

COURT OF APPEALS, DIVISION III  
OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,

Respondent,

v.

RAYMOND BROWN,

Appellant.

COA NO. 38493-4-III

MOTION TO AUTHORIZE  
SPOKANE COUNTY  
SUPERIOR COURT TO  
ENTER AMENDED  
JUDGMENT AND  
SENTENCE

**I. IDENTITY OF MOVING PARTY**

The Respondent, State of Washington, represented by Spokane County Prosecuting Attorney, Lawrence Haskell, through his deputy prosecuting attorney, Gretchen E. Verhoef, seeks the relief designated below.

**II. RELIEF SOUGHT**

Pursuant to RAP 7.2(e) and RAP 8.3, the Respondent requests this Court issue an order authorizing the State to file the

attached amended judgment and sentence in the Spokane County Superior Court under case number 19-1-02605-32.

### **III. FACTUAL BASIS AND ARGUMENT**

#### *Factual Basis*

Mr. Brown was found guilty of second degree assault, unlawful possession of a firearm, two counts of tampering with a witness, and two counts of misdemeanor violation of a no contact order on September 28, 2021. All counts had a domestic violence enhancement except the unlawful possession charge. He was sentenced on October 5, 2021 to life without the possibility of early release on the second degree assault conviction, to 89 months for unlawful possession of a firearm, and to 60 months each for the two counts of witness tampering, all to run concurrently to the life sentence.

The defendant filed a notice of appeal on October 6, 2021. In his appeal brief, filed on May 6, 2022, Mr. Brown alleged his

conviction for second degree assault should be reversed, or that he was entitled to a new trial on that count, and that his life sentence under the three-strikes law was unconstitutional. On July 7, 2022, the State moved to extend the filing deadline for its response brief from July 8 to September 6 to allow time for the parties to negotiate a resolution to the pending appeal. This Court granted the State's request.

As a result of negotiations between the parties, a resentencing hearing was held on August 29, 2022. At the hearing, the trial court vacated Mr. Brown's original convictions, and Mr. Brown entered a guilty plea to reduced charges of third degree assault and one count of tampering with a witness, both with domestic violence enhancements. Attach. A, B, C, D, E. The new plea agreement reduced Mr. Brown's sentence to no greater than 48 months. Attach. F, G. The amended judgment and sentence has not yet been filed.

MOTION TO AUTHORIZE  
ENTRY OF AMENDED JUDGMENT - 3

*Law and Argument*

Pursuant to RAP 7.2, a trial court is unable to enter post judgment orders affecting the subject matter on appeal without an order from this Court. The State asks this Court to authorize the trial court to file the attached amended judgment and sentence. The resentencing in this case addressed Mr. Brown's appellate issues which related to his conviction for second degree assault. He has since entered a guilty plea to third degree assault and witness tampering and no longer faces a third strike or a life sentence. Entry of the amended judgment and sentence will therefore render moot all of the issues currently on appeal in this Court. Mr. Brown acknowledges this and consented to dismiss his current appeal if this Court permits the Superior Court to vacate his October 2, 2021 judgment and enter the amended judgment and sentence, and related documents, attached hereto. Attach. H.

MOTION TO AUTHORIZE  
ENTRY OF AMENDED JUDGMENT - 4


#### **IV. CONCLUSION**

The Respondent respectfully requests this Court authorize the Spokane County Superior Court to formally enter the amended judgment and sentence and additional resentencing documentation pursuant to RAP 7.2(e).

This document contains 541 words, excluding the parts of the document exempted from the word count by RAP 18.17.

RESPECTFULLY SUBMITTED this 30 day of August 2022.

LAWRENCE H. HASKELL  
Prosecuting Attorney



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Alexis Lundgren #51504 for  
Gretchen E. Verhoef #37938  
Deputy Prosecuting Attorney  
Attorney for Respondent

### **CERTIFICATE OF SERVICE**

I certify under penalty of perjury under the laws of the State of Washington, that on August 30, 2022, I e-mailed a copy of the Motion to Authorize Entry of Amended Judgment in this matter, pursuant to the parties' agreement, to:

Lila Silverstein  
Lila@washapp.org

8/30/2022  
(Date)

Spokane, WA  
(Place)

  
(Signature)

# ATTACHMENT A

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

STATE OF WASHINGTON	)	
	)	
Plaintiff,	)	No. 19-1-02605-32
	)	
v.	)	PA# 19-9-75172-0
	)	
RAYMOND DARNELL BROWN	)	MOTION AND ORDER
BM 05/31/69	)	AMENDING INFORMATION
	)	(ORPFAI)
Defendant(s).	)	
	)	
	)	

COMES NOW the Prosecuting Attorney in and for Spokane County, Washington, by his Deputy, EUGENE M. CRUZ, and moves the court for an order amending the Information in the above-entitled action. This motion is based upon the records and files herein.

Therefore, upon the above motion,

IT IS HEREBY ORDERED that the Amended Information attached hereto be accepted in the record as the Information now on file herein.

DONE IN OPEN COURT this 29<sup>th</sup> day of August, 2022.

  
JUDGE

Presented by:

  
EUGENE M. CRUZ, WSBA # 27114  
Deputy Prosecuting Attorney

**ANNETTE S. PLESE - JUDGE**



# ATTACHMENT B

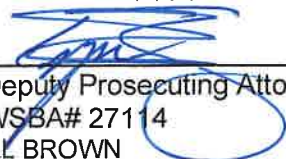
IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF SPOKANE

STATE OF WASHINGTON	)	AMENDED
	)	INFORMATION
Plaintiff,	)	
	)	No. 19-1-02605-32
v.	)	EUGENE M. CRUZ
	)	Deputy Prosecuting Attorney
RAYMOND DARNELL BROWN	)	
BM 05/31/69	)	PA# 19-9-75172-0
	)	RPT# CT I: 2019-20130353
Defendant(s).	)	CT II: 2019-20154293
	)	RCW CT I: 9A.36.031(1)(D)DV-F (#05427)
	)	CT II: 9A.72.110(1)(A)DV-F (#60339)
	)	(AMINF)

Comes now the Prosecuting Attorney in and for Spokane County, Washington, and charges the defendant(s) with the following crime(s):

COUNT I: THIRD DEGREE ASSAULT, committed as follows: That the defendant, RAYMOND DARNELL BROWN, in the State of Washington, on or about July 14, 2019, did, with criminal negligence, cause bodily harm to STEPHNIE A. HANSEN, by means of a weapon or other instrument or thing likely to produce bodily harm, and furthermore, the defendant did commit the above crime against an intimate partner, as defined by RCW 26.50.010(7) and 9A.36.041(3)(a),

COUNT II: INTIMIDATING A WITNESS, committed as follows: That the defendant, RAYMOND DARNELL BROWN, in the State of Washington, on or about July 29, 2019, by use of a threat against STEPHNIE A. HANSEN, a current or prospective witness, did attempt to influence the testimony of that person, and furthermore, the defendant did commit the above crime against an intimate partner, as defined by RCW 26.50.010(7) and 9A.36.041(3)(a),

  
Deputy Prosecuting Attorney,  
WSBA# 27114

**DEFENDANT INFORMATION:**

Address: 1311 E LIBERTY AVE SPOKANE WA 99207-2871

Height: 5'11"

Eyes: Bro

SID #: 029477685

RAYMOND DARNELL BROWN

Weight: 200

DOL #:

DOC #:

Hair: Blk

State:

FBI NO. F86103KA1

**AMENDED INFORMATION**

**AMINF**

**Page 1**

SPOKANE COUNTY PROSECUTING ATTORNEY  
COUNTY CITY PUBLIC SAFETY BUILDING  
SPOKANE, WA 99260 (509) 477-3662

# ATTACHMENT C



amended charges and be resentenced.

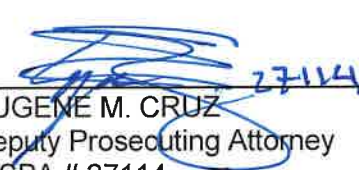
### III. ORDER

IT IS ORDERED that: the September 28, 2021, convictions<sup>\*</sup> are hereby vacated. This order does not release the defendant as a new Amended Information, Judgment and Sentence and Warrant of Commitment, under the same cause number, has been filed.


DATED this 29<sup>th</sup> day of August, 2022.

  
JUDGE **ANNETTE S. PLESE - JUDGE**

Presented by:

  
EUGENE M. CRUZ  
Deputy Prosecuting Attorney  
WSBA # 27114

Approved:

  
LILA J. SILVERSTEIN  
Attorney for Defendant  
WSBA # 38394

*and the judgment & sentence of October 5, 2021*

# ATTACHMENT D

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

STATE OF WASHINGTON

Plaintiff,

v.

RAYMOND DARNELL BROWN  
BM 05/31/69

Defendant(s).

