

FILED
SUPREME COURT
STATE OF WASHINGTON
1/22/2024
BY ERIN L. LENNON
CLERK

102743-5

CASE NO. 102697-
WASHINGTON SUPREME COURT

MOTION TO MODIFY treated as a PETITION FOR REVIEW

COURT OF APPEALS III

CASE NO. 387381

SCSC NO. 10-4-00660-7

RALPH HOWARD BLAKELY,

SPECIAL PERSON CARE TRUST

↳ FRAUDULENTLY CREATED ↳

WITHOUT DUE PROCESS NOTICE

FROM RALPH HOWARD BLAKELY, d.b.a.,

BLAKELY FARMS TRUST

VS
YOLANDA BLAKELY, et al, and

JAMES P. SPURGETIS, TRUSTEE

SCSC NO. 96-2-04155-1

VIOLATING

RCW 4.08.060; RCW 9A.56.020⁰³⁰

(WSC) Art. 1, SECS 3, 10, 12

Ralph H. Blakely, 817995

CRCC MSUB 2

Box 769

Connell, WA 99326

December 2nd, 2024

RAP 13.4(a)

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- ~ 24. NOT 1\$ to or for beneficiary, Ralph Blakely ~
I declare all are true and genuine of my party
¹⁻²²⁻²⁴
12-15-23 Ralph H. Blakely

CERTIFICATION OF SERVICE

I, Ralph H. Blakely age 87½, ILLEGALLY IMPRISONED, declares under penalty of perjury of Washington laws that he has been deliberately REFUSED the use of his life saving funds by trustee James P. Spurgetis!

I have 0 \$ spendable

I have 0 \$ postage

I do NOT have 0 \$ for copies ^{or postage} to mail to lawyer Beverly L Anderson

601 W. Riverside Ave Spokane

"WHO was paid with Ralph H. Blakely SPECIAL PERSON CARE TRUST check account that was fraudulently created WITHOUT BEAKELY'S DUE PROCESS NOTICE APPEARANCE. RCW 4.08.060 (WSC 041) § 3

Please e-mail a copy to concerned parties December 15, 2024

Ralph H. Blakely 817995

CRCC MSUB2

Box 769.

I INTRODUCTION STATEMENT OF CASE

SINCE 1996 PEOPLE HAVE PLUNDERED AND EMBEZZLED THE RALPH HOWARD BLAKELY, ^{d. 05} BLAKELY FARM TRUST REAL ESTATE BUSINESS (Federal Tax Number ⁸⁰ of Wyoming)

It took me 45 YEARS OF HARD WORK AND SAVINGS TO FORM THIS 7 MILLION \$ REAL ESTATE BUSINESS. (SCSC #96-2-04155-1)

AS A WAY TO CONCEAL EMBEZZLEMENT OF BLAKELY FUNDS, TRUSTEE SPURGETIS (INCORRECTLY RECORDED IN 2010-4-00660-7 SCSC THE WRONG ^{filed} DOCUMENTS)

DURING 2016, BLAKELY FILED A WRIT (359 pages) TO RESCIND THE FRAUDULENT CREATED RHB SPECIAL PERSON CARE TRUST. (and PRIOR TO motions to rescind)

BLAKELY HAS FILED 10 NOTICE MOTIONS ^{Zoom Hearing} TO TERMINATE SPURGETIS WITH SCSC.

2020, 2021 IN THIS CASE #387381-III I declare under penalty of perjury that I e-mailed a hand written designation of clerk papers SUPPORTED WITH COPIES OF SUCH TO THE COURT OF APPEALS III and hand written statement of arrangements. IN ADDITION I followed with COURT FORMS of the same supplemented by lawyer Anderson. THEN AGAIN SEPT/Oct 2023 I SUBMITTED HAND WRITTEN designation of clerk papers and statement of arrangements e-mail to COA III.

DURING OCTOBER AND IN ADDITION TO HAND WRITTEN STATEMENT OF BBERKS PAPERS AND S & P A'S I SUBMITTED THE FILLED-OUT COURT FORMS OF THE SAME. (ATTACHED ARE 7 PAGES UND of CP & S of A)

WSP OFFICALS SEIZED ALL DOCUMENTS AND TYPEWRITER NOVEMBER 11, 2022 WHEN I WAS BRUTALLY RAPED AND KICKED MY HEAD BY TIMOTHY GATES.

CONTEMPTABLE COURT AND TRUSTEE ^(who has many times charged Blakely Attorney fees) SPURGETIS REFUSED TO PAY PETER CONNICK BUT ⁽¹¹⁻²⁰²²⁾

PAYS COURT APPROVED LAWYER B. ANDERSON

WITH ^{BLIND} BLAKELY'S FUNDS TO OPPOSE BLIND BLAKELY.

COMMISSIONER LANDRUS IS "WRONG"; 6 TIMES ^(12-5-23 ruling)

BLIND BLAKELY e-mailed D of CP & S of A. to COA III.

II. HOW RIDICULOUS CAN THE COURTS BE WHEN THEY USE "RHB SPECIAL PERSON CARE TRUST CHECK FUNDS" of \$91,000.00 ^{more or less} TO PAY ADVESARIES ATTORNEYS SPURGETIS AND B. ANDERSON?

A. WHY IS 12-5-23 COMMISSIONER'S LANDRUS RULING GROSSLY CONTRARY AND IN CRIMINAL VIOLATION of RCW 11.88 seq. l. & RCW 4.08.060?

III. WHETHER OR NOT THE SPOKANE SUPERIOR COURT VIOLATED PETITIONER BLAKELY'S DUE PROCESS, INTER-STATE COMMERCE, (WSC) Article I, Secs 3,9,10,12,13,15,22; PURSUANT TO MANDATES OF RCW 11.88 et seq and RCW 4.08.060 et seq and Rev.Stat. 1565 Sec 9897 of the APRIL 11,2000, SPOKANE SUPERIOR COURT ADJUDICATED "SPECIAL PERSON CARE TRUST" ?

