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APPENDIX

A

Honorable Chief Judge Veronica Galvin

IN THE SUPERIOR COURT FOR THE STATE OF WASHINGTON
IN AND FOR KING COUNTY

STATE OF WASHINGTON, Plaintiff,	NO. 02-1-02656-3 KNT
V. RONALD BUZZARD JR., Defendant	MOTION TO CORRECT J&S-CRR 7.8(b)(3)(4)

II. IDENTITY OF MOVING PARTY

Ronald Buzzard Jr., Defendant, herein Pro Se moves this Court for the relief as requested in Part II of this Motion.

III. STATEMENT OF RELIEF SOUGHT

Buzzard requests this Court correct his J&S, removing the handwritten "interlineations" from his J&S, Page 4, Section 4.4, which were NOT on the transcripts, NOT agreed to by him or initialed by him. Buzzard seeks this Court correct his J&S (Judgment and Sentence) to a "determinate" sentence of 123 months, with 36 months community custody, NOT under the jurisdiction of the ISRB or CCB, and NOT life sentence under the Board, and NOT life community custody. Thus, Buzzard's entitled to IMMEDIATE RELEASE with NO release address, and is issued a Certificate of Rehabilitation. RCW 9.94A.637(3).

III. ASSIGNMENT OF ERROR

1. The handwritten "interlineations" by Judge Jay V. White on Buzzard's

NO. 02-1-02656-3 KNT-CRR 7.8 MOTION TO CORRECT J&S-1-

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Judgment and Sentence (J&S) were off the record, not on the transcripts, and not as Buzzard understood. Buzzard did not initial or agree to these handwritten "interlineations" on Page 4, Section 4.4 of his J&S, violating due process, right to a fair hearing, and equal protection under the 5th, 6th, and 14th Amendments, requiring Correction of the J&S and Buzzard's IMMEDIATE RELEASE. Buzzard's sentence given at sentencing on October 11, 2002 on the transcripts, which was 123 months with 36 months community custody, a "determinate" sentence, which the "interlineations" fraudulently turned Buzzard's sentence into an "indeterminate" life sentence under the Board, which Buzzard was never given the statutorily required Notice of.

IV. ISSUES PERTAINING TO ASSIGNMENT OF ERROR

1. Did Judge Jay V. White make handwritten "interlineations" on Buzzard's J&S, Page 4, Section 4.4, off the record, not on the transcript, changing the "determinate" SRA sentence into an "indeterminate" life sentence under the ISRB without the statutorily required Notice? (AOE 1)
2. Did Buzzard initial and agree to the "interlineations"? (AOE 1)
3. Was Buzzard's 5th and 14th Amendment Constitutional rights to due process violated when Judge Jay V. White fraudulently "interlined" his J&S? (AOE 1)
4. Was Buzzard's 6th Amendment Constitutional right to a fair hearing or proceeding violated when his J&S was "interlined" by Judge Jay V. White? (AOE 1)
5. Was Buzzard's 14th Amendment Constitutional right to equal protection violated when his J&S was "interlined" by Judge Jay V. White? (AOE 1)
6. Does Buzzard's choice of remedy control? (AOE 1)
7. Did the fraudulent "interlineations" change Buzzard's premised and sentenced to "determinate" sentence into an "indeterminate" sentence under the ISRB? (AOE 1)

IV. TIME BAR

1. J&S Invalid On Its Face

Since the "interlineation" is "on its face" of the J&S, EX 1, Page 4, Section 4.4, and is different than the plea, EX 3, and is not what Buzzard was plea allocuted to, EX 3, and NOT what he was sentenced to, EX 3

Thus, Buzzard's J&S is "invalid on its face" due to this "interlineation" on Page 4 of his J&S. And since his J&S is "invalid on its face", RCW 10.73.090(1), bypasses any one-year time bar, and requires the relief as requested be examined, and granted.

A J&S is facially invalid if, without further elaboration, it shows an error.

In re Clark, 168 Wn.2d 581, 585, 230 P.3d 156 (2010). The facial invalidity must be "a more substantial defect than a technical misstatement that had no effect on the rights of the petitioner." In re McKiernan, 165 Wn.2d 777, 783, 203 P.3d 375 (2009). "Constitutionally invalid on its face" means a conviction which without further elaboration evidences infirmities of a Constitutional magnitude. In re Thompson, 141 Wn.2d 712, 718, 10 P.3d 382, 383 (2000).

Buzzard's constitutional rights to due process, equal protection, and fair proceedings under the 5th, 6th, and 14th Amendments were all violated when his J&S was "interlined" by hand by Judge White, making his J&S "Constitutionally invalid on its face," bypassing the one-year time bar under RCW 10.73.090(1), requiring review of this CrR 7.8 Motion.

2. Required Statutory Notice Not Given

Buzzard claims this petition is also exempt from the one-year time bar because he did not receive the statutorily required notice of two statutes.

First, the trial court failed to advise him of RCW 9.94A.712 and RCW 9.95.420

that requires notice of the mandatory parole term, which Buzzard never got notice of on the record orally as required, not the piece of paper attached to his J&S he signed, but was NOT explained to him.

And his petition is exempt from the time limit because he did not receive notice of the one-year statute of limitation from the trial court. See RCW 10.73.110 (trial court shall advise defendant of one-year statute of limitations when it pronounces J&S). See EX 3, Page 21, Line 18.

When a statute requires notice, the failure to comply creates an exemption to the time bar. In re Carter, No. 37048-4-II (Div 3, 2010) (citing In re Vega, 118 WnAd 449, 451, 823 P.2d 111 (1992)). "RCW 10.73.110 is unambiguous. It imposes the duty that the Court shall advise the defendant at the time, judgment and sentence is pronounced in a criminal case of the time limit specified in RCW 10.73.090."

State v. Golden, 112 Wn.App. 68, 78, 47 P.3d 587 (2002) (citing Vega, at 45).

Here, it does not appear in the record before us that Buzzard was orally advised at the time of sentencing of the time limits applicable to collateral attack under RCW 10.73.090. And no document as a "Notice of Rights on Appeal and Certificate of Compliance with CrR 7.2(h)" appears to have been filed in the court docket.

State v. Schreib, No. 67356-4-I (Div I, 2012).

Notice must be "orally advised" on the record on all three statutes, which did NOT happen, thus, each bypasses the time bar. EX 3.

Furthermore, the general rule is that "when a statute requires notice be served upon a person for the purpose of creating liabilities or determining rights, personal service is intended." Johnson Forestry v. Natural Res., 131 Wn.App. 13, 20, 136 P.3d 45, 48-49 (Div 2, 2005). Failure to advise defendant constitutes "manifest injustice." Yethers v. U.S., 572 F.2d 1326 (9th Cir. 1978).

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All these statutes required Notice be "orally" given on the record at Buzzard's sentencing hearing, Ex 3, which was NOT given, thus, this bypasses the one-year time bar, requiring this Court review Buzzard's "interlineation"

VI. FACTS RELEVANT TO MOTION

Buzzard took a plea on September 27, 2002, for a "determinate" 123 months total confinement, with 36 months community custody, NOT life on community custody, and NOT under the Board's jurisdiction for life. The sentencing hearing was on October 11, 2002. Buzzard's sentence was suspended based on completing treatment and he was released the same day. Buzzard's suspended sentence was revoked about 6 months later in 2003. Buzzard served over 13 years straight, losing no good time or earned time. Buzzard was only supposed to serve 8 1/2 years on the 123 months after good time and earned time. Minus the over 6 months Buzzard served in the King County Jail, Buzzard's served over 52 months on community custody, and over 183 months in total actual confinement, and 210 months including his good time and earned time. Buzzard was released June 16, 2016 to community custody.

Then Buzzard's community custody was revoked based on his first violation that was NOT a new SRA offense on September 1, 2020, based on illegal, not directly crime related, and unconstitutional conditions. Buzzard's been in additional "total confinement" for an additional 14 months.

Buzzard would NEVER have agreed to a LIFE sentence on his first felony. Buzzard's served more time in total confinement, and 2 years more community custody than many murderers. Thus, his sentencing is discriminatory, disproportionate, and invalid. And Buzzard's entitled to his choice of remedy he understood he'd receive.

Judge White sentenced Buzzard, and at the oral required colloquy at plea and

sentencing Judge White NEVER mentioned the life sentence, Brandy's jurisdiction for life, or life on community custody. Judge White clearly sentenced Buzzard to a "determinate" 123 month sentence at sentencing: 123 months.

EX 3, Line 17, Page 13

Thus, Buzzard's entitled to have his T85 corrected, the interneation removed, and "specific performance" of what he understood, the "determinate" 123 months, with 36 months community custody, which he's already served and performed his part of the bargain, including the entire total confinement, and community custody. Thus, Buzzard's entitled to "immediate release."¹¹

Thus, Buzzard's been unlawfully restrained for an additional 8-11 years of wrongful incarceration, requiring a Show Cause Hearing, CrR 7.8(c)(3) which Buzzard can appear telephonically to argue and defend the fraudulent "interneation," unless this Court's Chief Judge agrees and automatically ORDERS Buzzard's immediate release.

And even though the Prosecutor mentions community custody for life, EX 2, Page 6, Lines 9-11, the Judge did NOT sentence Buzzard to life, and Buzzard argues he would NOT have plead guilty to his First felony for a life sentence. Buzzard was told, and understood a "determinate" 93-123 month sentence. EX 2, Page 6, Lines 14-15. The Prosecutor mentioned Buzzard "COULD" have it imposed prison up to life, and community custody up to life. EX 2, Page 7, Lines 17-18. But, the Court did NOT sentence him to either on the record. Thus

since Judge White did NOT state on the record, ISRB, life sentence, ISRB for life, life on community custody, minimum term sentence, mandatory minimum, or ~~probation~~, he was wrong to interleave the TJS fraudulently on Page 4, EX1, to include the life sentence, ISRB jurisdiction, and both up to life. Especially since as the case law herein requires Buzzard to initial all changes, which he did NOT. Thus, it must go by what Buzzard was told, admitted to on the record at his plea colloquy and sentencing, which is what Buzzard understood. A 123 month "determinate" sentence, with 36 months community custody. NO ISRB, NO indeterminate sentence, NO ISRB for life, NO life sentence, NO minimum term sentence, NO mandatory minimum sentence.

But on his TJS, EX1, Page 4, § 4.4 (c) does state under the treatment section, and § 4.4 (b) community custody section "3 years", which was also crossed out and "interleaved" without Buzzard's knowledge, understanding, or approval, thus, invalidating Buzzard's TJS, which bypasses the time bar and requires his choice of remedy. Buzzard argues for "specific performance" since he's already served double his sentence and community custody time, he plead to, and was colloquyed to in his plea hearing, EX2, Page 6, lines 13-16, and sentenced to, EX3, line 17 Page B.

VII. ARGUMENT

1. Fraudulent "Interlineation" of JBS Requires Correction

BUZZARD'S JBS WAS FRAUDULENTLY "INTERLINEATED" BY JUDGE

JAY V. WHITE NOT ON THE TRANSCRIPTS WHICH CHANGED HIS

SENTENCE FROM HIS SENTENCED "DETERMINATE" 123 MONTH

SENTENCE WITH 36 MONTHS COMMUNITY CUSTODY TO AN "INDETERMINATE"

123 MONTH MINIMUM TERM LIFE SENTENCE UNDER THE ISRB

REQUIRING CORRECTION BACK TO THE "DETERMINATE" SENTENCE,

NOT UNDER THE BOARD AND IMMEDIATE RELEASE WITH NO

COMMUNITY CUSTODY AND A CERTIFICATE OF DISCHARGE FOR

THESE VIOLATIONS OF BUZZARD'S DUE PROCESS, RIGHT TO A FAIR

PROCEEDING, AND EQUAL PROTECTION UNDER THE 5TH, 6TH, AND

14TH AMENDMENTS.

Buzzard has shown herein that his JBS was "interlined" not on the record, transcripts, to a more onerous indeterminate life sentence under the Board, requiring this Court correct his JBS and immediate release with a Certificate of Discharge. Ex 1, Page 4, Section 4.4, RCW 9.94A.637(3)

There's no specific criminal rule on interlineation. But Civil Rule 15 is instructive:

(e) Interlineations. No amendments shall be made to any pleading by erasing or adding words to the original on file, without first obtaining leave of court.
CR 15(e).

An alteration occurs where there is some physical change upon an instrument by which its meaning or language is changed, without the consent of

the other party to it by an erasure, interlineation, addition, or substitution of material matter.' 2 Cyc. 142; Davis v. Gutheil, 87 Wash. 596, 598-99, 1 Pac. (1915).

Black's Law Dictionary, 10th Edition, defines interlineations in two ways:

Falsify - 1. To make deceptive; to counterfeit; forge, or misrepresent; esp., to tamper with (a document, record, etc.) by interlineation, obliteration, or by some other means

Page 720.

Interlineation - 1. The act of writing something between the lines of an earlier writing.

Page 938.

Mr. Parker never learned of the interlineation, which was made without his assent and without additional consideration. Kunkel v. Meridian Oil, 114 Wash. 896, 898, 792 P.2d, at 1255 (1990).

Buzzard was never apprised, and never gave consent for the interlineation of his J&S making it invalid, such presumption is subject to an exception to the time bar since this alteration is of a suspicious, and fraudulent nature.

An alteration is deemed to be apparent on the face of the instrument in cases of interlineation, erasure, difference of handwriting, changes of figures or words, or other irregularities on the face of the paper. Lebbo v. Federici, 62 Wash. 972, 978, 385 P.2d 312, 317 (1963). There was no testimony on the subject of the alteration. Wolfkamp v. Bell, 6 Wash. 84, 85, 32 Pac. 1017 (1893). Every principle of law demands in such cases an explanation by plaintiff. When a paper shows any change or interlineation it is looked upon with suspicion, and must be explained. Kleeh v. Bard, 12 Wash. 140, 144-45, 40 Pac. 733 (1895). Interlineation invalidates a judgment if it in any manner changed its legal effect, the defendant

did not know of it and wasn't allocated or advised of it orally on the record in transcripts and not initialed by defendant; and the interlined words cannot in the face of such admission, be heard to deny its execution.

J&S at 145-46. See Wolferman, Id.; Yakima National Bank v. Knipe, 6 Wash. 348, 33 Pac. 834 (1893); Fairhaven v. Coghill, 8 Wash. 686, 36 Pac. 1093 (1894).

In Perada, it states "when the trial courts' interlineations and its oral opinions are considered in conjunction with the written findings of facts and conclusions of law, the court's findings support its conclusions." State v. Perada, 75 Wash. App. 224, 234, 877 P.2d 231, 237 (Div. I, 1994).

Buzzard argues and proves herein that the oral opinions were different than the interlineations, and there were NO written findings of facts and conclusions of law as required by CrR 3.5, and 6.1. Thus, these numerous Constitutional, and Court Rule violations, coupled with the fraudulent interlineations on Buzzard's J&S invalidates Buzzard's J&S, requiring his choice of remedy, correction of the J&S, specific performance of the agreed upon "determinate" 123 month sentence, and 36 months community custody, immediate release, and a Certificate of Discharge since Buzzard's already served nearly double what he plead to, over 52 months community custody, and over 182 months of total actual confinement, 210 months with his good time and earned time.

Thus, Buzzard's been unlawfully, and unconstitutionally restrained an extra decade due to these fraudulent interlineations. And Buzzard MUST be immediately released.

Appellants contention that proponents of an altered instrument have the burden of explaining the alteration, and absent such explanation the instrument fails. In re Estate of Wilson, 17 Wash. App. 741, 743, 565 P.2d 1189, 1190 (1977) (citing

Lembo, *Id.*) In Lembo, which dealt with an apparently altered promissory note, the Supreme Court acknowledged the general rule that the person who claims under or offers in evidence an instrument which is at all suspicious by reason of an apparent alteration will be required to explain and remove the suspicion. *Id.* Lembo, *supra*, describes an apparent alteration in the following terms, at page 978:

An alteration is deemed to be apparent on the face of the instrument in cases of interlineation, erasure, difference in handwriting, changes of figures or words, or other irregularities on the face of the paper. 4 Am. Jur. 2d Alteration of Instruments § 80 (1962).

Wilson, at 743-44.

In our view, the rule approved in Lembo, *supra*, should cause the burden to shift only when the alteration is of a visible character suggestive of a fraudulent post-execution alteration. Wilson, at 1191.

In this case, Howard alleges that a stipulation that his conviction was for a sexual offense was inserted into his plea agreement without his knowledge. Howard v. Nevada, No. 2:11-CV-01698-RFB-NJK (D.N.V. 2014). He argues that this interlineation caused him to serve additional time in prison. These allegations constitute an attack on Howard's plea agreement, as a ruling for Howard in this case would necessarily require the Court to invalidate his plea and vacate the underlying conviction. If Howard's claims are true, his plea was not knowing and voluntary because he was not fully aware of the facts to which he admitted during his plea and did not fully understand all of the consequences of the plea. *Id.*

Although one cannot close his eyes and rely blindly, mere negligence in failing to discover an intentional misrepresentation is no defense to fraud.

In re Ehai, 87 F.3d 1082, 1090-91 (9th Cir. 1996). Further, when fraud involves

an intentional failure to disclose material fact, positive proof of reliance is unnecessary. All that is necessary is that the facts withheld be material in the sense that a reasonable investigator might have considered them important in making his decision. The existence of an obligation to disclose and the withholding of material fact are enough to establish the element of causation.

Non-disclosure of material fact in the face of a duty to disclose has been held to establish the requisite reliance and causation for actual fraud. Apt. VI Tapia, 96 F.3d 1309, 1323 (9th Cir. 1996). And a mere failure to discover true information, even if negligent, is no defense to fraud. Merchant Bank of Cal. v. Oly, 278 B.R. 844, 855 (C.D.CA.2002).

Burrard argues that neither the King County Prosecutor, nor Judge White have any defense to the fraud of the "interlineation." Their intentional failure to disclose the material facts that Burrard's T&S was interlined by Judge White handwriting in and changing the promised "determinate" sentence of 123 months minus 15% good time and earned time, with 36 months community custody, Ex, Page 17, Line 13, into an "indeterminate" 123 month minimum term life sentence under the ISRB under Rev 9.94A.710, and Rev 9.95.420, along with, life community custody under the Board. This fraudulent interlineation was not on Burrard's transcripts, which if given these would have to have been given notice, even if contrary to law the controlling case on plea at the time of Burrard's plea controls, Rev 9.94A.345, which was State v. Miller, 110 Wn.2d 528, 531, 756 P.2d 122 (1988), requiring this Court correct Burrard's T&S, and order him immediately released.

VIII. CONCLUSION

Burrard prays this Court grants his relief requested, and orders his

IMMEDIATE RELEASE with a Certificate of Discharge/ Rehab W/Prob so he
has no more sentence or community custody to complete.

Dated this 7 day of October, 2021,

Respectfully,

Ronald W Buzzard Jr

Ronald Buzzard Jr.

Defendant, Pro Se

NO. 03-1-02656-3 KNT-CR 7.8-MOTION TO CORRECT JRS-13-

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TABLE OF EXHIBITS

EXHIBIT 1-J&S-Judgment & Sentence

EXHIBIT 2-Plea Transcripts

EXHIBIT 3-Sentencing Transcripts

APPENDIX

B

Honorable Chief Judge Veronica Galvin

EXPEDITED REVIEW REQUESTED

IN THE SUPERIOR COURT FOR THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF KING

STATE OF WASHINGTON,

NO. 02-1-02656-3 KNT

Plaintiff,

v.

REPLY TO RESPONSE, OBJECTION TO

RONALD BUZZARD JR.,

TRANSFER OF CrR 7.8 MOTION

Defendant,

I. IDENTITY OF MOVING PARTY

Ronald Buzzard Jr., Defendant, herein Pro Se moves for the relief requested in Part II of this Reply and Objection

II. STATEMENT OF RELIEF SOUGHT

Buzzard requests this Court 1. Rule his CrR 7.8 Motion to Correct J&S timely under RCW 10.73.090(1), and 10.73.100(1), and 2. Correct his plead to, and understood sentence of "123 months - determinate sentence" with 36 months community custody, and ORDER his immediate release and NO longer under the ISRB's jurisdiction. Life sentence, and "indeterminate sentence" all be STRICKEN off his J&S.

III. STATEMENT OF THE FACTS

King County Prosecutor filed their response to my CrR 7.8

NO. 02-1-02656-3 KNT- REPLY TO RESPONSE AND
OBJECTION TO TRANSFER-1-

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on November 2, 2021, requesting Transfer as a PRP as timely. Buzzard timely files this Reply and Objection To Transfer as herein.

IV. ARGUMENT

BUZZARD'S CrR 7.8 IS TIMELY SINCE HIS J&S WAS "FRAUDULENTLY INTERLINEATED" HANDWRITTEN CHANGES ON PAGE 4, SECTION 4.4 MAKING HIS J&S "INVALID ON ITS FACE" BYPASSING THE TIME BAR UNDER RCW 10.73.090(1), AND THE TRANSCRIPTS ARE "NEWLY DISCOVERED EVIDENCE" UNDER RCW 10.73.100(1) SINCE BUZZARD'S BEEN DENIED HIS PLEA AND SENTENCING TRANSCRIPTS FOR NEARLY 20 YEARS, BOTH THESE REASONS BYPASS THE TIME BAR REQUIRING BUZZARD BE ABLE TO APPEAR TELEPHONICALLY AT A SITDOWN CAUSE HEARING PURSUANT TO CrR 7.8 (c)(3) TO PRESENT, ARGUE, AND DEFEND HIS "INTERLINEATION" CLAIM AT HIS NOTED MONDAY, NOVEMBER 22, 2021 AT 1:30 PM HEARING.

a. Legal Standard & b. The defendant's Motion is Timely

Buzzard has proven his CrR 7.8 Motion To Correct J&S is thus timely under RCW 10.73.090(1), and RCW 10.73.100(1).

RCW 10.73.090(1) bypasses the time bar in Buzzard's case since the sentencing Judge Jay N. White made handwritten interlineations on the face of the J&S on Page 4, Section 4.4, fraudulently! Any handwritten changes were required to be: 1. orally advised of on the record by the Judge, NOT Prosecutor, and 2. Initialed by Buzzard. And Buzzard argues he acted with reasonable diligence in discovering and

obtaining his plea and sentencing transcripts since he's been denied transcripts at public expense since 2003 he's been trying to get them but could not afford them, and RCW 10.73.100(1) bypasses the time bar. State v. Scott, 150 Wn. App. 281, 292-93, 207 P.3d 495, 502 (Div. 2, 2009).

State prisoner's collateral attack was timely and "properly filed", and thus tolled limitations period, because, though untimely, asserted that it was based on newly discovered evidence, which was one exception to statutory time limit, RCW 10.73.100(1); Dietade v. DuCharme, 244 F.3d 724 (9th Cir. 2001) (Wash.).

Newly discovered evidence must be such that it will probably change the result of [his plea] at trial. In re Faircloth, 177 Wn. App. 161, 167, 311 P.3d 47, 50 (Div. 2, 2013).

When a JBS is facially invalid, the proper remedy is to remand to correct the error. RCW 10.73.090(1); In re Smalls, 2014 WL 4316930 (Div. I, 2014) (citing In re Tobin, 165 Wn.2d 172, 176, 196 P.3d 670 (2008)) (citing Goodwin, 146 Wn.2d at 577, 50 P.3d 618); In re West, 154 Wn.2d 204, 215, 110 P.3d 1122 (2005).

The Courts may look beyond the four corners of the JBS in order to ascertain facial invalidity under RCW 10.73.090; In re Scott, 173 Wn.2d 911, 921, 271 P.3d 218, 233 (2012) (citing Catts, 173 Wn.2d at 138-39, 267 P.3d 324).