No. 19-1-02605-32

PA# 19-9-75172-0

RPT# CT I: 2019-20130353

CT II: 2019-20154293

RCW CT I: 9A.36.031(1)(D)DV-F (#05427)

CT II: 9A.72.110(1)(A)DV-F (#60339)

STATEMENT OF DEFENDANT ON  
PLEA OF GUILTY TO NON-SEX OFFENSE  
(FELONY)  
(STTDFG)

1. My true name is Raymond Brown
2. My age is 54 Date of birth 05/31/1968
3. The last level of education I completed was 12
4. **I Have Been Informed And Fully Understand THAT:**
  - (a) I have the right to representation by a lawyer and if I cannot afford to pay for a lawyer, one will be provided at no expense to me.
  - (b) I am charged with CT I: THIRD DEGREE ASSAULT-DOMESTIC VIOLENCE and CT II: WITNESS(INTIMIDATE)TESTIMONY DOM VIOLENCE.  
The elements of this crime are: Ct. I: did with criminal negligence cause bodily harm to my girlfriend Stephanie Hansen by means of a weapon or other instrument or thing likely to produce bodily harm: Ct. II: did attempt to influence the testimony of my girlfriend Stephanie Hansen who was a current or prospective witness by use of a threat.
5. **I Understand I Have The Following Important Rights, And I Give Them Up By Pleading Guilty:**

- (a) The right to a speedy and public trial by an impartial jury in the county where the crime was allegedly committed;
- (b) The right to remain silent before and during trial, and the right to refuse to testify against myself;
- (c) The right at trial to hear and question the witnesses who testify against me;
- (d) The right at trial to testify and to have witnesses testify for me. These witnesses can be made to appear at no expense to me;
- (e) The right to be presumed innocent unless the state proves the charge beyond a reasonable doubt or I enter a plea of guilty;
- (f) The right to appeal a finding of guilt after a trial.

6. **In Considering the Consequences Of My Guilty Plea, I Understand That:**

- (a) My right to appeal is limited. Any appeal must be taken within 30 days of judgment or the right is irrevocably waived. CrR.7.2(b).
- (b) Each crime with which I am charged carries a maximum sentence, a fine, and a **Standard Sentence Range** as follows:

COUNT NO.	OFFENDER SCORE	STANDARD RANGE ACTUAL CONFINEMENT (not including enhancements)	PLUS Enhancements*	COMMUNITY CUSTODY	MAXIMUM TERM AND FINE
1	5	17 – 22 months	0	12 months	60 months/\$10K
2	5	36 – 48 months	0	12 months	120 months/\$20K
3					

5-12  
10.  
10 20K

\*The sentencing enhancement codes are: (RPh) Robbery of a pharmacy, (CSG) Criminal street gang involving minor, (AE) Endangerment while attempting to elude, The following enhancements will run consecutively to all other parts of my entire sentence, including other enhancements and other counts: (F) Firearm, (D) Other deadly weapon, (V) VUCSA in protected zone, (JP) Juvenile present, (VH) Veh. Hom., See RCW 9.94A.533(7), (P16) Passenger(s) under age 16.

- (c) The standard sentence range is based on the crime charged and my criminal history. Criminal history includes prior convictions and juvenile adjudications or convictions, whether in this state, in federal court, or elsewhere.
- (d) The prosecuting attorney's statement of my criminal history is attached to this agreement. Unless I have attached a different statement, I agree that the prosecuting attorney's statement is correct and complete. If I have attached my own statement, I assert that it is correct and complete. If I am convicted of any additional crimes between now and the time I am sentenced, I am obligated to tell the sentencing judge about those convictions.
- (e) ~~If I committed the above crime(s) while under age 18 and am sentenced to more than 20 years of confinement:~~
  - (i) ~~As long as my conviction is not for aggravated first degree murder or certain sex crimes, and I have not been convicted of any crime committed after I turned 18 or committed a disqualifying serious infraction as defined by DOC in the 12 months before the petition is filed, I may petition the Indeterminate Sentence Review Board (Board) for early release after I have served 20 years.~~
  - (ii) ~~If I am released early because my petition was granted or by other action of the Board, I will be subject to community custody under the supervision of the DOC for a period of time determined by the Board, up to the length of~~



~~the court-imposed term of incarceration. I will be required to comply with any conditions imposed by the Board.~~

~~(iii) If I violate the conditions of community custody, the Board may return me to confinement for up to the remainder of the court-imposed term of incarceration.~~

~~(f) If I committed aggravated murder in the first degree and I was under the age of 18 at the time of the offense.~~

~~(i) If I was under the age of 16 at the time of the offense, the judge will impose a maximum term of life and impose a minimum term of total confinement of 25 years for that crime.~~

~~(ii) If I was at least 16 but less than 18 years old at the time of the offense, the judge will impose a maximum term of life and will impose a minimum term of total confinement that is at least 25 years and may be as long as life without the possibility of parole or early release for that crime.~~

~~(iii) During the minimum term, I will not be eligible for earned early release time, home detention, partial confinement, work release, or any form of early release.~~

~~(iv) After the minimum term, if I am released by the Board, I will be subject to community custody under the supervision of the DOC for a period of time determined by the board, and must comply with conditions imposed.~~

~~(v) If I violate the conditions of community custody, the Board may return me to confinement.~~

(g) If I am convicted of any new crimes before sentencing, or if any additional criminal history is discovered, both the standard sentence range and the prosecuting attorney's recommendation may increase. Even so, my plea of guilty to this charge is binding on me. I cannot change my mind if additional criminal history is discovered even though the standard sentencing range and the prosecuting attorney's recommendation increase or a mandatory sentence of life imprisonment without the possibility of parole is required by law.

(h) In addition to sentencing me to confinement, the judge will order me to pay \$500.00 as a victim's compensation fund assessment and any mandatory fines or penalties that apply to my case. If this crime resulted in injury to any person or damage to or loss of property, the judge will order me to make restitution, unless extraordinary circumstances exist which make restitution inappropriate. The amount of restitution may be up to double my gain or double the victim's loss. The judge may also order that I pay a fine, court costs, attorney fees, and the costs of incarceration.

(i) For crimes committed prior to July 1, 2000: In addition to sentencing me to confinement, the judge may order me to serve up to one year of community custody if the total period of confinement ordered is not more than 12 months. If the total period of confinement is more than 12 months, and if this crime is a drug offense, assault in the second degree, assault of a child in the second degree, or any crime against a person in which a specific finding was made that I or an

accomplice was armed with a deadly weapon, the judge will order me to serve at least one year of community custody. If this crime is a vehicular homicide, vehicular assault, or a serious violent offense, the judge will order me to serve at least two years of community custody. The actual period of community custody may be longer than my earned early release period. During the period of community custody, I will be under the supervision of the Department of Corrections, and I will have restrictions and requirements placed on me.

For crimes committed on or after July 1, 2000: In addition to sentencing me to confinement, under certain circumstances the judge may order me to serve up to one year of community custody if the total period of confinement ordered is not more than 12 months, but only if the crime I have been convicted of falls into one of the offense types listed in the following chart. For the offense of failure to register as a sex offender, regardless of the length of confinement, the judge will sentence me for up to 12 months of community custody. If the total period of confinement ordered is more than 12 months, and if the crime I have been convicted of falls into one of the offense types listed in the following chart, the court will sentence me to community custody for the term established for that offense type unless the judge finds substantial and compelling reasons not to do so. If the period of earned release awarded per RCW 9.94A.729 is longer, that will be the term of my community custody. If the crime I have been convicted of falls into more than one category of offense types listed in the following chart, then the community custody term will be based on the offense type that dictates the longest term of community custody.

OFFENSE TYPE	COMMUNITY CUSTODY TERM
Serious Violent Offenses	36 months
Violent Offenses	18 months
Crimes Against Persons as defined by RCW 9.94A.411(2)	12 months
Offenses under Chapter 69.50 or 69.52 RCW (Not sentenced under RCW 9.94A.660	12 months
Offenses involving the unlawful possession of a firearm where the offender is a criminal street gang member or associate	12 months

Certain sentencing alternatives may also include community custody.

During the period of community custody, I will be under the supervision of the Department of Corrections. For crimes occurring on or after June 28, 2016, the supervision of the Department of Corrections cannot exceed the times specified in this paragraph. I may have restrictions and requirements placed upon me, including additional conditions of community custody that may be imposed by the Department of Corrections. My failure to comply with these conditions will render me ineligible for general assistance, RCW 74.04.005(6)(h), and may result in the Department of Corrections transferring me to a more restrictive confinement status or other sanctions.

If I violate the conditions of my community custody, the Department of Corrections may sanction me up to 60 days' confinement per violation and/or revoke my earned early release, or the Department of Corrections may impose additional conditions or other stipulated penalties. The court also has the authority to impose sanctions for any violation.