WHEN THE TRUSTEE AND ACCOUNTANT SERVE THEIR "SELF-INTEREST" BY FRAUD ON THE COURT AND THE COURT ABIDES BY THEIR REQUEST !

A. When as in this case, Petitioner Ralph H. Blakely is claiming that the Spokane Co. Superior Court (SCSC) is devoid of competent jurisdiction when ruling that Petitioner Blakely was then and currently is, an "incapacitated person" thereby unlawfully and unconstitutionally depriving Petitioner Blakely of his legal personage, resulting in the Grant County Superior Court (GCSC) lacking competent jurisdiction over the legal personage of Petitioner Blakely: culminating in Petitioner Blakely being deprived of his right to challenge his 'invalid conviction' giving rise to illegal restraint.

1. The April 11,2000 adjudicated "Special Person Care Trust" appointing guardian ad litem has 'too numerous' jurisdictional and structural defects rendering that Order for appointment of GAL ineffectual for lack of competent jurisdiction and fraud.

a) Petitioner Blakely was not given "Notice" nor was he allowed to attend the hearing for appointment of GAL in violation of RCW 11.88.040; and there was no valid basis for an 'incapacitated person finding within the meaning of RCW 11.88.010.

b) Petitioner Blakely did not sign any motion for appointment of GAL nor give anyone authority to file said motion, nor was Petitioner made aware that any such motion for appointment of GAL was going to be filed.

c) The Motion for appointment of GAL was filed by Attorney Matthew Dudley for the 'fraudulent' purpose of unlawfully committing theft of Petitioner Blakely's financial and property assets.

d) The determination of incapacity is a legal not a medical decision and age, eccentricity, poverty, or medical diagnosis alone shall not be sufficient to justify a finding of incapacity, the Motion for appointment of GAL was not made on the application of relative or friend of the Petitioner as required by the Mandates of RCW 4.08.060 et seq.

e) Trustee Attorney Spurgetis violated Petitioner Blakely constitutional rights and fraud upon the court by refiling a fraudulent August 16,2002, copy of Ralph Howard Blakely 'Special Person Care Trust' No.96-2-04155-1 of which I, Ralph H. Blakely have not received any personal direct benefit.

2.. Whether the (SCSC) has competent jurisdiction over all grounds, claims and issues herein within the meaning of RCW 11.88.010..

In re Matter of Gaddis, 12 Wn. 2d 114,124, 120 P.2d 849 (1942)... The Court held: That as long as the ward remained SUBJECT TO his disability and remained within the state, the original court, which originally acquired jurisdiction retained the same.

1) Under Wash.Rem. Rev. Statute 1565 Sec 9897, the Superior Court of the county in which an 'incapacitated person' resides has EXCLUSIVE JURISDICTION In re Matter of Dill, 60 Wn. 2d 148, 372 P.2d 541(1962) was deprived of Due Process of Law because the record showed error that the 'incapacitated person never appeared by GAL. Wash Rem.Rev. Statute 1565 Sec 9897: In re Dependency of P.H.V.S. 186 Wn. App.167,339 P.3d 225(2015)

2) The Superior Court in which an 'incapacitated person' resides (Spokane County) has EXCLUSIVE JURISDICTION over that person, ESTATE OR EITHER THEREOF, AND NO OTHER superior court in the state has that jurisdiction. The (SCSC) cannot divest itself of that jurisdiction, and those conditions have not ceased or changed. Rupe v. Robinson, 139 Wash 592,595, 247 P.954 (1926), In re Miller, 26 Wn.2d 202, 172 P.2d 538(1946).

3.. This specific ordered jurisdiction has never been reversed, nor set aside, showing that the Grant County Superior Court lacked jurisdiction during CrR 3.5 probable cause hearing and during the jury trial of March 5-9,2005, to wrongfully convict an 'incapacitated person' with false testimony.

a) The extraordinary exception is that state chief witness Robbie Juarez clearly testified that alleged communicated offer of solicitation to commit murder occurred in Spokane County AHCC K unit. That positively gives rise to a miscarriage of justice, when the Grant County Prosecutor knowingly uses false testimony of state chief witness Juarez, who was out to extricate himself from a conviction, as is clearly shown and explained in attached exhibit Number *11* and #2,4. (RP 629-652)

b) The extraordinary origin of jurisdiction is Spokane County Superior Court not considering the mandates of RCW 4.08.060; Wash Rem.Rev statute 1565 sec 9897 referring to an 'incapacitated person' which has not been changed.

c) Therefore (SCSC) mandates jurisdiction and venue according to (RP 629-652) Exhibit 4,11 State v. Reanier, 157 Wn. App. 194, 201,202,211,214,237 P. 3d 299 (2010) n 15; CrR 7.8 (b)(3)(4) the judgment and sentence of Blakely is void and invalid on its face as it exceeds the duration allowed by statute and the alleged defect is evident on the face of the charging documents, Id 215.

c) Even though defense counsel advised Blakely to admit to communicating with state chief witness.

The court transcript testimony of state chief witness Juarez (RP 629,630,640,645) is very clear that the alleged offer of solicitation to commit murder took place in AHCC K Unit, Spokane County **October ? 2002** to Dec. 18, 2002. The Blakely inmate placement records clearly show that August 5, 2002 to August 13, 2003, that Blakely was in a different prison. (Please view exhibits Nos. 4,*11* confirmed by RP 629-652, recantation of Juarez, Espinosa, Barr)

d) However, after Juarez's third letter of apprehension and scam, I appeasingly replied (RP 796,802-6). This third and/or fifth appeasement letters do not contribute to any offense/offer no matter how they are interpreted, and are the only elements to cover the charging information of September to December 2003. (please view exhibits ## 2,3,4,5,6,*11)

e) Extraordinary circumstances of repeated legal document confiscation (notorized recantation affidavit of Robbie Juarez, transcript, Grant County Sheriff's Report with specific dates were all seized 9/10/09; 8/7/15; 5/6/17; 10/8/18) have prevented Petitioner Blakely from proving a wrongful conviction beyond a reasonable doubt.

