appellant.	)	
	)	

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I certify under penalty of perjury under the laws of the State of Washington that on this 30th day of July, 2019, 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

U.S. MAIL

CERTIFICATE OF SERVICE

STEVENS COUNTY PROSECUTOR'S OFFICE

Attn: Lech Radzimski

[LRadzimski@stevenscounty.gov](mailto:LRadzimski@stevenscounty.gov)

E-FILE

ALEJANDRO ESCALANTE

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Miami, Florida 33186

U.S. MAIL

s/ Dennis W. Morgan

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CERTIFICATE OF SERVICE

**July 30, 2019 - 7:10 AM**

**Transmittal Information**

**Filed with Court:** Supreme Court  
**Appellate Court Case Number:** 97268-1  
**Appellate Court Case Title:** State of Washington v. Alejandro Escalante  
**Superior Court Case Number:** 17-1-00242-3

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- 972681\_State\_of\_Add\_Authorities\_20190730070940SC775783\_9437.pdf  
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