- (j) The prosecuting attorney will make the following recommendation to the judge:

Vacate all convictions associated with the current appeal; amend information charging 3<sup>rd</sup> degree assault-DV and intimidating a witness-DV; 22 months confinement for Ct. I; 48 months confinement for Ct. II; Confinement on both counts to run concurrently; 10 year NCO with Stephanie Hansen; 12 months of community custody to include mental health and chemical dependency evaluation and follow any recommended treatment; standard LFO's TBD by court; Credit for time served since July 14, 2019, including any good time earned; Good time credit TBD by DOC; Defendant can withdraw his guilty plea if any additional criminal history is subsequently discovered that would increase his sentence (parties are not aware of any additional criminal history).

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[ ] The prosecutor will recommend as stated in the plea agreement, which is incorporated by reference.

- (k) The judge does not have to follow anyone's recommendation as to sentence. If I was over the age of 18 when I committed this crime, the judge must impose a sentence within the standard range unless it finds substantial and compelling reasons not to do so. If I was under the age of 18 when I committed this crime, the judge has the discretion to impose an exceptional sentence downward. I understand the following regarding exceptional sentences:

- (i) The judge may impose an exceptional sentence below the standard range if the judge finds mitigating circumstances supporting an exceptional sentence.
- (ii) The judge may impose an exceptional sentence above the standard range if I am being sentenced for more than one crime and I have an offender score of more than nine.
- (iii) The judge may also impose an exceptional sentence above the standard range if the State and I stipulate that justice is best served by imposition of an exceptional sentence and the judge agrees that an exceptional sentence is consistent with and in furtherance of the interests of justice and the purposes of the Sentencing Reform Act.
- (iv) The judge may also impose an exceptional sentence above the standard range if the State has given notice that it will seek an exceptional sentence, the notice states aggravating circumstances upon which the requested sentence will be based, and facts supporting an exceptional sentence are proven beyond a reasonable doubt to a unanimous jury, to a judge if I waive a jury, or by stipulated facts.
- (v) If I committed this crime under the age of 18, the judge must consider mitigating circumstances related to my youth, including, but not limited to, immaturity, impetuosity, and failure to appreciate risks and consequences, the nature of my surrounding environment and family

circumstances, the extent of my participation in the crime, the way familial and peer pressures may have affected me, how youth impacted any legal defense, and any factors suggesting that I might be successfully rehabilitated.

If the court imposes a standard range sentence, then no one may appeal the sentence. If the court imposes an exceptional sentence after a hearing, either the State or I can appeal the sentence.

- (l) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law is grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.
- (m) I may not possess, own, or have under my control any firearm, and under federal law any firearm or ammunition, unless my right to do so is restored by the court in which I am convicted or the superior court in Washington State where I live, and by a federal court if required. I must immediately surrender any concealed pistol license.
- (n) I will be ineligible to vote until that right is restored in a manner provided by law. If I am registered to vote, my voter registration will be cancelled. Wash. Const. art. VI, § 3, RCW 29A.04.079, 29A.08.520.
- (o) Government assistance may be suspended during any period of confinement.
- (p) I will be required to have a biological sample collected for purposes of DNA identification analysis. I will be required to pay \$100 DNA collection fee, unless a DNA collection fee has previously been ordered.

**Notification Relating To Specific Crimes: *If Any Of The Following Paragraphs DO NOT Apply, counsel and the defendant shall strike them out. The defendant and the judge shall initial all paragraphs that DO APPLY.***

~~\_\_\_\_\_ [q] This offense is a most serious offense or "strike" as defined by RCW 9.94A.030, and if I have at least two prior convictions for most serious offenses, whether in this state, in federal court, or elsewhere, the crime for which I am charged carries a mandatory sentence of life imprisonment without the possibility of parole.~~

~~\_\_\_\_\_ [r] The judge may sentence me as a first-time offender instead of giving a sentence within the standard range if I qualify under RCW 9.94A.030. This sentence could include as much as 90 days' confinement, and up to one year of community custody plus all of the conditions described in paragraph 6(h). Additionally, the judge could require me to undergo treatment, to devote time to a specific occupation, and to pursue a prescribed course of study or occupational training.~~

~~\_\_\_\_\_ [s] The judge may sentence me under the Parenting Sentencing Alternative if I qualify under RCW 9.94A.655. If I am eligible, the judge may order DOC to complete either a risk assessment report or a chemical dependency screening report, or both. If the judge decides to impose the Parenting Sentencing Alternative, the sentence will consist of 12 months of community custody and I will be required to comply with the conditions imposed by the court and by DOC. At any time during community custody, the court may schedule a hearing to evaluate my progress in treatment or to determine if I have violated the conditions of the sentence. The court may modify the conditions of~~

community custody or impose sanctions. If the court finds I violated the conditions or requirements of the sentence or I failed to make satisfactory progress in treatment, the court may order me to serve a term of total confinement within the standard range for my offense.

~~[t] If this crime involves kidnapping involving a minor, including unlawful imprisonment involving a minor who is not my child, or if this crime is promoting prostitution in the first or second degree and I have at least one prior conviction for promoting prostitution in the first or second degree, or if this crime is (human) trafficking in the first degree under RCW 9A.40.100(1)(a)(i)(A)(III) or (IV) or (1)(a)(i)(B) (relating to sexually explicit acts or commercial sex acts), I will be required to register where I reside, study, or work. The specific registration requirements are set forth in the "Offender Registration" Attachment.~~

~~[u] If this is a crime of domestic violence, I may be ordered to pay a domestic violence assessment of up to \$115.00. If I, or the victim of the offense, have a minor child, the court may order me to participate in a domestic violence perpetrator program approved under RCW 26.50.150. If I am convicted under RCW 26.50.110 for a violation of a domestic violence protection order issued under chapter 26.50 RCW, the court shall impose a mandatory fine of \$15.00.~~

~~[v] The judge may sentence me under the drug offender sentencing alternative (DOSA) if I qualify under RCW 9.94A.660. If I qualify and the judge is considering a residential chemical dependency treatment-based alternative, the judge may order that I be examined by DOC before deciding to impose a DOSA sentence. If the judge decides to impose a DOSA sentence, it could be either a prison-based alternative or a residential chemical dependency treatment-based alternative.~~

If the judge imposes the **prison-based alternative**, the sentence will consist of a period of total confinement in a state facility for one-half of the midpoint of the standard range, or 12 months, whichever is greater. During confinement, I will be required to undergo a comprehensive substance abuse assessment and to participate in treatment. The judge will also impose a term of community custody of one-half of the midpoint of the standard range.

If the judge imposes the **residential chemical dependency treatment-based alternative**, the sentence will consist of a term of community custody equal to one-half of the midpoint of the standard sentence range or two years, whichever is greater, and I will have to enter and remain in a certified residential chemical dependency treatment program for a period of **three to six months**, as set by the court.

As part of this sentencing alternative, the court is required to schedule a progress hearing during the period of residential chemical dependency treatment and a treatment termination hearing scheduled three months before the expiration of the term of community custody. At either hearing, based upon reports by my treatment provider and the department of corrections on my compliance with treatment and monitoring requirements and recommendations regarding termination from treatment, the judge may modify the conditions of my community custody or order me to serve a term of total confinement equal to one-half of the midpoint of the standard sentence range, followed by a term of community custody under RCW 9.94A.701.

During the term of community custody for either sentencing alternative, the judge could prohibit me from using alcohol or controlled substances, require me to submit to urinalysis or other testing to monitor that status, require me to devote time to a specific



~~employment or training, stay out of certain areas, pay \$30.00 per month to offset the cost of monitoring and require other conditions, such as affirmative conditions, and the conditions described in paragraph 6(h). The judge, on his or her own initiative, may order me to appear in court at any time during the period of community custody to evaluate my progress in treatment or to determine if I have violated the conditions of the sentence. If the court finds that I have violated the conditions of the sentence or that I have failed to make satisfactory progress in treatment, the court may modify the terms of my community custody or order me to serve a term of total confinement within the standard range.~~

~~[w] The judge may sentence me under the mental health sentencing alternative (MHSA) if I qualify under Laws of 2021, Ch. 242. The sentence will be between 12 and 36 months of community custody and include conditions imposed by the court and by DOC. At any time during community custody, the court may schedule a hearing to evaluate my progress in treatment or to determine if I have violated the conditions of the sentence. At the review or termination hearing, the court may impose different or additional conditions upon me, require me to serve a term of total or partial confinement, or revoke the sentencing alternative and impose a term of total or partial confinement.~~