IV. THE SPOKANE COUNTY SUPERIOR COURT ABUSED DISCRETION OCTOBER 2019, AND **DECEMBER 4, 2019**, BY DENYING PETITIONER BLAKELY JURISDICTION AND VENUE IN VIOLATION OF WASHINGTON STATE CONSTITUTION AND STATUTES.

Does the (SCSC) violate Petitioner Blakely's Due Process Rights to an evidentiary hearing on "NO PERSON SHALL BE DEPRIVED OF LIFE, LIBERTY, OR PROPERTY, WITHOUT DUE PROCESS OF LAW?"?

"JUSTICE IN ALL CASES SHALL BE ADMINISTERED OPENLY, AND WITHOUT DELAY"

A. Accordingly, when there is "FRAUD SUBMITTED TO THE COURT" under CR 60(b) (4)(5); RCW 10.73.100(1-6) there is no time bar or procedural bar to declare Petitioner Blakely's judgment and sentence invalid on its face. (please read the too many fabricated wild statements in the Robbie Juarez March 9, 2005 Court record (RP 608-708) This along creates a wrongful conviction, because there is no evidence to cover the charging information dates. (Ex.# 4,11)

1. The Spokane Superior Court cannot give away Petitioner Blakely's property without jurisdiction, due process, venue, while giving his life, liberty to a wrongful conviction in the Grant County Superior Court!

a) Admitted, Petitioner Blakely is a resident of Spokane County, but the abuse of discretion of Judge Charnell M. Bjelkengren (SCSC) refusing to consider fraud and perjury on the court is wrong. Ex 1

b) Judge John Stine (SCSC) erred in granting Attorney Spurgetis's ORDER 12/4/19 No. 10-4-00660-7; which gives away Blakely's property without consideration of his life, liberty, or property, without DUE PROCESS. Ex 1

V. WAS THERE A MISCARRIAGE OF JUSTICE CREATED BY THE COURT OF ORIGINAL JURISDICTION AND VENUE, THAT DEPRIVED BLAKELY OF LIFE, LIBERTY, OR PROPERTY, WITHOUT DUE PROCESS OF LAW ?

A. The alleged clear testimony RP 629,630-652 chief witness Robbie Juarez states that the offer of solicitation to commit murder occurred in Spokane at AHCC K Unit OCTOBER ? 2002 while Petitioner Blakely was in a different prison. The **third time** amended charging information is fatally flawed with dates of September to December 2003.

1. Judge John Stine's Order granting Attorney Spurgetis Blakely's pro-~~per~~erty December 4, 2019 supports the ultimate fact that Spokane County Superior Court maintains jurisdiction and that Grant County Superior Court lacks jurisdiction as a miscarriage of justice. Petitioner Blakely's judgment and sentence is invalid on its face.

VI. ATTACHED ARGUMENT OF EXHIBIT NO. 11 supported by 2,4,5,8

VII. . . CONCLUSION AND REQUEST FOR RELEASE FROM A WRONGFUL CONVICTION

The extraordinary 'ultimate fact' is the Courts have refused to consider and read state chief witness Robbie Juarez's wild fabricated testimony.(RP608-708) Judge Charnell M. Bjelkengren (SCSC) abused discretion 10/19/19 by not taking responsible duty and jurisdiction. Just as Judge John Stine (SCSC) 12/4/19 took Spokane County exclusive jurisdiction and erred by granting that Order to give away Petitioner's legal property against Blakely's many objections. Ex.No.1

Petitioner Blakely, after serving 2½ years of a wrongful conviction asks this Court for an Order of Release from a wrongful conviction under RAP 16.15b). Based on critically needed medical and dental treatment that is deliberately refused by Washington Department of Corrections AHCC. Blakely has fallen too many times suffering brain concussion causing blind left eye, distorted right eye vision and the disability to participate in daily activities.

I Ralph Howard Blakely 817995 declare under penalty of perjury of the laws of the state of Washington that the exhibits and attachment # 11 are true and correct ^{December} ~~February~~ 20, 2020.

Ralph H. Blakely
Ralph H. Blakely 817995
~~AHCC NA-14~~ **CRCC MSUB02**
~~Box 2049~~ **Box 769**
~~Airway Heights, WA 99001~~ **Connell, WA 99321**

CASE NO 387381

COURT OF APPEALS III

RALPH HOWARD BLAKELY,
SPECIAL PERSON CARE TRUST,
PLAINTIFF

VS

JAMES P. SPURGETIS,
DEFENDANT.

SCSC
CASE NO 10-4-00660-7
DECLARATION
MOTION TO STOP
UNFAIR JUSTICE
OF THE BIAS COURT

1 RHB DECLARES THAT 96-2-04155-1 IS "RHB doing business as (D.B.A) BLAKELY FARMS TRUST SINCE 1956.

2. THE FUNDS EMBEZZLED FROM MY PERSONAL (M.S) SECURITIES ACCOUNT (without my due process NOTICE) ARE USED TO FUND THE " (FRAUDULENT CREATED RHB SPECIAL PERSON CARE TRUST) check account.

3. THE APPEAL (In re Trust of Blakely Farms) HOWEVER, IT SHOULD INCLUDE "BOTH" BECAUSE IT INCLUDES THEFT ACCOUNTING FOR THE ASSETS OF BLAKELY FARMS TRUST SCSC 96-2-04155-1!

COA 3a. INJUSTICE ^{discrimination} ARISES WHEN THE COURT ALLOWS BLAKELY

4 FUNDS TO PAY Beverly Anderson TO BEAT blind BLAKELY age 87 along with lawyer Spurgetis'

THEFT OF \$170,000 of Blakely's money. !!!

