

63423-2

63423-2

**IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON  
DIVISION ONE**

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STATE OF WASHINGTON,	)	No. 63423-2-I
	)	
Plaintiff,	)	
	)	
v.	)	STATEMENT OF ADDITIONAL
	)	GROUNDS FOR REVIEW
BEVERLY MARLEY,	)	(RAP 10.10)
	)	
Appellant.	)	

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COVER SHEET  
(STATEMENT ATTACHED)

12

**Washington Appellate Project**  
701 Melbourne Tower  
1511 Third Avenue  
Seattle, Washington 98101  
Phone (206) 587-2711  
Fax (206) 587-2710

Beverley J Marley  
600 sw 5<sup>th</sup> court apt I208  
Renton, WA 98057

June 15, 2010

Dear. Judge Of Appeal

I'm writing on behalf of my trial case that took place on March 3, 2009. I recovered the transcript on May 21, 2010.

I read through the transcript" I notice that it was some information that was not in the transcripts. The witnesses that testify from the "Department of Social and Health Services" of Disability she testify that she had evidences were she and I had talk and I did nothing wrong.

The Department of Social Security he testify those were the checks that I return back to the Social Security Office.

Judge the checks I were accused of taking is the same check I take back to the Social Security Office that came in one big lump sum of money.

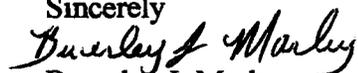
My niece Paula testify she had got all her money. And that I treated her like a mother would treat her own children.

I stated to Mr. Judge Chris Washington that Mr. Spencer Hamlin was misrepresent me and I no longer wanted Mr. Spencer Hamlin to represent me because he did not Submit my "incredible witnesses" that could have testified in prove my innocence on my behalf. I wanted a bench trial not a juror's.

It is three other people that my niece Paula stayed with in there home went threw the same similar of accused. After Paula left Mrs. Vicky Allen home that live in St. Louis, Mo She was Paula Foster mother for several years.

Paula and her brother Paul lived with they father nephew in St. Louis, Mo. When they Both came to Seattle to live they made up stories on him and accused him of stealing from them like all of their father access when he died. I had it check out by a lawyer and the Social security office and they told me that they father had nothing and his nephew did not do anything an that was not true what they told me and other family.

I'm sending you copy's of names and letters of my witnesses. Thank you

Sincerely  
  
Beverley J. Marley

**BEVERLEY J. MARLEY**

5900 37th ave so apt Q5  
Seattle, Wa 98118  
(206) 722-2369  
beverlymarley1@comcast.net

July 15, 2006

Claim Number: 487-46-0925C2  
Department of Treasury  
Financial Management Service  
Regional Financial Center  
P.o Box 34440-0840  
Kansas City, Mo 64116-0840

To whom this may concern,

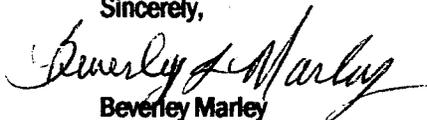
I Beverly Marley whom is Paula Smith auntie.

Paula R. Smith has been living with me since July.24, 1999 until Febuary.26, 2006. Paul is still currently still on my lease she is a grown woman with responsibilities. Paula portion of her rent was 400.00 dollars including her food money's but she didn't pay the whole total of her rent she only paid 350.00 dollars. She didn't buy any food I spent my money and bought the food. Paula smith still owes me for back pay for rent. She didn't tell me she was moving until she came and picked up her belonging on February 26th.

I'm sending you this check back I didn't cash it and give her money because I don't want any body saying lam keeping her money. And if you give her checks sent to her, her friends or brothers whom which uses her will spend it for their benefits she is down syndrome and mild retarded and she is not capable to take care of herself or money. PLEASE GIVE HER A PAYEE

NOTE: PLEASE DO NOT SEND ANY CHECKS TO THIS ADDRESS SHE NO LONGER LIVE HERE

Sincerely,

  
Beverley Marley

Social Security Administration  
SOCIAL SECURITY  
675 S LANE ST  
SUITE 401  
SEATTLE, WA 98104

Date: July 19, 2006

BEVERLEY MARLEY  
5900 37 AVE S  
APT Q5  
SEATTLE, WA 98118

This is a receipt for the check you returned today. You should keep this receipt as proof that you returned this check. Your receipt number is 06200D97001.