~~[x] If I am subject to community custody and the judge finds that I have a chemical dependency that has contributed to the offense, the judge may order me to participate in rehabilitative programs or otherwise to perform affirmative conduct reasonably related to the circumstances of the crime for which I am pleading guilty. Rehabilitative programs may include an order to obtain an evaluation for alcohol or controlled substance chemical dependency treatment. The court may also prohibit me from possessing or consuming alcohol or controlled substances without a valid prescription.~~

~~[y] If this crime involves the manufacture, delivery, or possession with the intent to deliver methamphetamine, including its salts, isomers, and salts of isomers, or amphetamine, including its salts, isomers, and salts of isomers, and if a fine is imposed, \$3,000.00 of the fine may not be suspended. RCW 69.50.401(2)(b).~~

~~[z] If this crime involves a violation of the state drug laws, my eligibility for state and federal education benefits may be affected. 20 U.S.C. § 1091(r).~~

~~[aa] I understand that RCW 46.20.285(4) requires that my driver's license be revoked if the judge finds I used a motor vehicle in the commission of this felony.~~

~~[bb] I understand that RCW 46.20.265 requires that my driver's license be revoked if (a) the current offense is a violation under RCW chapter 69.41 [Legend drug], 69.50 [VUCSA], or 69.52 [Imitation drugs], and I was under the age of 21 at the time of the offense or (b) the current offense is a violation under RCW 9A.11.040 (unlawful possession of firearm), and I was under the age of 18 at the time of the offense or (c) the current offense is a violation under RCW chapter 66.44 [Alcohol] and I was under the age of 18 at the time of the offense, and if (a), (b), or (c) applies, the court finds that I previously committed an offense while armed with a firearm, an unlawful possession of a firearm offense, or an offense in violation of chapter 66.44, 69.41, 69.50, or 69.52 RCW.~~

~~[cc] If this crime involves the offense of vehicular homicide while under the influence of intoxicating liquor, or any drug, as defined by RCW 46.61.520, an impaired driving enhancement of an additional two years shall be added to the standard sentence range for vehicular homicide for each prior offense as defined in RCW 46.61.5055(14). All impaired driving enhancements are mandatory, shall be served in total confinement, and~~

~~shall run consecutively to all other sentencing provisions, including other impaired driving enhancements, for all offenses sentenced under Chapter 9.94A RCW.~~

~~[dd] If I am pleading guilty to felony driving under the influence of intoxicating liquor, or any drugs, or felony actual physical control of a motor vehicle while under the influence of intoxicating liquor, or any drug, in addition to the provisions of chapter 9.94A RCW, I will be required to undergo alcohol or chemical dependency treatment services during incarceration. I will be required to pay the costs of treatment unless the court finds that I am indigent. My driving privileges will be suspended, revoked or denied. Following the period of suspension, revocation, or denial, I must comply with the Department of Licensing ignition interlock device requirements. In addition to any other costs of the ignition interlock device, I will be required to pay an additional fee of \$20 per month.~~

~~[ee] For the crimes of vehicular homicide committed while under the influence of intoxicating liquor, or any drug as defined by RCW 46.61.520 or for vehicular assault committed while under the influence of intoxicating liquor, or any drug as defined by RCW 46.61.522, or for any felony driving under the influence (RCW 46.61.502(6)), or felony physical control under the influence (RCW 46.61.504(6)), the court shall add 12 months to the standard sentence range for each child passenger under the age of 16 who is an occupant in the defendant's vehicle. These enhancements shall be mandatory, shall be served in total confinement, and shall run consecutively to all other sentencing provisions, including other minor child enhancements, for all offenses sentenced under chapter 9.94A RCW.~~

~~(ff) I am pleading guilty to the crime of driving without a required ignition interlock device (RCW 46.20.740), or the crime of circumventing or tampering with a required ignition interlock device (RCW 46.20.750(1)), and the offense occurred on or after September 26, 2015. The sentence for that offense must be served consecutively with any other sentence imposed for violations of either of those statutes and with any sentence imposed under RCW 46.61.502 (DUI), RCW 46.61.504 (physical control under the influence), or RCW 46.61.5055. The sentence for violation of RCW 46.20.750(1) also must be served consecutively with any sentence imposed under RCW 46.61.520(1)(a) or 46.61.522(1)(b) (vehicular homicide/assault while under the influence of alcohol/drugs).~~

~~(gg) For the crimes of felony driving under the influence of intoxicating liquor, or any drug, for vehicular homicide while under the influence of intoxicating liquor, or any drug, or vehicular assault while under the influence of intoxicating liquor, or any drug, the court may order me to reimburse reasonable emergency response costs up to \$2,500 per incident.~~

~~(hh) The crime of \_\_\_\_\_ has a mandatory minimum sentence of at least \_\_\_\_\_ years of total confinement. This law does not apply to crimes committed on or after July 24, 2005, by a juvenile who was tried as an adult after decline of juvenile court jurisdiction. The law does not allow any reduction of this sentence. This mandatory minimum sentence is not the same as the mandatory sentence of life imprisonment without the possibility of parole described in paragraph 6(q).~~

~~(ii) I am being sentenced for two or more serious violent offenses arising from separate and distinct criminal conduct and the sentences imposed on counts \_\_\_\_\_ and \_\_\_\_\_ will run consecutively unless the judge finds substantial and compelling reasons to do otherwise.~~

- ~~(jj) — The offense(s) I am pleading guilty to include(s) a Violation of the Uniform Controlled Substances Act in a protected zone enhancement or manufacture of methamphetamine when a juvenile was present in or upon the premises of manufacture enhancement. I understand these enhancements are mandatory and that they must run consecutively to all other sentencing provisions.~~
- ~~(kk) — The offense(s) I am pleading guilty to include(s) a deadly weapon, firearm, or sexual motivation enhancement. Deadly weapon, firearm, or sexual motivation enhancements are mandatory, they must be served in total confinement, and they must run consecutively to any other sentence and to any other deadly weapon, firearm, or sexual motivation enhancements.~~
- ~~(ll) — If I am pleading guilty to (1) unlawful possession of a firearm(s) in the first or second degree and (2) felony theft of a firearm or possession of a stolen firearm, I am required to serve the sentences for these crimes consecutively to one another. If I am pleading guilty to unlawful possession of more than one firearm, I must serve each of the sentences for unlawful possession consecutively to each other.~~
- ~~(mm) — If I am pleading guilty to a felony firearm offense as defined in RCW 9A.01.010, I may be required to register as a felony firearm offender under RCW 9A.01.330. I will be required to register as a felony firearm offender if I committed the felony firearm offense in conjunction with an offense committed against a person under age 18, or a serious violent offense or offense involving sexual motivation as defined in RCW 9A.04.030. The specific registration requirements are in the "Felony Firearm Offender Registration" Attachment.~~
- ~~(nn) — If I am pleading guilty to the crime of unlawful practices in obtaining assistance as defined in RCW 74.08.331, no assistance payment shall be made for at least six months if this is my first conviction and for at least 12 months if this is my second or subsequent conviction. This suspension of benefits will apply even if I am not incarcerated. RCW 74.08.290.~~
- ~~(oo) — The judge may authorize work ethic camp. To qualify for work ethic authorization my term of total confinement must be more than 12 months and less than 36 months, I cannot currently be either pending prosecution or serving a sentence for violation of the Uniform Controlled Substances Act, and I cannot have a current or prior conviction for a sex or violent offense.~~
- ~~(pp) — The judge may sentence me under the theft or taking of a motor vehicle sentencing option, RCW 9A.04.711, if I am pleading guilty to one of the following crimes committed on or after July 28, 2019, and the midpoint of the standard sentence range is greater than one year: Theft of a motor vehicle (RCW 9A.56.065) or an attempt; Possession of a stolen vehicle (RCW 9A.56.068) or an attempt; Taking a motor vehicle without permission in the first degree (RCW 9A.56.070); or Taking a motor vehicle without permission in the second degree (RCW 9A.56.075). My sentence would include 6 to 12 months of community custody and the sentence of confinement could not exceed the midpoint of the standard range reduced by one-third of the community custody term.~~

7. I plead guilty to:  
 count 1, third-degree assault DV  
 count 2, intimidating a witness, DV  
 count \_\_\_\_\_



in the Amended Information. I have received a copy of that Information.

8. I make this plea freely and voluntarily.
9. No one has threatened harm of any kind to me or to any other person to cause me to make this plea.
10. No person has made promises of any kind to cause me to enter this plea except as set forth in this statement.
11. The judge has asked me to state what I did in my own words that makes me guilty of this crime, including enhancements and domestic violence relationships, if they apply. This is my statement:

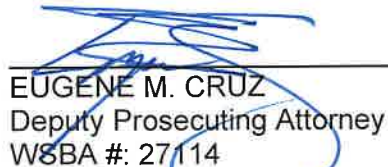
I did with CRIMINAL NEGLIGENCE CAUSE  
HARM TO MY EX girlfriend STEPHANIE HANSEN  
and I did ATTEMPT TO INFLUENCE TESTIMONY  
OF STEPH HANSEN WHO WAS A CURRENT  
PROSPECTIVE WITNESS

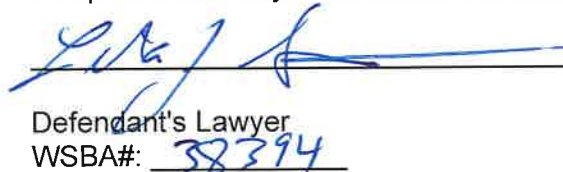
[ ] Instead of making a statement, I agree that the court may review the police reports and/or a statement of probable cause supplied by the prosecution to establish a factual basis for the plea.

