

FILED
SUPREME COURT
STATE OF WASHINGTON
8/2/2024 3:13 PM
BY ERIN L. LENNON

CLERK SUPREME COURT FOR THE STATE OF WASHINGTON

STATE OF WASHINGTON,)	No. 103188-2
Respondent,)	
)	
v.)	STATEMENT OF
)	ADDITIONAL
CURTIS WALKER,)	AUTHORITIES
Petitioner)	

Pursuant to RAP 10.8, Curtis Walker submits the following Statement of Additional Authorities:

In *In re Pers. Restraint of Fletcher*, __ Wn.3d __, __ P.3d __, 2024 WL 3448592 (July 18, 2024), this Court explained that a judgment and sentence is invalid on its face when it includes invalid prior convictions.

In *Fletcher*, the defendant pled guilty and stipulated to an exceptional sentence. *Id.* at *2. Later, he realized his offender score was incorrect and sought relief. *Id.* at *3. *Fletcher* recognizes that a court lacks statutory authority to impose a

Statement of Additional
Authorities

Washington Appellate Project
1511 Third Avenue, Suite 610
Seattle, WA 98101
(206) 587-2711

sentence based on an offender score that was miscalculated
“upward.” *Id.* at *8. This Court explained that the facial error on
the judgment and sentence “constitutes a fundamental defect that
inherently resulted in a complete miscarriage of justice.” *Id.* at
*5.

Fletcher supports the arguments Mr. Walker makes in his
appeal and his right to meaningful relief from the error in his
judgment and sentence.

Counsel certifies this pleading complies with RAP 18.17
and contains 155 words.

DATED this 2nd day of August 2024.



NANCY P. COLLINS (28806)
Washington Appellate Project (91052)
Attorneys for Appellant

DECLARATION OF FILING AND MAILING OR 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 to which this declaration is affixed/attached, was filed in the **Washington State Supreme Court** under **Case No. 103188-2**, and a true copy was mailed with first-class postage prepaid or otherwise caused to be delivered to the following attorney(s) or party/parties of record at their regular office or residence address as listed on ACORDS:

☒ respondent Stephanie Guthrie, DPA
[stephanie.guthrie@kingcounty.gov]
[paoappellateunitmail@kingcounty.gov]
Prosecuting Attorney King County

☐ Attorneys for another party

A handwritten signature in blue ink, appearing to read 'Taylor Halverson', is written over a light blue horizontal line.

TAYLOR HALVERSON, Legal Assistant
Washington Appellate Project

Date: August 2, 2024

WASHINGTON APPELLATE PROJECT

August 02, 2024 - 3:13 PM

Transmittal Information

Filed with Court: Supreme Court
Appellate Court Case Number: 103,188-2
Appellate Court Case Title: State of Washington v. Curtis John Walker

The following documents have been uploaded:

- 1031882_State_of_Add_Authorities_20240802150236SC381345_3668.pdf
This File Contains:
Statement of Additional Authorities
The Original File Name was washapp.080224--9.PDF

A copy of the uploaded files will be sent to:

- paoappellateunitmail@kingcounty.gov
- stephanie.guthrie@kingcounty.gov

Comments:

Sender Name: MARIA RILEY - Email: maria@washapp.org

Filing on Behalf of: Nancy P Collins - Email: nancy@washapp.org (Alternate Email: wapofficemail@washapp.org)

Address:
1511 3RD AVE STE 610
SEATTLE, WA, 98101
Phone: (206) 587-2711

Note: The Filing Id is 20240802150236SC381345