Person Making the Payment: BEVERLEY MARLEY  
You Returned This  
Check For : PAULA R. SMITH  
Claim Number : 487-46-0925 C2  
Amount of Returned Check : \$1,095.00  
Reason for Payment : To Return A Benefit Check  
Type of Payment : Check Or Money Order  
Date of Check/Money Order: JULY 03, 2006  
Check/Money Order Number : 309111253411

Thank you for returning the check.



11253411  
025819

United States Treasury <sup>15-51</sup>/<sub>000</sub>

K 485,418,067



Check No.



07 03 06 6 KANSAS CITY, MO  
3091 11253411 28045600 S2 6 K

3091 11253411

Pay to  
the order of

BEVERLEY MARLEY FOR 11  
PAULA R SMITH M  
5900 37 AVE S  
APT Q5  
SEATTLE WA 98118

SOC SEC  
FOR INS

\*\*\*\*1095\*00

VOID AFTER ONE YEAR

REGIONAL DISBURSING OFFICE



⑈ 30910 ⑈

⑆000000518⑆ 112534114⑈ 090706

DEPARTMENT OF THE TREASURY  
FINANCIAL MANAGEMENT SERVICE  
REGIONAL FINANCIAL CENTER  
P.O. BOX 34440-0840  
KANSAS CITY, MO 64116-0840

OFFICIAL BUSINESS  
PENALTY FOR PRIVATE USE, \$300



Forgery of endorsement on Treasury checks is a Federal crime.  
Maximum penalty is a \$10,000 fine and ten years imprisonment.

FIRST-CLASS PRESORT  
POSTAGE & FEES PAID  
DEPARTMENT OF THE  
TREASURY  
PERMIT NO. G-4



*Please Return to The Sender  
Do not Live here at this address*

FIWDTP1 98118



United States Treasury

15-01  
000

K 485,418,067

Check No.



07 03 06 6 KANSAS CITY, MO  
3091 11253411 28045600 S2 6 K

3091 11253411

Pay to  
the order of

BEVERLEY MARLEY FOR 11  
PAULA R SMITH M  
5900 37 AVE S  
APT Q5  
SEATTLE WA 98118

SOC SEC  
FOR INS

\*\*\*\*1095\*00

VOID AFTER ONE YEAR

REGIONAL DISBURSING OFFICER

007



025810 11253411

received  
Rec'd 7/18/06 SC

309101

000000518 112534114 090706

P.o Box 34440-0840  
Kansas City, Mo 64116-0840

To whom this may concern,

I Beverly Marley whom is Paula Smith auntie.  
Paula R. Smith has been living with me since July.24, 1999 until Febuary.26, 2006. Paul is still currently still on my lease she is a grown woman with responsibilities. Paula portion of her rent was 400.00 dollars including her food money's but she didn't pay the whole total of her rent she only paid 350.00 dollars. She didn't buy any food I spent my money and bought the food. Paula smith still owes me for back pay for rent. She didn't tell me she was moving until she came and picked up her belonging on February 26th.

I'm sending you this check back I didn't cash it and give her money because I don't want any body saying iam keeping her money. And if you give her checks sent to her, her friends or brothers whom which uses her will spend it for their benefits she is down syndrome and mild retarded and she is not capable to take care of herself or money. PLEASE GIVE HER A PAYEE

NOTE: PLEASE DO NOT SEND ANY CHECKS TO THIS ADDRESS SHE NO LONGER LIVE HERE

Sincerely,

*Beverley A Marley*  
Beverley Marley



April 3, 2009

Dear Governor Ms. Christine Gregoire ,

These are the copy of some witness that the attorney Mr. Spencer Hamlin didn't get in touch to testify on my behalf.

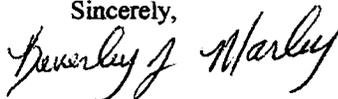
Richard Nixon (Manager of Kingsway Apartment) Gave a written statement Phone (206)723-1604  
Diane Sturm (206)935-3644  
Lisa McDowell (206)722-9454  
Dorothy Moore (253)952-0472  
Antoinette Cell(206)696-9981  
Diane Tharp (206)723-0945  
Baron Jones (425)256-1115  
Tamara Robinson (425) 417-0032  
Andreana Cell (206)883-7859  
Glorese E. Robinson (206) 760-9305  
Lisa Weldon (206)431-1089  
Edna Banks (206)722-7295

These are the people at my job were I used to work and Paula smith volunteer.