12. My lawyer has explained to me, and we have fully discussed, all of the above paragraphs and "Offender Registration" Attachment and the "Felony Firearms" Attachment, if applicable. I understand them all. I have been given a copy of this "Statement of Defendant on Plea of Guilty." I have no further questions to ask the judge.

  
Defendant

I have read and discussed this statement with the defendant. I believe that the defendant is competent and fully understands the statement.

  
EUGENE M. CRUZ  
Deputy Prosecuting Attorney  
WSBA #: 27114

  
Defendant's Lawyer  
WSBA#: 38394

The defendant signed the foregoing statement in open court in the presence of the defendant's lawyer and the undersigned judge. The defendant asserted that [check appropriate box]:

- ☒ (a) The defendant had previously read the entire statement above and that the defendant understood it in full;

- ☐ (b) The defendant's lawyer had previously read to him or her the entire statement above and that the defendant understood it in full; or
- ☐ (c) An interpreter had previously read to the defendant the entire statement above and that the defendant understood it in full. The Interpreter's Declaration is attached.

**Interpreter's Declaration:** I am a certified interpreter or have been found otherwise qualified by the court to interpret in the \_\_\_\_\_ language, which the defendant understands. I have interpreted this document for the defendant from English into that language. I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

DATED: \_\_\_\_\_ at \_\_\_\_\_, \_\_\_\_\_  
(City) (State)

\_\_\_\_\_  
Interpreter Print Name

I find the defendant's plea of guilty to be knowingly, intelligently and voluntarily made. Defendant understands the charges and the consequences of the plea. There is a factual basis for the plea. The defendant is guilty as charged.

Dated this 29 day of August, 2022.

\_\_\_\_\_  
Judge

**ANNETTE S. PLESE - JUDGE**

# ATTACHMENT E

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

STATE OF WASHINGTON	)	No.	19-1-02605-32
	)		
Plaintiff,	)	PA#	19-9-75172-0
	)	RPT#	CT I: 2019-20130353
v.	)		CT II: 2019-20154293
	)	RCW	CT I: 9A.36.031(1)(D)DV-F (#05427)
RAYMOND DARNELL BROWN	)		CT II: 9A.72.110(1)(A)DV-F (#60339)
BM 05/31/69	)		
	)		UNDERSTANDING OF DEFENDANT'S
Defendant(s).	)		CRIMINAL HISTORY
	)		(ST)

Pursuant to CrR 4.2 (e) the parties set out the following:

1.4 PROSECUTOR'S UNDERSTANDING OF DEFENDANT'S CRIMINAL HISTORY  
(RCW 9.94A.525):

	Crime	Date of Crime	Crime Type	Adult or Juv	Place of Conviction	Sent. Date
1	ARSON 1	121915		A	TULSA CO, OK	090916
2.	KNOWINGLY CNCL STLN PPTY	091812		A	KINGFISHER CO, OK	021113
3.	UNAUTH USE MV	091812		A	KINGFISHER CO, OK	021113
	KNOWINGLY CNCL STLN PPTY	FILED 111700		A	KINGFISHER CO, OK	050201
4.	ROBBERY ATT W/DANG WEAP	ARREST 112500		A	CLEVELAND CO, OK	042701
	LARCENY AUTO/ AIRCRAFT ETC.	ARREST 112500		A	CLEVELAND CO, OK	042701
	PCS	ARREST 101796	DRUG	A	OKLAHOMA CO, OK	010598
	PCS	ARREST 070697	DRUG	A	ROCK ISLAND CO, IL	091897
	DUI	010195	FELONY TRAFFIC	A	BLAINE CO, OK	090595
	KNOWINGLY CNCL STLN PPTY	102491		A	BLAINE CO, OK	042292

KNOWINGLY CNCL STLN PPTY	102491		A	BLAINE CO, OK	042292
KNOWINGLY CNCL STLN PPTY	102491		A	BLAINE CO, OK	042292
KNOWINGLY CNCL STLN PPTY	122386		A	BLAINE CO, OK	072987
ASSAULT AND BATTERY	022019	MISD.	A	BLAINE CO, OK	042419
ACTUAL PHYS CNTRL VEH UNDER INFLU	011511	MISD.	A	GARFIELD CO, OK	022311
OP VEH WHILE INTOX	ARREST 061589	MISD.	A	SCOTT CO, IA	062389

( ) Prior convictions counted as one offense in determining offender score (RCW 9.94A.525(5)): \_\_\_\_\_

1.4(a) This statement of Prosecutor's Understanding of Defendant's Criminal History is based upon present information known to the Prosecutor and does not limit the use of additional criminal history if later ascertained.

1.5 Defendant's understanding and agreement that his/her criminal conviction history is set forth above in this document. Defendant affirmatively agrees that the State has proven, by a preponderance of the evidence, defendant's prior convictions and stipulates, without objection, by his/her signature below, unless a specific objection is otherwise stated in writing within this document – UNDERSTANDING OF DEFENDANT'S CRIMINAL HISTORY, each of the listed criminal convictions contained within this document count in the computation of the offender score and sentencing range and that any out-of-state or foreign conviction(s) is the equivalent of a Washington State criminal felony offense and conviction for the purposes of computation of the resultant offender score and sentencing range. The defendant further stipulates and agrees he/she has read or has had the contents of the document read to him/her and he/she understands and agrees with the entirety of the contents of this document. (DEFENDANT'S INITIALS \_\_\_\_\_).

( ) The defendant committed the current offense while on community placement/community custody at the time of the offense. RCW 9.94A.525

Date: 8/29/22

  
RAYMOND DARNELL BROWN  
Defendant

Date: 08/29/22

  
Lawyer for Defendant

38394  
WSBA #

Date: 082922

  
EUGENE M. CRUZ  
Deputy Prosecuting Attorney

27114  
WSBA #

# ATTACHMENT F

SUPERIOR COURT OF WASHINGTON  
**COUNTY OF SPOKANE**  
STATE OF WASHINGTON

Plaintiff,  
  
v.  
  
RAYMOND DARNELL BROWN  
BM 05/31/69

Defendant.  
  
SID: 029477685

No. 19-1-02605-32

PA# 19-9-75172-0  
RPT# CT I: 2019-20130353  
CT II: 2019-20154293  
RCW CT I: 9A.36.031(1)(D)DV-F (#05427)  
CT II: 9A.72.110(1)(A)DV-F (#60339)

FELONY JUDGMENT AND SENTENCE (FJS)  
Prison  
(FJS)

☐ Gross Misd / Misd included  
☒ Clerk's Action Required, para 2.1, 4.1, 4.3, 4.8,  
5.2, 5.3, 5.5, 5.7 and 5.8  
☐ Defendant Used Motor Vehicle  
☐ Juvenile Decline ☐ Mandatory ☐ Discretionary

**I. Hearing**

- 1.1 The court conducted a sentencing hearing this date; the defendant, the defendant's lawyer and the (deputy) prosecuting attorney were present.

**II. Findings**

- 2.1 **Current Offenses:** The defendant is guilty of the following offenses, based upon  
☒ guilty plea (date) 082927 ☐ jury verdict (date) \_\_\_\_\_ ☐ bench trial (date) \_\_\_\_\_

Count No.: I

**THIRD DEGREE ASSAULT-DOMESTIC VIOLENCE**  
RCW **9A.36.031(1)(D)DV-F (#05427)**  
Date of Crime **July 14, 2019**  
Incident No. **2019-20130353**

Count No.: II

**WITNESS(INTIMIDATE)TESTIMONY DOM VIOLENCE**  
RCW **9A.72.110(1)(A)DV-F (#60339)**  
Date of Crime **July 29, 2019**  
Incident No. **2019-20154293**

Class: FA (Felony-A), FB (Felony-B), FC (Felony-C)



to the Amended Information.

[ ] Additional current offenses are attached in Appendix 2.1a.