4. HOW DOES the court EXPECT ^{Blakely} to do ^{CPs + So/A} WITHOUT ^{Postage} OR ^{fund} WHEN Spurgetis REFUSES

ALL PHONE CALLS AND TO PAY MY LOYAL LAWYER CONNICK OR JOHNSTONE OR \$ POSTAGE ENVELOPES for service on all concerned.

OCT 4, 2023, I, RHB declare under penalty of perjury the above is true Ralph H. Blakely 817 995 CREC Box 749, Colton, WA

MOTION + DECLARATION 9-29-23 COA letter

SCSC
COURT
DOCKET
SUMMARY

CASE NO. 387381

COURT OF APPEALS III

RALPH HOWARD BLAKELY D.B.A.
BLAKELY FARM TRUST
APPELLANT.

(RHB SPCT)

SCCC 10-4-00660-7

REQUEST TO 10-17-23
COA III LETTER.

MOTION FOR APPOINTMENT
OF COUNSEL.

I have had all legal documents seized
at WSP then transferred to CRCC.

Please e-mail back to me copies of ^{documents}
COA III 9-29-23 letters 1-8.

- ~ Now the court appointed lawyer.
- ~ Anderson to represent lawyer Spurgetis
- ~ and pays Anderson with Blakely's MONEY!

Please terminate Spurgetis from
stealing Blakely's money and appoint
~~XXXX~~ Blakely a loyal lawyer. RCW 4.08.060

The Court 7-11-2000 Declared Blakely
an "INCAPACITATED PERSON" WITHOUT DUE PROCESS
NOTICE APPEARANCE IN VIOLATION OF (WSC) ART 1 § 3,
RCW 11.88 et seq; RCW 4.08.060 MANDATES!!!

October 20, 2023 Ralph H. Blakely 817995

CRCC MSU BOZ

Box 769

Corvallis WA 99326.

Tristen L. Worthen
Clerk/Administrator

(509) 456-3082
TDD #1-800-833-6388

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of the
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Division III*

500 N Cedar ST
Spokane, WA 99201-1905

Fax (509) 456-4288
<http://www.courts.wa.gov/courts>



September 13, 2023

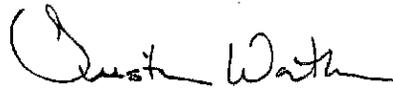
Ralph Blakely
#817995
Washington State Penitentiary
1313 North 13th Ave.
Walla Walla, WA 99362
Email

CASE # 387381
In re Trust of Blakely Farms
SPOKANE COUNTY SUPERIOR COURT No. 104006607

Mr. Blakely:

Your "Declaration and Motion for Mandatory Appointment of Counsel" and "Motion to Terminate" received August 30, 2023 are rejected for filing. These motions regarding Spokane County Superior Court No. 96-2-04155-1 must be filed with the Spokane County Superior Court Clerk.

Sincerely,


Tristen Worthen
Clerk/Administrator

TLW:sd

c: Beverly Louise Anderson, bla@winstoncashatt.com

Tristen L. Worthen
Clerk/Administrator

(509) 456-3082
TDD #1-800-833-6388

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August 9, 2023

Ralph Blakely
#817995
Washington State Penitentiary
1313 North 13th Ave.
Walla Walla, WA 99362
Email

*I declare under penalty of perjury that
for 24 years of illegal imprisonment that I have*

CASE # 387381

In re Trust of Blakely Farms

SPOKANE COUNTY SUPERIOR COURT No. 104006607

0 dollar spendable and need a

Mr. Blakely:

loyal attorney Ralph Blakely

Appellant has filed to timely file the Statement of Arrangements and Designation of Clerk's Papers by the due date of July 17, 2023. Unless the Statement of Arrangements and Designation of Clerk's Papers are received within 10 days from the date of this letter, by August 21, 2023, this matter will be referred to the Clerk/Administrator. Sanctions in the amount of \$250.00 may be imposed without further notice. See RAP 18.9(a).

*Please refer to
2020, 2021, 19 (filed statement of arrangements*

And about 200 legal documents

Your caption is wrong

Sincerely,

TRISTEN L. WORTHEN
Clerk/Administrator

Sam Dressler

Sam Dressler
Sr. Case Manager

*Ralph H. Blakely D BA
Blakely Farms Trust*

TLW:sd

c: Beverly Louise Anderson, bla@winstoncshatt.com

*"FRAUDARIZES" when Spurgatis charges
\$6,700 attorney fee THEN Pays Anderson
\$6,978 to brief with WRONG CAPTION*

Tristen L. Worthen
Clerk/Administrator

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TDD #1-800-833-6388

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September 8, 2023

Ralph Blakely
#817995
Washington State Penitentiary
1313 North 13th Ave.
Walla Walla, WA 99362
Email

Beverly Louise Anderson
Winston & Cashatt
601 W Riverside Ave Ste 1900
Spokane, WA 99201-0695
bla@winstoncashatt.com

CASE # 387381
In re Trust of Blakely Farms
SPOKANE COUNTY SUPERIOR COURT No. 104006607

Counsel and Mr. Blakely:

Having received Appellant's Motion for Stay and Response, the following notation ruling was entered:

September 7, 2023

Motion to Stay is denied in part. Court does not find sufficient evidence to stay proceedings, however an extension will be granted. RAP 18.8(a).

Corrected Statement of Arrangements and corrected Designation of Clerk's Papers, that comply with RAP 9.2 and RAP 9.6, are now due October 9, 2023.

Objection is noted and made a permanent part of the record.

Tristen Worthen
Clerk

The Statement of Arrangements and Designation of Clerk's Papers received August 30, 2023 are rejected for filing. Sample forms for both documents are attached for Mr. Blakely, please refer to RAP 9.1, Composition of Record on Review for further information.

