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COURT OF APPEALS DIV 1
STATE OF WASHINGTON
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THE STATE OF WASHINGTON COURT OF APPEALS
DIVISION ONE

CLERK OF THE SUPREME COURT
STATE OF WASHINGTON

92333-7

XIE, XIAOMEI,
The Appellee,
vs.
HARRISON, GERON LEE,
The Appellant.

CASE NO.: 72094-5-1.

PETITION FOR REVIEW (RAP RULE 13.4)

Here comes the appellant, Geron Lee Harrison, in the above cited and entitled and captioned matter, who petitions the court for review regarding appellant's Motion to Reconsider, that was filed with the court on or about April 30th, 2015, pursuant to Washington State Court Rules, Rules of Appellate Procedure, Rule 12.4, which was subsequently answered and ruled upon by State of Washington Court of Appeals, Division One, Commissioner Mary Neel, on or about June 19th, 2015. Commissioner Neel ruled, "*Review is dismissed based on failure to comply with prior rulings and perfect the record,*" which appellant vehemently objects to this ruling, pursuant to Washington State Court Rules, RAP, Rule 17.7. (Please refer to appellant's OBJECTION TO RULING-REVIEW OF DECISION REGARDING MOTION TO RECONSIDER-MOTION TO MODIFY RULING) Pursuant to Washington State Court Rules, RAP, Rule 13.4, the appellant hereby petitions the court to review Commissioner Neel's June 19th, 2015 ruling, which in effect terminates appellant's appeal. Further, the court has scheduled a Mandate to terminate appellant's appeal or review in its finality on or about July 20th, 2015, without notifying the appellant in writing. The appellant petitions the court that the court's full panel of Judges be utilized to review the ruling of Commissioner Neel's June 19th, 2015 ruling regarding appellant's April 30th, 2015 Motion to Reconsider, pursuant to Washington State Court Rules, RAP, Rule 17.2(a)(1)(2)(3)(4). Appellant further petitions the court to recall the Mandate set by the court on June 19th, 2015 and scheduled for execution on July 20th, 2015, pursuant to Washington State Court Rules,

RAP, Rule 12.9, to comply or correct or remedy the ruling and to afford more time for this petition or motion cycle through its processes.

Dated: July 17th, 2015.

Respectfully Submitted,



Signature

Geron L. Harrison
The Appellant
General Delivery
Medina, Washington 98039-9999

CERTIFICATE OF SERVICE:

I certify that on the 20th day of July, 2015, I caused that a true and correct copy of this *PETITION FOR REVIEW AND CERTIFICATE OF SERVICE* to be served on the following in the manner indicated below:

Counsel for Ms. Xiaomei Xie, Appellee.
Name: Ms. Lindsey McCune Goheen, Esq.
Address: Northwest Justice Project
401 2nd Avenue South, Suite #407,
Seattle, Washington 98104-3811.

Via by U.S. Mail.
 Hand Delivery.

Dated: July 17th, 2015.

Signature: _____

A handwritten signature in black ink, appearing to read "Geron Lee Harrison", written over a horizontal line.

Geron Lee Harrison

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

In the Matter of the Marriage of:)	
XIAOMEI XIE,)	No. 72094-5-1
)	
Respondent,)	ORDER DENYING
)	MOTION TO MODIFY
and)	
)	
GERON LEE HARRISON,)	
)	
Appellant.)	
_____)	

Appellant, Geron Lee Harrison, has moved to modify the commissioner's June 19, 2015 ruling dismissing review for failure to perfect the record. Respondent Xiaomei Xie has filed an answer. We have considered the motion under RAP 17.7 and have determined that it should be denied.

Now, therefore, it is hereby

ORDERED that the motion to modify is denied.

Done this 29th day of September, 2015.

Leach, J.

Trickey, J.
Dry, J.

2015 SEP 29 AM 11:00

COURT OF APPEALS
STATE OF WASHINGTON

*The Court of Appeals
of the
State of Washington*

RICHARD D. JOHNSON,
Court Administrator/Clerk

DIVISION I
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May 6, 2015

Geron Lee Harrison
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Lindsey McCune Goheen
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lindseyg@nwjustice.org

CASE #: 72094-5-1

Xiam Mei Xie, Respondent v. Geron Lee Harrison, Appellant

Counsel:

The following notation ruling by Commissioner Mary Neel of the Court was entered on May 6, 2015:

On March 26, 2015, I issued the following ruling:

In this matter appellant Geron Lee Harrison appeals several trial court orders, including a parenting plan and order of protection. As set out in prior rulings, under RAP 15.2, the Supreme Court of Washington determines whether public funds will be expended for an appeal. The Supreme Court has denied the expenditure of public funds in this appeal.

