

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,

Appellant,

v.

S.C.C.,
DOB: 3/30/00,

Respondent.

No. 75742-3-I

DIVISION ONE

UNPUBLISHED OPINION

FILED: DEC 18 2017

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STATE OF WASHINGTON
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PER CURIAM. The State appeals an order sealing S.C.C.'s records following his completion of a deferred disposition and the dismissal of his conviction for possession of marijuana. The State contends "[t]he trial court violated RCW 13.40.127 and RCW 13.50.260 by sealing the Respondent's juvenile criminal case file upon successful completion of a deferred disposition before the Respondent's eighteenth birthday." Appellant's brief at 1. This contention is controlled by our recent decision in State v. H.Z.-B., ___ Wn. App. ___, ___ P.3d ___ (2017) (holding that statutes pertaining to record sealing and deferred dispositions indicate that juvenile record should be sealed when case is dismissed and do not prohibit sealing until juvenile's eighteenth birthday).¹

Affirmed.

For the Court:

Spencer, J. Becker, J.
Appelwick, J.

¹ S.C.C.'s motion to enlarge the time to file a motion to modify this court's ruling that the challenged order is appealable as a matter of right is both unpersuasive and, in light of H.Z.-B., moot.