Sincerely,

Tristen Worthen
Clerk/Administrator

TLW:sd

Tristen L. Worthen
Clerk/Administrator

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TDD #1-800-833-6388

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September 29, 2023

Ralph Blakely
#817995
CRCC, PO Box 769
Connell, WA 99362
Email

CASE # 387381
In re Trust of Blakely Farms
SPOKANE COUNTY SUPERIOR COURT No. 104006607

Mr. Blakely:

On September 19, 2023 the court received numerous documents from you through the filing portal – please see resolution/action taken:

- 1) Appeal from Spokane County Superior Court Case No. 96-2-04155-1 – this case is not on appeal, no action will be taken
- 2) Fraudulent Created (RHCSPT) Corrections – no action taken
- 3) Declaration and Motion for Mandatory Appointment of Counsel RCW 11.88 – no action taken, duplicate of 8/30/23 Motion previously rejected 9/13/23
- 4) Motion to Terminate Trustee – duplicate of 8/30/23 Motion, previously rejected 9/13/23
- 5) Motion to Stay Proceedings – duplicate of 8/17/23 Motion, ruled on 9/7/23
- 6) Motion to Strike Trustee's Answer to Motion to Stay – No action taken, ruling on motion to stay entered 9/7/23, made permanent part of the record
- 7) Designation of Clerk's Papers – rejected, does not properly designate documents
- 8) Statement of Arrangements – rejected, does not list hearing dates or court reporters

It is noted some of your pleadings reference Spokane County Superior Court Case No. 96-2-04155-1, that matter is not on appeal; Your current appeal only pertains to Spokane County Superior Court No. 10-4-00660-7 and only issues regarding that case can be raised.

Many of your documents indicate you do not have money for postage. Documents filed through the electronic portal are automatically served so postage is not necessary.

The Designation of Clerk's Papers and Statement of Arrangements remain due October 9, 2023

Sincerely,

Tristen Worthen
Clerk/Administrator

TLW:sd

c: Beverly Louise Anderson, bla@winstoncashatt.com

15

Tristen L. Worthen
Clerk/Administrator

(509) 456-3082
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of the
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Division III*



500 N Cedar ST
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October 17, 2023

Ralph Blakely
#817995
Coyote Ridge Correction Center
PO Box 769
Connell, WA 99362
Email

CASE # 387381
In re Trust of Blakely Farms
SPOKANE COUNTY SUPERIOR COURT No. 104006607

Mr. Blakely:

After several attempts to have you file the **correct** statement of arrangements and the designation of clerk's papers, those documents still remain due. Therefore, this file has been forwarded to the Commissioners' office for setting on their docket for dismissal for abandonment.

This matter will be considered on the docket of **November 2, 2023**, at **9 a.m.** without oral argument on a court's motion to dismiss for abandonment. If before the hearing date you file the correct statement of arrangements and designation of clerk's papers, the hearing will be stricken.

Sincerely,

Tristen Worthen
Clerk/Administrator

Bridget-Anne Rigg
Commissioners' Administrative Assistant

TLW:bar
C: Beverly Anderson

CASE NO 387381
COURT of APPEALS III
NOTICE of APPEAL of
FRAUDULENT TRUSTEES / 4th
THEFT AND ACCOUNTING
FROM
SPOKANE COUNTY SUPERIOR COURT
NO. 10-4-00660-7
RALPH HOWARD BLAKELY,
SPECIAL PERSON CARE TRUST

NO. 96-2-04155-1
RALPH HOWARD BLAKELY, D.B.A.
BLAKELY FARMS TRUST

CONSTITUTIONAL RIGHTS
DUE PROCESS NOTICE
APPEARANCE VIOLATION
(WSC) Art 1 Secs 3, 10, 12
RCW 4.08.060 & 9A.56.020,⁰³⁰
Ralph H. Blakely 817995
CRCC Sage MSUB02
Box 769 8 pages 10-16-23
Counel WA 99326

CASE NO 387381

COURT OF APPEALS III

SPOKANE COUNTY SUPERIOR COURT

RALPH HOWARD BLAKELY

SPECIAL PERSON CARE TRUST,
PLAINTIFF

VS

JAMES P. SPURGETT, et al.
DEFENDANTS

CASE #10-4-00660-7

NOTICE OF APPEAL of

SEPT 28, 2023 TRUSTEE'S

14th ACCOUNTING

PLAINTIFF BLAKELY ASKS THE COURT TO
APPEAL DEFENDANT SPURGETT'S 12-13-14th
ACCOUNTING AS GENUINE THEFT AND FRAUD.

BASED ON PLAINTIFF BLAKELY'S "TEN"
SUPPORTED MOTIONS TO THE SPOKANE
COUNTY SUPERIOR COURT'S

1. PLAINTIFF BLAKELY DECLARES THAT
SPURGETT'S REFUSED BLAKELY'S CALLS AND
REFUSES \$1.00 but pays Blakely's MONEY
to his self-interest as attorney fees
and to add greater Blakely INJURY,
pay attorney Anderson over \$7,000
of Blakely's MONEY to oppose Blakely!!!

2. BLAKELY HAS LOST \$2 MILLION ART & NON-
FICTION BOOK BECAUSE BLAKELY COULD NOT
PAY \$67.00 SHIPPING TO SPOKANE ATTORNEY
Respectfully Requested October 11, 2023
Ralph H. Blakely 817995 CRCC SAGE B02

(don't have resources to mail to SCSC or Clerk or Attorney)

NOTICE OF APPEAL 18

JAMES P. SPURGETIS, P.S.