The jury returned a special verdict or the court made a special finding with regard to the following:

- GV [ ☒ ] For the crime(s) charged in Count I - II, **domestic violence – intimate partner** was pled and proved.
- GV [ ] For crime(s) charged in Count \_\_\_\_\_, **domestic violence family or household member** was pled and proved.
- [ ] The defendant used **a firearm** in the commission of the offense in Count(s) \_\_\_\_\_. RCW 9.94A.825, 9.94A.533.
- [ ] The defendant used **a deadly weapon other than a firearm** in committing the offense in Count(s) \_\_\_\_\_. RCW 9.94A.825, 9.94A.533.
- [ ] Count \_\_\_\_\_, is aggravated murder in the first degree committed while the defendant was [ ] under 16 years of age [ ] 16 through 20 years of age when the offense was committed.
- [ ] Count \_\_\_\_\_, was committed while the defendant was under 18 years of age and the time of confinement is over 20 years.
- [ ] Count \_\_\_\_\_, **Violation of the Uniform Controlled Substances Act (VUCSA)**, RCW 69.50.401 and RCW 69.50.435 took place in a school, school bus, within 1000 feet of the perimeter of a school grounds or within 1000 feet of a school bus route stop designated by the school district; or in a public park, in a public transit vehicle, or public transit stop shelter; or in, or within 1000 feet of the perimeter of a civic center designated as a drug-free zone by a local government authority, or in a public housing project designated by a local governing authority as a drug-free zone.
- [ ] In Count \_\_\_\_\_ the defendant committed a robbery of a pharmacy as defined in RCW 18.64.011(21), RCW 9.94A.832.
- [ ] The defendant committed a crime involving the manufacture of methamphetamine including its salts, isomers, and salts of isomers, **when a juvenile was present in or upon the premises of manufacture** in Count(s) \_\_\_\_\_. RCW 9.94A.605, RCW 69.50.401, RCW 69.50.440.
- [ ] Count \_\_\_\_\_ is a **criminal street gang**-related felony offense in which the defendant compensated, threatened, or solicited a **minor** in order to involve that minor in the commission of the offense. 9.94A.833.
- [ ] Count \_\_\_\_\_ is the crime of **unlawful possession of a firearm** and the defendant was a **criminal street gang** member or associate when the defendant committed the crime. RCW 9.94A.702. 9.94A.829.
- [ ] The defendant committed [ ] **vehicular homicide** [ ] **vehicular assault** proximately caused by driving a vehicle while under the influence of intoxicating liquor or drug or by operating a vehicle in a reckless manner. The offense is, therefore, deemed a violent offense. RCW 9.94A.030.
- GY [ ] In Count \_\_\_\_\_, the defendant had (*number of*) **passenger(s) under the age of 16** in the vehicle. RCW 9.94A.533.
- [ ] Count \_\_\_\_\_ involves **attempting to elude** a police vehicle and during the commission of the crime the defendant endangered one or more persons other than the defendant or the pursuing law enforcement officer. RCW 9.94A.834.
- [ ] In Count \_\_\_\_\_ the defendant has been convicted of **assaulting a law enforcement officer** or other employee of a law enforcement agency who was



performing his or her official duties at the time of the assault, as provided under RCW 9A.36.031, and the defendant intentionally committed the assault with what appeared to be a firearm. RCW 9.94A.831, 9.94A.533.

- [ ] Count \_\_\_\_\_ is a felony in the commission of which the **defendant used a motor vehicle in a manner that endangered people or property**. RCW 46.20.285.
- [ ] The defendant has a **substance use disorder** that has contributed to the offense(s). RCW 9.94A.607.
- [ ] Reasonable grounds exist to believe the defendant is a mentally ill person as defined in RCW 71.24.025, and that this condition is likely to have influenced the offense. RCW 9.94B.080
- [ ] In Count \_\_\_\_\_, assault in the first degree (RCW 9A.36.011) or assault of a child in the first degree (RCW 9A.36.120), the offender used force or means likely to result in death or intended to kill the victim and shall be subject to a mandatory minimum term of 5 years (RCW 9.94A.540).
- [ ] Counts \_\_\_\_\_ encompass the same criminal conduct and count as one crime in determining the offender score (RCW 9.94A.589)
- [ ] **Other current convictions listed under different cause numbers used in calculating the offender score are** (list offense and cause number):

	<b>Crime</b>	<b>Cause Number</b>	<b>Court (county &amp; state)</b>
1.			
2.			

\* DV: Domestic Violence was plead and proved.

- [ ] Additional current convictions listed under different cause numbers used in calculating the offender score are attached in Appendix 2.1b.

## 2.2 Criminal History: (RCW 9.94A.525):

	<b>Crime</b>	<b>Date of Crime</b>	<b>Crime Type</b>	<b>Adult or Juv</b>	<b>Place of Conviction</b>	<b>Sent. Date</b>
1.	ARSON 1	121915		A	TULSA CO, OK	090916
2.	KNOWINGLY CNCL STLN PPTY	091812		A	KINGFISHER CO, OK	021113
3.	UNAUTH USE MV	091812		A	KINGFISHER CO, OK	021113
	<del>KNOWINGLY CNCL STLN PPTY</del>	<del>FILED 111700</del>		<del>A</del>	<del>KINGFISHER CO, OK</del>	<del>050201</del>
4.	ROBBERY ATT W/DANG WEAP	ARREST 112500		A	CLEVELAND CO, OK	042701
	<del>LARGENY AUTO/ AIRCRAFT ETC.</del>	<del>ARREST 112500</del>		<del>A</del>	<del>CLEVELAND CO, OK</del>	<del>042701</del>
	<del>PCS</del>	<del>ARREST 101796</del>	<del>DRUG</del>	<del>A</del>	<del>OKLAHOMA CO, OK</del>	<del>010598</del>
	<del>PCS</del>	<del>ARREST 070697</del>	<del>DRUG</del>	<del>A</del>	<del>ROCK ISLAND CO, IL</del>	<del>091897</del>
	<del>BUI</del>	<del>010195</del>	<del>FELONY TRAFFIC</del>	<del>A</del>	<del>BLAINE CO, OK</del>	<del>090595</del>
	<del>KNOWINGLY CNCL STLN PPTY</del>	<del>102491</del>		<del>A</del>	<del>BLAINE CO, OK</del>	<del>042292</del>
	<del>KNOWINGLY CNCL STLN PPTY</del>	<del>102491</del>		<del>A</del>	<del>BLAINE CO, OK</del>	<del>042292</del>

FELONY JUDGMENT AND SENTENCE (FJS)  
 (Prison)(Nonsex Offender)  
 ((RCW 9.94A.500,.505 )(WPF CR 84.0400 (6/2020)

KNOWINGLY CNCL STLN PPTY	102491		A	BLAINE CO, OK	042292
KNOWINGLY CNCL STLN PPTY	122386		A	BLAINE CO, OK	072987
ASSAULT AND BATTERY	022019	MISD.	A	BLAINE CO, OK	042419
ACTUAL PHYS CNTRL VEH UNDER INFLU	011511	MISD.	A	GARFIELD CO, OK	022311
OP VEH WHILE INTOX	ARREST	MISD.	A	SCOTT CO, IA	062380
	061589				

\*DV: Domestic Violence was pled and proved.

- [ ] Additional criminal history is attached in Appendix 2.2
- [ ] The defendant committed a current offense while on community placement/community custody (adds one point to score). RCW 9.94A.525.
- [ ] The prior convictions listed as number(s) \_\_\_\_\_ above, or in appendix 2.2, are one offense for purposes of determining the offender score (RCW 9.94A.525).
- [ ] The prior convictions listed as number(s) \_\_\_\_\_ above, or in appendix 2.2, are not counted as points but as enhancements pursuant to RCW 46.61.520:

### 2.3 SENTENCING DATA:

CT NO	Offender Score	Seriousness Level	DV	Standard Range (not including enhancements)	Plus enhancements*	Total Standard Range (including enhancements)	Maximum Term
I	5	III		17-22 mms	7	17-22 mms	60 mms / \$10K
II	5	VI		36-48 mms	9	36-48 mms	120 mms / \$20K

\*(F) Firearm, (D) Other deadly weapons, (V) VUCSA in a protected zone, (RPh) Robbery of a pharmacy, (VH) Veh. Hom., See RCW 9.94A.533(7), (JP) Juvenile present, (CSG) criminal street gang involving minor, (AE) endangerment while attempting to elude, (ALF) assault law enforcement with firearm, RCW 9.94A.533(12), (P16) Passenger(s) under age 16.

- [ ] Additional current offense sentencing data in Appendix 2.3.

Per RCW 9.94A.480, for violent offenses, most serious offenses, or armed offenders, recommended **sentencing agreements or plea agreements** are [ ] attached [ ] as follows: \_\_\_\_\_

- 2.4 [ ] **Exceptional Sentence:** The Court finds substantial and compelling reasons that justify an exceptional sentence:
- [ ] below the standard range for Count(s) \_\_\_\_\_.
- [ ] above the standard range for Count(s) \_\_\_\_\_.
- [ ] The defendant and state stipulate that justice is best served by imposition of the exceptional sentence above the standard range and the court finds the

exceptional sentence furthers and is consistent with the interests of justice and the purposes of the sentencing reform act.

