

FILED

APR 19 2019  
WASHINGTON STATE  
SUPREME COURT

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

CITY OF SHORELINE,

Respondent,

v.

SOLOMON DION MCLEMORE,

Petitioner.

No. 95707-0

ORDER  
AMENDING  
OPINION

It is hereby ordered that that the lead opinion of González, J., filed April 18, 2019, in the above entitled case is changed as indicated below.

On page 17, line 2 of the slip opinion, beginning with “We”, strike all material down to and including “opinion.” on line 3 and insert:

We in the lead opinion would hold the city presented insufficient evidence to sustain McLemore’s conviction and remand to the trial court for further proceedings consistent with this opinion. However, we recognize this opinion has garnered only four signatures. “Therefore, there being no majority for the reversal of the judgment of the trial court, it necessarily stands affirmed, and the order of this court is that the judgment appealed from be and it is hereby affirmed.” *Peterson v. City of Tacoma*, 139 Wash. 313, 313, 246 P. 944 (1926).

DATED this 19<sup>th</sup> day of April, 2019.

Fardoust, CJ  
Chief Justice by ASM

APPROVED:

González, J.