Attorneys at Law
U.S. Bank Building
422 W. Riverside Ave., Ste. 620
Spokane, Washington 99201-0308
Phone: (509) 444-5141
Fax: (509) 444-5143

MR RALPH H BLAKELY JR 817995
~~WASHINGTON STATE PENITENTIARY~~ SAGE
~~1313 N 13TH AVE~~ Coyote Ridge Cc
~~WALLA WALLA WA 99362~~ Box 769
Criminal WA 99326

LEGAL CORRESPONDENCE

DATE: September 28, 2023

RE: " Ralph H. Blakely Jr. Special Person Care Trust "

Enclosed please find the following:

Copies	Description
One	Trustee's Fourteenth Accounting and Proposed Budget
<input type="checkbox"/>	For Necessary Action (x) See Remarks Below
<input type="checkbox"/>	For Signature & Return <input type="checkbox"/> Per Your Request
<input type="checkbox"/>	For Signature & Forwarding <input type="checkbox"/> Per Our Conversation
	As Noted Above <input type="checkbox"/> Approved as Noted
<input type="checkbox"/>	For Review & Comment (x) For your Files
<input type="checkbox"/>	For Recordation <input type="checkbox"/> For Your Information
<input type="checkbox"/>	For Payment Only, No Action Necessary

Enclosed please find the Trustee's Fourteenth Accounting and Proposed Budget filed with the Spokane Superior Court on 09/28/23.

Sincerely,

Debbie Phillips

Debbie Phillips
Legal Assistant

:dp

Enc.

CASE NO 387381
COURT OF APPEALS III

SPOKANE COUNTY SUPERIOR COURT

RALPH HOWARD BLAKELY D.B.A.,
BLAKELY FARMS TRUST,
Plaintiffs,

VS
YOLANDA BLAKELY, et al, AND
JAMES P. SPURGETIS,
DEFENDANTS.

SCSC CASE NO: 96-2-00155-1

OBJECTION TO
TRUSTEE'S 14th FRAUD

ACCOUNTING ^{Terminate}
Thief James P. Spurgetis

PLAINTIFF BLAKELY OBJECTS TO TRUSTEE'S
FRAUDULENT 14th GENUINE THEFT ACCOUNTING.

BASED ON FALSE STATEMENTS PAGE 3 OF 9 LINE

10, 19, 24. During past years Plaintiff Blakely
has issued 4 years SUBPORNAS requesting INVENTORY
of \$628,000 Royal Sales Orchard, \$12 million
Logan lumber warehouse and 119 acre SUBDIVISION.
also requested INVENTORY of Blakely Farms Trust
\$697,000 equipment, and stocks in personal Ralph
H. Blakely (Morgan Stanley securities account of \$619,000.
Line 21-24 Spurgetis paid Michael Kabra \$35,000. to
DO NOTHING AND Page 4 of 9, LINES 5-9 PAID J. FINER
[\$13,992 TO PREVENT] Blakely from getting his pain re-
lief wheelchair and cobalamin injection !!!

WHY? does Spurgetis pay to the IRS THREE
times (Page 10 \$3,429. or \$10,287. WHEN. Ralph H.

1 of 2 20
Objection & Terminate Spurgetis

Blakely personal M.S. security account DECREASES
from \$619,000 to \$566,000? \$53,000 LOSS?

PAGE 4 LINE 0-3 WSP or DDC does not use GlobalTel
and Spurgetis REFUSES Blakely Securia phone
calls for vitamins, Q tips, paper, copies,
attorney Connick fee, postage and etc.

? LINE 14-15 "CONFLICT" DID THE COURT APPOINT
ATTORNEY SPURGETIS APPELLANT COUNSEL 12-20-20 AND
6-29-23 AND HAD SPURGETIS PAY ANDERSON WITH "adjud-
icated 7-11-00 INCAPACITATED PERSON" BLAKELY'S MONEY?

? DID THESE MONEYS THAT WERE PAID TO LAWYERS SPURGETIS
AND ANDERSON (VIA RHB SPECIAL PERSON CARE) TRUST
ACCOUNT? WITHOUT RHB DUE PROCESS NOTICE
APPEARANCE of RHB & SPCT? MANDATES of RCW 4.08.060?

? RCW 11.88 et seq? VIOLATING GENUINE THEFT RCW 9A.56.20?

DECLARATION OF SERVICE | RHB absolutely do not have
funds for copies, postage to any of the COURT or parties -
October 16, 2023 | RHB, declares under penalty
perjury of Washington laws that the aforementioned
is true with direct personal injuries.

Ralph Howard Blakely 817995
CRCC SAGE MSU02
Box 769
Lanier, WA 99326

2 of 21
OBJECTION & TERMINATE SPURGETIS

d. The bond should: <input checked="" type="checkbox"/> remain the same; OR <input type="checkbox"/> be changed	\$

*Per Judge Tompkins' order entered 05/16/16, the Trustee was allowed to transfer \$5,000.00 from his blocked account to open this unblocked account for payment of the matters discussed in the Trustee's budget below in article 12. Said order does not require the posting of a bond.

9. Have trust reports been prepared annually? Yes No

10. Benefits Received. The Beneficiary receives the following:

SSDI/SSA; SSI; Medicaid; Medicare; Copes; TANF; HUD; Food Stamps; GAU; Public Assistance; VA; CSA; Other-Specify: Mr. Blakely is incarcerated at the Washington State Penitentiary.

? 11. Inventory: An inventory of all trust property is, or is not on file herein. An updated inventory is contained in this Report.

12. Proposed Budget: The Trustee seeks authority to make expenditures for the beneficiary according to the following proposed budget:

As set forth in all prior annual reports, retired Judge Tompkins desired that disbursements from the Trust be brought before her and approved; therefore, a proposed budget for ongoing monthly expenditures had not been presented in past annual reports. However, after Judge Tompkins retired from the bench several years ago, this matter was not assigned to another judge; therefore, the annual accountings are now audited by the GMP, and approved by a court commissioner which began, I believe, with the eighth annual report filed on 08/25/17.