Buzzard argues that in the sentencing transcript there's no mention by Judge White of the ISRB, CCB, or Board's jurisdiction. And no mention of a LIFE sentence. Same in Buzzard's plea transcripts. Both of which Buzzard obtained himself with his tax stimulus money and attached as exhibits to

his CR7.8 Motion To Correct J85. Thus, these transcripts back up Buzzard's argument in which his J85 was handwritten on and the "interlineation" was done fraudulently since it wasn't mentioned orally on the record, and was NOT initialed by Buzzard, REQUIRING correction to what Buzzard understood, and was advised by the Judge at sentencing, which is a "determinate sentence" of 123 months, with 36 months community custody, which is clearly what was on his community custody section on Page 4 of his J85 before crossed out and interlined by Judge White.

The plain language of RCW 10.73.070(1) and the historical meaning of the words "valid on its face" mean that in order to avoid the one-year bar on collateral attack of a judgment, a petitioner must claim a defect that actually appears on the face of the document. If no such defect appears on the face of the J85, then the time bar applies unless an exception in RCW 10.73.100 applies. In re Jackson, 175 Wn.2d 155, 165, 283 P.3d 1089, 1093 (2012).

Buzzard argues that the fraudulent handwritten interlineations are "on the face" of the J85, Page 4, Section 4.4, where his sentence was changed from a "determinate" 123 months to an "indeterminate" 123 month minimum term. And, also changed his "determinate" 36 months community custody to an "indeterminate" life sentence of community custody under the Board.

Buzzard emphatically denies he NEVER agreed to a LIFE sentence on his first felony. And he should have been out of prison by 2010 with his good time and earned time, and off community custody by 2013.

Thus, Buzzard's over 8 years past his plead to ERD (Earned Release Date) which warrants IMMEDIATE RELEASE under "specific performance"

since Buzzard's completed his end of the bargain. And with the extra, nearly double his sentence and community custody he's served, he's served more time than some Murderers. This unconstitutional injustice cannot stand!

Whatever these "sub no. 38, at page 4", the State failed to provide Buzzard copies of. I believe the State's referencing Buzzard's TJS. But the true record is the transcripts.

At Page 3- State's Motion To Transfer

Additionally, on Page 3 of the State's Motion To Transfer they state "he was informed at the time of his plea that such an offense was subject to indeterminate sentencing. See sub no. 38, at pg. 4."

Buzzard was NOT informed by the Judge orally on the record at plea or sentencing of an indeterminate sentence, and the Board's jurisdiction for life. Buzzard states he would NOT have plead guilty to a life sentence on his first felony. Buzzard proved this ground with the transcripts he provided.

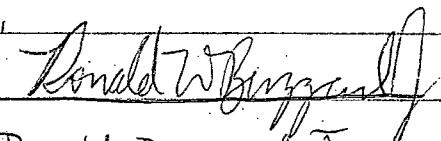
The Court "fraudulently interlaced" Buzzard's TJS to reflect the indeterminate ISRB life sentence, and Buzzard's provided the transcripts of his plea and sentencing transcripts which this Court DENIED him for nearly 20 years so they could cover-up and hide this fraud. Now this Court must GRANT Buzzard's "specific performance" of what he understood, and was stated orally on the transcripts by the Judge at sentencing, "123 months" determinate sentence, ORDER him released immediately, with no more community custody, with an Order stating he's free and clear, no more community custody, no more ISRB/CCB) Board jurisdiction, and prison sentence completed.

V. CONCLUSION

Buzzard is entitled to relief from the fraudulently interlinedated JS&S on Page 4, Section 4.4. This Court should ORDER his immediate release with No jurisdiction under the JSRB, CEB, or Board. His sentence, including his community custody he plead to is done.

Buzzard's free and clear. Buzzard's proven the time bar doesn't apply since RCW 10.73.090(1) shows that since his JS&S is "invalid" on its face⁴ due to the fraudulent interlineation it bypasses the time bar. As well under RCW 10.73.100(1) the newly acquired plea and sentencing transcripts are "newly discovered evidence" bypassing the time bar. Thus, this Court has jurisdiction. And even though Buzzard raised a similar claim before, he 1. now has the transcripts, and 2. raises it as a new ground - "fraudulent interlineation", thus, this ground must be heard. Both these allow Buzzard to relitigate any issue.

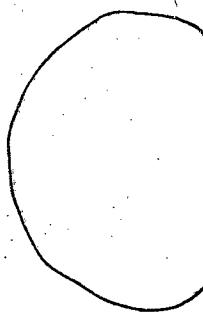
Dated this 5 day of November 2021.



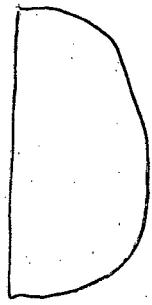
Ronald Buzzard, Jr.

Defendant, Pro Se

APPENDIX



APPENDIX



WASHINGTON COURT OF APPEALS

DIVISION ONE

In re PRP of:

RONALD BURZARD JR.,

Petitioner,

NO. 83401-1-T

King County Superior Court No. 02-1-02656-3 KNT
OBJECTION TO TRANSFER, RAP 17.2 (c)

I. IDENTITY OF MOVING PARTY

Ronald Buzzard Jr., Petitioner, herein, Pro se, moves this Court for the relief as requested in Part II of this Objection.

II. STATEMENT OF RELIEF SOUGHT

Buzzard objects to the King County Superior Court's transfer of his CrR 7.8 motion on the claim of "fraudulent interpretation" of his JBS (Judgment & Sentence) changing his sentence from "determinate" to "indeterminate". Buzzard requests as attached Accelerated Review under RAP 18.12, and reverse and remand for resentencing, or in the alternative Order a Show Cause Hearing with Buzzard's appearance telephonically to present, argue, and defend under CrR 7.8(c)(3). Buzzard requests this Court's Order require a different judge than Judge John Ruhl to be the Judge on Remand as Buzzard's submitted at least 2 Affidavits of Prejudice against Judge Ruhl to get him off his case, and nothing's happened, and Buzzard's claim is based on "newly discovered evidence" under Rev 10.73, 100(1)

NO. 83401-1-T OBJECTION TO TRANSFER-1-

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thus, the time bar does not apply. Since Buzzard finally got his transcripts which were denied him since 2003, nearly 20 years, that prove his "fraudulent interlineation", which also makes Buzzard's J&S "invalid on its face" under RCW 10.73.090(1), also bypassing the time bar.

III. STATEMENT OF THE FACTS

Buzzard filed his CrR 7.8 Motion on the "fraudulent interlineation" claim in October 2021 in the King County Superior Court after he received copies of his plea and sentencing transcripts. Buzzard had to use his stimulus tax checks to finally afford to pay for his plea and sentencing transcripts. Since Buzzard's Constitutional right to his transcripts have been denied him for nearly 20 years, Buzzard argues since he was indigent, could not afford them, now they are "newly discovered evidence" bypassing the time bar, requiring a hearing and relief.

Judge Ruhl transferred it to this Court as time barred. And Buzzard herein Objects to the Transfer. RAP 17.2(c); CrR 7.8(c)(3)

IV. ARGUMENT

1. Objection To Transfer Under RAP 17.2(c)

BUZZARD OBJECTS TO THE TRANSFER FROM THE KING COUNTY SUPERIOR COURT OF HIS CrR 7.8 MOTION FOR CORRECTION OF HIS J&S BY JUDGE RUHL ON THE "FRAUDULENT INTERLINEATION" OF HIS J&S ISSUE SINCE UNDER RCW 10.73.090(1), AND RCW 10.73.100(1) HIS ISSUE WAS NOT TIME-BARRED AND UNDER CrR 7.8(c)(3) BUZZARD WAS ENTITLED TO A SHOW CAUSE HEARING ON REMAND AND IN FRONT OF A DIFFERENT JUDGE

An aggrieved person may object to a ruling of a commissioner or clerk, including transfer of the case to the court of appeals under Rule 17.2(c), only by a motion to modify the ruling directed to the judges of the court served by the commissioner or clerk. In re Fletcher, 198 Wn. App. 157, 392 P.3d 1161 (Div 3, 2017).

Buzzard argues that since the trial court transferred his Cr.R 7.8 Motion as time barred, Ex1, and it was NOT time barred, this Court must reverse and Order the King County Superior Court to: 1. appoint counsel, and 2. hold a hearing on Buzzard's Cr.R 7.8 Motion on the "fraudulent interlineation" of his J&S

a. Cr.R 7.8 Motion Is Not Time Barred Under RCW 10.73.090(1)

Buzzard's J&S is "invalid on its face" under RCW 10.73.090(1), Ex2, since it was "fraudulently 'interlined'" by the sentencing judge Jay V. White, on Page 4, Section 4.4, when Buzzard's plead to 123 month "determinate" sentence with 36 months community custody, was crossed out by Judge White, and interlined to an "indeterminate", "minimum term", life sentence. Both a life sentence under the ISR.B, and life community custody. Neither did the Judge give Buzzard the statutorily required Notice of Ex3. See also Ex2, Page 4, Section 4.4.

Since these handwritten interlineations were NOT initialed by Buzzard, NOT mentioned on Buzzard's sentencing transcripts, Ex3, these interlineations were "fraudulently" made, and since there were "on the face" of the J&S, Ex2, Page 4, Section 4.4, these make Buzzard's J&S "invalid on its face" under RCW 10.73.090(1).

In determining whether a criminal J&S is valid on its face, a Court is not limited to the four corners of the J&S and may consider other documents that may reveal facts showing legal error rendering the J&S invalid on its face. In re Dove, 196 Wn. App. 148, 381 P.3d 1280 (Div. 2, 2016). We recently reviewed the meaning of the phrase "on its face" under RCW 10.73.090(1). In re Carrier, 173 Wn.2d 781, 799, 272 P.3d 209, 214 (2012) (citing In re Coats, 173 Wn.2d 123, 138, 267 P.3d 324 (2011)), we explained that "[s]ince at least 1947, we have not limited our review to the four corners of the J&S." After summarizing our recent precedent, we noted that "[t]aken together we have found invalidity based upon charging documents, verdicts, and plea statements of defendants on plea of guilty." Id. at 900; Coats, at 140.

The plain language of RCW 10.73.090(1) and the historical meaning of the words "valid on its face" mean that in order to avoid the one-year bar on collateral attack of a judgment, a petitioner must claim a defect that actually appears on the face of the document. If no such defect appears on the face of the J&S, then the time bar applies unless an exception in RCW 10.73.100 applies. In re Jackson, 175 Wn.2d 155, 165, 283 P.3d 1089, 1093 (2012). A J&S is facially invalid if, without further elaboration, it shows an error. In re Clark, 168 Wn.2d 581, 585, 230 P.3d 156 (2010).

Buzzard argues and proves that the "fraudulent interlineation" is "on the face" of the J&S, Ex 3, Page 4, Section 4.4, and he did not initial them, making his J&S "invalid on its face." And he was NOT given the statutorily required Notice at sentencing, Ex 3, that he'd be given a LIFE sentence under the TSRB Board for life, what Buzzard plead to was a "determinate" sentence of 123 months, with 36 months community custody. And since Buzzard's

already served over 5 1/2 months of community custody and over double his sentence, Buzzard should be ORDERED immediately released with a Certificate of Discharge since his plead to sentence was completed in 2010, and community custody would have been completed by 2013. Thus, Buzzard's over a decade past what he understood his plead sentence to be. And Buzzard should be released immediately.

b. C.R.R. 7.8 Motion Is Not Time Barred Under RCW 10.73.100 (1)

Buzzard argues another exception to the one-year time bar is the "newly discovered evidence" exception (1) under RCW 10.73.100. Buzzard argues that since he's indigent and has been denied his Constitutional right to his plea and sentencing transcripts by EVERY Court from the trial court to the United States Supreme Court on over a dozen requests since 2003, that Buzzard having to pay for them with his stimulus tax payments, Buzzard argues these transcripts are "newly discovered evidence", requiring exemption to the one year time bar.

Requiring this Court reverse to the King County Superior Court to ORDER a hearing on the merit of Buzzard's "fraudulent interpretation" of his TSS. Ordering that Counsel be appointed, and that Buzzard be able to attend telephonically to argue and defend, And to present his defense which he has a Constitutional right to do, U.S. Const. Amend. 5, b, 14.

c. Show Cause Hearings Required Under C.R.R 7.8(c)(3)

Where a trial court fails to follow these mandatory procedures, it abuses its discretion. State v. Wallmuller, 6 Wn.App.2d 1017 (Div 2, 2018) (citing State v. Smith, 144 Wn.App. 860, 864, 184 P.3d 666 (Div 2, 2008)) (if the trial court acted without authority when it failed to follow C.R.R 7.8(c)(3) procedures). Show cause

hearing's required under CrR 7.8(c)(3). State v. McCutchan, 174 Wn.2d 369, 275 P.3d 1093 (2012). The trial court erred when it denied Buzzard's CrR 7.8 Motion without first ordering a show cause hearing as required by CrR 7.8(c)(3). In doing so, it failed to comply with CrR 7.8(c)(3). Smith, 144 Wn.App., at 863.

The trial court is not relieved of the requirements of CrR 7.8(c)(3) simply because one can infer that it made the determinations in CrR 7.8(c)(2). Accordingly, we do not reach the merits of Stogsdill's motions because under RAP 2.2(a)(10), we review only whether the trial court abused its discretion in denying his CrR 7.8 motions. State v. Stogsdill, No. 37031-0-II (Div 3, 2009) (citing State v. Larranaga, 126 Wn.App. 505, 509, 108 P.3d 833 (2005)). Therefore, we remand to the trial court for a hearing in compliance with CrR 7.8(c)(3).

A trial court abuses its discretion when it bases its decision on unreasonable or untenable grounds. State v. Partee, 141 Wn.App. 355, 361, 170 P.3d 60 (2007). Here, the trial court bases its decision on untenable grounds because the applicable rule required a hearing.

Thus, Buzzard's proven the trial court erred and abused its discretion in failing to follow the mandatory procedure of CrR 7.8(c)(3). Requiring reversal for the required hearing in which Buzzard can appear, argue, and defend his "fraudulent interpretation" argument within 30 calendar days or less of this Court's order.

IV. CONCLUSION

Buzzard requests immediate release, or a show cause hearing in King County Superior Court.

Dated this 27 day of December, 2021.

•Ronald W Buzzard Jr

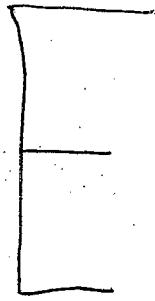
Ronald Buzzard Jr.

Appellant, Pro Se

NO. 83401-1-I-OBJECTION TO TRANSFER-7-

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APPENDIX



LEA ENNIS
Court Administrator/Clerk

*The Court of Appeals
of the
State of Washington*

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(206) 464-7750

December 29, 2021

Ronald W. Buzzard
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Case #: 83401-1
Personal Restraint Petition of Ronald W. Buzzard, Jr.
King County Superior Court No. 02-1-02656-3

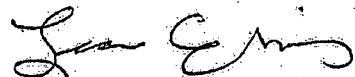
Counsel:

Enclosed please find a copy of the Order Dismissing Personal Restraint Petition entered by this court in the above case today.

Pursuant to RAP 16.14(c), "the decision is subject to review by the Supreme Court only by a motion for discretionary review on the terms and in the manner provided in Rule 13.5A."

This court's file in the above matter has been closed.

Sincerely,



Lea Ennis
Court Administrator/Clerk

ssd

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

IN THE MATTER OF THE
PERSONAL RESTRAINT OF:

RONALD W. BUZZARD JR.,

Petitioner.

No. 83401-1-I

ORDER OF DISMISSAL

Ronald Buzzard is serving a sentence imposed upon his guilty plea to first degree rape of a child in King County No. 02-1-02656-3 KNT. After entry of his plea, the trial court imposed a special sex offender sentencing alternative (SSOSA) sentence with a 123-month minimum term of confinement suspended upon 180 days of confinement in jail and a period of community custody. In 2003, after Buzzard violated the terms of his SSOSA, the court revoked the SSOSA sentence and ordered Buzzard to serve the remainder of his sentence in the custody of the Department of Corrections, with credit for all confinement time served.

Buzzard appealed his sentence. This court affirmed his conviction and the revocation of his SSOSA sentence. State v. Buzzard, No. 52274-4. Over the years, Buzzard has filed numerous personal restraint petitions challenging his guilty plea and sentence, the Department's calculation of his anticipated release date, and extensions of his minimum term by the Indeterminate Sentence Review Board

(ISRB). In October 2021, Buzzard filed a motion under CrR 7.8 in the superior court and that court transferred the matter to this court for consideration as a personal restraint petition. See CrR 7.8(c)(2).

As a general rule, personal restraint petitions must be filed within one year after the judgment and sentence becomes final. RCW 10.73.090. And the petitioner bears the burden of showing that his request for relief is timely. In re Pers. Restraint of Quinn, 154 Wn. App. 816, 833, 226 P.3d 208 (2010). Here, Buzzard's collateral attack on his 2002 judgment and sentence is time-barred unless he can establish that his judgment and sentence is invalid on its face or an exception under RCW 10.73.100 applies.

Buzzard seeks to "correct" his judgment and sentence, to replace his indeterminate sentence with a determinate sentence of 123 months, and seeks immediate release. He claims his judgment and sentence is facially invalid because he was not aware of and/or did not agree to the interlineations on his judgment that state the indeterminate terms of his sentence—a minimum term of 123 months and maximum term of life. But "the general rule is that a judgment and sentence is not valid on its face if the trial judge actually exercised authority (statutory or otherwise) it did not have." In re Pers. Restraint of Scott, 173 Wn.2d 911, 917, 271 P.3d 218 (2012). And here, the court did not act outside of its authority because it was required by statute to set a minimum sentence within the standard range (subject to increase by the Indeterminate Sentence Review Board) and a maximum sentence at the statutory maximum, which is life. See former RCW 9.94A.712(3) (2001); former RCW 9.95.420 (2001). Buzzard's judgment and sentence is not facially invalid.

Not Under Seal

Moreover, even if Buzzard did not stipulate to the indeterminate sentence imposed by the court, the law is clear that the trial court is not bound by any agreement as to sentencing in a plea agreement. State v. Wakefield, 130 Wn.2d 464, 474, 925 P.2d 183 (1996); RCW 9.94A.431 ("sentencing judge is not bound by any recommendations contained in an allowed plea agreement"). To the extent Buzzard argues that he did not receive notice that he would be subject to an indeterminate sentence before he pleaded guilty, Buzzard raised this claim in a prior petition. See No. 82441-4. And a claim that a plea was not knowing and voluntary is not a ground for relief that is exempt from the time limit on collateral review. In re Pers. Restraint of Toledo-Sotelo, 176 Wn.2d 759, 770, 297 P.3d 51 (2013).

RCW 10.73.140 also bars this court's review of a personal restraint petition where, as here, the petitioner has filed previous petitions and fails to show good cause why the grounds in the current petition were not raised earlier.

If a person has previously filed a petition for personal restraint, the court of appeals will not consider the petition unless the person certifies that he or she has not filed a previous petition on similar grounds, and shows good cause why the petitioner did not raise the new grounds in the previous petition. . . . If upon review, the court of appeals finds that the petitioner has previously raised the same grounds for review, or that the petitioner has failed to show good cause why the ground was not raised earlier, the court of appeals shall dismiss the petition on its own motion without requiring the state to respond to the petition.

"[T]he proper procedure for the Court of Appeals, when it receives a personal restraint petition it may not consider under the terms of RCW 10.73.140, is either to dismiss it, or to transfer it to [the Washington Supreme] Court if it determines RAP 16.4(d) might apply." In re Pers. Restraint of Bell, 187 Wn.2d 558, 563, 387 P.3d 719 (2017). But if a petition is both successive and untimely, this court must dismiss

it. In re Pers. Restraint of Turay, 150 Wn.2d 71, 87, 74 P.3d 1194 (2003).

Accordingly, because Buzzard's petition is both successive and untimely, it must be dismissed.¹

Now, therefore, it is hereby

ORDERED that this personal restraint petition is dismissed under RAP 16.8.1(b).

Andrus, A.C.J.

Acting Chief Judge

¹ In light of this resolution, Buzzard's motion for accelerated review is also hereby denied.

APPENDIX

F

WASHINGTON SUPREME COURT

In re PRP of:

No.

RONALD BUZZARD JR.,

Petitioner,

MOTION FOR DISCRETIONARY REVIEW, RAP 13.5A

(b)(1)(2)(3)

I. IDENTITY OF MOVING PARTY

Ronald Buzzard Jr., Petitioner, herein ProSe moves this Court for the relief as requested in Part II of this Motion.

II. STATEMENT OF RELIEF SOUGHT

Buzzard requests this Court GRANT discretionary review, and rule the "fraudulent interlineation" has merit, and that the Court of Appeals erred and their decision conflicts with controlling Supreme Court precedent cases.

Buzzard requests this Court rule the interlineation made his TBS "invalid on its face", requiring resentencing to a 123 month determinate sentence he plead to, with 36 months community custody, with immediate release as he's already served double, Court of Appeals No. 83401-1-I, decision attached.

III. REASONS TO GRANT REVIEW

Pursuant to RAP 13.5A (b)(1)(2)(3) review must be granted. Under (b)(1) the Court of Appeals committed an obvious error by not reaching or even addressing the "fraudulent interlineation" of his TBS, thus discretionary review should be granted. Under (b)(2) the Court of Appeals has committed an obvious

and probable error and the decision of the Court of Appeals substantially alters the status quo or substantially limits the freedom of Buzzard to act. Buzzard presented "newly discovered evidence" of his plea and sentencing transcripts that prove the "fraudulent Interrogation" which makes his TBS "invalid on its face", and his plea "not knowing, voluntary, and intelligent." And under (b)(3) since the Court of Appeals has so far departed from the accepted and usual course of judicial proceedings, and calls for the exercise of the Supreme Courts discretion since the controlling case law precedent on "interrogations" states if they were not on the transcripts, and not initiated by defendant, then it must be stricken from the record, the interrogation, and this makes his plea not knowing, voluntary, or intelligently made since Buzzard was NOT apprised of the "fraudulent interrogations" which is a "direct consequence" of his plea & TBS. Thus, this Court should grant relief.

IV. RELITIGATION OF ISSUE

The Court of Appeals stated that Buzzard's already argued his invalid plea, TBS's invalid on its face, etc. Buzzard argues that he's allowed to relitigate issues under Taylor. In re Taylor, 105 Wn.2d 683, 688, 717 P.2d 755 (1986) (As a threshold matter, we note that a personal restraint petitioner may not renew an issue that he raised and the court rejected on direct appeal unless the interests of justice require relitigation of that issue).

Buzzard argues that before he NEVER had his plea or sentencing transcripts because this Court, and every Court from the King County Superior Court to the U.S. Supreme Court all denied Buzzard his Constitutional rights to his transcripts. Since Buzzard had to pay for the transcripts out

of his tax stimulus money (last year he argues the transcripts are now "newly discovered evidence" that, in the interests of justice, must now be reviewed).

And Buzzard's NEVER argued the subground of "Fraudulent interlineation" before, thus, this issue should be accepted for discretionary review.

The Court agreed that the issue should be revisited and has the authority to do so. Linear Tech. Corp. v. Impala Linear Corp., No. C98-1727-VRW (N.D. CA. dec'd) (See Continental Lab Products Inc. v. Medax, Inc., 1999 U.S. Dist. LEXIS 15383 (S.D. CA. 1999)).

Thus, pursuant to these cases this Court should grant review and revisit Buzzard's J&S being "invalid on its face," since it REQUIRES his "immediate release"!

V. INVALID ON ITS FACE-TIME BAR DOESN'T APPLY

The plain language of RCW 10.73.090(1) and the historical meaning of the words "valid on its face" mean that in order to avoid the one-year time bar on collateral attack of a judgment, a petitioner must claim a defect that actually appears on the face of the document. In re Jackson, 175 Wn.2d 155, 165, 283 P.3d 1089, 1093 (2012).

