

FILED  
SUPREME COURT  
STATE OF WASHINGTON  
2/5/2020 11:33 AM  
BY SUSAN L. CARLSON  
CLERK

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

STATE OF WASHINGTON, )  
)  
Respondent, ) No. 97323-7  
)  
vs. )  
) STATEMENT OF  
JOHNNY RAY CYR, ) ADDITIONAL AUTHORITIES  
)  
Petitioner, )  
)

\_\_\_\_\_  
Pursuant to RAP 10.8, The State respectfully cites the

following as additional authorities:

In regards to the reconciliation of RCW 69.50.410(3)(a) and RCW 9.94A.505(1):

*State v. Peterson*, COA No. 52183-1-II, (Published 2/5/2020) (Reconciliation of RCW 69.50.410(3) and RCW 9.94A.505(1) require the Court to determine the mandatory sentence of two years applies because it is “another term of confinement), further rule of lenity also compels the sentence.) (This case is also noted in WACDL’s amicus brief and the State’s response to amicus).

Dated this 5<sup>th</sup> day of February, 2020.

JONATHAN L. MEYER  
Lewis County Prosecuting Attorney



\_\_\_\_\_  
SARA I. BEIGH, WSBA #35564  
Deputy Prosecuting Attorney  
Attorneys for the Respondent

Statement Of  
Additional Authorities

# LEWIS COUNTY PROSECUTORS OFFICE

February 05, 2020 - 11:33 AM

## Transmittal Information

**Filed with Court:** Supreme Court  
**Appellate Court Case Number:** 97323-7  
**Appellate Court Case Title:** State of Washington v. Johnny Ray Cyr  
**Superior Court Case Number:** 17-1-00220-2

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Statement of Additional Authorities  
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