[ ] Aggravating factors were [ ] stipulated by the defendant, [ ] found by the court after the defendant waived jury trial, [ ] found by jury, by special interrogatory.

[ ] within the standard range for Count(s) \_\_\_\_\_, but served consecutively to Count(s) \_\_\_\_\_.

Findings of fact and conclusions of law are attached in Appendix 2.4. [ ] Jury's special interrogatory is attached. The Prosecuting Attorney [ ] did [ ] did not recommend a similar sentence.

**2.5 Legal Financial Obligations/Restitution.** The court has considered the total amount owing, the defendant's financial resources and the nature of the burden that payment will impose. (RCW 10.01.160). The court makes the following specific findings:

[✓] The defendant is indigent as defined in RCW 10.101.010(3)(a)-(c) because the defendant:

[ ] receives public assistance [ ] is involuntarily committed to a public mental health facility [ ] receives an annual income, after taxes, of 125 percent or less of the current federal poverty level.

[ ] The defendant is not indigent as defined in RCW 10.101.010(3)(a)-(c).

[ ] The following extraordinary circumstances exist that make restitution inappropriate (RCW 9.94A.753): \_\_\_\_\_

[ ] The defendant has the present means to pay costs of incarceration. RCW 9.94A.760.

[ ] (Name of agency) \_\_\_\_\_'s costs for its emergency response are reasonable. RCW 38.52.430 (effective August 1, 2012).

[ ] The defendant's sole source of income is SSI/SSDI.

[ ] The State has previously collected the defendants DNA pursuant to a qualifying conviction. RCW 43.43.7541.

**2.6 Felony Firearm Offender Registration.** The defendant committed a felony firearm offense as defined in RCW 9.41.010 and:

[ ] The defendant should register as a felony firearm offender. The court considered the following factors in making this determination:

[ ] the defendant's criminal history.

[ ] whether the defendant has previously been found not guilty by reason of insanity of any offense in this state or elsewhere.

[ ] evidence of the defendant's propensity for violence that would likely endanger persons.

[ ] other: \_\_\_\_\_

[ ] The defendant must register as a felony firearm offender because the offense was committed in conjunction with an offense committed against a person under the age of 18, or a serious violent offense or offense involving sexual motivation as defined in RCW 9.94A.030.

### III. Judgment

- 3.1 The defendant is **guilty** of the Counts and Charges listed in paragraph 2.1 and Appendix 2.1.
- 3.2 ☐ The defendant is found NOT GUILTY of Counts \_\_\_\_\_ in the charging document.
- ☐ The Court **dismisses** Counts \_\_\_\_\_ in the charging document.

### IV. Sentence And Order

#### IT IS ORDERED:

4.1 **Confinement.** The court sentences the defendant to total confinement as follows:

- (a) **Confinement.** RCW 9.94A.589. A term of total confinement in the custody of the Department of Corrections (DOC):

☐ The defendant was under 18 at the time of the offense and shall be initially placed in the custody of the Department of Children, Youth and Families (DCYF):

22 months on Count No. I plus \_\_\_\_\_ months consecutive: \_\_\_\_\_ (type) enhancement.

48 months on Count No. II plus \_\_\_\_\_ months consecutive: \_\_\_\_\_ (type) enhancement.

\_\_\_\_\_ months on Count No. \_\_\_\_\_ plus \_\_\_\_\_ months consecutive: \_\_\_\_\_ (type) enhancement.

☐ The confinement time on Count(s) \_\_\_\_\_ contain(s) a mandatory minimum term of \_\_\_\_\_.

Actual \_\_\_\_\_ number of months of total confinement ordered is: \_\_\_\_\_.

- (b) **Confinement.** RCW 10.95.030 (Aggravated murder and under age 18.) The court orders the following:

Count \_\_\_\_\_ minimum term: \_\_\_\_\_ maximum term: Life

Count \_\_\_\_\_ minimum term: \_\_\_\_\_ maximum term: Life

→ All counts shall be served concurrently, ~~except for the portion of those counts for which there is an enhancement as set forth above at Section 2.3, and except for the following counts which shall be served consecutively:~~ \_\_\_\_\_.

This sentence shall run consecutively with the sentence in the following cause number(s) (see RCW 9.94A.589(3)): \_\_\_\_\_.

Confinement shall commence immediately unless otherwise set forth here: \_\_\_\_\_.



- (c) **Credit for Time Served.** The defendant shall receive credit for eligible time served prior to sentencing if that confinement was solely under this cause number. RCW 9.94A.505. The Spokane County Detention Services shall compute time served.
- (d) ☐ **Work Ethic Program.** RCW 9.94A.690, RCW 72.09.410. The court finds that the defendant is eligible and is likely to qualify for work ethic program. The court recommends that the defendant serve the sentence at a work ethic program. Upon completion of work ethic program, the defendant shall be released on community custody for any remaining time of total confinement, subject to the conditions in Section 4.2. Violation of the conditions of community custody may result in a return to total confinement for the balance of the defendant's remaining time of confinement.

**4.1A Gross Misdemeanor / Misdemeanor.** RCW 9.95.210

☐ the defendant is sentenced to confinement in the Spokane County Detention Center:

Count \_\_\_\_\_: \_\_\_\_\_ days with \_\_\_\_\_ days **Suspended.**  
Count \_\_\_\_\_: \_\_\_\_\_ days with \_\_\_\_\_ days **Suspended.**  
Count \_\_\_\_\_: \_\_\_\_\_ days with \_\_\_\_\_ days **Suspended.**  
\_\_\_\_\_ days Credit for Time Served.

☐ (Gross) Misdemeanor Counts \_\_\_\_\_ to run concurrently.

☐ (Gross) Misdemeanor Counts \_\_\_\_\_ to run consecutively.

☐ (Gross) Misdemeanor Counts to run consecutive to Felony Counts and Jail to run CFTS for the (gross) misdemeanor(s) first.

**ALL SUSPENDED TIME is subject to the following conditions of Unsupervised Probation.**

☐ No new criminal law violations, pay legal financial obligations in accordance with Court order.

☐ Other \_\_\_\_\_

**Failure to comply with the conditions of the unsupervised probation may result in the State requesting a Show Cause hearing to impose the suspended jail time.**

**4.2 Community Custody.** (To determine which offenses are eligible for or required for community custody see RCW 9.94A.701, RCW 10.95.030(3))

(A) The defendant shall be on community custody for:

Count(s) \_\_\_\_\_ 36 months for Serious Violent Offenses.

Count(s) \_\_\_\_\_ 18 months for Violent Offenses.

Count(s) 1411 12 months (for crimes against a person, drug offenses, or offenses involving the unlawful possession of a firearm by a street gang member or associate)

Community custody on all counts shall be served concurrently, except for the following counts which shall be served consecutively: \_\_\_\_\_

The community custody terms of this sentence shall run consecutively with the community custody term in the following cause number(s) (see RCW 9.94A.589(2)(a)): \_\_\_\_\_.

Note: combined term of confinement and community custody for any particular offense cannot exceed the statutory maximum. RCW 9.94A.701

- (B) While on community custody, the defendant shall: (1) report to and be available for contact with the assigned community corrections officer as directed; (2) work at DOC-approved education, employment and/or community restitution (service); (3) notify DOC of any change in defendant's address or employment; (4) not consume controlled substances except pursuant to lawfully issued prescriptions; (5) not unlawfully possess controlled substances while on community custody; (6) not own, use, or possess firearms or ammunition; (7) perform affirmative acts as required by DOC to confirm compliance with the orders of the court; and (8) abide by any additional conditions imposed by DOC under RCW 9.94A.704 and .706. The defendant's residence location and living arrangements are subject to the prior approval of DOC while on community custody.

**Payment of Supervision Fees While on Community Custody:**

- ☐ The defendant shall pay supervision fees as determined by the DOC.  
☐ The defendant is indigent and the payment of supervision fees is waived.

The court orders that during the period of supervision the defendant shall:

- ☐ not possess or consume alcohol.  
☐ not possess or consume controlled substances, including marijuana, without a valid prescription.  
☐ have no contact with: \_\_\_\_\_  
☐ remain ☐ within ☐ outside of a specified geographical boundary, to wit: \_\_\_\_\_  
☐ not serve in any paid or volunteer capacity where he or she has control or supervision of minors under 13 years of age.  
☐ participate in the following crime-related treatment or counseling services: \_\_\_\_\_  
☒ undergo an evaluation for treatment for ☐ domestic violence ☒ substance use disorder ☒ mental health ☐ anger management and fully comply with all recommended treatment.  
☐ comply with the following crime-related prohibitions: \_\_\_\_\_  
☐ Other conditions: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Court Ordered Treatment: If any court orders mental health or substance use disorder treatment, the defendant must notify DOC and the defendant must release treatment information to DOC for the duration of incarceration and supervision. RCW 9.94A.562.