First, to avoid RCW 10.73.090's one-year time bar on challenging judgments that are valid on their face, the error must render the J&S "invalid." In re Coats, 173 Wn.2d 123, 135, 267 P.3d 324, 331 (2011) (citing In re McKiernan, 165 Wn.2d 777, 783, 203 P.3d 375 (2009)).

Since the handwritten interlineations are "on the face" of his J&S, Page 4, Section 4.4, and since Buzzard didn't agree to the

"interlineations" they were fraudulently made off the record and were fraudulently handwritten on his J&S later, EX1. The "indeterminate" sentence of life under the JSRB was NEVER told to Buzzard by the Judge at sentencing. EX2. Buzzard was sentenced to 123 months, with 36 months community custody.

In changing what Buzzard plead to with the "fraudulent interlineations", EX1, Page 4, Section 4.4, it made the J&S "invalid on its face". Thus, the time bar doesn't apply, and this issue is timely, and must be reversed and Buzzard immediately released.

VI. TRIAL COURTS DISCRETION TO IMPOSE DETERMINATE SENTENCE

The trial court had the discretion to impose the exceptional sentence to a "determinate" sentence instead of the indeterminate sentence. In re Forcha-Williams, No. 79041-2-I (Div I, 2021). The trial court imposed an indeterminate sentence, by "fraudulent interlineation".

Buzzard argues the trial judge abused his discretion when he "fraudulently interlined" his J&S from the determinate sentence he plead to, to a life sentence under the JSRB that he was NOT given Notice of, requiring relief. In light of the Forcha-Williams decision, the trial court had discretion and authority to sentence Buzzard to the determinate sentence he plead to. Thus, The "fraudulent interlineation" must be ruled illegal, fraudulently be reversed and Buzzard IMMEDIATELY released since the 123 months he waived his Constitutional rights to receive he's entitled to.

VII. NEWLY DISCOVERED EVIDENCE - TIME BAR DOESN'T APPLY

Pursuant to RCW 10.73.100 (1), if the defendant acted with reasonable diligence in discovering the evidence and filing the petition or motion, based on newly discovered evidence, the one-year time bar does not apply. And newly discovered evidence, which was one exception to statutory time limit. Dictado V. Ducharme, 244 F.3d 724 (9th Cir. 2001) (Wash.). Evidence is newly discovered and considered "discovered" at the time it's received. In re Faircloth, 177 Wn.App. 161, 166, 311 P.3d 47, 51 (Div. 2, 2013) (citing State V. Eder, 78 Wn.App. 352, 357, 899 P.2d (1995)).

Buzzard was denied his plea and sentencing transcripts for nearly 20 years by EVERY Court from the trial court to the U.S. Supreme Court on numerous occasions at public expense. And Buzzard used his tax stimulus payments to buy the transcript himself. This was a violation of due process, equal protection right to appeal based on the record, and right to a fair hearing. U.S. Const. Amend. 5, 6, 14. Thus, this newly discovered evidence required both the trial court and Court of Appeals reach the merits of this issue, and this Court should reverse to the King County Superior Court for resentencing to the 123 month "determinate" sentence with 36 months community custody no longer under the JSRB's jurisdiction and IMMEDIATE RELEASE!

VIII. ARGUMENTS

1. RAP 13.5A (b) (1) REQUIRES DISCRETIONARY REVIEW AS THE COURT OF APPEALS HAS COMMITTED AN OBVIOUS ERROR WHICH

MOTION FOR DISCRETIONARY REVIEW - S-

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WOULD RENDER FURTHER PROCEEDINGS USELESS SINCE THEY DID NOT EVEN ADDRESS THE INTERLINEATION ISSUE BUT DISMISSED IT ON THE OTHER ARGUMENTS BUZZARD'S RAISED IN PRIOR APPEALS REQUIRING REVERSAL SINCE "FRAUDULENT INTERLINEATION" IS CRIMINAL AND THE SENTENCING JUDGE ABUSED HIS DISCRETION IN HANDWRITING THE CHARGES WITHOUT THEM BEING GIVEN NOTICE TO BUZZARD, WHICH REQUIRED INITIALS FROM BUZZARD. SINCE NOTHING WAS INITIALED BY BUZZARD HE DIDN'T AGREE TO IT AND THE "FRAUDULENT INTERLINEATIONS" MUST BE EXPUNGED FROM HIS JDS, CHANGING HIS INDETERMINATE SENTENCE INTO A DETERMINATE SENTENCE REQUIRING IMMEDIATE RELEASE.

Every principle of law demands in such cases an explanation by plathiff. When a paper shows any change or interlineation it is looked upon with suspicion, and must be explained. Kleeb v. Board, 12 Wash. 140, 145, 40 P. 733 (1895).

Thus, when the trial court's interlineations and its oral opinions on the transcripts differ, expungement of the interlineations are required. And CR 15 (e) states: "No amendments shall be made to any pleading by erasing or adding words to the original on file, without first obtaining leave of court."

Black's Law Dictionary, 10th Edition, on Page 720 defines this interlineation under "falsify" "To make deceptive; to counterfeit,

forge, or misrepresent; esp. to tamper with (a document, record, etc.) by interlineation, obliteration, or by some other means."

Buzzard never learned of the interlineation, which was made without his consent and without additional consideration. Kunkel V. Meridian.

07, 114 Wn.2d 836, 898, 292 P.2d 1255 (1990). An alteration is deemed to be apparent on the face of the instrument in cases of interlineation by handwriting. Lebbo v. Federici, 62 Wn.2d 972, 978, 385 P.2d 312 (1963).

In legal contemplation, an alteration of a written instrument consists in the interlineation, affecting the rights or obligations of the parties arising therefrom, without the consent of the other party. Edwards V. Thompson, 99 Wash. 188, 191, 169 P. 327 (1917).

Since these handwritten interlineations appears on his TOS and is alleged by Buzzard to be fraudulent and made without his knowledge or consent, this Court must inquire freely, not because of the mere fact that there is an interlineation, but because they must first inquire whether the writing is indeed the contract of the parties; whether their minds have met. Brown V. Ehlinger, 90 Wash. 585, 591, 156 P. 544, 546 (1916).

An alteration occurs where there is some physical change upon an instrument by which its meaning or language is changed without the consent of the other party by interlineation. Davis V. Guthell, 87 Wash. 596, 598-599, 1 P. (1915). There was no testimony on the subject of the alteration. Wolfersman V. Bell, 6 Wash. 84, 85, 32 P. 1017 (1893).

The appellate courts must review the oral findings on the transcripts. State V. Perada, 75 Wn.App. 224, 234, 877 P.2d 231 (Div I, 1994).

In Lembo, which dealt with the apparently altered promissory note, the Supreme Court acknowledged the general rule that the person who claims under or offers in evidence an instrument which is at all suspicious by reason of an apparent alteration will be required to explain and remove the suspicion. Lembo v. Federal, *supra*. In re Estate of Wilson, 17 Wn. App. 741, 743, 565 P.2d 1189, 1190 (1977).

In Howard, he argues that this interlineation caused him to serve additional time in prison. These allegations constitute an attack on Howard's plea agreement, as a ruling for Howard in this case would necessarily require the Court to invalidate his plea and vacate the underlying conviction. If Howard's claims are true, his plea was not knowing and voluntary because he was not fully aware of the consequences of the plea. Howard v. Nevada, No. 2:11-cv-01698-RFB-MJK (7.11.2014). In re Eshai, 87 F.3d 1082, 1090-91 (9th Cir. 1996).

The unauthenticated interlineation must be stricken from the record. Sasser v. Amen, No. C99-3604-ST (N.D.CA. 2001). And a mere failure to disclose true information, even if negligent, is no defense to fraud. Merchant Bank of Cal. v. Choi Cho Oh, 278 B.R. 844, 855 (C.D.CA. 2002) (relying on Apte v. Japra, 96 F.3d 1344, 1323 (9th Cir. 1996)).

Since Buzzard's "fraudulent interlineation" of his JSS, Ex. 1, was NOT on the record, Ex. 2, on his sentencing transcript, The Equal Protection Clause of the 14th Amendment since Buzzard is similarly situated to these cases, requiring he receive like treatment, requiring his relief requested be GRANTED!

IX. CONCLUSION

Buzzard has proven the, "fraudulent Interrogation" of his JGS off the record, which Buzzard did not agree to and did not initial, which changed his "determinate" 123 month sentence with 36 months community to an "indeterminate" 123 month minimum term under the ISRB. This MUST be expunged from Buzzard's JGS and he be IMMEDIATELY RELEASED since his plead to, and agreed upon sentence had Buzzard released in 2010, 12 years ago. Thus, Buzzard's served illegally, and unconstitutionally an additional 12 years.

Dated this 27 day of January, 2022,

Ronald Buzzard

Ronald Buzzard Jr.
Petitioner, Pro Se

APPENDIX

G

THE SUPREME COURT
STATE OF WASHINGTON

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February 3, 2022

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600 University Street
One Union Square
Seattle, WA 98101-1176

Re: Supreme Court No. 100603-9 - Personal Restraint Petition of Ronald W. Buzzard, Jr.
Court of Appeals No. 83401-1-I

Clerk and Mr. Buzzard:

On January 27, 2022, this Court received Mr. Buzzard's "MOTION FOR ACCELERATED REVIEW, RAP 18.12", "MOTION FOR APPOINTMENT OF COUNSEL" and "MOTION FOR DISCRETIONARY REVIEW RAP.13.5". The case has been assigned the above referenced Supreme Court case number.

Enclosed is the Deputy Commissioner's ruling on the motions.

Sincerely,

A handwritten signature in black ink, appearing to read "Sarah R. Pendleton".

Sarah R. Pendleton
Supreme Court Deputy Clerk

SRP:bw

Enclosure

FILED
SUPREME COURT
STATE OF WASHINGTON
2/3/2022
BY ERIN L. LENNON
CLERK

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

In the Matter of the Personal Restraint of:

RONALD BUZZARD, JR.,
Petitioner.

No. 100603-9
Court of Appeals No. 83401-1-I
RULING DENYING REVIEW

In 2002 Ronald Buzzard pleaded guilty in King County Superior Court to first degree rape of a child. He received an indeterminate sentence consisting of a minimum prison term of 123 months and a maximum (and community custody term) of life. The superior court suspended the sentence and granted a special sex offender sentencing alternative, but it revoked the suspended sentence in 2003 and ordered Mr. Buzzard to serve his prison term. Since then, the Indeterminate Sentence Review Board has extended Mr. Buzzard's minimum term several times. In 2016 the board released Mr. Buzzard into community custody under several conditions. In 2020 Mr. Buzzard was arrested for unapproved contacts with minor females, and the board revoked his community custody and ordered him returned to prison. In October 2021 Mr. Buzzard filed a motion in superior court challenging his sentence, which the court transferred to Division One of the Court of Appeals for treatment as a personal restraint petition. Finding the petition untimely and improperly successive, the acting chief judge dismissed it. Mr. Buzzard now seeks this court's discretionary review and moves for

accelerated review. To the extent I am now ruling on the motion for discretionary review, the motion for accelerated review is granted.

To obtain this court's review, Mr. Buzzard must show that the acting chief judge's decision conflicts with a decision of this court or with a published Court of Appeals decision, or that he is raising a significant constitutional question or an issue of substantial public interest. RAP 13.4(b); RAP 13.5A(a)(1), (b). Mr. Buzzard mistakenly cites the criteria for review listed in RAP 13.5(b), and thus he does not show the acting chief judge's decision meets the correct criteria. In any event, because Mr. Buzzard filed his personal restraint petition more than one year after his judgment and sentence became final, the petition is untimely unless the judgment and sentence is facially invalid or was entered without competent jurisdiction, or unless Mr. Buzzard asserts solely grounds for relief exempt from the time limit under RCW 10.73.100. RCW 10.73.090; *In re Pers. Restraint of Stoudmire*, 141 Wn.2d 342, 348-49, 5 P.3d 1240 (2000). Mr. Buzzard argues that his judgment and sentence is facially invalid because the superior court interlineated on the judgment and sentence form that his 123-month sentence was a minimum and that his maximum sentence and term of community custody was life, with the explanation that the board had authority to extend the minimum term up to the life maximum. Mr. Buzzard contends that he did not understand when he pleaded guilty that he would receive an indeterminate sentence but thought he was agreeing to a determinate sentence and thought that was the sentence the court imposed. But the sentence the superior court imposed is not facially invalid, since the court was required to impose an indeterminate sentence for the crime of first degree rape of a child. Former RCW 9.94A.712(3) (2001); see *In re Pers. Restraint of Scott*, 173 Wn.2d 911, 917, 271 P.3d 218 (2012) (facially invalid sentence is one not authorized by law). Even if Mr. Buzzard had "agreed" to a determinate sentence, he must have been informed that the superior court was not bound by any agreed

Interlineations
not authorized by law
due process

Not true
under
state
law
(1988)
was outside
the range and
should not
be imposed
any longer
than 10 years
and 6 months
due to same

sentencing recommendation. See RCW 9.94A.431. And if Mr. Buzzard was misinformed as to sentencing consequences, that fact would go to the voluntariness of his plea, which is not a ground for relief exempt from the time limit on collateral review.

¹ *In re Pers. Restraint of Toledo-Sotelo*, 176 Wn.2d 759, 770, 297 P.3d 51 (2013).

But Mr. Buzzard argues that he has “newly discovered evidence” consisting of the transcripts of his plea and sentencing hearings, exempting his petition from the time limit on that basis. *See* RCW 10.73.100(1). Mr. Buzzard cites no authority for the

proposition that a transcript of one's own proceeding can constitute "newly discovered evidence." In any event, he claims he has been thwarted for 20 years in his efforts to obtain transcripts (wrongly, he asserts), and that only recently did he acquire funds to pay for them. But he offers no details on this claim or any supporting evidence.

Moreover, any evidence must be material to qualify as “newly discovered.” *In re Pers. Restraint of Lord*, 123 Wn.2d 296, 320, 868 P.2d 835 (1994). Even if the transcripts

Mr. Buzzard presents reflect that the superior court appeared to impose a 123-month

determinate sentence (and they do not clearly do so), he would have realized immediately upon seeing the judgment and sentence that the court imposed an indeterminate term. If such a sentence was contrary to his understanding when he agreed to plead guilty or contrary to the sentence he thought the court had orally imposed, he had ample opportunity to timely move to withdraw his plea or seek other relief. The transcripts are not material to the question of the lawfulness of the sentence or the timeliness of the personal restraint petition.² *They show proof*

¹ I note that Mr. Buzzard provides no copy of his written plea statement or a copy of his plea agreement. Thus, he does not show in relation to those documents that he was misinformed of possible sentencing consequences.

² It should be observed that the transcript of the plea hearing at the least belies Mr. Buzzard's claim that he believed he was receiving a term of 123 months imprisonment with a 36-month term of community custody. Mr. Buzzard answered affirmatively when the superior court asked him whether he understood that he would be on community custody for life. Verbatim Report of Proceedings (Sept. 27, 2002) at 6 (attached as Ex. 2 to the personal restraint petition).

In sum, the acting chief judge correctly determined that Mr. Buzzard's personal restraint petition is untimely.

The motion for discretionary review is denied.³

Walter M. Buntz
DEPUTY COMMISSIONER

February 3, 2022

³ In light of this ruling, Mr. Buzzard's motion for appointment of counsel is denied.

APPENDIX

H

WASHINGTON SUPREME COURT

In re PRP of: | NO. 100603-9
RONALD BURZARD JR., | MOTION FOR EXTENSION OF TIME, RAP 18, 8
Petitioner | RAP 1,2

I. IDENTITY OF MOVING PARTY

Ronald Buzzard Jr., Petitioner, herein Pro se moves this Court for the relief as requested in Part II of this Motion.

II. STATEMENT OF RELIEF SOUGHT

Buzzard seeks a 60 day continuance in order to file his Motion for Reconsideration so he can get a copy of his Guilty Plea, and research since the law library has been closed for 6 weeks so far due to new Covid-19 outbreaks at Coyote Ridge, EX. And Buzzard has zero law library access still, and does not know when it will be open again for research. Buzzard will apprise the Court by e-filed letter as soon as the law library reopens. RAP 18, 8, 1,2

III. FACTS RELEVANT TO MOTION

Buzzard's Motion for Discretionary Review was denied on February 3, 2022. Buzzard did not get a copy until February 7, 2022, Due to a major Covid-19 outbreak at his facility the law library has been closed for over 7 weeks. Thus, Buzzard has NOT been able to research his issues.

NO. 100603-9- MOTION FOR EXTENSION OF TIME-1-

Ronald Buzzard Jr.
#846650, CRCC (CBJ)
P. O. Box 769
Connell, WA 99326

IV. ARGUMENT

BUZZARD'S ENTITLED UNDER RAP 18.8 AND 1.2 TO AN EXTENSION OF TIME TO FILE HIS MOTION TO MODIFY

COMMISSIONER'S DECISION DENYING HIS PETITION ON

FEBRUARY 3, 2022.

This nearly 2 month facility lock down due to Covid-19, Ex. 1, is an "extraordinary circumstance" includes "instances where the filing, despite reasonable diligence, was defective due to excusable error or circumstances beyond the party's control." In re Fero, 190 Wn.2d 1, 409 P.3d 214 (2018); Shumway v. Payne, 136 Wn.2d 383, 395, 964 P.2d 349 (1998); Scannel v. State, 128 Wn.2d 829, 835, 912 P.2d 489 (1996). RAP 18.8(b), 1.2(a)(c).

To prevent a gross miscarriage of justice, this rule expresses a public policy preference for the finality of judicial decisions over the competing policy of reaching the merits of every case. Id.

Thus, Buzzard's entitled to this extension to research, and to get a copy of his plea agreement that the Commissioner stated he did not enclose.

V. CONCLUSION

Buzzard requests a 60 day Extension of Time to get a copy of his Plea Agreement which the Commissioner stated was relevant and not enclosed to compare to the transcripts. And since the facilities been on lockdown for over 7 weeks, since January 9th.

Respectfully,

Dated this 21 day of February, 2022.

Ronald W. Buzzard

Petitioner, Pro Se
Ronald Buzzard Jr.
#846650, CRCL, CB01
P.O. Box 769
Connell, WA 99326

V E R B



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
P.O. Box 41100 • Olympia, Washington 98504-1100

January 26, 2022

TO: All Incarcerated Individuals

A handwritten signature in black ink.

FROM: Jefferey Perkins, Assoc. Superintendent

SUBJECT: CRCC Weekly update COVID-19 Facility Wide Outbreak

January 9, 2022, Coyote Ridge Corrections Center (CRCC) was placed on Facility Wide Outbreak and Facility Wide Cluster status.

January 18, 2022, Coyote Ridge Corrections Center (CRCC) MSU was placed on Facility Wide Outbreak status. Following the established COVID-19 protocols, rapid antigen testing is being conducted on the entire population once a week and all staff are and continue to be PCR tested twice a week.

All of MSU was given a rapid antigen test January 24, 2022. Units I and B were also rapid tested on January 24, 2022. January 25, 2022, Units Sage East, C and G were tested. Tomorrow January 26, 2022, MSU will be tested again, along with A Unit.

January 24, 2022, D unit and E unit were approved to come off of quarantine. There is minimal programming happening due to staff shortage and the rest of the facility continuing to be on outbreak status. We are giving yard time as staffing allows for D, E and IA. Unit D will need to have another round of test completed due to D unit remaining on Cluster Status. There is no visitation due to the outbreak status at this time.

While the entire MSC and MSU are on quarantine status, the units listed below have been identified as the following:

- **MSC F Unit** - Individuals that have tested positive (Medical isolation)
- **MSC B Unit, A Pod** - Individuals that have had close contact with an individual that has tested positive (Quarantine)
- **MSC A Unit, F Tier** - ADSEG Individuals that have tested positive (Medical isolation)
- **MSC A Unit, G Tier** - Individuals that have COVID-19 symptoms/ pending test results. (Medical isolation)
- **MSC I Unit A Pod** - Being used for COVID-19 recovered individuals.

We continue to follow the Prisons Division Cluster and Outbreak Checklist and remain in restricted movement at this time. It is imperative that everyone continue to wear a surgical mask or appropriate personal protective equipment (PPE). Similarly, it is vital that we continue to follow the Centers for Disease Control (CDC) guidelines: ensuring to follow the six foot physical-distancing rule, washing your hands, and keeping high-touch areas of the facility sanitized.

Corrections is committed to everyone's safety. We will continue to communicate with you as we progress through this pandemic.



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
P.O. Box 41100 • Olympia, Washington 98504-1100

February 2, 2022

TO: All Incarcerated Individuals
FROM: Andrew Sawyer, Associate Superintendent
SUBJECT: CRCC Weekly update COVID-19 Facility Wide Outbreak

January 9, 2022, Coyote Ridge Corrections Center (CRCC) was placed on Facility Wide Outbreak and Facility Wide Cluster status.

January 18, 2022, Coyote Ridge Corrections Center (CRCC) MSU was placed on Facility Wide Outbreak status. Following the established COVID-19 protocols, rapid antigen testing is being conducted on the entire population once a week and all staff are and continue to be PCR tested twice a week.

MSU continues taking rapid antigen tests on Monday, Wednesday, and Friday, except Sage East which remains on weekly testing. MSC Units H, G, B, C, and A Units continue on outbreak status and will test weekly (currently rapid testing). MSC E and D Units were tested once this week due to being on limited cluster status. Recovered individuals do not test at this time.

January 24, 2022, D unit and E unit were approved to come off of quarantine. There is minimal programming happening due to staff shortage and the rest of the facility continuing to be on outbreak status. We are giving yard time as staffing allows for D, E CA, and IA. There is no visitation due to the outbreak status at this time.

While the facility remains on quarantine status, the units listed below have been identified as the following:

- **MSC F Unit** - Individuals that have tested positive (Medical isolation)
- **MSC D and E Units** – are on limited cluster status
- **MSC B Unit, A Pod** - Individuals that have had close contact with an individual that has tested positive (Quarantine) or are on transfer separation
- **MSC A Unit, F Tier** - ADSEG Individuals that have tested positive (Medical isolation)
- **MSC A Unit, G Tier** - Individuals that have COVID-19 symptoms/ pending test results. (Medical isolation)
- **MSC I Unit** - Being used for COVID-19 recovered individuals.
- **MSC B B Pod, C, G, H Units** – Remain on outbreak status
- **MSU Camas West** Being used for COVID-19 recovered individuals.

We continue to follow the Prisons Division Cluster and Outbreak Checklist and remain on restricted movement at this time. It is imperative that everyone continue to wear a surgical mask or appropriate personal protective equipment (PPE). Similarly, it is vital that we continue to follow the Centers for Disease Control (CDC) guidelines: ensuring to follow the six foot physical-distancing rule, washing your hands, and keeping high-touch areas of the facility sanitized.

Corrections is committed to everyone's safety. We will continue to communicate with you as we progress through this pandemic.



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
P.O. Box 41100 • Olympia, Washington 98504-1100

February 10, 2022

TO: All Incarcerated Individuals
FROM: Andrew Sawyer, Associate Superintendent
SUBJECT: CRCC Weekly update COVID-19 Facility Wide Outbreak

January 9, 2022, Coyote Ridge Corrections Center (CRCC) was placed on Facility Wide Outbreak and Facility Wide Cluster status.

February 7, 2022, Coyote Ridge Corrections Center (CRCC) MSU was removed from Facility Wide Outbreak status. MSU is no longer on quarantine status.

February 8, 2022 A Unit MSC was removed from quarantine status.

February 9, 2022 H Unit MSC was removed from quarantine status.

MSC Units G, B and C continue outbreak status and will test weekly (currently rapid testing). Recovered individuals do not test at this time.

Programming opportunities are currently minimal due to the continuing COVID-19 outbreak. We are providing yard time as staffing allows for D, E, I, H and F A. At this time, visitation remains closed statewide due to current COVID-19 case counts.