First AME Child and Family Center office Phone (206) 723-8853

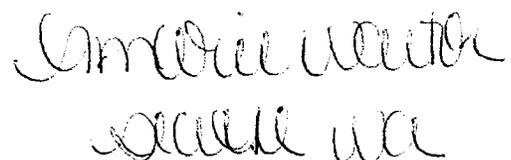
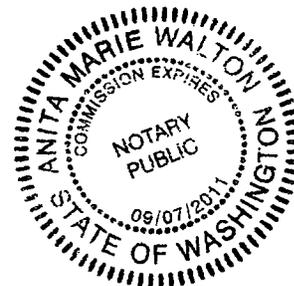
Andrada Mealy  
Bang Tran  
Tamar Davis  
Julie Garrett

Sincerely,



Beverley J. Marley

CC; Mr. President Obama  
Mayor Mr. Greg Nickles of Seattle Wash



# Kingway/Juneau

16 March 2009

To Whom It May Concern,

Paula Smith resided at Kingway Apartments in unit #Q-5. She lived there with Beverly Marley. Her dates of residence were July 1999 until February 2006.  
If you have any questions please feel free to contact me.

Sincerely  
Rich N  
Manager

A handwritten signature in black ink, appearing to be 'Rich N', written over the printed name 'Rich N'.

GLORESE E. ROBINSON  
5900 37<sup>th</sup> S. #Q-1  
SEATTLE, WASH. 98118  
MARCH 17, 2009

TO WHOM IT MAY CONCERN,

MY NAME IS MRS. GLORESE E. ROBINSON  
AND WE MOVED TO KINGWAY APTS. IN MAY 03.

WE MET BEVERLY MARLEY AND FAMILY  
THE SUMMER OF '03. HER NIECE, PAULA AND  
THE REST OF THE FAMILY AS WELL. MY  
HUSBAND NAMED PAULA THE PHONE LADY  
BECAUSE ~~SHE~~ WAS ON THE PHONE, HER CELL  
PHONE EVERY TIME ~~WE~~ SAW HER. BEVERLY  
IS A VERY NICE PERSON, HER FAMILY WAS ALWAYS  
HAPPY AND SMILING. PAULA WAS LIVING HER  
IN 2003 AND UP UNTIL PAULA MOVED IN 2006.

I WAS SO RY BEVERLY HAS TO DEAL  
WITH THESE PROBLEMS AND LIES. ITS SO UNFAIR  
THE THINGS PEOPLE WILL DO FOR OTHER PEOPLES  
MONEY.

THANK YOU FOR YOUR TIME  
AND CONSIDERATION IN  
THIS MATTER.

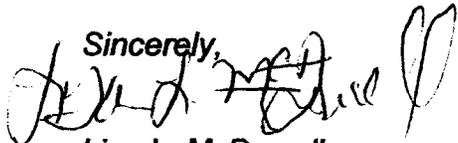
Mrs. Glorise Robinson  
206-760-9305

Friday, March 20, 2009

To Whom it may concern:

***I'm writing this letter in behave of Beverly Marley to verify that Paula Smith did Volunteer in the classroom at First A.M.E. Child and Family Center Cecelia Williams Bryant Head Start Program at 3700 So. Genesee St. Seattle WA 98118; 2005 School year. I use to work there as a Wellness Advocate. If you have any question feel free to contact me.***

Sincerely,

A handwritten signature in black ink, appearing to read "Lisa L. McDowell". The signature is written in a cursive style with a large, looped initial "L".

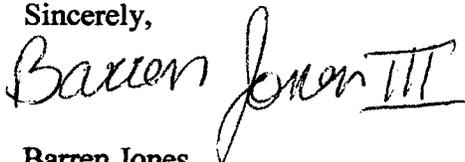
**Lisa L. McDowell  
206-722-9454**

Barren Jones  
600 SW 5<sup>th</sup> Court  
Renton, WA. 98057  
425-256-1115

3/18/2009

My name is Barren Jones. I moved to Seattle Washington on March 2005. I met Beverley Marley and Paula Smith through a family friend. Paula Smith was living in Beverley's house when I arrived. I took them shopping to department, and grocery stores once or twice per week. Beverley had family dinners and family gatherings that I attended often through the year. Paula was at every gathering still living with Beverley. I have a daughter who was 8 years old at the time who came to visit me from Sacramento in October 2005. My daughter helped Paula move her belonging out of Beverley's home in February 2006 along with some of Beverley's grandchildren. I remembered this time especially because Paula paid the other children \$20 to help her move and she paid my daughter \$7, my daughter was very upset about it and she will not let me forget that she didn't get paid the same amount for helping. I'm sure you know how kids are they remember everything. Well I needed to write this letter because I witnessed first hand that Paula Smith was living with Beverley Marley all 2005 until February 2006. Thank you for listening.