On February 23, 2015, I ruled that review would be dismissed unless by March 20, 2015 Mr. Harrison paid for the clerks papers so that they can be transmitted to this court and made financial arrangements to prepare the trial transcripts he intends to provide.

On March 20, 2015, Mr. Harrison filed a renewed motion asking this court to pay for and/or waive the charges for preparation of the record and to provide court appointed counsel. Mr. Harrison argues in part that he is entitled to the record and counsel at public expense because the effect of the trial court orders is essentially to deprive him of parental rights and that he may be subject to potential deprivation of his physical liberty due to ongoing child support issues. Mr. Harrison argues that under GR 34 and Jafar v. Webb, 177 Wn.2d 520 (2013). It appears that these are arguments he has not previously made.

As noted above, it is the Washington Supreme Court that can order the expenditure of public funds in a case of this type. This court will not rule on his March 20, 2015 motion for the expenditure of public funds and for appointed counsel. I will, however, give Mr. Harrison an opportunity to file his motion in the Supreme Court. By April 27, 2015, Mr. Harrison should file a status report in this court regarding any Supreme Court action on his motion.

On April 21, 2015, appellant Harrison filed a note for motion to bring the issue of the expenditure of public funds before a panel of this court. Then on April 30, 2015, Harrison filed a motion for reconsideration, asserting that he never received this court's March 26, 2015 ruling and never received any written response to his motion/note for motion.

This court sends rulings and letters to Harrison at the General Delivery address he has provided (Geron L. Harrison, General Delivery, Medina, WA 98039-9999) and to the email address he has provided (geron.harrison@hotmail.com).

The Supreme Court has already denied Harrison's request for the expenditure of public funds and informed him that the decision is not subject to a motion for reconsideration. Nevertheless, because Harrison's March 20, 2015 motion includes new information and arguments, I gave him the opportunity to file his motion in the Supreme Court. He has not done so, stating he did not receive my ruling.

Review will be dismissed without further notice unless by June 8, 2015, Harrison either pays for the clerks papers and makes arrangements to pay for preparation of the report of proceedings, or demonstrates that the Supreme Court is considering his renewed motion for the expenditure of public funds."

Mary S. Neel
Commissioner

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

ssd

*The Court of Appeals
of the
State of Washington*

RICHARD D. JOHNSON,
Court Administrator/Clerk

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March 26, 2015

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CASE #: 72094-5-1

Xiam Mei Xie, Respondent v. Geron Lee Harrison, Appellant

Counsel:

The following notation ruling by Commissioner Mary Neel of the Court was entered on March 26, 2015:

"In this matter appellant Geron Lee Harrison appeals several trial court orders, including a parenting plan and order of protection. As set out in prior rulings, under RAP 15.2, the Supreme Court of Washington determines whether public funds will be expended for an appeal. The Supreme Court has denied the expenditure of public funds in this appeal.

On February 23, 2015, I ruled that review would be dismissed unless by March 20, 2015 Mr. Harrison paid for the clerks papers so that they can be transmitted to this court and made financial arrangements to prepare the trial transcripts he intends to provide.

On March 20, 2015, Mr. Harrison filed a renewed motion asking this court to pay for and/or waive the charges for preparation of the record and to provide court appointed counsel. Mr. Harrison argues in part that he is entitled to the record and counsel at public expense because the effect of the trial court orders is essentially to deprive him of parental rights and that he may be subject to potential deprivation of his physical liberty due to ongoing child support issues. Mr. Harrison argues that under GR 34 and Jafar v. Webb, 177 Wn.2d 520 (2013). It appears that these are arguments he has not previously made.

As noted above, it is the Washington Supreme Court that can order the expenditure of public funds in a case of this type. This court will not rule on his March 20, 2015 motion for the expenditure of public funds and for appointed counsel. I will, however, give Mr. Harrison an opportunity to file his motion in the Supreme Court. By April 27, 2015, Mr. Harrison should file a status report in this court regarding any Supreme Court action on his motion."

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

ssd

*The Court of Appeals
of the
State of Washington*

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Court Administrator/Clerk

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February 23, 2015

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CASE #: 72094-5-1
Xiam Mei Xie, Respondent v. Geron Lee Harrison, Appellant

Counsel:

The following notation ruling by Commissioner Mary Neel of the Court was entered on February 20, 2015:

"On November 5, 2014 the Supreme Court denied the expenditure of public funds, and appellant Harrison's request for reconsideration was placed in the file without action. This court is without authority to authorize public funds to prepare transcripts. Review will be dismissed unless by March 20, 2015 appellant has paid for the clerk's papers so that they can be transmitted to this court, as well as made financial arrangements to prepare transcripts he seeks for the appeal."

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

ssd