While the facility remains on quarantine status, the units listed below have been identified as the following:

- **MSC F-B Unit** - Individuals that have tested positive (Medical isolation)
- **MSC F-A Unit** – Being used for COVID-19 recovered individuals.
- **MSC D and E Units** – are on limited cluster status
- **MSC B Unit, A Pod** - Individuals that have had close contact with an individual that has tested positive (Quarantine) or are on transfer separation
- **MSC A Unit, F Tier** - ADSEG Individuals that have tested positive (Medical isolation)
- **MSC A Unit, G Tier** - Individuals that have COVID-19 symptoms/ pending test results (Medical isolation)
- **MSC I Unit** - Being used for COVID-19 recovered individuals.
- **MSC B-B Pod, C and G Units** – Remain on outbreak status

We continue to follow the Prisons Division Cluster and Outbreak Checklist and remain on restricted movement at this time. It is imperative that everyone continue to wear a surgical mask or appropriate personal protective equipment (PPE). Similarly, it is vital that we continue to follow the Centers for Disease Control (CDC) guidelines: ensuring to follow the six foot physical-distancing rule, washing your hands, and keeping high-touch areas of the facility sanitized.

Corrections is committed to everyone's safety. We will continue to communicate with you as we progress through this pandemic.



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
P.O. Box 41100 • Olympia, Washington 98504-1100

February 11, 2022

TO: B, C and G-Unit Incarcerated Individuals
FROM: Jeremy Long, Captain
SUBJECT: Status Update

B, C and G Unit continue to be on limited outbreak status. C-Unit received all negative tests on February 8, 2022. C-Unit will be tested again February 15, 2022. If all C-Unit tests come back negative, we can ask Headquarters Clinical to release C-Unit from quarantine. B -Unit will be tested again on February 14, 2022. G-Unit will be tested again on February 16, 2022. Remember to come off quarantine the whole unit has to have two consecutive negative tests within 14 days, you would come off on the 15th day after headquarters clinical approves it. CA has continued to have multiple negative tests and will continue to go to the yard during their yard schedule. We are not able to give C-Unit B Pod outside yard time. We are working hard at getting the facility back to normal operations and will update you again next week.

It is imperative that everyone continue to wear a surgical mask or appropriate personal protective equipment (PPE). Similarly, it is vital that we continue to follow the Centers for Disease Control (CDC) guidelines: ensuring to follow the six (6) foot physical distancing rule, washing your hands, and keeping high-touch areas of the facility sanitized.

Corrections is committed to everyone's safety. We will continue to communicate with you as we progress through this pandemic.



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
P.O. Box 41100 • Olympia, Washington 98504-1100

February 18, 2022

TO: *ASL* **Incarcerated Individuals**
FROM: *ASL* Andrew Sawyer, Associate Superintendent
SUBJECT: CRCC Weekly update COVID-19 Facility Wide Outbreak

January 9, 2022, Coyote Ridge Corrections Center (CRCC) was placed on Facility Wide Outbreak and Facility Wide Cluster status.

February 15, 2022, C-Unit was removed from quarantine status.

February 16, 2022, B-Unit B-Pod was removed from quarantine status.

MSC Units G, and B A-Pod continue outbreak status and will test weekly (currently rapid testing). Recovered individuals do not test at this time.

Programming opportunities are currently minimal due to the continuing COVID-19 outbreak. We are giving yard time as staffing allows for B B-Pod, C, D, E, I, H and F A. There is no visitation due to the outbreak status currently. Grab and Go meals started on February 18, 2022, for Units C, D, E, H and I.

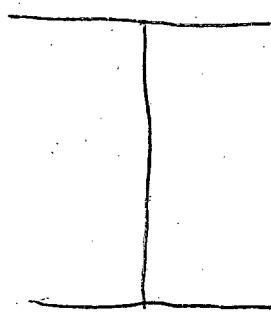
While the facility remains on quarantine status, the units listed below have been identified as the following:

- **MSC F-B Unit** – Individuals that have tested positive (medical isolation)
- **MSC F-A Unit** – Being used for COVID-19 recovered individuals.
- **MSC D and E Units** – are on limited cluster status
- **MSC B Unit, A Pod** – Individuals that have had close contact with an individual that has tested positive (Quarantine) or are on transfer separation
- **MSC A Unit, G Tier** – Individuals that have COVID-19 symptoms/ pending test results (medical isolation)
- **MSC C, H and I Unit** – are on limited cluster status
- **MSC B-A Pod and G Units** – Remain on outbreak status

We continue to follow the Prisons Division Cluster and Outbreak Checklist and remain on restricted movement at this time. It is imperative that everyone continue to wear a surgical mask or appropriate personal protective equipment (PPE). Similarly, it is vital that we continue to follow the Centers for Disease Control (CDC) guidelines: ensuring to follow the six (6) foot physical-distancing rule, washing your hands, and keeping high-touch areas of the facility sanitized.

Corrections is committed to everyone's safety. We will continue to communicate with you as we progress through this pandemic.

APPENDIX



THE SUPREME COURT

STATE OF WASHINGTON



ERIN L. LENNON
SUPREME COURT CLERK

SARAH R. PENDLETON
DEPUTY CLERK
CHIEF STAFF ATTORNEY

TEMPLE OF JUSTICE
P.O. BOX 40929
OLYMPIA, WA 98504-0929

(360) 357-2077
e-mail: supreme@courts.wa.gov
www.courts.wa.gov

February 23, 2022

LETTER SENT BY E-MAIL ONLY

Ronald W. Buzzard, Jr.
#846650
Coyote Ridge Corrections Center
P.O. Box 769
Connell, WA 99326

Re: Supreme Court No. 100603-9 – Personal Restraint Petition of Ronald W. Buzzard, Jr.
Court of Appeals No. 83401-1-I

Mr. Buzzard:

On February 22, 2022, this Court received your "MOTION FOR EXTENSION OF TIME, RAP 18.8 RAP 1.2", which seeks an extension of time to file a motion to modify the Deputy Commissioner's ruling denying review.

In regard to the motion for an extension of time, the following ruling is entered:

Mr. Buzzard's motion for a 60-day extension of time to file a motion to modify the Deputy Commissioner's ruling denying the motion for discretionary review is granted. The motion to modify should be filed by May 6, 2022.

I have enclosed for the Petitioner a copy of RAP 17.7 and Form 20, Motion to Modify Ruling, from the appendix to the Rules of Appellate Procedure.

Sincerely,

A handwritten signature in black ink, appearing to read "Sarah R. Pendleton".

Sarah R. Pendleton
Supreme Court Deputy Clerk

SRP:jm

Enclosures for Petitioner

APPENDIX

—
J

APPENDIX

K

FILED
SUPREME COURT
STATE OF WASHINGTON
7/13/2022
BY ERIN L. LENNON
CLERK

THE SUPREME COURT OF WASHINGTON

In re the Personal Restraint Petition of)	No. 100603-9
)	
RONALD W. BUZZARD JR.,)	ORDER
)	
Petitioner.)	Court of Appeals
)	No. 83401-1-I
)	

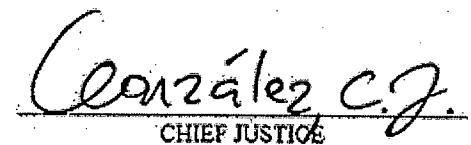
Department I of the Court, composed of Chief Justice González and Justices Johnson, Owens, Gordon McCloud and Montoya-Lewis (Justice Stephens sat for Justice Montoya-Lewis), considered this matter at its July 12, 2022, Motion Calendar and unanimously agreed that the following order be entered.

IT IS ORDERED:

That the Petitioner's motion to modify the Deputy Commissioner's ruling is denied.

DATED at Olympia, Washington, this 13th day of July, 2022.

For the Court


González C.J.
CHIEF JUSTICE

APPENDIX

L

1 APPEARANCES
2

3 **Appearing on behalf of the State:**

4 CHRISTINE HERRMAN, ESQUIRE
5

6 **Appearing on behalf of the Defendant:**

7 LAURA CARNELL, ESQUIRE
8

9 **Also Present:**

10 Megan Allen, KCSARC

11 Carisa Kirby, victim's mother

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1 VERBATIM REPORT OF PROCEEDINGS

2 SENTENCING HEARING

3 HELD ON

4 FRIDAY, OCTOBER 11, 2002

5 4:22 P.M.

6 BEFORE THE HONORABLE

7 JAY V. WHITE

8 SUPERIOR COURT JUDGE

9

10 MS. HERRMAN: This is State versus Ronald Buzzard,
11 cause number 02-1-02656-3 Kent designation. Christine

12 Herrman for the state. Mr. Buzzard is present, in custody.
13 He's represented by his attorney, Ms. Carnell. Also
14 present, Your Honor, is Megan Allen from KCSARC, and the
15 victim's mother, Carisa Kirby.

16 Mr. Buzzard pleaded guilty to rape of a child in
17 the first degree. He has an offender score of zero.
18 (Indiscernible) making his standard range 93 to 123 months
19 in prison.

20 The state is recommending a Special Sex Offender
21 Sentencing Alternative in this case. We're recommending
22 that he be sentenced to 123 months, that that sentence be
23 suspended on the condition that he serve six months in jail
24 with credit for time served. That he be on community
25 custody pursuant to the SSOSA program; complete sexual

1 deviancy treatment; have no contact with the victim, Jessica
2 Kirby, or any other minors, without the supervision of a
3 responsible adult who knows about his conviction and his
4 approved (indiscernible) treatment provider.

5 We recommend that the no-contact with Jessica
6 Kirby extend (indiscernible); that he pay restitution. We
7 ask that the state be allowed to set a hearing for
8 restitution at a later date; pay court costs, the Victim
9 Penalty Assessment, and recoupment for the costs of his
10 attorney; costs of incarceration at \$50 per day; that he be
11 required to give blood for HIV testing and DNA testing.

12 He will be required to register as a sex offender
13 for the rest of his life. Your Honor, that is the state's
14 recommendation. I know that Ms. -- Mrs. Kirby is present
15 and would like to be heard.

16 **THE COURT:** All right.

17 Ms. Kirby?

18 **(Indiscernible simultaneous speaking.)**

19 **THE COURT:** Thank you for your long wait this
20 afternoon.

21 **MS. KIRBY:** My name is Carisa Kirby. I'm not only
22 the victim's mother; I am Ron's sister. Excuse me. I came
23 here today because of my daughter. She wanted to be here,
24 but I wouldn't allow her to come today. She asked me
25 (indiscernible). And she loves her uncle very much.

1 (Indiscernible) he is sick. In her words, she
2 said that she forgives him for what -- for -- she forgives
3 him, but she doesn't forgive what he did. Someday, she
4 would like to see her uncle again. At one point, they were
5 (indiscernible). He helped all three of my girls through my
6 divorce when their father was physically abusive.

7 He talked to her a lot. (Indiscernible) what
8 happened. But she (indiscernible) because she'd like to see
9 her uncle again. She asked if sometimes she could talk to
10 him on the phone, and I tried to explain to her that it's up
11 to the court. It's up to the counselor that he has to see.

12 But she asked me to let you know that she loves him very
13 much, and that she forgives him, but she can't forgive what
14 he did.

15 She would like to see her uncle get treatment.
16 Excuse me. Maybe someday she'll be able to see him, and her
17 sisters and she'll be able to trust him again. She asked
18 (indiscernible) to be able to come and visit him, and it was
19 hard explaining to a seven-year-old child why not. She
20 knows it's not her fault, and she doesn't feel guilty.

21 It took us a few months to let her know that he
22 was in jail. She does feel safe. And she would just like
23 to be able to talk to him on the phone at least, with the
24 counselor's recommendation and the court, just to tell him
25 that she loves him and she forgives him.

1 HIV, DNA testing, sex offender registration. I believe
2 that's (indiscernible) court's oral rulings.

3 **MS. HERRMAN:** Your Honor, Ms. Kirby wants to be
4 heard on one other issue, if the court will indulge her?

5 **THE COURT:** All right. Ms. Kirby?

6 **MS. KIRBY:** Apologize. (Indiscernible) my
7 children feel of their uncle, they miss an overgrown kid
8 who's fun. (Indiscernible) play games and videogames and
9 watch Disney cartoons. (Indiscernible) not there to see
10 Jessica's reactions -- that I don't think he's aware of,
11 that because of what happened to her, Jessica had a hard
12 time admitting that she has to use the restroom, things like
13 that.

14 She will back herself into a corner and crouch her
15 legs and crouch down. She's trying to hold it as long as
16 she can. She can't stand certain phrases any longer. Like
17 if her sister says, don't touch me, it bothers her to hear
18 that, things like that. Her behavior at school is, at
19 times, unlike her. She's had detention this year. It's not
20 like Jessica to act up in class.

21 I just thought the court, as well, should hear
22 that, but maybe he can now fully understand that it has
23 affected her more than he realizes, maybe, and that maybe
24 that will give him a little bit more motivation in
25 counseling.

1 Complete the sexual deviancy treatment program.
2 No contact with minors without approval of the treatment
3 provider and the CCO and in the presence of an informed
4 adult; no contact with Jessica Kirby. I think the court can
5 indicate that if it's supported by the treatment provider
6 and the CCO and Carisa Kirby herself, the court would allow
7 contact approved by those people with Jessica Kirby.

8 **MS. HERRMAN:** Your Honor, I just ask that also --
9 also needs to be approved by Jessica.

10 **THE COURT:** I think that's appropriate. She's
11 demonstrated that she's articulate, and of course, as she
12 gets older, she'll be in a better position to express that
13 opinion. And it may be as she gets older, she'll start to
14 have a different view about him, positive or negative. It
15 will probably depend, in large part, what her uncle does,
16 you know.. Probably depend upon his own actions and her own
17 perceptions of his success.

18 There's a \$500 mandatory Victim Penalty Assessment
19 the court imposes. The court's ordering restitution in the
20 matter as agreed to or set in a future hearing.

21 Does your client waive his presence?

22 **MS. CARNELL:** He would waive his presence.

23 **THE COURT:** Thank you. The record will so
24 reflect. Other than a \$500 mandatory assessment, the court
25 waives all other nonmandatory fees and assessments. Order

1 **THE COURT:** All right. Thank you.

2 Detectives who were on this case indicated that
3 your daughter is above average in verbal skills and it's
4 apparent, perhaps, where she got it from. That was quite a
5 statement on your part as well, and thank you.

6 Ms. Carnell.

7 **MS. CARNELL:** Your Honor, did you receive my
8 presentence report?

9 **THE COURT:** I didn't.

10 **MS. CARNELL:** Okay. It's a joint recommendation,
11 I think, by all parties at this point for the SSOSA
12 sentence. Mr. Buzzard did receive an evaluation by Dr.
13 Clifford. He also completed the polygraph exam as required.
14 Dr. Wolfe has agreed to take him into treatment. Attached,
15 although somewhat informally drawn up by Mr. Wolfe, is the
16 treatment plan that Mr. Buzzard will be following.

17 **THE COURT:** And what is (indiscernible) as well as
18 Dr. Clifford's detailed report concerning (indiscernible)
19 treatment.

20 **MS. CARNELL:** And Your Honor, he has a plan for
21 the SSOSA in this case. I mean, I understand that Mr.
22 Buzzard's now been in far in excess of the six months that
23 the state is asking for. He's served 198 days, at least
24 according to the court's calendar.

25 The SSOSA process was actually begun fairly early

1 (indiscernible) unfortunately takes a long time
2 (indiscernible). But Mr. Buzzard was willing and desirous
3 of treatment pretty early on in this process. This isn't
4 something where he was going to set up a trial and then
5 realized that was a bad idea or anything like that. He
6 pretty much knew where he was going fairly early on. I also
7 know that Ms. Kirby has indicated to the state fairly early
8 on that she wanted Ron to get treatment as well.

9 I know that the state and, I know, the court are
10 probably inclined to enter a lifetime no-contact order with
11 the victim, Jessica, in this case. I know also that part of
12 the SSOSA plan at some point will call for the reunification
13 of the family, and I know that Ms. Kirby has indicated a
14 willingness to be present whenever there would be any
15 contact.

16 I think all I'm asking is that perhaps a no-
17 contact order could include that should the treatment
18 provider and the CCO, or should the treatment provider
19 indicate that counseling between the family members is a
20 good idea, something of that nature, that that be allowed to
21 happen.

22 I believe that Mr. Buzzard is going to address the
23 court. I am asking the court to impose the Victim Penalty
24 Assessment, no mandatory -- no other nonmandatory costs,
25 fees, and obligations. Mr. Buzzard is going to have a long

1 financial road ahead of him should the court give him this
2 opportunity. And believe me, Mr. Buzzard does realize it's
3 going to be an opportunity but also very, very difficult and
4 lots of hard work.

5 We've been in fairly good contact about what it is
6 he's now going to need to take care of should the court
7 follow this option and he be released from custody in terms
8 of registering as a sex offender, reporting to DOC, and also
9 getting set up with Mr. Wolfe now that he's been in custody
10 for so long. I would ask the court to follow the joint
11 recommendation and impose the SSOSA sentence in this case.

12 **THE COURT:** All right. Thank you, Ms. Carnell.

13 Mr. Buzzard, is there anything you want to say?

14 **THE DEFENDANT:** Yes, Your Honor.

15 **THE COURT:** All right.

16 **THE DEFENDANT:** I prepared a statement. I just
17 wanted to prepare a statement with thoughts, feelings, and
18 facts for the court. My name is Ronald William Buzzard, Jr.
19 I'm 25 years old. I was 24 years old when I was arrested by
20 Auburn Police Department detectives back on March 27, 2002.
21 That was 191 days ago.

22 With 191 days left spent in custody, 159 of which
23 was in protective custody, I've missed pretty much all
24 spring, summer, winter, any special holidays, spending my
25 25th birthday, which was June 10th, behind bars.

1 (Indiscernible) educational books, including Catcher in the
2 Rye and some other (indiscernible) classes and also studied
3 the law a lot since I've been here.

4 Now I'm an individual who has come to understand a
5 lot of little things that most people, including myself,
6 take for granted on a daily basis, whether it's a blue sky,
7 fresh air, good food, radio, human interaction, and freedom.

8 Now, in truth, I consider myself truly a changed
9 and humbled man. Being incarcerated has been
10 (indiscernible) couldn't help me in prior (indiscernible).
11 (Indiscernible) stand still as life passing me by in a 6 by

12 13 concrete cell. It gave me a lot of time to think,
13 especially in protective custody.

14 It also shows (indiscernible) for me, I had to
15 face the cold, hard truth in the last six and a half, almost
16 seven, months that I have no true friends. (Indiscernible)
17 friends that came to visit me (indiscernible).

18 I come here today to accept my due punishment for
19 the crime that I committed. I'm extremely remorseful. And
20 as Dr. Clifford, my evaluator, (indiscernible) and the
21 prosecution and the victim's mother, my sister Carisa,
22 (indiscernible) that I should be released on probationary
23 conditions to participate in the SSOSA program.

24 I do hope that this (indiscernible) that I
25 receive, so that I may begin becoming an active and

1 productive member of society and get the treatment that I
2 need. I also agree that I will be a good candidate for the
3 treatment program because I have an individual invaluable
4 education, and I believe this program will be able to
5 educate me and let me (indiscernible) original
6 (indiscernible) treatment process.

7 And I also know that will not be easy and they
8 expect nothing less than the most extensive treatment that I
9 can acquire. I have no prior criminal history. I have
10 never used or had any desire to use any street drugs, which
11 I consider myself extremely intelligent and respect myself

12 for doing so and extremely proud that I have not done any.

13 Also, (indiscernible) pursuing when I got arrested
14 and will continue to pursue is a financing and plans to
15 build my automotive custom shop that I've had the dream to
16 do for the last ten years. I will pursue that part-time as
17 I require a full-time job to meet all my financial
18 responsibilities set forth and the treatment provision that
19 I'm about to participate in the SSOSA program. That's it,
20 Your Honor. Thank you.

21 **THE COURT:** Mr. Buzzard, I just want to ask you.
22 I heard a lot about you, but I didn't hear anything about
23 Jessica.

24 **THE DEFENDANT:** Yes, Your Honor. As there were
25 victims, including my sister, I also stated I did go and

1 rescue Jessica and Jennifer and Jordan and my sister from
2 (indiscernible), which she was in a real abusive divorce,
3 and you know, I've been really close -- you know, I babysat
4 a lot. You know, I got to teach them how to play pool,
5 which is really cool. I spent time, you know, teaching them
6 art and things like that with the talents that God's blessed
7 me with.

8 I've been very close with my family and, you know,
9 it's been hard being away from my family. I'm remorseful
10 for what I did. I know it was wrong. I hope that I am, you
11 know, able to someday maybe, even if it's three or six years.

12 down the road, maybe I'll get to be reunited with my family
13 and with my nieces, even if it is -- if the courts order
14 it's fine.

15 You know, it's -- it's just been hard. I've had a
16 lot of chance to think. Being reunited with my family, Your
17 Honor, I haven't seen them for two years, so I believe that
18 my time I've spent here has been, you know, well spent.

19 Sorry, Your Honor. I don't know.

20 **THE COURT:** I'm just trying to get you to focus a
21 little bit more about what's really going on here today.
22 You know, I noticed you prepared your statement. And your
23 sister has come in here and stood up for you, that you're a
24 victim, and has expressed her forgiveness. I'm just trying
25 to get you to focus on the effect that this has had on them.

1 **THE DEFENDANT:** Yes, Your Honor. I know it's been
2 hard. I'm willing to pay for any counseling that they need.
3 You know, like a group counseling, like family, you know,
4 and then -- (indiscernible), you know, I know how hard it
5 must be, especially for someone her age. And you know, I
6 don't know if she'll ever really recover from it.

7 I mean, it's hard knowing, you know, what she has
8 to sleep through or, you know, any bad memories she's had.
9 I can't tell -- I can't see what she's going through. And
10 it's been hard, yeah.

11 **THE COURT:** She's a little girl who loves you,
12 who, you know, really isn't old enough to understand what
13 you've done to her and who really, really doesn't understand
14 it to the degree to do anything more than remember the trust
15 and the love she had for you.

16 Anyway, I don't want to cut you off. Is there
17 anything else you wanted to add?

18 **THE DEFENDANT:** No, Your Honor.

19 **THE COURT:** Okay. Thank you.

20 **THE DEFENDANT:** Thank you, Your Honor.

21 **THE COURT:** All right. The reason I made those
22 pointed remarks is I -- you know, I -- and I think -- I hope
23 that you heard me. You know, the concern is, you know, you
24 need to have -- you need to understand what you've done, how
25 it affects other people, or you will fail in the SSOSA

1 program, you will not be a good candidate.

2 You know, my concern is that, notwithstanding the
3 joint recommendation and the evaluation -- and actually
4 Thomas Wolfe's is a good outfit, so you're in a good place
5 as far as being in a credible treatment program, but I would
6 just -- I just wanted to communicate with you that if you're
7 not capable of taking responsibility and understanding how
8 your actions affect someone other than yourself, you'll fail
9 in the program, and you'll wind up in prison for the full
10 period of time.. So I want to issue you that advice and that
11 warning.

12 And I do appreciate the statements that you did
13 make when you were not dealing with a prepared statement,
14 and I think that I heard that. All right.

15 I will agree to the SSOSA sentence. With the
16 statements the court made, it will be up to Mr. Buzzard
17 whether he fails or not. 123 months. He'll get credit for
18 -- for some reason it's showing 198 days. I'll give him
19 credit for what the jail is showing. I will sign the SSOSA
20 conditions.

21 Do we have a detailed Appendix H? The court would
22 anticipate --

23 **MS. HERRMAN:** I have done (indiscernible).

24 **THE COURT:** All right. We'll see what it looks
25 like.