Sincerely,

A handwritten signature in cursive script that reads "Barren Jones III". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

Barren Jones

August 5, 2008

*To whom this may concern:*

*I have known Ms. Beverly Marley my entire life, due to the fact she is my Aunt. Long as I can remember my Aunt has always been so organized and efficient. Beverly is a humble, modest, dependable and a honest, law abiding citizen; that has always gone above and beyond the call of duty when it pertains to family; especially children, and their well-being. It was recently brought to my attention that the State pursued charge against my Aunt .It is out of my aunt's character; to be portrayed as the way the State alleges her to be.*

*On/ or around July 1999 (around my birthday) she rescued Paula Smith my cousin from the Greyhound bus station, demanding that my sisters husband get her and bring her to her home; being afraid that my cousin would go back turmoil in St. Louis, Missouri. My Aunt went beyond the call of duty to save her and give her a better perspective toward life.*

*Over the years my Aunt taught Paula to be a good housekeeper, time management skills, financing (contributions toward household living and working PT at Safeway Inc.). During Paula's entire tenure at Aunt Beverly's ( approx. July 1999 through approx. February 2006) she would occasionally revert back to a child like state of mind, I'm sure there are medical records that support the evidence concerning Paula. without my Aunts previous assistance she can be a danger to herself and others (which highly include little babies and children) if not given the proper guidance.*

*Knowing this, my Aunt Beverly worked very hard to mentor Paula and give her a better life. My Aunt made sure she completed school and changed her appearance to cleanliness. Overall my Aunt only wanted the best for her and would not take anything from her. My Aunt went as far as prepping her for independent living with the contingency of her checking on her throughout. My Aunt did not feel comfortable with Paula to being fully on her own , but Paula's situations was changing, therefore, when the situation with Paula began to change that included outside distractions, my Aunt had to let her go on her own.*

*In summary, when it comes down to policies & procedures/ rules and regulations, throughout her years there have been no issues or concerns, she does what is asked of her accordingly.*

*I thank you for taking the time out to read this important document, and if there are any further questions, please do not hesitate to contact me.*

*Sincerely,*

A handwritten signature in black ink, appearing to read "Lisa Weldon". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Lisa Weldon  
(206) 227-7162

August.6,2008

Shameaeann Garrett  
600 sw 5<sup>th</sup> court apt I208  
Renton Wa 98057

I am writing on the behalf of my mom Beverley Marley on the false accusation . Paula R. Smith Came to Seattle July 1999 she came with out anything. My mom and I accepted her in our home to make sure she was well taking care. Beverley Marley gave Paula money and bought her things she never had to asked for thing she always had money in her pocket. We spent lot of time and years together went to the moves, went shopping and even got her hair done when it was not done professionally we will do it or other family members will .she never rained around me and my family nappy headed. My mom Beverley Marley took her to doctors appointment and to see mental health my mom stopped her full time job and go part time to take care of Paula. When Beverley Marley enrolled her in school she was doing well until she meet Danielle Jackson and some other kid at the school that was taking advantage of her. Later that year we started to get phone calls from her school stated that Paula is acting out and standing on tables and giving her money away my mom went up their several times and told them what kind of problems she had an to order to keep Danielle away from her. But instead Paula kept in touch with Danielle. Danielle continue to used Paula behind our backs. Later Paula brother Paul smith and his girlfriend Susan( Sara) Carr came to Seattle and Paula was very concerned during this time Paula started telling my mom Beverley and me bad thing about her brothers saying they raped her and what they would do to her. She also accused her uncle in st Louis of rapping her and their dads family had took assets from her which my mom consult legal help of the allegations later found out that was a lie. When her bother Paul smith and Susan Sara Carr got down here they started to used Paula also and make her Baby set their kids and Paula was getting paid from dshs which Sara Carr took her money and cashed the daycare checks and keep the money when Paula tried to tell dshs the case manager she told Paula to sign something and not to get Susan(Sara) Carr in trouble. My mom Beverley Marley took good care of Paula even took her to her job and let her volunteer at first ame child and family center in 2005 and 2006. Paula never left home after I moved out Me and my children which one is 12 years of age tell you. We will still came over and spend the night their and I go to work from my moms house .Also the neighbors and landlord know she was their one neighbor calls her the phone girl because she will always be on the phone outside. Danielle Jackson falsely told ddd that Paula was living with her to get money from the state when in fact Paula never lived with Danielle and that's when ddd contacted Beverley Marley and she told them that Paula never live with Danielle and that she still resides with her and what Danielle statement was false and Also Susan Sara Carr wrote a false statement that Paula live with her to get money from the state and Paula never live with her also. Paula never live with any of them. We found this information out when my mom got a phone call and letter on from the state attorney General office and meet with Bev Maddox and aware of the allegations'. In December I shameaeann Garrett received the key for 5900 37<sup>th</sup> ave so apt Q5 from Paula smith. Beverley Marley We have proof that Paula live with Beverley in the years from time she came in 1999 to February 26.2006 when she was told to remove hers stuff from the premises including clothes and her futon the only belonging she had with he help of grandkids and she didn't leave any thing else.