Regarding the above and as stated in my last nine annual reports, requests are periodically made to the trustee from Mr. Blakely for various matters that are urgent and either of a legal or medical nature. For example, in past years there has been a request for costs for an appeal Mr. Blakely filed with the Washington State Court of Appeals, for assistance from a physician to assist Mr. Blakely in obtaining much needed medication he feels is being deprived him from the correction facility where incarcerated, for payments

1 to Global? Tel Link necessary for Mr. Blakely to phone in for court hearings with former
2 Judge Tompkins that were requested by him, and for miscellaneous other matters such as a
3 ? postage account at the prison, and trial court transcripts which was the case five years ago?
4 ? These are generally of an urgent nature; thus, these advancements are made by the trustee
5 and had been urged or ordered by Judge Tompkins.

6 A new matter mentioned in my 9th and 10th annual reports, that being a request by
7 ? attorney Jeffrey Finer to represent Mr. Blakely in a matter before the Department of
8 Corrections pertaining to the withholding of needed medical services for Mr. Blakely, did
9 occur. An order was entered to pay Mr. Finer \$12,000.00 for these services, which was
10 paid from the blocked account on 08/31/18. An additional \$1,992.09 was paid to Mr. Finer
11 on 03/10/20 per a court order entered on 02/24/20.

12 Mr. Blakely filed an appeal of the order approving my 11th annual report entered on
13 ? 11/20/20. I was given permission to hire appellate law attorney Beverly Anderson by court
14 order on 04/15/21. The appeal was decided on 09/01/22 under appellate cause number
15 ? 37893-4-III. The ruling of the Spokane County Superior Court Commissioner approving
16 the trustee's 11th annual report was affirmed 3-0. The Appellate Court opted not to publish
17 the opinion in the Washington Appellate Reports. Mr. Blakely continues to file appeals.
18 ? The last order approving more funds for me to hire appellate counsel was entered on
19 06/29/23.

20 **13. Fees:** If Trustee and/or attorney fees are requested, attach, or submit a separate,
21 itemized fee declaration which describes the specific services rendered, the time required,
22 the rate of compensation, and the out-of-pocket costs incurred.

23 ~~THESE~~ Trustee \$3,573.50; Attorney \$185.50; Accountant \$ 400.00 (paid as billed for 2022's
24 1041 tax return); Costs \$85.40 DOUBLE BILLING # 24

25 **14. Court Approval:** The Trustee petitions the Court for approval of this Accounting and
26 Proposed Budget.

9:30 AM

08/24/23

Cash Basis

Blakely Trust

Balance Sheet Detail

As of May 31, 2023

Type	Date	Num	Name	Memo	Clr	Split	Paid Amount	Balance
ASSETS								25,027.24
Current Assets								25,027.24
Checking/Savings								25,027.24
WTB Blocked PMA								20,014.87
Deposit	06/30/2022		Deposit to PMA	Interest Deposit	X	WTB PMA	0.49	20,015.36
Deposit	07/31/2022		Deposit to PMA	Interest Deposit	X	WTB PMA	1.01	20,016.37
Deposit	08/31/2022		Deposit to PMA	Interest Deposit	X	WTB PMA	1.70	20,018.07
Check	09/02/2022		Withdrawal fro...	transfer per c...	X	WTB Non Bl...	-6,800.00	13,218.07
Deposit	09/30/2022		Deposit to PMA	Interest Deposit	X	WTB PMA	1.11	13,219.18
Check	10/27/2022		Withdrawal fro...	transfer per c...	X	WTB Non Bl...	-7,200.00	6,019.18
Deposit	10/31/2022		Deposit to PMA	Interest Deposit	X	WTB PMA	0.98	6,020.16
Deposit	11/30/2022		Deposit to PMA	Interest Deposit	X	WTB PMA	0.63	6,020.79
Deposit	12/31/2022		Deposit to PMA	Interest Deposit	X	WTB PMA	0.76	6,021.55
Deposit	01/31/2023		Deposit to PMA	Interest Deposit	X	WTB PMA	0.77	6,022.32
Deposit	02/28/2023		Deposit to PMA	Interest Deposit	X	WTB PMA	0.93	6,023.25
Deposit	03/31/2023		Deposit to PMA	Interest Deposit	X	WTB PMA	1.79	6,025.04
Deposit	04/30/2023		Deposit to PMA	Interest Deposit	X	WTB PMA	1.73	6,026.77
Deposit	05/31/2023		Deposit to PMA	Interest Deposit	X	WTB PMA	1.97	6,028.74
Total WTB Blocked PMA							-13,986.13	6,028.74
WTB Certificate of Deposit								0.00
Total WTB Certificate of Deposit								0.00
WTB Non Blocked Simp Checking								5,012.37
Check	06/08/2022	141	United States T...	2022 1041 ES	X	1041 ES Pa...	-3,429.00	1,583.37
Check	09/02/2022		Withdrawal fro...	Deposit per C...	X	WTB Blocke...	6,800.00	8,383.37
Check	09/07/2022	142	United States T...	2022 1041 ES	X	1041 ES Pa...	-3,429.00	4,954.37
Check	09/07/2022	143	Void		X	Voided Check		4,954.37
Check	09/07/2022	144	Winston & Cas...	attorney for tr...	X	Atty Fees fo...	-661.37	4,293.00
Check	10/27/2022		Withdrawal fro...	transfer per c...	X	WTB Blocke...	7,200.00	11,493.00
Check	11/23/2022	145	James P. Spur...	trustee fees a...	X	Trustee Fee...	-6,513.88	4,979.12
Check	01/12/2023	146	Washington St...	filing fee appeal	X	Filing Fee	-200.00	4,779.12
Check	01/12/2023	147	United States T...	2022 1041 ES	X	1041 ES Pa...	-3,429.00	1,350.12
Check	04/11/2023	148	Schmedding & ...	income tax ret...	X	Schmedding	-400.00	950.12
Total WTB Non Blocked Simp Checking							-4,062.25	950.12
Total Checking/Savings							-18,048.38	6,978.86
Accounts Receivable								0.00
Total Accounts Receivable							\$10,287	0.00
Other Current Assets								0.00
Total Other Current Assets							18062.25	0.00
Total Current Assets							-18,048.38	6,978.86
Fixed Assets								0.00
Total Fixed Assets								0.00
Other Assets								0.00
Total Other Assets								0.00
TOTAL ASSETS							-18,048.38	6,978.86
LIABILITIES & EQUITY								25,027.24
Liabilities								0.00
Current Liabilities								0.00
Accounts Payable								0.00
Total Accounts Payable								0.00
Credit Cards								0.00
Total Credit Cards								0.00