1 Complete the sexual deviancy treatment program.
2 No contact with minors without approval of the treatment
3 provider and the CCO and in the presence of an informed
4 adult; no contact with Jessica Kirby. I think the court can
5 indicate that if it's supported by the treatment provider
6 and the CCO and Carisa Kirby herself, the court would allow
7 contact approved by those people with Jessica Kirby.

8 **MS. HERRMAN:** Your Honor, I just ask that also --
9 also needs to be approved by Jessica.

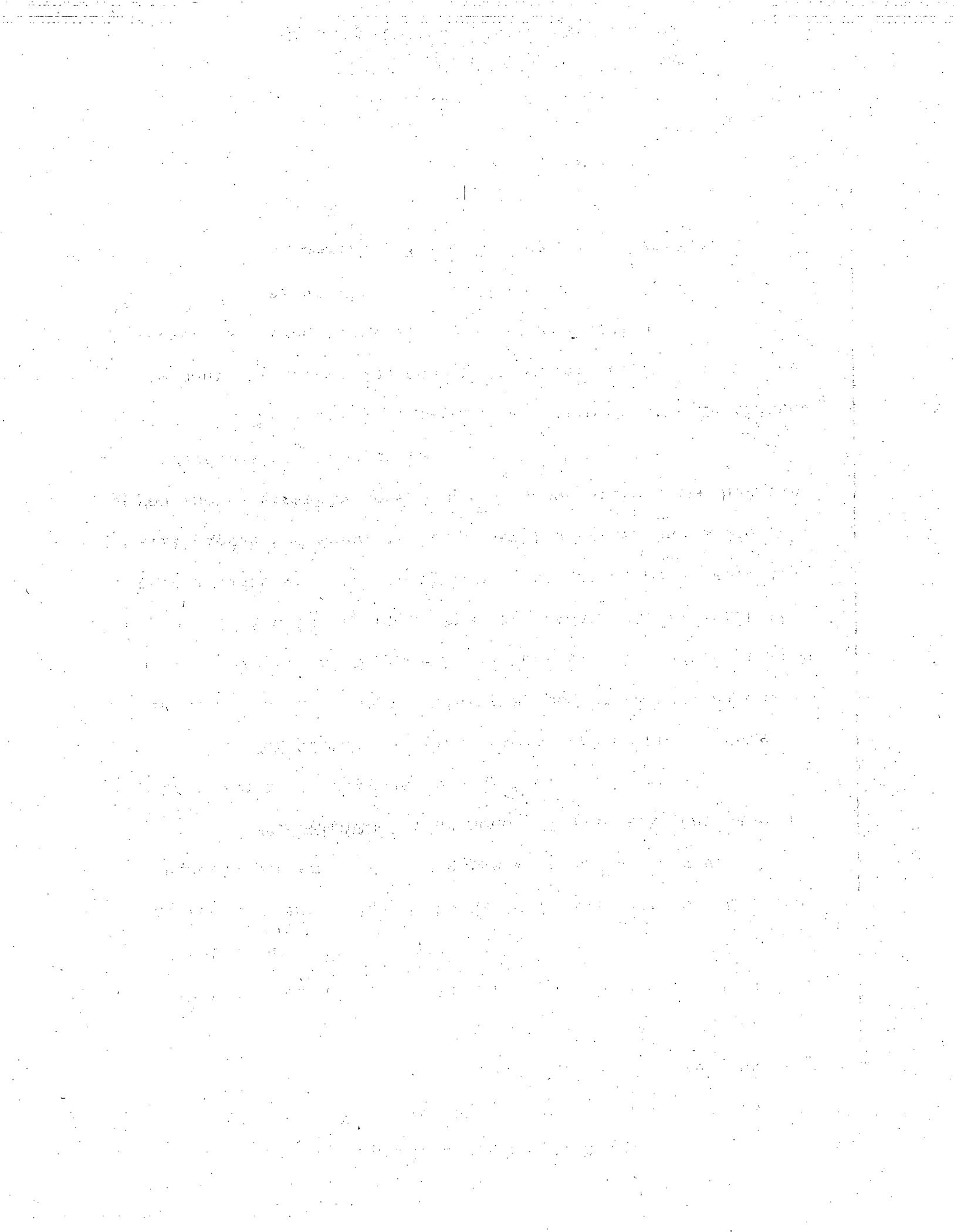
10 **THE COURT:** I think that's appropriate. She's
11 demonstrated that she's articulate, and of course, as she
12 gets older, she'll be in a better position to express that
13 opinion. And it may be as she gets older, she'll start to
14 have a different view about him, positive or negative. It
15 will probably depend, in large part, what her uncle does,
16 you know. Probably depend upon his own actions and her own
17 perceptions of his success.

18 There's a \$500 mandatory Victim Penalty Assessment
19 the court imposes. The court's ordering restitution in the
20 matter as agreed to or set in a future hearing.

21 Does your client waive his presence?

22 **MS. CARNELL:** He would waive his presence.

23 **THE COURT:** Thank you. The record will so
24 reflect. Other than a \$500 mandatory assessment, the court
25 waives all other nonmandatory fees and assessments. Order



1 HIV, DNA testing, sex offender registration. I believe
2 that's (indiscernible) court's oral rulings.

3 **MS. HERRMAN:** Your Honor, Ms. Kirby wants to be
4 heard on one other issue, if the court will indulge her?

5 **THE COURT:** All right. Ms. Kirby?

6 **MS. KIRBY:** Apologize. (Indiscernible) my
7 children feel of their uncle, they miss an overgrown kid
8 who's fun. (Indiscernible) play games and videogames and
9 watch Disney cartoons. (Indiscernible) not there to see
10 Jessica's reactions -- that I don't think he's aware of,
11 that because of what happened to her, Jessica had a hard
12 time admitting that she has to use the restroom, things like
13 that.

14 She will back herself into a corner and crouch her
15 legs and crouch down. She's trying to hold it as long as
16 she can. She can't stand certain phrases any longer. Like
17 if her sister says, don't touch me, it bothers her to hear
18 that, things like that. Her behavior at school is, at
19 times, unlike her. She's had detention this year. It's not
20 like Jessica to act up in class.

21 I just thought the court, as well, should hear
22 that, but maybe he can now fully understand that it has
23 affected her more than he realizes, maybe, and that maybe
24 that will give him a little bit more motivation in
25 counseling.



1 Even though she was young, she does understand
2 that (indiscernible) video (indiscernible) my girls
3 (indiscernible) right and wrong, drugs, touching, things of
4 that nature. They know that. Jessica is the one child I
5 have that did want to grow up and get married and have
6 children. She doesn't think she ever wants to have children
7 anymore because she thinks it makes her feel yucky. My
8 baby. And he knows that. I don't understand it. It did
9 affect more than just him. Thank you.

10 **THE COURT:** All right. Thank you. I think you've
11 made the point the court intended with far greater knowledge

12 and far more eloquently than I ever possibly could. It is
13 important to hear it. It's exactly what I'm trying to say.
14 He needs to start listening to what's going on. Thank you
15 very much for your additional comments.

16 **MS. KIRBY:** Thank you, Your Honor.

17 **MS. HERRMAN:** Your Honor, we have one more thing.
18 Mr. Buzzard has served the maximum --

19 **THE COURT:** Yes? I'm sorry.

20 **MS. HERRMAN:** The defendant has served the six
21 months of the court's sentence (indiscernible).
22 (Indiscernible) that I'm aware of. I don't believe that the
23 court can release him.

24 **THE COURT:** I don't know why you bring that issue
25 up now.

1 MS. CARNELL: I'm not (indiscernible), Your Honor.
2 I believe the court can release him. He's going to be
3 living with his parents. The Kirbys do not live there.
4 They live in Fife. And his parents do not live in Fife. He
5 can go there. There are no minors at the house. He can
6 start working. We've already discussed the fact that
7 tomorrow, he needs to find out whether or not you can
8 register with the sheriff's office on a Saturday. He's
9 going to start calling Dr. Wolfe to start getting into
10 treatment.

11 I'm a little concerned because when Mr. Buzzard
12 entered his plea, I think, two weeks ago now, and Mr.
13 Colasurdo was asked by the court their opinion on waiving
14 the presentence investigation report, none of this was
15 mentioned. Mr. Buzzard has in fact served, even excluding
16 good time, way in excess of the six months.

17 MS. HERRMAN: Your Honor, I'm sorry.
18 (Indiscernible). I am concerned about and if the court is
19 going to release Mr. Buzzard, I guess I would ask that a
20 hearing be set on for Monday morning. And (indiscernible)
21 DOC (indiscernible) by Tuesday morning, have contact with
22 DOC Monday and (indiscernible) DOC officer (indiscernible)
23 Tuesday, that his housing is approved.

24 MS. CARNELL: And I guess all I would say is it
25 would be absolutely wonderful if the probation system

1 actually worked like that.

2 MS. HERRMAN: That isn't the concern that --

3 MS. CARNELL: He won't be able to have a DOC
4 officer by Tuesday. He can go and give them the address. I
5 also don't believe they're open on Saturdays or Sundays. He
6 knows where he needs to go. If the court wants to set it, I
7 mean, I would ask for a minimum of a week because I think
8 that's about how long it takes to at least be assigned a DOC
9 officer. I don't know if they move quicker with SSOSA
10 candidates or not, but the reality is that if he shows up on
11 Tuesday, he's not going to have a DOC officer.

12 THE COURT: All right. I will agree to release
13 him. The court did express questions, as Ms. Carnell is
14 indicating, at the time of taking the plea. I share -- I am
15 a little startled that clear arrangements have not been made
16 for Mr. Buzzard.

17 I'll set a review hearing in two weeks for
18 anything that the state may want to bring to the court's
19 attention, to give Mr. Buzzard some motivation to
20 immediately comply with the terms and conditions of the
21 sentence.

22 Mr. Buzzard, let me just be real direct with you.
23 This is not entirely a good situation for you, aside from
24 the concerns that the prosecutor has. You are going to have
25 to really pay close attention here to make sure that, during

1 this time period while supervision is being established and
2 you're getting into treatment and you're working with a
3 community corrections officer, that you not violate any of
4 the terms of the court's sentence.

5 I was a little concerned if there's not immediate
6 supervision and a clear understanding as to where you're
7 going to be living and things of that nature. It increases
8 the risk that inadvertently, if not deliberately, you may
9 violate the terms of the sentence, so I hope that after
10 spending 199 days in jail, by your count, that you're highly
11 motivated to avoid 123 months, and that you'll be moving

12 promptly to, first of all, stay away from minors.

13 He's going to be living with who did you say?

14 MS. CARNELL: His parents.

15 THE COURT: Are they going to pick him up tonight?

16 MS. CARNELL: I was --

17 THE COURT: Will he be let out into the street in
18 the middle of the night --

19 THE DEFENDANT: Yes, they will be. So as soon as
20 I get out, just to call.

21 THE COURT: October 29th at 8:30, the court will
22 set a hearing which will be stricken if the state does not
23 believe there's any issues that the court should address.

24 MS. HERRMAN: At 8:30?

25 THE COURT: 8:30, the 29th. I think under all the

1 circumstances, the court, at this late notice, appropriately
2 should agree to release Mr. Buzzard. He's -- the sentence
3 is over, and he's served the -- more than the time the court
4 --

5 (Simultaneous indiscernible speaking.)

6 THE COURT: That's why we didn't have an Appendix
7 because there wasn't any presentence investigation, and
8 that does clarify that concern the court had. The record
9 would have my remarks about this at the time of sentence.

10 MS. HERRMAN: Your Honor, I'm handing forward --

11 THE COURT: At the time of the guilty plea, I

12 mean.

13 MS. HERRMAN: (Indiscernible.)

14 THE COURT: Thank you.

15 MS. HERRMAN: He's also placing his fingerprints
16 on the fingerprint form (indiscernible).

17 THE COURT: Thank you.

18 Mr. Buzzard, you understand you're not eligible to
19 have a firearm?

20 THE DEFENDANT: Yes, Your Honor.

21 THE COURT: You need to understand, if you ever
22 care about that, you don't get that right back automatically
23 by complying with the court's sentence. If you wish to have
24 that right back, you need to get a separate court order
25 giving you that right back. If you don't have court

1 approval to have a firearm, you would be charged with a
2 felony if you're found with one, do you understand that?

3 **THE DEFENDANT:** Yes, Your Honor.

4 **THE COURT:** All right. Thank you. The record
5 will reflect that you did sign the fingerprint form and
6 affixed your fingerprints.

7 Another document you signed, Mr. Buzzard, called
8 Notice of Rights on Appeal, most of which has been crossed
9 out because you did plead guilty here. Remember that
10 document?

11 **THE DEFENDANT:** Yes, Your Honor.

12 **THE COURT:** It's been crossed out because you pled
13 guilty, so there's no appeal from the finding of guilt. The
14 sentence the court imposed is not outside of the standard
15 range, and I'm initialing the second paragraph to indicate
16 that, so there's no appeal from the sentence imposed.

17 The court also advises you, though, that there are
18 two state laws, RCW 10.73.090 and 10.73.100. Copies are
19 printed on the back of the notice, and you're going to get a
20 copy back right now. Those laws describe a procedure called
21 collateral attack, under which you might challenge this
22 court's judgment within one year from today. There are
23 other grounds where the one-year time limit does not apply,
24 and you're going to get a copy of that back right now.

25 I'm reviewing the Judgment and Sentence. It

1 accurately reflects the court's oral rulings. And to the
2 extent that they were not exclusively recited by the court,
3 the court adopts the written Judgment and Sentence. The
4 court is also signing Appendix G, which is the order for HIV
5 testing, DNA identification; Appendix J, which is the notice
6 of sex offender registration requirements that Mr. Buzzard
7 signed in open court, and the court is signing Appendix H,
8 conditions of community custody.

9 And you really don't have a copy attached of the
10 treatment provider recommendations. Is it your intention to
11 attach his handwritten plan? Is that --

12 **MS. HERRMAN:** Oh, yes.

13 **THE COURT:** It might be appropriate subject, you
14 know, to attach the recommendations of Dr. Clifford.

15 **MS. HERRMAN:** Handing those up.

16 **MS. CARNELL:** That's the treatment plan of Mr.
17 Wolfe.

18 **THE COURT:** Yeah. Dr. Clifford's recommendations
19 are --

20 **MS. HERRMAN:** (Indiscernible.)

21 **THE COURT:** In the absence of a PSI and
22 (indiscernible), the court has no reason to believe
23 (indiscernible) recommendations, and they may duplicate some
24 of them, but I'm referring to the (indiscernible) at page 7
25 and 8 of Dr. Clifford's report. The court would adopt those

1 recommendations.

2 For example, Dr. Clifford does include -- I have
3 added the CCO. You probably had it covered, but he said Dr.
4 -- that Mr. Buzzard not have contact with a victim unless
5 recommended by the victim's mother, by Mr. Buzzard's
6 treatment provider, and there's other language that covers
7 the victim herself and the victim's mother.

8 **MS. CARNELL:** Your Honor, I would suggest it just
9 say (indiscernible) recommendation.

10 **THE COURT:** That's true. Let me just attach 7,
11 cross out the -- it's just basically recommendations 1

12 through 7.

13 **MS. HERRMAN:** Okay. I'll just (indiscernible)
14 that paragraph.

15 **THE COURT:** Yeah, let's do it that way.

16 **MS. CARNELL:** Here's attachment E.

17 **THE COURT:** I will rely on the treatment provider,
18 the CCO. We certainly have the blanket -- and as to your
19 understanding, there is a blanket requirement that you
20 follow all recommendations of the treatment provider. It
21 may not have every detail, everything that you may be
22 required to do. And if there's questions, the court can --

23 We've already scheduled a hearing at this point.
24 If the state believes there's anything that the court needs
25 to address, and likewise if the defense has anything the

1 court needs to address, we have established a hearing date.
2 The court will request that the bailiff be notified if it
3 can be stricken, so that we do not keep that space if we
4 don't need to have a hearing.

5 All right.

6 **(Whereupon, the sentencing hearing concluded at**
7 **4:56 p.m.)**

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1 CERTIFICATE
2

3 I, Jodi Dean, do hereby certify that the proceeding
4 named herein was professionally transcribed on the date set
5 forth in the certificate herein; that I transcribed all
6 testimony adduced and other oral proceedings had in the
7 foregoing matter; and the the foregoing transcript pages
8 constitute a full, true, and correct record of such
9 testimony adduced and oral proceeding had and of the whole
10 thereof.

11

12 IN WITNESS HEREOF, I have hereunto set my hand this
13 29th day of September, 2021.

14

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23 /S/ Jodi Dean

24

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1 CORRECTION SHEET

2 Deposition of: Sentencing Hearing Date: 10/11/02

3 Regarding: Washington vs. Buzzard

4 Reporter: Dean

5 _____

6 Please make all corrections, changes or clarifications
7 to your testimony on this sheet, showing page and line
8 number. If there are no changes, write "none" across
9 the page. Sign this sheet on the line provided.

10 Page Line Reason for Change

11 _____

12 _____

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24 Signature _____

25 Sentencing Hearing

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CERTIFICATE

I, Jodi Dean, do hereby certify that the proceeding named herein was professionally transcribed on the date set forth in the certificate herein; that I transcribed all testimony adduced and other oral proceedings had in the foregoing matter; and that the foregoing transcript pages constitute a full, true, and correct record of such testimony adduced and oral proceeding had and of the whole thereof.

IN WITNESS HEREOF, I have hereunto set my hand this 29th day of September, 2021.



Jodi Dean

\$	4:22 3:5	active 9:25	allow 4:24
\$50 4:10	4:56 24:7	actually 6:25	14:6
\$500 14:18	6	13:3 18:1	allowed 4:7
14:24	6 9:11	add 12:17	7:20
0	7	added 23:3	already 17:6
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3 3:11	23:12	address 7:22 18:4	am 4:22
1	8	19:23	7:23 11:10
1 23:11	8 22:25	23:25 24:1	17:18 18:14
10.73.090	8:30 19:21	admitting 15:12	anticipate 13:22
21:18	19:24 19:25	adopt 22:25	anymore 16:7
10.73.100	9	adopts 22:3	anything 7:5 8:13
21:18	93 3:18	adult 4:3	10:22
10th 8:25	A	14:4	12:14
11 3:4	able 5:16	advice 13:10	12:17
123 3:18 3:22	5:17 5:18	advises 21:17	18:18
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APPENDIX

M



Department of Judicial Administration
Copy Case Report

Case #: 02-1-02656-3 KNT

Case Title: STATE OF WASHINGTON VS BUZZARD, RONALD W

Cause: CRI - Criminal DV: N

Resolution: GP - Guilty Plea Before Trial Commencement Date: 09/27/2002

Completion: JODF - Judgment/Order/Decree Filed Date: 10/1/2023

Case Status: Completed Date: 06/14/2016

Parties

<u>Party</u>	<u>Name</u>	<u>Status</u>		
Plaintiff	STATE OF WASHINGTON			
Defendant	BUZZARD, RONALD W JR	DOC Billing		
Restitution	DEPARTMENT OF CORRECTIONS			
Recipient				
Consolidation	DEPARTMENT OF CORRECTIONS			
Payee				
<u>Party</u>	<u>Name</u>	<u>Bar #</u>	<u>Status</u>	<u>Representing</u>
Prosecutor	KING COUNTY, PROSECUTING	91002	Current	STATE OF WASHINGTON
	ATTY			
Attorney	ROSE, MANDY LYNN	38506	Current	
Attorney	DALY, ANNE MICHELLE	18444	Current	RONALD W JR BUZZARD
Attorney	PETERSON, DORRY ANN	31444	Current	RONALD W JR BUZZARD
	LEILANI			
Attorney	SAMSON, JOHN JOSEPH	22187	Current	STATE OF WASHINGTON
Attorney	CARNELL, LAURA STEPHANIE	27860	Withdrawn	RONALD W JR BUZZARD

Charge/Sentence Information

<u>CNT</u>	<u>RCW/Code</u>	<u>Charge Description</u>	<u>DV</u>
Information - filed on 04/01/2002			
1	9A.44.073	RAPE OF A CHILD 1ST DEGREE	N

<u>CNT</u>	<u>RCW/Code</u>	<u>Charge Description</u>	<u>DV</u>
	Sentencing Judge = WHITE		
	Fine Text =		
	Restitution Text =		
	Cost Text =		
	Attorney Fee Text = Sentence Description : FELONY		
	123M DOC SUSPD, SERVE 180D JAIL, COMM CUSTODY FOR THE LENGTH OF THE STATUTORY		
	MAXIMUM WHICH IS LIFE.		
	04-21-03 ORD REVOKING SUSPD SENT. SERVE 123M DOC.		
	03-25-2011 CERTIFICATE OF FINALITY /65500-1-I/DISMISSED		
	05-03-2011 CERTIFICATE OF FINALITY /64685-1-I/DISMISSED		
	08-15-2011 CERTIFICATE OF FINALITY /65500-1-I/DISMISSED		
	04-18-2013 CERTIFICATE OF FINALITY /67082-4-I/PERSONAL RESTRAINT PET DISMISSED.		
	01-29-2016 NOTICE OF APPEAL TO COURT OF APPEALS.		
	09-30-2016 MANDATE /74658-8-I /DISMISSED		
	Sentencing Judge = WHITE		
	Fine Text =		
	Restitution Text =		
	Cost Text =		
	Attorney Fee Text = Sentence Description : FELONY		
	123M DOC SUSPD, SERVE 180D JAIL, COMM CUSTODY FOR THE LENGTH OF THE STATUTORY		
	MAXIMUM WHICH IS LIFE.		
	04-21-03 ORD REVOKING SUSPD SENT. SERVE 123M DOC.		
	03-25-2011 CERTIFICATE OF FINALITY /65500-1-I/DISMISSED		
	05-03-2011 CERTIFICATE OF FINALITY /64685-1-I/DISMISSED		
	08-15-2011 CERTIFICATE OF FINALITY /65500-1-I/DISMISSED		
	04-18-2013 CERTIFICATE OF FINALITY /67082-4-I/PERSONAL RESTRAINT PET DISMISSED.		
	01-29-2016 NOTICE OF APPEAL TO COURT OF APPEALS.		
	09-30-2016 MANDATE /74658-8-I /DISMISSED		
	Sentencing Judge = WHITE		
	Fine Text =		
	Restitution Text =		
	Cost Text =		
	Attorney Fee Text = Sentence Description : FELONY		
	123M DOC SUSPD, SERVE 180D JAIL, COMM CUSTODY FOR THE LENGTH OF THE STATUTORY		
	MAXIMUM WHICH IS LIFE.		
	04-21-03 ORD REVOKING SUSPD SENT. SERVE 123M DOC.		
	03-25-2011 CERTIFICATE OF FINALITY /65500-1-I/DISMISSED		
	05-03-2011 CERTIFICATE OF FINALITY /64685-1-I/DISMISSED		
	08-15-2011 CERTIFICATE OF FINALITY /65500-1-I/DISMISSED		
	04-18-2013 CERTIFICATE OF FINALITY /67082-4-I/PERSONAL RESTRAINT PET DISMISSED.		