Sincerely,



Tamera Robinson  
600 Sw 5<sup>th</sup> ct #H202  
Renton, WA. 98057

08/05/08

I'm writing this letter to give you a glimpse of my mothers character as well as let you know that a law abiding citizen has been falsely accused of a very serious crime in which she has not committed. I am a witness to the fact that Paula Smith moved into my mothers house July, 1999 to 2006. Before Paula moved into my mothers home her life was far from normal. Paula lived in St. Luis Mo., and while she was living there she was influenced by her brothers to prostitute, commit fraud and even to steal. She did not lead a teenage life there, a cousin of ours went to visit and decided to bring Paula back to Seattle away from her sibling that where taking advantage of her due to her disability. Paula's stay with my cousin was short. My cousin could not handle Paula due to her behavior, so she was going to send her back on a bus to St. Luis and back to the life she was living. My mother heard of this terrible situation and welcomed Paula into her home. Immediately they were close and Paula looked up to my mom not as an aunt but as she put it "her second mother". They were always together whether it be the movies, shopping or all of Paula's doctor visits, you could not see one with out the other. Paula was finally happy she smiled a lot and we all shared so many laughs, we embraced her as a sister. My mother taught Paula so many thing about caring for herself as well as independence. My mother immediate enrolled Paula at a local aitemative high school so that she could get her education and have the same opportunities my siblings and I had, she even got the chance to experience going to her prom, in high school that is every girls dream. We where so happy for her but, going to high school has its up's and down's. The Kid's Paula met where not good kids and they went to the alternative high school due to issues and behaviors. Paula is very vulnerable to peer pressure and is easily influenced by others. Paula met people she called her friends who would take her money and also asked her to buy them things even took her to steal things at a local Wal-Mart where they were all caught and banned from shopping there, she had money in her pocket. My mom always made sure Paula had all her money just advised her to spend it well. My mother heard of this and immediately spoke to Paula about friendship and what it really is. After all the effort of trying to keep Paula from her siblings they moved to Seattle. She begin hanging around them and again getting into trouble and committing fraud with her brothers girlfriend Susan "Sarah" Carr. Paula was getting out of hand. Among the people who used her was a woman by the name of Danielle Jackson who volunteered at the school, she used Paula as a sifter for her disabled daughter. Paula would tell us that Danielle let them court boys at her house and other inappropriate things. The family has been very skeptical of this woman for years. Danielle even spoke with my mother about caring for her disabled daughter because she was tired and wanted a life, my mom declined. Danielle also tried to tell D.D.D. Paula was staying with her after Paula moved out of my mothers house when in fact Paula did not live with her. She then moved her disabled daughter out of her home after she got married to a man on drugs and had her living in an apartment by herself where she later had a break down. If this lady did not want her own daughter why would she want to care for Paula? Perjury has been committed against my mother and these people who are responsible for sending my mother to court for false accusations. These people believe that if they say Paula stayed with them they would receive some kind of incentive. Please prove these people wrong and do a back ground check and you will see the life they live

Sincerely,



**DECLARATION OF DOCUMENT FILING AND MAILING/DELIVERY**

The undersigned certifies under penalty of perjury under the laws of the State of Washington that on the below date, the original of the document **Appellant's Pro Se Statement of Additional Grounds for Review** to which this declaration is affixed/attached, was filed in the **Court of Appeals – Division One** under **Case No. 63423-2-I**, and a true copy was mailed with first-class postage prepaid or otherwise caused to be delivered to each attorney or party or record for  **respondent Aileen Miller – Assistant Attorney General-CJD Medicaid Fraud**,  **appellant**, and/or  **other party**, at the regular office or residence as listed on ACORDS, or drop-off box at the prosecutor's /attorney general's office.



MARIA ARRANZA RILEY, Legal Assistant  
Washington Appellate Project

Date: June 16, 2010

2010 JUN 15 10:45 AM