CHECK
RHB SPECIAL PERSON CARE TRUST

-3,429.00
6,800.00
-3,429.00
-661.37
7,200.00
-6,513.88
-200.00
-3,429.00
-400.00

FILED
SUPREME COURT
STATE OF WASHINGTON
1/22/2024 2:15 PM
BY ERIN L. FEHON
CLERK

Tristen L. Worthen
Clerk/Administrator

(509) 456-3082
TDD #1-800-833-6388

*The Court of Appeals
of the
State of Washington
Division III*



500 N Cedar ST
Spokane, WA 99201-1905

Fax (509) 456-4288
<http://www.courts.wa.gov/courts>

January 17, 2024

E-mail

Ralph Blakely
#817995
Coyote Ridge Correction Center
PO Box 769
Connell, WA 99362

E-mail

Beverly Louise Anderson
Winston & Cashatt
601 W Riverside Ave Ste 1900
Spokane, WA 99201-0695
bla@winstoncashatt.com

CASE # 387381
In re Trust of Blakely Farms
SPOKANE COUNTY SUPERIOR COURT No. 104006607

Counsel and Mr. Blakely:

Enclosed is a copy of the Order Denying Motion to Modify the Commissioner's Ruling of December 5, 2023.

A party may seek discretionary review by the Supreme Court of the Court of Appeals' decision. RAP 13.4(a). A party seeking discretionary review must file a Petition for Review in the Court of Appeals within 30 days after this Court's Order Denying Motion to Modify. Please file the petition electronically through the court's e-filing portal or, if in paper format, only the original need be filed. Please serve a copy on the opposing party and provide proof of such service.

Sincerely,

Tristen Worthen
Clerk/Administrator

TW/pb
Enc.

INMATE

January 22, 2024 - 2:15 PM

Transmittal Information

Filed with Court: Supreme Court

Appellate Court Case Number: Case Initiation

DOC filing of Blakely Inmate DOC Number 817995

The following documents have been uploaded:

- NEW_20240122021504SC890563_6600_InmateFiling.pdf {ts '2024-01-22 14:01:23'}

The Original File Name was 20240122_123310.pdf

The DOC Facility Name is Coyote Ridge Corrections Center.

The Inmate The Inmate/Filer's Last Name is Blakely.

The Inmate DOC Number is 817995.

The CaseNumber is 000000.

The Comment is 1OF1.

The entire original email subject is 05,Blakely,817995,NEWCASE,1OF1.

The email contained the following message:

Reprocessed due to incorrect subject line -----Original Message----- From: SMTP.DOC1.WA.LCL <SMTP.DOC1.WA.LCL> Sent: Monday, January 22, 2024 12:33 PM To: eFiling-SC <eFiling-SC@courts.wa.gov> Subject: [DMARC]05,Blakely,817995,NEWCASE,1OF1 External Email Warning! This email has originated from outside of the Washington State Courts Network. Do not click links or open attachments unless you recognize the sender, are expecting the email, and know the content is safe. If a link sends you to a website where you are asked to validate using your Account and Password, DO NOT DO SO! Instead, report the incident. Reply to: SMTP.DOC1.WA.LCL <SMTP.DOC1.WA.LCL> Device Name: DOC1pCNL1149 Device Model: BP-70C31 Location: S054 OA Suite File Format: PDF MMR(G4) Resolution: 200dpi x 200dpi Attached file is scanned image in PDF format.

The following email addresses also received a copy of this email:

A copy of the uploaded files will be sent to:

- No additional parties were sent this document.

Note: The Filing Id is 20240122021504SC890563

Tristen L. Worthen
Clerk/Administrator

(509) 456-3082
TDD #1-800-833-6388

**The Court of Appeals
of the
State of Washington
Division III**



500 N Cedar ST
Spokane, WA 99201-1905

Fax (509) 456-4288
<http://www.courts.wa.gov/courts>



January 17, 2024

E-mail

Ralph Blakely
#817995
Coyote Ridge Correction Center
PO Box 769
Connell, WA 99362

E-mail

Beverly Louise Anderson
Winston & Cashatt
601 W Riverside Ave Ste 1900
Spokane, WA 99201-0695
bla@winstoncashatt.com

CASE # 387381
In re Trust of Blakely Farms
SPOKANE COUNTY SUPERIOR COURT No. 104006607

Counsel and Mr. Blakely:

Enclosed is a copy of the Order Denying Motion to Modify the Commissioner's Ruling of December 5, 2023.

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Sincerely,

Tristen Worthen
Clerk/Administrator

TW/pb
Enc.

FILED
JANUARY 17, 2024
In the Office of the Clerk of Court
WA State Court of Appeals, Division III

COURT OF APPEALS, DIVISION III, STATE OF WASHINGTON

In re:)	No. 38738-1-III
)	
)	
TRUST OF BLAKELY FARMS.)	ORDER DENYING
)	MOTION TO MODIFY
)	COMMISSIONER'S RULING
)	
)	

Having considered Ralph Blakely's motion to modify the commissioner's ruling of December 5, 2023, and the file and record herein;

IT IS ORDERED the motion to modify the commissioner's ruling is denied.

PANEL: Judges Lawrence-Berrey, Cooney, and Pennell

FOR THE COURT:



 GEORGE FEARING
 CHIEF JUDGE