<u>CNT</u>	<u>RCW/Code</u>	<u>Charge Description</u>	<u>DV</u>
		01-29-2016 NOTICE OF APPEAL TO COURT OF APPEALS.	
		09-30-2016 MANDATE /74658-8-I /DISMISSED	

Events

<u>Date/Time</u>	<u>Type</u>
09/03/2002	ST-Scheduled Trial Calendar
01/24/2003	SRA Modifications Calendar
09/11/2020	Motion Hearing
10/28/2021	Motion Hearing
11/18/2021	Motion Hearing
11/22/2021	Motion Hearing
12/06/2021	Motion w/o Oral Argument
12/13/2021	Motion w/o Oral Argument
02/17/2022	Motion w/o Oral Argument

Documents

<u>Sub #</u>	<u>Date</u>	<u>Code</u>	<u>Description</u>	<u>Pages</u>	<u>Additional Information</u>
-	04/01/2002	ADM01	CASE SETTING	1	CASE SETTING INFO
-	04/01/2002	NOTE	Comment Entry	1	ORSKTD/PLEA 10-01-2002
-	04/01/2002	\$FFR	Filing Fee Received	1	FILING FEE RECEIVED 110.00
1	04/01/2002	INFO	Information	4	INFORMATION
2	04/01/2002	ORW	Order for Warrant	4	ORDER FOR WARRANT 25,000
2A	04/09/2002	\$SHRTWA	Sheriff's Return on Warrant of Arrest	3	SHERIFF'S RETRN ON WARRNT OF ARREST 15.50
3	04/11/2002	ORECRP	Order Establishing Conditions of Release	1	ORDER ESTABLISHING COND. OF RELEASE
4	04/11/2002	ORNC	No Contact Order	1	NO CONTACT ORDER
5	04/11/2002	NTARD	Notice of Appearance and Request for Discovery	2	NOT OF APPEAR AND REQ FOR DISCOVERY
6	04/11/2002	NTARD	Notice of Appearance and Request for Discovery	2	NOT OF APPEAR AND REQ FOR DISCOVERY
7	04/11/2002	NTSCH	Notice of Scheduling	1	NOTICE OF SCHEDULING 04-25-2002
8	04/25/2002	HCNTSTP	Hearing Continued: Stipulated	1	HEARING CONTINUED: STIPULATED 05-09-2002
9	04/26/2002	ORCNT	Order of Continuance	2	ORDER OF CONTINUANCE 05-09-2002
10	05/09/2002	HCNTSTP	Hearing Continued: Stipulated	1	HEARING CONTINUED: STIPULATED 05-30-2002
11	05/09/2002	ORCNT	Order of Continuance	2	ORDER OF CONTINUANCE 05-30-2002
12	05/30/2002	HCNTSTP	Hearing Continued: Stipulated	1	HEARING CONTINUED: STIPULATED 06-20-2002
13	05/30/2002	ORCNT	Order of Continuance	2	ORDER OF CONTINUANCE 06-20-2002
14	06/20/2002	ORCNT	Order of Continuance	2	ORDER OF CONTINUANCE 07-11-2002
15	06/20/2002	HCNTSTP	Hearing Continued: Stipulated	1	HEARING CONTINUED: STIPULATED 07-11-2002
16	07/11/2002	HCNTSTP	Hearing Continued: Stipulated	1	HEARING CONTINUED: STIPULATED 08-01-2002
17	07/11/2002	HCNTSTP	Hearing Continued: Stipulated	1	HEARING CONTINUED: STIPULATED 08-01-2002
18	07/11/2002	ORCNT	Order of Continuance	2	ORDER OF CONTINUANCE 08-01-2002
19	08/01/2002	HCNTSTP	Hearing Continued: Stipulated	1	HEARING CONTINUED: STIPULATED 08-05-2002
20	08/05/2002	OMAPA	Omnibus Application of Prosecuting Attorney	2	OMNIBUS APPLICATION OF PROS ATTY
21	08/05/2002	STAHRG	Status Conference / Hearing	1	STATUS CONFERENCE / HEARING
22	08/05/2002	ORSTD	Order Setting Trial Date	2	ORDER SETTING TRIAL DATE 09-03-2002
23	08/07/2002	NT	Notice	1	NOTICE OF INTENT
24	08/14/2002	OR	Order	1	ORDER RE SSOSA EVALUATION

<u>Sub #</u>	<u>Date</u>	<u>Code</u>	<u>Description</u>	<u>Pages</u>	<u>Additional Information</u>
25	08/14/2002	ORAU	Order Authorizing	1	ORDER AUTHORIZING CERTIFIED COPY
25A	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 35.80
25B	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 35:80
25C	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 35.80
25D	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 35.80
25E	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 35.80
25F	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 35.80
25G	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 35.80
25H	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 35.80
25I	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 31.60
25J	08/20/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 31.60
25K	08/21/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 19.70
25L	08/21/2002	SR ^T S	Return of Service (Law Enforcement Agency)	1	RETURN OF SERVICE(LAW ENFORCE DEPT) 19.70
26	08/23/2002	MTHRG	Motion Hearing	1	MOTION HEARING 09-13-2002
27	08/23/2002	ORCNT	Order of Continuance	1	ORDER OF CONTINUANCE /OMNI 09-13-2002
28	08/23/2002	ORCTD	Order for Continuance of Trial Date	1	ORD FOR CONTINUANCE OF TRIAL DATE 09-24-2002
29	08/23/2002	WVSPDT	Waiver of Speedy Trial	1	WAIVER OF SPEEDY TRIAL 10-01-02
30	09/13/2002	HCNTU	Hearing Continued: Unspecified	1	HEARING CONTINUED: UNSPECIFIED 09-27-2002
31	09/13/2002	ORCNT	Order of Continuance	1	ORDER OF CONTINUANCE /OMNI 09-27-2002
32	09/13/2002	ORCTD	Order for Continuance of Trial Date	1	ORD FOR CONTINUANCE OF TRIAL DATE 10-01-2002
33	09/13/2002	WVSPDT	Waiver of Speedy Trial	1	WAIVER OF SPEEDY TRIAL /10-08-2002
34	09/27/2002	ORSKTD	Order Striking-Trial Date	1	ORDER STRIKING TD /PLEA /10-01-02
35	09/27/2002	AST	Assigned to	1	ASSIGNED TO JDG WHITE
36	09/27/2002	OR	Order	1	ORDER WAVE PRE SENT
37	09/27/2002	GPOH	Guilty Plea Only Hearing	2	INVESTIGATION
38	10/01/2002	STTDFG	Statement of Defendant on Plea Of Guilty	19	GUILTY PLEA ONLY HEARING STATEMENT OF DEFENDANT, PLEA GUILTY
39	10/03/2002	PRSIO	Presentence Investigation Order	1	PRESENTENCE INVESTIGATION ORDER 10-11-2002
40	10/11/2002	NTRL	Notice of Release	1	NOTICE OF RELEASE
41	10/11/2002	STPATTY	Statement of Prosecuting Attorney	10	STATEMENT OF PROSECUTING ATTORNEY
42	10/11/2002	JS	Judgment and Sentence	9	JUDGMENT AND SENTENCE
43	10/11/2002	CRTC	Certificate of Compliance	2	CERTIFICATE OF COMPLIANCE
44	10/11/2002	SNTHRG	Sentencing Hearing	3	SENTENCING HEARING
45	10/11/2002	NTIPF	Notice of Ineligibility to Possess a Firearm	1	NOTICE INELIGIBLE POSSESS FIREARM
46	10/29/2002	NTFC	Notification of Felony Conviction	1	NOTIFICATION OF FELONY CONVICTION
47	10/29/2002	HCNTU	Hearing Continued: Unspecified	1	HEARING CONTINUED: UNSPECIFIED 11-06-2002
48	11/13/2002	NTWDA	Notice of Withdrawal of Attorney	1	NOTICE OF WITHDRAWAL OF ATTORNEY
49	02/14/2003	NTHG	Notice of Hearing	2	NOTICE OF HEARING 02-18-2003

<u>Sub #</u>	<u>Date</u>	<u>Code</u>	<u>Description</u>	<u>Pages</u>	<u>Additional Information</u>
50	02/18/2003	HCNTU	Hearing Continued: Unspecified	2	HEARING CONTINUED: UNSPECIFIED 03-11-2003
51	03/11/2003	ORMS	Order Modifying Sentence	2	ORDER MODIFYING SENTENCE 04-11-2003
52	03/11/2003	HCNTU	Hearing Continued: Unspecified	2	HEARING CONTINUED: UNSPECIFIED
53	04/21/2003	ORRMD	Order of Remand	1	ORDER OF REMAND/NO EARLIER 04-26-03
54	04/21/2003	ORAU	Order Authorizing	1	OR AUTH TO REMAIN RJC CUSTODY 04/25
55	04/21/2003	SCVHRG	Sentence Conditions Violation Hearing Attachment	3	SENT. CONDITIONS VIOLATION HEARING ATTACHMENT /NW TREATMENT
56	04/21/2003	AT	Attachment	21	ASSOC ATTACH/SAMMAMISH COUNSELING SRVCS
57	04/21/2003	AT	Attachment	5	ORDER REVOKING SUSPENDED SENTENCE
58	04/24/2003	ORRSS	Order Revoking Suspended Sentence	11	<u>MOTION FOR ORD OF INDIGENCY</u>
59	04/28/2003	MT	Motion	4	ORDER OF INDIGENCY
60	04/28/2003	ORIND	Order of Indigency	3	NOTICE OF APPEAL TO COURT OF APPEAL
61	04/28/2003	NACA	Notice of Appeal to Court Of Appeals	1	COPY /NOTICE OF APPEAL W/ PERFECTION NOTICE FROM CT OF APPLS
62	05/19/2003	CP	Copy	12	NOTICE OF WITHDRAWAL OF ATTORNEY
63	05/19/2003	PNCA	Perfection Notice from Court of Appeals	2	DESIGNATION OF CLERK'S PAPERS
63A	05/28/2003	NTWDA	Notice of Withdrawal of Attorney	1	CKS PPRS PGS 1-83
64	05/29/2003	DSGCKP	Designation of Clerk's Papers	2	INDEX CKS PPRS PGS 1-83
65	06/05/2003	NOTE	Comment Entry	83	VERBATIM RPT TRANSMITTED 07-29-03
66	06/05/2003	INX	Index	1	VERBATIM RPT TRANSMITTED 07-29-03
	07/29/2003	VRPT	Verbatim Report of Proceedings Transmitted		VERBATIM RPT TRANSMITTED 07-29-03
	07/29/2003	VRPT	Verbatim Report of Proceedings Transmitted		VERBATIM RPT TRANSMITTED 07-29-03
	07/29/2003	VRPT	Verbatim Report of Proceedings Transmitted		VERBATIM RPT TRANSMITTED 07-29-03
67	10/22/2003	AF	Affidavit	3	AFFIDAVIT OF RONALD BUZZARD
68	10/22/2003	NTMTDK	Note for Motion Docket	1	NOTE FOR MOTION DOCKET 11-11-2003
69	10/22/2003	MT	Motion	3	MOTION OF WITHDRAL OF GUILTY PLEA
70	11/14/2003	NTHG	Notice of Hearing	1	NOTICE OF HEARING 12-12-2003
71	11/26/2003	RSP	Response	21	RESPONSE OF STATE
72	12/03/2003	ORDYMT	Order Denying Motion / Petition	18	ORD DENYING DEFT MTN TO WITHDRAW
73	12/09/2003	RSP	Response	2	RESPONSE TO MOTION
74	12/09/2003	DCLR	Declaration	10	DECLARATION OF LAURA LEE COLES
75	12/09/2003	DCLR	Declaration	2	DECLARATION OF DANIELLE DASKAM
	02/12/2004	VRPT	Verbatim Report of Proceedings Transmitted		VERBATIM RPT TRANSMITTED 02-12-04
76	02/19/2004	NACA	Notice of Appeal to Court Of Appeals	25	NOTICE OF APPEAL TO COURT OF APPEAL
77	02/19/2004	ORTR	Order of Transfer / Transferring	1	ORDER OF TRANSFER OF MTN W/D PLEA
78	02/27/2004	DSGCKP	Designation of Clerk's Papers	1	DESIGNATION OF CLERK'S PAPERS -SUP
79	03/02/2004	INX	Index	1	INDEX CKS PPRS PGS 84 - 85
80	03/10/2004	NOTE	Comment Entry	2	CKS PPRS PGS 84 - 85
81	04/07/2004	ORPRFP	Order to Proceed In Forma Pauperis	3	ORDER TO PROCEED IN FORMA PAUPERIS
82	04/07/2004	CRRSP	Correspondence	2	CORRESPONDENCE/AUTHORIZATI ON OF
83	06/03/2004	NTDRSC	Notice of Discretionary Review to Supreme Court	3	NT OF DISCR. REVIEW TO SUPREME CT.

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84	07/28/2004	NTACA	Notice of Address Change	2	NOTICE OF DEF CHANGE OF ADDRESS
85	08/10/2004	CRRSP	Correspondence	11	CORRESP TO THE COURT & RESPONSE
86	08/25/2004	MT	Motion	2	MOTION TO LIMIT TIME /DEF
87	08/27/2004	CRRSP	Correspondence	83	CORRESPONDENCE TO COURT & RESPONSE
88	09/15/2004	RSP	Response	11	RESPONSE TO WRIT /STATES
89	09/28/2004	CRRSP	Correspondence	3	CORRESPONDENCE OF DEFENDANT
90	09/28/2004	CRRSP	Correspondence	3	CORRESPONDENCE OF DEFENDANT
91	10/06/2004	CRRSP	Correspondence	37	CORRESPONDENCE & COURTS RESPONSE
92	10/14/2004	NTARD	Notice of Appearance and Request for Discovery	2	NOT OF APPEAR AND REQ FOR DISCOVERY
93	10/14/2004	RSP	Response	13	RESPONSE WRIT OF CORAM NOBIS/STATE
94	11/05/2004	CRRSP	Correspondence	2	CORRESPONDENCE FROM JUDGE TRICKEY
95	11/05/2004	CRRSP	Correspondence	3	CORRESPONDENCE FROM THE DEFT
96	11/12/2004	MT	Motion	5	MOTION FOR STAY OF JUDGMENT
97	11/12/2004	MTAF	Motion and Affidavit / Declaration	7	MTN & AFF FOR ORD OF REMOVAL/TRNSPR
98	11/12/2004	MT	Motion	2	MTN/LIMIT TIME OF SUPERIOR CRT DECI
99	11/12/2004	AFSR	Affidavit / Declaration / Certificate Of Service	2	AFFIDAVIT/DECLARATION OF SERVICE
100	11/15/2004	ORDYMT	Order Denying Motion / Petition	1	ORDER DENYING MOTION OF DEFT &
101	11/18/2004	CRRSP	Correspondence	3	CORRESPONDENCE FROM THE JUDGE/COURT
102	11/24/2004	AFML	Affidavit of Mailing	2	AFFIDAVIT OF MAILING
102A	11/24/2004	CRRSP	Correspondence	22	CORRESPONDENCE TO COURT AND RESPONS
103	11/29/2004	CRRSP	Correspondence	5	CORRESPONDENCE TO COURT & RESPONSE
104	12/06/2004	NTAPR	Notice of Appearance	2	NOTIC OF APPEARANC/DEPT CORRECTION
105	12/06/2004	NTAPR	Notice of Appearance	2	NOTICE APPEARANC/DEPT CORRECTION
106	12/06/2004	RSP	Response	6	RESPONSE RE ORD OF REMOVAL&TRANSPOR
107	12/06/2004	RSP	Response	6	RESPONSE RE ORD FOR REMOVAL&TRANSPO
108	12/06/2004	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DECLARATION OF SERVICE
109	12/06/2004	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DECLARATION OF SERVICE
110	12/09/2004	LTR	Letter	3	LETTER TO JUDGE WHITE
111	12/09/2004	NTWDA	Notice of Withdrawal of Attorney	1	NOTICE OF WITHDRAWAL OF ATTORNEY
112	12/22/2004	CRRSP	Correspondence	20	CORRESPONDENCE TO COURT
113	12/22/2004	RPY	Reply	10	REPLY TO RESPONSE /DEF PRO SE
114	12/22/2004	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DECLARATION OF SERVICE
115	02/03/2005	CROF	Certificate of Finality	4	CERTIFICATE OF FINALITY/53829-2-I/
116	06/02/2005	MM	Memorandum	7	MEMORANDUM IN SUPPORT
117	06/02/2005	NTACA	Notice of Address Change	1	NOTICE OF DEF CHANGE OF ADDRESS
118	06/02/2005	ORDYMT	Order Denying Motion / Petition	3	ORDER DENYING MOTION FR TRANSPORT
119	06/02/2005	ORDYMT	Order Denying Motion / Petition	2	ORDER DENYING MOTION FR APPEAL BOND
120	06/02/2005	MT	Motion	1	MOTION FOR APPEAL BAIL / DEF

<u>Sub #</u>	<u>Date</u>	<u>Code</u>	<u>Description</u>	<u>Pages</u>	<u>Additional Information</u>
121	06/02/2005	MTAF	Motion and Affidavit / Declaration	2	MTN & AFF FOR ORD OF TEMP REMOVAL
122	06/02/2005	MT	Motion	2	MTN TO LIMIT TIME FOR SUP CRT DECIS
123	06/15/2005	OR	Order	4	ORDER DENY MT RECONSIDERATION
123A	07/18/2005	MT	Motion	3	MTN /ACCELERATED REVIEW
123B	07/18/2005	NACA	Notice of Appeal to Court Of Appeals	6	NOTICE OF APPEAL TO COURT OF APPEAL
124	08/01/2005	CRRSP	Correspondence	2	CORRESPONDENCE /DEF
125	08/09/2005	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DECLARATION OF SERVICE
126	08/09/2005	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DECLARATION OF SERVICE
127	08/09/2005	MT	Motion	1	MOTION TO LIMIT TIME / DEF
128	08/09/2005	MT	Motion	3	MOTION TO LIMIT TIME / DEF
129	08/12/2005	MT	Motion	2	MOTION TO LIMIT TIME / DEF
130	08/12/2005	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DECLARATION OF SERVICE
131	08/24/2005	ORDYMT	Order Denying Motion / Petition	1	ORDER DENYING MOTION/CREDIT
132	08/24/2005	ORDYMT	Order Denying Motion / Petition	1	ORDER DENYING MOTION/INDIGENCE
133	08/24/2005	ORDYMT	Order Denying Motion / Petition	1	ORDER DENYING MOTION/RECUSAL
134	08/24/2005	MT	Motion	3	MOTION FOR CREDIT FOR TIME SERVED
135	08/24/2005	ORTR	Order of Transfer / Transferring	1	ORDER OF TRANSFER MTN TO COA
136	11/08/2005	CRRSP	Correspondence	8	CORRESPONDENCE FROM DEFT
137	11/29/2005	NACA	Notice of Appeal to Court Of Appeals	4	NOTICE OF APPEAL TO COURT OF APPEAL
138	11/29/2005	NACA	Notice of Appeal to Court Of Appeals	3	NOTICE OF APPEAL TO COURT OF APPEAL
139	11/29/2005	NACA	Notice of Appeal to Court Of Appeals	3	NOTICE OF APPEAL TO COURT OF APPEAL
140	12/22/2005	CRRSP	Correspondence	4	CORRESPONDENCE TO COURT
141	01/10/2006	CROF	Certificate of Finality	2	CERTIFICATE OF FINALITY /57058-7
142	02/01/2006	MND	Mandate	11	MANDATE
143	04/05/2006	CROF	Certificate of Finality	3	CERTIFICATE OF FINALITY /57412-4
144	03/25/2009	ORDYMT	Order Denying Motion / Petition	8	ORDER DENYING MT FR EXTENSION
145	03/25/2009	OR	Order	15	ORDER DIRECTING STATE TO RESPOND 04-10-2009
146	04/21/2009	CRRSP	Correspondence	5	CORRESPONDENCE & RESPONSE /COURT
147	05/07/2009	NTMTDK	Note for Motion Docket	2	NOTE FOR MOTION DOCKET 06-12-2009
148	08/18/2009	CRRSP	Correspondence	28	CORRESPONDENCE FROM DEF
149	08/28/2009	CRRSP	Correspondence	5	CORRESPONDENCE FROM DEF
150	09/01/2009	CRRSP	Correspondence	2	CORRESPONDENCE FROM DPA TO COURT
151	10/06/2009	RSP	Response	2	RESPONSE TO DEF
152	11/06/2009	ORTR	Order of Transfer / Transferring	1	CORRESPONDENCE/PET ORDER OF TRANSFER TO APPEALS COURT
153	11/06/2009	AT	Attachment	60	ATTACHMENT /DEF CRRSP TO COURT 8/21
154	12/01/2009	CRRSP	Correspondence	3	CORRESPONDENCE TO CT AND RESPONSE
155	12/03/2009	ORPRFP	Order to Proceed In Forma Pauperis	9	ORDER TO PROCEED IN FORMA PAUPERIS
156	12/10/2009	LTR	Letter	2	LETTER FROM DEFENDANT
157	01/08/2010	CRRSP	Correspondence	4	CORRESPONDENCE TO THE COURT

<u>Sub #</u>	<u>Date</u>	<u>Code</u>	<u>Description</u>	<u>Pages</u>	<u>Additional Information</u>
158	03/28/2011	CROF	Certificate of Finality	6	CERTIFICATE OF FINALITY /65500-1-I
159	05/03/2011	CROF	Certificate of Finality	5	CERTIFICATE OF FINALITY /64685-1-I
160	08/15/2011	CROF	Certificate of Finality	6	CERTIFICATE OF FINALITY /65500-1-I
161	09/11/2012	MT	Motion	1	MOTION TO LIMIT TIME
162	09/11/2012	MT	Motion	1	MOTION FOR SHOW CAUSE HEARING
163	09/11/2012	AF	Affidavit	2	AFFIDAVIT TO SUPPORT DEF MTN
164	09/11/2012	MT	Motion	1	MOTION TO CORRECT SENTENCE
165	09/11/2012	MT	Motion	1	MOTION FOR IMMEDIATE RELEASE
166	10/17/2012	ORTR	Order of Transfer / Transferring	1	ORDER OF TRANSFER TO COA
167	10/17/2012	MT	Motion	30	MOTION /DEF
168	12/03/2012	CRRSP	Correspondence	11	CORRESPONDENCE
169	12/17/2012	CRRSP	Correspondence	4	CORRESPONDENCE
170	03/26/2013	NTHG	Notice of Hearing	2	NOTICE OF HEARING /MT TO VACATE 04-05-2013
171	03/26/2013	MTAF	Motion and Affidavit / Declaration	4	MOTION AND AFFIDAVIT/DECLAR /DEF
172	03/26/2013	MT	Motion	1	MOTION /TELEPHONIC HRG /DEF
173	03/26/2013	APPS	Appearance Pro Se	1	APPEARANCE PRO SE /DEF
174	04/02/2013	ST	Statement	3	STATEMENT OF ADDITIONAL AUTHORITIES
174A	04/16/2013	MT	Motion	12	MOTION /DEF 04-26-2013
175	04/17/2013	ORTR	Order of Transfer / Transferring	1	ORDER OF TRANSFER TO COA
176	04/18/2013	CROF	Certificate of Finality	6	CERTIFICATE OF FINALITY /67082-4-I
177	12/12/2013	CROF	Certificate of Finality	4	CERTIFICATE OF FINALITY/69494-0-1/
178	11/05/2014	CROF	Certificate of Finality	5	CERTIFICATE OF FINALITY/70185-1-I/
179	05/11/2015	MT	Motion	5	MOTION FOR TELEPHONE HEARING/DEFT
180	05/11/2015	MT	Motion	4	MOTION/APPOINTMET OF COUNSEL/DEFT
181	05/11/2015	RQD	Request for Discovery	4	REQUEST FOR DISCOVERY /DEFT
182	05/11/2015	MT	Motion	4	MOTION/TRANSCRIPT AT PUBLIC EXPENSE
183	05/11/2015	MTAF	Motion and Affidavit / Declaration	3	MOTION AND AFFIDAVIT/DECLARATION
184	05/11/2015	NTMTDK	Note for Motion Docket	3	NOTE FOR MOTION DOCKET 05-22-2015
185	05/11/2015	NTMTDK	Note for Motion Docket	1	NOTE FOR MOTION DOCKET 05-29-2015
186	05/21/2015	CRRSP	Correspondence	2	CORRESPONDENCE FROM BAILIFF
187	05/28/2015	RSP	Response	9	RESPONSE /PLA
188	07/16/2015	CROF	Certificate of Finality	4	CERTIFICATE OF FINALITY/71989-1-I/
189	12/23/2015	NTMDLF	Note for Motion Docket - Late Filing	1	NOTE FOR MOTION DOCKET-LATE FILING 06-19-2015
190	12/23/2015	RPY	Reply	4	REPLY /DEF
191	12/24/2015	ORDYMT	Order Denying Motion / Petition	10	ORDER DENYING MOTION & QUASH SUBPNA
192	12/28/2015	CRRSP	Correspondence	3	CORRESPONDENCE FROM DEFENDANT
193	01/21/2016	CRRSP	Correspondence	12	CORRESPONDENCE FROM DPA
194	01/21/2016	CRRSP	Correspondence	2	CORRESPONDENCE FROM DEF
195	01/29/2016	CRRSP	Correspondence	1	CORRESPONDENCE FROM DEF
196	01/29/2016	MTAF	Motion and Affidavit / Declaration	2	MOTION FOR COUNSEL/DEF
197	01/29/2016	MTAF	Motion and Affidavit / Declaration	2	MOTION TO PROCEED IN FORMA PAUPERIS
198	01/29/2016	MTAF	Motion and Affidavit / Declaration	1	MTN TO FORWARD RECORD TO COA/DEF
199	01/29/2016	DCLRM	Declaration of Mailing	1	DECLARATION OF MAILING

<u>Sub #</u>	<u>Date</u>	<u>Code</u>	<u>Description</u>	<u>Pages</u>	<u>Additional Information</u>
200	01/29/2016	APPS	Appearance Pro Se	1	APPEARANCE PRO SE
201	01/29/2016	NACA	Notice of Appeal to Court Of Appeals	1	NOTICE OF APPEAL TO COURT OF APPEAL
202	02/17/2016	RSP	Response	4	RESPONSE TO MOTION/PLA
203	03/28/2016	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DCLR/CERT OF SERVICE
204	03/28/2016	ORDYMT	Order Denying Motion / Petition	6	ORDER DENYING MTN FR APPTNG COUNSEL
205	06/14/2016	CROF	Certificate of Finality	3	CERTIFICATE OF FINALITY /74780-1-I/
206	07/07/2016	NTHG	Notice of Hearing	2	NOTICE OF HEARING 07-21-2016
207	09/30/2016	MND	Mandate	3	MANDATE /74658-8-I /DISMISSED
208	02/21/2017	NTMTDK	Note for Motion Docket	1	NOTE FOR MOTION DOCKET 03-17-2017
209	02/21/2017	MT	Motion	6	MOTION /DEF
210	02/21/2017	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DCLR/CERT OF SERVICE
211	02/24/2017	MTDSM	Motion to Dismiss	16	MOTION TO DISMISS MOTION /STATE
212	03/06/2017	RPY	Reply	2	REPLY /DEF
213	03/06/2017	MT	Motion	2	MOTION /DEF
214	03/06/2017	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DCLR/CERT OF SERVICE
215	03/17/2017	ORDYMT	Order Denying Motion / Petition	3	ORDER DENYING MTN TO MODIFY J&S
216	03/17/2017	MTHRG	Motion Hearing	1	MOTION HEARING
217	07/05/2017	NTHG	Notice of Hearing	1	NOTICE OF HEARING /HABEAS CORPUS 07-28-2017
218	07/05/2017	AFSR	Affidavit / Declaration / Certificate Of Service	1	AFFIDAVIT/DCLR/CERT OF SERVICE
219	07/05/2017	PTWHC	Petition for Writ of Habeas Corpus	9	PETITION FOR WRIT OF HABEAS CORPUS
220	07/20/2017	NTAPR	Notice of Appearance	2	NOTICE OF APPEARANCE /AG
221	07/25/2017	RSP	Response	235	RSP TO PET FOR WRIT HABEAS CORPUS
222	07/27/2017	RSP	Response	236	RESPONSE TO PETITION /ISRB-AAG
223	09/05/2017	ORTRP	Order to Transport	6	ORDER TO TRANSPORT TO COA
224	05/29/2018	MTAF	Motion and Affidavit / Declaration	2	MOTION TO WAIVE INTEREST /DEF
225	05/22/2019	ORWILFO	Order Waiving Interest on Legal Financial Obligations	2	
226	06/03/2019	CB	Cost Bill	3	
227	06/03/2019	CB	Cost Bill	3	DEF
228	06/03/2019	CB	Cost Bill	3	DEF
229	06/03/2019	MTAF	Motion and Affidavit / Declaration	3	
230	07/03/2019	ORDYMT	Order Denying Motion / Petition	1	TO TERMINATE LFO
231	07/05/2019	CRRSP	Correspondence	3	RE COST BILL /PAO
232	09/10/2020	AFSR	Affidavit / Declaration / Certificate Of Service	1	
233	09/10/2020	NTMTDK	Note for Motion Docket	1	FOR RESENTENCING
234	09/10/2020	MT	Motion	15	
235	10/22/2020	DCLRM	Declaration of Mailing	1	
236	10/22/2020	AF	Affidavit	5	
237	12/07/2020	NTMTDK	Note for Motion Docket	1	
238	12/07/2020	AFSR	Affidavit / Declaration / Certificate Of Service	3	
239	12/18/2020	MTAF	Motion and Affidavit / Declaration	6	
240	12/28/2020	ORTRCA	Order of Transfer to Court of Appeal	2	
241	04/14/2021	AFSRML	Affidavit/Declaration/Certificate of Service By Mail	3	
242	04/14/2021	AFPRJ	Affidavit of Prejudice	3	JUDGE RUHL
243	06/30/2021	CROF	Certificate of Finality	3	82236-5/ PRP DISMISSED UNDER 16.11(b)
244	08/05/2021	CRRSP	Correspondence	1	REQUEST FOR COPIES
247	10/25/2021	NTMTDK	Note for Motion Docket	2	

<u>Sub #</u>	<u>Date</u>	<u>Code</u>	<u>Description</u>	<u>Pages</u>	<u>Additional Information</u>
248	10/25/2021	AFSRML	Affidavit/Declaration/Certificate of Service By Mail	1	
249	10/25/2021	MTIND	Motion for Indigency	3	
250	10/25/2021	APPS	Appearance Pro Se	1	
251	10/25/2021	MT	Motion	1	FOR TELEPHONIC APPEARANCE
252	10/25/2021	CRRSP	Correspondence	3	
245	10/26/2021	NTMDLF	Note for Motion Docket - Late Filing	2	
246	10/26/2021	MTSC	Motion for Order to Show Cause	3	
253	10/26/2021	MTAF	Motion and Affidavit / Declaration	100	TO CORRECT JUDGMENT & SENTENCE
254	11/02/2021	MTAF	Motion and Affidavit / Declaration	4	TO TRANSFER MOTION TO COURT OF APPEALS
257	11/08/2021	MT	Motion	1	FOR ORDER OF TELEPHONIC APPEARANCE
258	11/08/2021	NTMTDK	Note for Motion Docket	2	
259	11/08/2021	AT	Attachment	1	DOCKET DATES FOR ENCLOSED MOTION
260	11/08/2021	AT	Attachment	1	EXPEDITED DECISION
261	11/08/2021	MT	Motion	1	FOR EXPEDITED DECISION
262	11/08/2021	MTIND	Motion for Indigency	3	
263	11/08/2021	APPS	Appearance Pro Se	1	
264	11/08/2021	NTMTDK	Note for Motion Docket	2	
265	11/08/2021	AT	Attachment	1	ENCLOSED MOTION TO CORRECT J & S
266	11/08/2021	AFSRML	Affidavit/Declaration/Certificate of Service By Mail	1	
267	11/08/2021	MT	Motion	102	TO CORRECT J & S
268	11/12/2021	NTHG	Notice of Hearing	2	
269	11/12/2021	MT	Motion	2	
270	11/12/2021	RPY	Reply	6	EXPEDITE DECISION TO RESPONSE, OBJECTION TO TRANSFER OF CrR 7.8 MOTION
271	11/12/2021	CRRSP	Correspondence	2	
255	11/22/2021	ORTRCA	Order of Transfer to Court of Appeal	3	
256	11/23/2021	AT	Attachment	6	FILED BY THE DEFENDANT
272	11/29/2021	NTMTDK	Note for Motion Docket	1	
273	11/29/2021	MT	Motion	19	TO MODIFY OR CORRECT SENTENCE AND JUDGMENT
274	11/29/2021	MT	Motion	1	FOR APPOINTMENT OF COUNSEL
275	11/29/2021	MT	Motion	1	FOR ORDER OF TELEPHONIC APPERANCE
276	11/29/2021	APPS	Appearance Pro Se	1	
277	11/29/2021	MTIND	Motion for Indigency	3	
278	11/29/2021	NTMTDK	Note for Motion Docket	1	
279	11/29/2021	AFML	Affidavit of Mailing	1	
280	11/29/2021	CRRSP	Correspondence	2	
281	12/03/2021	CRRSP	Correspondence	30	
283	12/06/2021	AFSRML	Affidavit/Declaration/Certificate of Service By Mail	5	
282	12/07/2021	LTR	Letter	13	
284	12/14/2021	NTWDA	Notice of Withdrawal of Attorney	1	
285	12/23/2021	EMAIL	Email/s	6	
289	01/18/2022	AFML	Affidavit of Mailing	9	
286	01/19/2022	MTAF	Motion and Affidavit / Declaration	7	TO TRANFER TO COURT OF APPEALS
287	01/20/2022	AT	Attachment	10	MAILED COPY OF SUPPLEMENTAL AUTHORITIES
288	01/20/2022	ORT78	Order Transferring CrR7.8 Motion to Appellate Court	2	
290	02/04/2022	NACA	Notice of Appeal to Court Of Appeals	1	
291	02/04/2022	AFMLN	Affidavit of Mailing Notice	2	
292	02/04/2022	NTMTDK	Note for Motion Docket	2	
293	02/04/2022	MTIND	Motion for Indigency	9	
294	02/18/2022	CRRSP	Correspondence	15	

APPENDIX

N

THE SUPREME COURT
STATE OF WASHINGTON

ERIN L. LENNON
SUPREME COURT CLERK

SARAH R. PENDLETON
DEPUTY CLERK/
CHIEF STAFF ATTORNEY



TEMPLE OF JUSTICE
P.O. BOX 40929
OLYMPIA, WA 98504-0929

(360) 357-2077
e-mail: supreme@courts.wa.gov
www.courts.wa.gov

May 19, 2022

Ronald W. Buzzard, Jr.
#846650
Monroe Correctional Complex
PO Box 888
Monroe WA 98272

Re: Seeking E-Filed Response, Index of Filings

Ronald Buzzard:

On May 9, 2022, this Court received your letter requesting a list of all documents for every case you filed in the Washington State Supreme Court between 2003 and now.

The only "list" of case documents the Court can provide are public dockets. Please be advised that public dockets may not have the details you seek. They provide general information such as the date of filing, an event description (letter, motion, etc.) and the action (i.e. filed, not filed, and sent by the Court).

Included in this letter are 24 case dockets that were identified relevant to your request. These dockets are being provided free of charge but please be aware for future requests that the Supreme Court Clerk's Office does require pre-payment for all copy requests, even for indigent parties. The rate is 30 cents per page, plus postage and sales tax.

Finally, it was noted that you requested the documents be sent via e-mail, but copy requests must be sent by U.S. mail.

Sincerely,

A handwritten signature in black ink, appearing to read "T. L." or "T. Lennon".

Signed by docket clerk for:
Erin L. Lennon
Supreme Court Clerk

TNL:ejn

Enclosures as stated

 Supreme Court

Case Number: 755876

Event Date	Event Description	Action
06-15-04	Petition for Review	Filed
06-15-04	Court of Appeals case file (pouch)	Received by Court
06-15-04	Consideration on Petition for Review	Filed
06-15-04	Case Received and Pending	Status Changed
02-01-05	Set for Motion Calendar	Status Changed
02-01-05	Order terminating Review	Filed
02-01-05	Decision Filed	Status Changed
02-01-05	Disposed	Status Changed
02-04-05	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court**Case Number: 758158**

Event Date	Event Description	Action
08-12-04	(Motion for) Discretionary Review of PRP	Filed
08-12-04	Notice of Discret Review to Supreme Ct	Filed
08-12-04	Letter	Sent by Court
08-12-04	Case Received and Pending	Status Changed
08-17-04	Court of Appeals case file (pouch)	Received by Court
08-30-04	Decision on Motions	Filed
08-30-04	Affidavit of Service	Filed
08-30-04	Other filing	Filed
08-30-04	Motion to Extend Time to File	Filed
09-17-04	Letter	Filed

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Event Date	Event Description	Action
09-17-04	Letter	Sent by Court
09-28-04	Letter	Filed
10-21-04	Decision terminating Review	Filed
11-08-04	Motion for Discretionary Review-C/a	Filed
11-08-04	Letter	Sent by Court
11-16-04	Motion to Modify Ruling	Filed
11-16-04	Letter	Sent by Court
01-04-05	Order on Motions	Filed
01-04-05	Set for Motion Calendar	Status Changed
01-04-05	Disposed	Status Changed

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Event Date	Event Description	Action
01-07-05	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court

Case Number: 771812

Event Date	Event Description	Action
06-13-05	Discretionary Review of a COA decision	Filed
06-13-05	Letter	Sent by Court
06-13-05	Motion for Discretionary Review-C/a	Filed
06-13-05	Case Received and Pending	Status Changed
06-13-05	E-mail	Sent by Court
06-16-05	Court of Appeals case file (pouch)	Received by Court
07-07-05	Answer to motion	Not filed
07-18-05	Response	Filed
07-21-05	Ruling terminating Review	Filed
07-21-05	Decision Filed	Status Changed

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Supreme Court

Case Number: 771812

Event Date	Event Description	Action
09-06-05	Disposed	Status Changed
09-09-05	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court

Case Number: 774269

Event Date	Event Description	Action
07-25-05	(Motion for) Discretionary Review of PRP	Filed
07-25-05	E-mail	Sent by Court
07-25-05	Letter	Sent by Court
07-25-05	Motion for Discretionary Review-C/a	Filed
07-25-05	Motion to Extend Time to File	Filed
07-25-05	Case Received and Pending	Status Changed
07-29-05	Court of Appeals case file (pouch)	Received by Court
07-29-05	Submitted	Status Changed
08-08-05	Motion - Other	Filed
08-08-05	Motion - Other	Filed

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Supreme Court

Case Number: 774269

Event Date	Event Description	Action
08-08-05	Letter	Sent by Court
08-25-05	Ruling terminating Review	Filed
08-25-05	Ruling on Motions	Filed
08-25-05	Decision Filed	Status Changed
10-03-05	Motion to Extend Time to File	Filed
10-03-05	Letter	Sent by Court
11-01-05	Order on Motions	Filed
11-01-05	Set for Motion Calendar	Status Changed
11-01-05	Motion to Modify Ruling	Filed
11-01-05	Order on Motions	Filed

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Supreme Court

Case Number: 774269

Event Date	Event Description	Action
11-01-05	Disposed	Status Changed
11-16-05	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court**Case Number: 832269**

Event Date	Event Description	Action
06-17-09	Notice of Appeal	Filed
06-22-09	Letter	Sent by Court
06-22-09	Motion to Dismiss (fail to Pay Filing fee)	Filed
06-22-09	Case Received and Pending	Status Changed
06-29-09	Supplemental Pleadings	Filed
07-21-09	Letter	Comment
07-28-09	Ruling on Motions	Filed
07-28-09	Other filing	Filed
07-28-09	Motion to Extend Time to File	Filed
07-28-09	Motion - Other	Filed

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Supreme Court**Case Number: 832269**

Event Date	Event Description	Action
07-28-09	Letter	Sent by Court
07-31-09	Filing fee	Not Required
08-03-09	Letter	Sent by Court
08-03-09	Motion to Modify Ruling	Filed
08-27-09	Answer to motion	Filed
09-15-09	Reply to Response	Filed
09-30-09	Order on Motions	Filed
09-30-09	Order terminating Review	Filed
09-30-09	Decision Filed	Status Changed
09-30-09	Disposed	Status Changed

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Supreme Court**Case Number: 832269**

Event Date	Event Description	Action
10-21-09	Mandate	Filed
10-21-09	Disposed	Status Changed

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Supreme Court**Case Number: 834903**

Event Date	Event Description	Action
07-16-09	Notice of Appeal	Filed
08-14-09	Case Received and Pending	Status Changed
08-18-09	Letter	Sent by Court
08-18-09	Motion to Dismiss (fail to Pay Filg fee)	Filed
08-18-09	Other filing	Comment
09-18-09	Receipt for Filing Fee	Information - not filed
09-24-09	Ruling terminating Review	Filed
09-24-09	Decision Filed	Status Changed
09-29-09	Letter	Filed
10-15-09	Motion to Modify Ruling	Filed

Page Size: 10 **Supreme Court****Case Number: 834903**

Event Date	Event Description	Action
10-15-09	Letter	Sent by Court
11-13-09	Letter	Filed
11-13-09	Other	Sent by Court
11-19-09	Response	Filed
11-23-09	Motion - Other	Filed
11-23-09	Letter	Sent by Court
12-02-09	Order on Motions	Filed
12-02-09	Order on Motions	Filed
12-02-09	Disposed	Status Changed
12-02-09	Mandate	Filed

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Supreme Court

Case Number: 845867

Event Date	Event Description	Action
05-25-10	(Motion for) Discretionary Review of PRP	Filed
05-25-10	Motion for Discretionary Review-C/a	Filed
05-25-10	Letter	Sent by Court
05-25-10	E-mail	Sent by Court
05-25-10	Case Received and Pending	Status Changed
06-01-10	Court of Appeals case file (pouch)	Received by Court
06-02-10	Motion for Accelerated Review (adult)	Filed
06-02-10	Motion to Seal	Filed
06-02-10	Motion - Other	Filed
06-02-10	Notice of Appearance	Filed

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Supreme Court

Case Number: 845867

Event Date	Event Description	Action
06-02-10	Letter	Sent by Court
06-09-10	Letter	Filed
06-10-10	Motion - Other	Filed
06-10-10	Letter	Sent by Court
06-11-10	Submitted	Status Changed
06-14-10	Letter	Filed
06-17-10	Letter	Filed
06-17-10	Letter	Sent by Court
06-25-10	Notice of Substitution of Counsel	Filed
06-25-10	Letter	Filed

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Supreme Court

Case Number: 845867

Event Date	Event Description	Action
06-29-10	Motion - Other	Filed
06-29-10	Letter	Sent by Court
08-25-10	Letter	Filed
08-25-10	Letter	Sent by Court
11-16-10	Ruling Denying Review	Filed
11-16-10	Ruling on Motions	Filed
11-16-10	Ruling on Motions	Filed
11-16-10	Ruling on Motions	Filed
11-16-10	Ruling on Motions	Filed
11-16-10	Ruling on Motions	Filed
11-16-10	Ruling on Motions	Filed
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Supreme Court

Case Number: 845867

Event Date	Event Description	Action
11-16-10	Decision Filed	Status Changed
12-09-10	Motion to Modify Ruling	Filed
12-09-10	Letter	Sent by Court
02-01-11	Set for Motion Calendar	Status Changed
02-02-11	Order on Motions	Filed
02-02-11	Disposed	Status Changed
02-15-11	Court of Appeals case file (pouch)	Sent by Court
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Supreme Court**Case Number: 873551**

Event Date	Event Description	Action
05-09-12	(Motion for) Discretionary Review of PRP	Filed
05-09-12	Case Received and Pending	Status Changed
05-09-12	Motion to Seal	Filed
05-09-12	Motion for Discretionary Review-C/a	Filed
05-09-12	Motion for Accelerated Review (adult)	Filed
05-09-12	Letter	Sent by Court
05-09-12	E-mail	Sent by Court
06-08-12	Answer to motion	Filed
06-08-12	Answer to motion	Filed
06-08-12	Answer to motion	Filed

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Event Date	Event Description	Action
06-12-12	E-mail	Sent by Court
06-22-12	E-mail	Sent by Court
06-26-12	Court of Appeals case file (pouch)	Received by Court
06-29-12	Submitted	Status Changed
08-31-12	Other Ruling	Filed
09-12-12	Supplemental Pleadings	Filed
09-17-12	Submitted	Status Changed
09-21-12	Letter	Filed
09-26-12	Reply to Response, Other	Filed
11-26-12	Ruling on Motions	Filed

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Supreme Court**Case Number: 873551**

Event Date	Event Description	Action
11-26-12	Ruling terminating Review	Filed
11-26-12	Ruling on Motions	Filed
11-26-12	Decision Filed	Status Changed
12-19-12	Motion to Modify Ruling	Filed
12-19-12	Letter	Sent by Court
12-20-12	Letter	Filed
12-21-12	Letter	Filed
03-05-13	Set for Motion Calendar	Status Changed
03-06-13	Order on Motions	Filed
03-06-13	Disposed	Status Changed

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Supreme Court**Case Number: 873551**

Event Date	Event Description	Action
03-14-13	Court of Appeals case file (pouch)	Sent by Court
06-18-13	Notice of Substitution of Counsel	Filed

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Supreme Court**Case Number: 954275**

Event Date	Event Description	Action
01-23-18	Motion for Discretionary Review-C/a	Filed
01-23-18	Case Received and Pending	Status Changed
01-23-18	(Motion for) Discretionary Review of PRP	Filed
01-23-18	Motion to Extend Time to File	Filed
01-23-18	Court of Appeals case file (pouch)	Received by Court
01-23-18	Motion to Extend Time to File	Filed
01-23-18	Check case Information	Information - not filed
01-24-18	Letter	Sent by Court
02-06-18	Motion for Discretionary Review-C/a	Filed
02-06-18	Letter	Sent by Court

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Supreme Court**Case Number: 954275**

Event Date	Event Description	Action
02-21-18	Letter	Filed
02-21-18	Submitted	Status Changed
04-26-18	Other Ruling	Filed
04-20-18	Case Received and Pending	Status Changed
04-20-18	Letter	Sent by Court
05-21-18	Answer to motion	Filed
05-25-18	Motion - Other	Filed
05-25-18	Letter	Sent by Court
05-31-18	Answer to motion	Filed
06-01-18	E-mail	Sent by Court

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Supreme Court**Case Number: 954275**

Event Date	Event Description	Action
06-04-18	Reply to Response	Filed
06-11-18	Reply to Response	Filed
06-12-18	Motion for Accelerated Review (adult)	Filed
06-12-18	Ruling on Motions	Filed
06-12-18	Submitted	Status Changed
06-13-18	Letter	Sent by Court
06-14-18	Motion - Other	Filed
06-15-18	Ruling on Motions	Filed
06-15-18	Letter	Sent by Court
06-18-18	Case Received and Pending	Status Changed

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Supreme Court**Case Number: 954275**

Event Date	Event Description	Action
06-21-18	Reply to Response	Filed
06-25-18	Submitted	Status Changed
08-13-18	Ruling to stay	Filed
08-13-18	Ruling on Motions	Filed
08-13-18	Stayed, Pending Case	Status Changed
11-27-18	Letter	Sent by Court
11-27-18	Stay Lifted	Status Changed
11-29-18	Motion for Accelerated Review (adult)	Filed
11-29-18	Letter	Sent by Court
12-13-18	Answer to motion	Filed

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Supreme Court

Case Number: 954275

Event Date	Event Description	Action
12-27-18	Reply to Response	Information - not filed
12-28-18	Submitted	Status Changed
02-06-19	Motion for Discretionary Review-C/a	Filed
02-13-19	Ruling on Motions	Filed
02-13-19	Ruling to stay	Filed
02-13-19	Stayed, Pending Case	Status Changed
05-04-19	Motion - Other	Filed
06-06-19	Letter	Sent by Court
06-19-19	Answer to motion	Not filed
06-26-19	Ruling on Motions	Filed

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Supreme Court

Case Number: 954275

Event Date	Event Description	Action
10-23-19	Letter	Sent by Court
10-23-19	Stay Lifted	Status Changed
10-23-19	Submitted	Status Changed
11-15-19	Ruling terminating Review	Filed
11-15-19	Ruling on Motions	Filed
11-15-19	Ruling on Motions	Filed
11-15-19	Decision Filed	Status Changed
12-16-19	Motion to Modify Ruling	Filed
12-18-19	Letter	Sent by Court
01-29-20	Set for Motion Calendar	Status Changed

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Supreme Court**Case Number: 954275**

Event Date	Event Description	Action
01-30-20	Order on Motions	Filed
01-30-20	Disposed	Status Changed
02-07-20	Court of Appeals case file (pouch)	Sent by Court
12-07-20	Letter	Received by Court
12-09-20	Other	Filed
12-14-20	Letter	Received by Court
12-16-20	Letter	Sent by Court
01-08-21	Motion for Recall of Mandate	Filed
01-08-21	Motion to Extend Time to File	Filed
01-11-21	Letter	Sent by Court

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Supreme Court

Case Number: 857571

Event Date	Event Description	Action
03-21-11	(Motion for) Discretionary Review of PRP	Filed
03-21-11	Motion to Extend Time to File	Filed
03-21-11	Ruling on Motions	Filed
03-21-11	Letter	Sent by Court
03-21-11	E-mail	Sent by Court
03-21-11	Case Received and Pending	Status Changed
04-27-11	Letter	Filed
05-02-11	Motion for Discretionary Review-C/a	Not filed
05-04-11	Court of Appeals case file (pouch)	Received by Court
05-04-11	Motion for Dismissal	Filed

Page Size: 10 | [1](#) [2](#) [Next](#) [Last](#)**Supreme Court**

Case Number: 857571

Event Date	Event Description	Action
05-04-11	Letter	Sent by Court
05-19-11	Ruling on Motions	Filed
05-19-11	Letter	Sent by Court
05-19-11	Decision Filed	Status Changed
07-15-11	Disposed	Status Changed
07-15-11	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court**Case Number: 875961**

Event Date	Event Description	Action
07-10-12	(Motion for) Discretionary Review of PRP	Filed
07-10-12	Motion for Discretionary Review-C/a	Filed
07-10-12	Case Received and Pending	Status Changed
07-11-12	Letter	Sent by Court
07-11-12	E-mail	Sent by Court
07-23-12	Court of Appeals case file (pouch)	Received by Court
07-27-12	Submitted	Status Changed
11-26-12	Ruling terminating Review	Filed
11-26-12	Decision Filed	Status Changed
12-19-12	Motion to Modify Ruling	Filed

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Supreme Court**Case Number: 875961**

Event Date	Event Description	Action
12-19-12	Letter	Sent by Court
03-05-13	Set for Motion Calendar	Status Changed
03-06-13	Order on Motions	Filed
03-06-13	Disposed	Status Changed
03-14-13	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court**Case Number: 884951**

Event Date	Event Description	Action
02-26-13	Motion for Discretionary Review-C/a	Filed
02-26-13	(Motion for) Discretionary Review of PRP	Filed
02-26-13	Case Received and Pending	Status Changed
02-28-13	E-mail	Sent by Court
02-28-13	Letter	Sent by Court
03-12-13	Court of Appeals case file (pouch)	Received by Court
03-15-13	Submitted	Status Changed
03-19-13	Petitioner's Additional Authorities	Filed
08-23-13	Ruling terminating Review	Filed
08-23-13	Decision Filed	Status Changed

Page Size: 10 **Supreme Court****Case Number: 884951**

Event Date	Event Description	Action
09-23-13	Motion to Modify Ruling	Filed
09-25-13	Letter	Sent by Court
11-05-13	Set for Motion Calendar	Status Changed
11-06-13	Order on Motions	Filed
11-06-13	Disposed	Status Changed
11-15-13	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court

Case Number: 894531

Event Date	Event Description	Action
10-29-13	(Motion for) Discretionary Review of PRP	Filed
10-29-13	Motion for Discretionary Review-C/a	Filed
10-29-13	Court of Appeals case file (pouch)	Received by Court
10-29-13	Letter	Sent by Court
10-29-13	Case Received and Pending	Status Changed
11-04-13	Submitted	Status Changed
04-09-14	Letter	Filed
04-09-14	Letter	Sent by Court
07-07-14	Ruling terminating Review	Filed
07-07-14	Decision Filed	Status Changed

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Supreme Court

Case Number: 894531

Event Date	Event Description	Action
08-06-14	Letter	Filed
08-11-14	Motion to Modify Ruling	Filed
08-11-14	Letter	Sent by Court
10-07-14	Set for Motion Calendar	Status Changed
10-09-14	Order on Motions	Filed
10-09-14	Disposed	Status Changed
10-16-14	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court**Case Number: 894949**

Event Date	Event Description	Action
11-05-13	(Motion for) Discretionary Review of PRP	Filed
11-05-13	E-mail	Sent by Court
11-05-13	Motion for Discretionary Review-C/a	Filed
11-05-13	Case Received and Pending	Status Changed
11-06-13	Letter	Sent by Court
11-13-13	Court of Appeals case file (pouch)	Received by Court
12-04-13	Answer to motion	Not filed
12-04-13	Letter	Filed
12-16-13	Submitted	Status Changed
04-09-14	Letter	Filed

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Supreme Court**Case Number: 894949**

Event Date	Event Description	Action
04-09-14	Letter	Sent by Court
06-24-14	Letter	Sent by Court
09-02-14	Set for Motion Calendar	Status Changed
09-04-14	Other Order	Filed
09-04-14	Set for en-banc admin conference	Status Changed
10-09-14	Decision Filed	Status Changed
10-09-14	Order terminating Review	Filed
10-10-14	Disposed	Status Changed
10-14-14	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court**Case Number: 901724**

Event Date	Event Description	Action
04-24-14	Motion to file W/o Prepayment of Fil Fee	Filed
04-24-14	Personal Restraint Petition	Filed
04-24-14	Ruling on Motions	Filed
04-24-14	Case Received and Pending	Status Changed
04-25-14	Letter	Sent by Court
04-25-14	Disposed	Status Changed
05-13-14	Supplemental Pleadings	Filed
05-13-14	Letter	Sent by Court

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 Supreme Court

Case Number: 901813

Event Date	Event Description	Action
04-28-14	Personal Restraint Petition	Filed
04-28-14	Motion to file W/o Prepayment of Fil Fee	Filed
04-28-14	Ruling on Motions	Filed
04-28-14	Letter	Sent by Court
04-28-14	Case Received and Pending	Status Changed
04-28-14	Disposed	Status Changed

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Supreme Court

Case Number: 905991

Event Date	Event Description	Action
08-11-14	(Motion for) Discretionary Review of PRP	Filed
08-11-14	Motion for Discretionary Review-C/a	Filed
08-11-14	Motion for Consolidation	Filed
08-11-14	E-mail	Sent by Court
08-11-14	Letter	Sent by Court
08-11-14	Case Received and Pending	Status Changed
08-14-14	Court of Appeals case file (pouch)	Received by Court
08-15-14	Submitted	Status Changed
08-17-15	Letter	Filed
08-17-15	Status Letter	Sent by Court

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Supreme Court

Case Number: 905991

Event Date	Event Description	Action
04-03-15	Ruling terminating Review	Filed
04-03-15	Ruling on Motions	Filed
04-03-15	"Decision Filed"	Status Changed
04-17-15	Motion to Modify Ruling	Filed
04-17-15	Letter	Sent by Court
06-02-15	Set for Motion Calendar	Status Changed
06-03-15	Order on Motions	Filed
06-03-15	Disposed	Status Changed
06-12-15	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court

Case Number: 911711

Event Date	Event Description	Action
01-05-15	(Motion for) Discretionary Review of PRP	Filed
01-05-15	Motion to Extend Time to File	Filed
01-05-15	Motion for Discretionary Review-C/a	Filed
01-05-15	Email	Sent by Court
01-05-15	Letter	Sent by Court
01-05-15	Case Received and Pending	Status Changed
01-08-15	Answer to motion	Not filed
01-08-15	Other	Filed
02-02-15	Court of Appeals case file (pouch)	Received by Court
02-03-15	Submitted	Status Changed

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Case Number: 911711

Event Date	Event Description	Action
07-28-15	Ruling terminating Review	Filed
07-28-15	Decision Filed	Status Changed
07-28-15	Ruling on Motions	Filed
09-02-15	Motion to Modify Ruling	Filed
09-02-15	Letter	Sent by Court
11-03-15	Set for Motion Calendar	Status Changed
11-04-15	Order on Motions	Filed
11-04-15	Disposed	Status Changed
11-13-15	Court of Appeals case file (pouch)	Sent by Court

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Supreme Court**Case Number: 926026**

Event Date	Event Description	Action
12-16-15	Miscellaneous Motion Review	Filed
12-16-15	Letter	Sent by Court
12-16-15	Motion for Miscellaneous Review	Filed
12-16-15	Case Received and Pending	Status Changed
12-24-15	Other filing	Received by Court
01-15-16	Answer to motion	Filed
01-22-16	Motion - Other	Filed
02-10-16	Order terminating Review	Filed
02-10-16	Decision Filed	Status Changed
02-10-16	Disposed	Status Changed

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Supreme Court

Case Number: 993009

Event Date	Event Description	Action
12-09-20	Miscellaneous Motion Review	Filed
12-09-20	Case Received and Pending	Status Changed
12-09-20	Motion for Expenditure of Public Funds	Filed
12-09-20	Motion for Accelerated Review (adult)	Filed
12-09-20	Other filing	Filed
12-10-20	Letter	Sent by Court
01-07-21	Answer to motion	Not filed
01-12-21	Letter	Sent by Court
01-13-21	Status Report	Filed
01-19-21	Motion for Accelerated Review (adult)	Filed

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Supreme Court

Case Number: 993009

Event Date	Event Description	Action
01-19-21	Motion to Modify Ruling	Filed
01-19-21	Motion for Sanctions	Filed
01-21-21	Letter	Sent by Court
02-02-21	Set for Motion Calendar	Status Changed
02-03-21	Order terminating Review	Filed
02-03-21	Order on Motions	Filed
02-03-21	Order on Motions	Filed
02-03-21	Order on Motions	Filed
02-03-21	Order on Motions	Filed
02-03-21	Decision Filed	Status Changed

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Supreme Court

Case Number: 993009

Event Date	Event Description	Action
02-03-21	Disposed	Status Changed
02-23-21	Letter	Filed
02-23-21	Other filing	Filed
02-24-21	Petitioner's Additional Authorities	Filed

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 Supreme Court

Case Number: 995435

Event Date	Event Description	Action
03-03-21	(Motion for) Discretionary Review of PRP	Filed
03-03-21	Case Received and Pending	Status Changed
03-03-21	Motion for Discretionary Review-C/a	Filed
03-03-21	E-mail	Sent by Court
03-03-21	Letter	Sent by Court
03-04-21	Submitted	Status Changed
03-11-21	Ruling terminating Review	Filed
03-11-21	Decision Filed	Status Changed
03-31-21	Motion for Accelerated Review (adult)	Filed
03-31-21	Motion to Modify Ruling	Filed

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Case Number: 995435

Event Date	Event Description	Action
04-01-21	Letter	Sent by Court
04-14-21	Letter	Sent by Court
06-04-21	Set for Motion Calendar	Status Changed
06-07-21	Order on Motions	Filed
06-07-21	Disposed	Status Changed

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Supreme Court

Case Number: 1003161

Event Date	Event Description	Action
10-21-21	(Motion for) Discretionary Review of PRP	Filed
10-21-21	Case Received and Pending	Status Changed
10-21-21	Motion for Discretionary Review-C/a	Filed
10-21-21	Motion for Accelerated Review (adult)	Filed
10-22-21	Letter	Sent by Court
10-25-21	Submitted	Status Changed
10-25-21	Letter	Filed
10-25-21	Answer to motion	Not filed
10-29-21	Reply to Response	Information - not filed
11-01-21	Letter	Sent by Court

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Supreme Court

Case Number: 1003161

Event Date	Event Description	Action
11-02-21	Ruling terminating Review	Filed
11-02-21	Decision Filed	Status Changed
11-10-21	Motion to Modify Ruling	Filed
11-10-21	Motion for Accelerated Review (adult)	Filed
11-12-21	Ruling on Motions	Filed
11-12-21	Letter	Sent by Court
01-04-22	Set for Motion Calendar	Status Changed
01-05-22	Order on Motions	Filed
01-05-22	Disposed	Status Changed

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Supreme Court**Case Number: 1006039**

Event Date	Event Description	Action
01-27-22	(Motion for) Discretionary Review of PRP	Filed
01-27-22	Case Received and Pending	Status Changed
01-27-22	Motion for Accelerated Review (adult)	Filed
01-27-22	Motion for Appointment of Counsel	Filed
01-28-22	Motion for Discretionary Review-C/a	Filed
01-28-22	E-mail	Sent by Court
02-03-22	Ruling terminating Review	Filed
02-03-22	Decision Filed	Status Changed
02-03-22	Letter	Sent by Court
02-22-22	Motion to Extend Time to File	Filed

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Event Date	Event Description	Action
02-23-22	Ruling on Motions	Filed
02-23-22	Letter	Sent by Court
04-11-22	Notice of Change of Address	Filed
05-04-22	Other	Received by Court
05-06-22	Letter	Sent by Court
05-11-22	Motion to Modify Ruling	Filed
05-13-22	Letter	Sent by Court
07-12-22	Set for Motion Calendar	Status Changed

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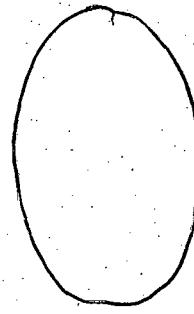
 Supreme Court

Case Number: 1008511

Event Date	Event Description	Action
04-19-22	Case Received and Pending	Status Changed
04-19-22	(Motion for) Discretionary Review of PRP	Filed
04-19-22	Motion to Extend Time to File	Filed
04-20-22	Ruling on Motions	Filed
04-20-22	Letter	Sent by Court
05-20-22	Motion for Discretionary Review-C/a	Due

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APPENDIX



FILED

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INDETERMINATE SENTENCE
REVIEW BOARD

SHN/0

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,) No. 02-1-02656-3 KNT

Vs.) JUDGMENT AND SENTENCE
RONALD W. BUZZARD) FELONY

Defendant,

I. HEARING

I.1. The defendant, the defendant's lawyer, LAURA S CARNELL, and the deputy prosecuting attorney were present at the sentencing hearing conducted today. Others present were: Mrs. Kirby, victim's
mother & defendant's sister; Megan Hile, RCSAC
advocate

II. FINDINGS

There being no reason why judgment should not be pronounced, the court finds:

2.1 CURRENT OFFENSE(S): The defendant was found guilty on 09/27/2002 by plea of:

OCT 14 2002
CERTIFIED COPY TO COUNTY JAIL

Count No.: 1 Crime: RAPE OF A CHILD IN THE FIRST DEGREE
RCW 9A.44.073 Crime Code: 01064

Date of Crime: 03/26/2002 Incident No. _____

Count No.: _____ Crime: _____
RCW _____ Crime Code: _____
Date of Crime: _____ Incident No. _____

Count No.: _____ Crime: _____
RCW _____ Crime Code: _____
Date of Crime: _____ Incident No. _____

Count No.: _____ Crime: _____
RCW _____ Crime Code: _____
Date of Crime: _____ Incident No. _____

[] Additional current offenses are attached in Appendix A

SPECIAL VERDICT or FINDING(S):

- (a) While armed with a firearm in count(s) _____ RCW 9.94A.310(3).
(b) While armed with a deadly weapon other than a firearm in count(s) _____ RCW 9.94A.310(4).
(c) With a sexual motivation in count(s) _____ RCW 9.94A.127.
(d) A V.U.C.S.A offense committed in a protected zone in count(s) _____ RCW 69.50.435.
(e) Vehicular homicide Violent traffic offense DUI Reckless Disregard.
(f) Vehicular homicide by DUI with _____ prior conviction(s) for offense(s) defined in RCW 41.61.5055, RCW 9.94A.310(7).
(g) Non-parental kidnapping or unlawful imprisonment with a minor victim. RCW 9A.44.130.
(h) Domestic violence offense as defined in RCW 10.99.020 for count(s) _____.
(i) Current offenses encompassing the same criminal conduct in this cause are count(s) _____ RCW 9.94A.400(1)(a).

2.2 OTHER CURRENT CONVICTION(S): Other current convictions listed under different cause numbers used in calculating the offender score are (list offense and cause number): _____

2.3 CRIMINAL HISTORY: Prior convictions constituting criminal history for purposes of calculating the offender score are (RCW 9.94A.360):

- Criminal history is attached in Appendix B.
 Prior convictions counted as one offense in determining the offender score (RCW 9.94A.360(5) are: _____
 One point added for offense(s) committed while under community placement for count(s) _____

2.4 SENTENCING DATA:

Sentencing Data	Offender Score	Seriousness Level	Standard Range	Enhancement	Total Standard Range	Maximum Term
Count I	0	XII			93 TO 123 MONTHS	LIFE AND/OR \$50,000
Count						
Count						
Count						

Additional current offense sentencing data is attached in Appendix C.

2.5 EXCEPTIONAL SENTENCE:

Substantial and compelling reasons exist which justify a sentence above/below the standard range for Count(s) _____. Findings of Fact and Conclusions of Law are attached in Appendix D. The State did did not recommend a similar sentence.

III. JUDGMENT

IT IS ADJUDGED that defendant is guilty of the current offenses set forth in Section 2.1 above and Appendix A.
 The Court DISMISSES Count(s) _____

IV. ORDER

IT IS ORDERED that the defendant serve the determinate sentence and abide by the other terms set forth below.

4.1 RESTITUTION AND VICTIM ASSESSMENT:

- Defendant shall pay restitution to the Clerk of this Court as set forth in attached Appendix E.
 Defendant shall not pay restitution because the Court finds that extraordinary circumstances exist, and the court, pursuant to RCW 9.94A.142(2), sets forth those circumstances in attached Appendix E.
 Restitution to be determined at future restitution hearing on (Date) _____ at _____ m.
 Date to be set.
 Defendant waives presence at future restitution hearing(s).
 Restitution is not ordered.

Defendant shall pay Victim Penalty Assessment pursuant to RCW 7.68.035 in the amount of \$500.

4.2 OTHER FINANCIAL OBLIGATIONS: Having considered the defendant's present and likely future financial resources, the Court concludes that the defendant has the present or likely future ability to pay the financial obligations imposed. The Court waives financial obligation(s) that are checked below because the defendant lacks the present and future ability to pay them. Defendant shall pay the following to the Clerk of this Court:

- (a) \$ _____, Court costs; Court costs are waived; (RCW 9.94A.030, 10.01.160)
- (b) \$ _____, Recoupment for attorney's fees to King County Public Defense Programs;
 Recoupment is waived (RCW 9.94A.030);
- (c) \$ _____, Fine; \$1,000, Fine for VUCSA; \$2,000, Fine for subsequent VUCSA;
 VUCSA fine waived (RCW 69.50.430);
- (d) \$ _____, King County Interlocal Drug Fund; Drug Fund payment is waived;
(RCW 9.94A.030)
- (e) \$ _____, State Crime Laboratory Fee; Laboratory fee waived (RCW 43.43.690);
- (f) \$ _____, Incarceration costs; Incarceration costs waived (RCW 9.94A.145(2));
- (g) \$ _____, Other costs for VM - mandatory fees, fees in assessments in

4.3 PAYMENT SCHEDULE: Defendant's TOTAL FINANCIAL OBLIGATION is: \$ 500 plus rest but payments shall be made to the King County Superior Court Clerk according to the rules of the Clerk and the following terms: Not less than \$ _____ per month; On a schedule established by the defendant's Community Corrections Officer. Financial obligations shall bear interest pursuant to RCW 10.82.090. The Defendant shall remain under the Court's jurisdiction and the supervision of the Department of Corrections for up to ten years from the date of sentence or release from confinement to assure payment of financial obligations.

4.4 SPECIAL SEXUAL OFFENDER SENTENCING ALTERNATIVE: The court finds that the defendant is convicted of a sex offense and that the defendant is a sexual offender who is eligible for the special sentencing alternative under RCW 9.94A.120(8)(a). The court has determined, pursuant to RCW 9.94A.120(8)(a)(ii), that the Special Sex Offender Sentencing Alternative is appropriate and imposes the following sentence:

CONFINEMENT: A term of total confinement in the custody of the Department of Corrections as follows:

13 months on Count 1 months on Count months on Count
months on Count months on Count months on Count

Total term of confinement is the statutory maximum which is life. ① subbelow for details
[] The terms in Count(s) No. are concurrent.
The sentence herein shall run concurrently/consecutively with the sentence in cause number(s)

but consecutive to any other term of confinement not referred to in this Judgment.

The execution of this sentence is SUSPENDED and the following conditions of suspension are imposed:

(a) **CONFINEMENT:** Defendant shall serve the following term of confinement in the King County Jail with work release authorized if eligible:

180 day(s) total confinement commencing
[] day(s) partial confinement commencing

Credit is given for 198 days served [] days determined by the King County Jail solely for conviction under this cause number pursuant to RCW 9.94A.120(13). ② Jail term is satisfied; defendant shall be released under this cause.

(b) **COMMUNITY CUSTODY:** Defendant is placed on community custody for the length of the statutory maximum which is life suspended sentence [] three years, whichever is longer. Community custody shall commence immediately but is tolled during any term of confinement. The defendant shall report to the Department of Corrections within 72 hours of release from confinement and shall comply with all rules, regulations and requirements of the Department of Corrections, and any other conditions of community custody stated in this Judgment and Sentence. The defendant shall not own, use or possess any firearm or ammunition. [For offenses prior to 6-1-96 substitute Community Supervision for Community Custody]

(c) **TREATMENT:** The defendant shall undergo sexual offender treatment for up to three years [] months [] years in duration as follows: Enter, make reasonable progress in, and successfully complete a specialized program for the treatment of sexual deviancy []

Defendant shall abide by all conditions of treatment and shall not change sex offender treatment provider without prior court approval. A treatment termination hearing is set for (date three months prior to the anticipated date of completion of treatment):

(d) **CRIME RELATED PROHIBITIONS AND OTHER REQUIREMENTS:**

① The minimum term that is imposed may be increased by the Underformal Sentencing Review Board the Board determines by a preponderance of the evidence that it is more likely than not that the defendant will commit another sex offense if released from custody.

② The defendant is placed under the supervision of DOC/community custody for the length of the statutory maximum which is life. The defendant shall report to DOC within 72 hours of release. While on community custody, the defendant will be under the supervision of DOC & will have restrictions placed on his activities & may be required to participate in rehabilitative programs. Failure to

SPECIAL SEXUAL OFFENDER SENTENCING ALTERNATIVE: (Continued)

4.5 NO CONTACT: For the

4.6 maximum term of life years, defendant shall have no contact with victim(s):

Jessica Kirby (untest applied by victim, victim's family

Any minors without supervision of a responsible adult who has knowledge of this conviction OCD, Street Provider

4.7 BLOOD TESTING: Appendix G is a blood testing and counseling order that is part of and incorporated by reference into this Judgment and Sentence.

4.8 SEX OFFENDER REGISTRATION: Appendix J is attached and incorporated by reference into this Judgment and Sentence.

4.8 FIREARMS: Defendant shall not own, use, or possess a firearm or ammunition. (RCW 9.94A.120(16))

4.9 OTHER CONDITIONS: _____

[] Additional conditions are attached in Appendix F.

Violation of the conditions or requirements of this sentence are punishable by revocation of this suspended sentence and commitment to the Department of Corrections.

Date: 10-11-02

JUDGE
Print Name: _____

JAY V. WHITE

Presented by:

Christine Heimann

Deputy Prosecuting Attorney, WSB# 29310
Print Name: Christine Heimann

Approved as to form:

Laura Carnell 27860
Attorney for Defendant, WSB#
Print Name: CARNELL