- (C) If the defendant committed the above crime(s) while under age 18 and is sentenced to more than 20 years of confinement:
- (i) As long as the defendant's conviction is not for aggravated first degree murder or certain sex crimes, and the defendant has not committed any crime committed after he or she turned 18 or committed a disqualifying serious infraction as defined by DOC in the 12 months before the petition is filed, the defendant may petition the Indeterminate Sentence Review Board (Board) for early release after the defendant has served 20 years.
  - (ii) If the defendant is released early because the petition was granted or by other action of the Sentence Review Board, the defendant will be subject to community custody under the supervision of the DOC for a period of time determined by the Board, up to the length of the court-imposed term of incarceration. The defendant will be required to comply with any conditions imposed by the Board.
  - (iii) If the defendant violates the conditions of community custody, the Board may return the defendant to confinement for up to the remainder of the court-imposed term of incarceration.

**4.3 Legal Financial Obligations:** The defendant shall pay to the clerk of this court:

JASS/Odyssey CODE

PCV 3105	\$500.00	Victim Assessment	RCW 7.68.035
PDV 3102	\$	Domestic Violence Assessment	RCW 10.99.080
	\$	Violation of a DV protection order (\$15 mandatory fine)	RCW 26.50.110
CRC 3403	\$	Court costs, including:	RCW 9.94A.760, 9.94A.505, 10.01.160, 10.46.190
		Criminal Filing fee	<del>\$200</del> <u>4</u> FRC
		Witness costs	\$ WFR
		Sheriff service fees	\$ SFR/SFS/SFW/WRF
		Jury demand fee	\$ JFR
		Extradition costs	\$ EXT
		Other	\$
PUB 3225	\$	Fees for court appointed attorney	RCW 9.94A.760
WRF 3231	\$	Court appointed defense expert and other defense costs	RCW 9.94A.760
FCM 3303	\$	Fine RCW 9A.20.021; [ ] VUCSA chapter 69.50	RCW, [ ] VUCSA
MTH 3337		additional fine deferred due to indigency	RCW 69.50.430
CDF3302	\$	Drug enforcement fund of	RCW 9.94A.760
LDI 3308/FCD3363			
NTF 3338/SAD 3365/SDI 3307			
	\$	DUI fines, fees and assessments	
CLF 3212	\$	Crime lab fee [ ] suspended due to indigency	RCW 43.43.690
	\$100	DNA collection fee	RCW 43.43.7541
FPV 3335	\$	Specialized forest products	RCW 76.48.141
	\$	Other fines or costs for:	

DE 3506F \$ \_\_\_\_\_ Emergency response costs (\$1,000 maximum, \$2,500 max. effective August 1, 2012) RCW 38.52.430

Agency: \_\_\_\_\_

RTN/RJN 3801

\$ \_\_\_\_\_ Restitution to: \_\_\_\_\_

\$ \_\_\_\_\_ Restitution to: \_\_\_\_\_

\$ \_\_\_\_\_ Restitution to: \_\_\_\_\_  
(Name and Address-address may be withheld and provided confidentially to Clerk's Office)

\$ 6000.00 TOTAL RCW 9.94A.760

[ ] The above total does not include all restitution or other legal financial obligations, which may be set by later order of the court. An agreed restitution order may be entered. RCW 9.94A.753. A restitution hearing:

[ ] shall be set by the prosecutor

[ ] is scheduled for \_\_\_\_\_

[ ] The defendant waives any right to be present at any restitution hearing (sign initials): \_\_\_\_\_

[ ] **Restitution.** Schedule attached.

[ ] Restitution ordered above shall be paid jointly and severally with:

NAME of other defendant Cause Number (Victim Name) (Amount\$)

RJN

[ ] The Department of Corrections (DOC) or clerk of the court shall immediately issue a Notice of Payroll Deduction. RCW 9.94A.7602, RCW 9.94A.760(8)

[✓] All payments shall be made in accordance with the policies of the clerk of the court and on a schedule established by the DOC or the clerk of the court, commencing immediately, unless the court specifically sets forth the rate here: Not less than \$ 10.00 per month commencing Aug. 29, 2023 RCW 9.94A.760. (Restitution payments must begin immediately. RCW 9.94A.750(1))

The defendant SHALL report to the Spokane County Superior Court Clerk's Office immediately after sentencing if out of custody or within 48 hours after release from confinement if in custody. The defendant is required to keep an accurate address on file with the Clerk's Office and to provide financial information. The defendant is also required to make payments on the legal financial obligations set by the court. **Failure to do any of the above will result in a warrant for your arrest.** RCW 9.94A.760(7)(b).

[ ] The Court orders the defendant to pay costs of incarceration at the rate of \$ \_\_\_\_\_ per day, (actual costs not to exceed \$100 per day). (JLR) RCW 9.94A.760. (This provision does not apply to costs of incarceration collected by DOC under RCW 72.09.111 and 72.09.480.)



The restitution obligations imposed in this judgment shall bear interest from the date of the judgment until payment in full, at the rate applicable to civil judgments. No interest shall accrue on non-restitution obligations imposed in this judgment. RCW 10.82.090. An award of costs on appeal against the defendant may be added to the total legal financial obligations. RCW 10.73.160

- 4.4 DNA Testing.** The defendant is ordered to have a biological sample collected for purposes of DNA identification analysis and the defendant shall fully cooperate in the testing. RCW 43.43.754 This paragraph does not apply if it is established that the Washington State Patrol crime laboratory already has a sample from the defendant for a qualifying offense. RCW 10.73.160. **FAILURE TO REPORT FOR TESTING MAY BE CONSIDERED GROUNDS FOR WARRANT OF ARREST.**

The facility where the defendant serves the term of confinement shall be responsible for obtaining the sample as part of the defendant's intake process or as soon as practicable.

**4.5 No Contact:**

☐ The Defendant shall not have contact with \_\_\_\_\_ (name, DOB) including, but not limited to, personal, verbal, telephonic, written or contact through a third party until \_\_\_\_\_ (which does not exceed the maximum statutory sentence.)

☐ The defendant is excluded or prohibited from coming within \_\_\_\_\_ (distance) of: ☐ \_\_\_\_\_ (name of protected person(s))'s ☐ home/residence ☐ work place ☐ school ☐ (other location(s)) \_\_\_\_\_, or

☐ other location: \_\_\_\_\_, until \_\_\_\_\_ (which does not exceed the maximum statutory sentence).

☒ A separate Domestic Violence No-Contact Order or Anti-Harassment No-Contact Order is filed concurrent with this Judgment and Sentence.

**4.6 Other:** \_\_\_\_\_

**4.7 Off-Limits Order.** (Known drug trafficker) RCW 10.66.020. The following areas are off limits to the defendant while under the supervision of the County Detention Services or Department of Corrections: \_\_\_\_\_

**4.8 Exoneration:** The Court hereby exonerates any bail, bond and/or personal recognizance conditions.

## **V. Notices and Signatures**

- 5.1 Appeal and Collateral Attack on Judgment.** You have the right to appeal the conviction and the right to appeal a sentence outside the standard range; that unless a notice of appeal is filed within 30 days after the entry of the judgment or order appealed from, the right to appeal is irrevocably waived.

If you wish to petition or move for collateral attack on this Judgment and Sentence, including but not limited to any personal restraint petition, state habeas corpus petition, motion to vacate judgment, motion to withdraw guilty plea, motion for new trial or motion to arrest judgment, you must do so within one year of the final judgment in this matter, except as provided for in RCW 10.73.100. RCW 10.73.090.

- 5.2 Length of Supervision.** If you committed your offense prior to July 1, 2000, you shall remain under the court's jurisdiction and the supervision of the Department of Corrections for a period up to ten years from the date of sentence or release from confinement, whichever is longer, to assure payment of all legal financial obligations unless the court extends the criminal judgment an additional 10 years. If you committed your offense on or after July 1, 2000, the court shall retain jurisdiction over you, for the purpose of your compliance with payment of the legal financial obligations, until you have completely satisfied your obligation, regardless of the statutory maximum for the crime. RCW 9.94A.760 and RCW 9.94A.505(5). The clerk of the court has authority to collect unpaid legal financial obligations at any time while you remain under the jurisdiction of the court for purposes of your legal financial obligations. RCW 9.94A.760(4) and RCW 9.94A.753(4).

- 5.3 Notice of Income-Withholding Action.** If the court has not ordered an immediate notice of payroll deduction in Section 4.1, you are notified that the Department of Corrections (DOC) or the clerk of the court may issue a notice of payroll deduction without notice to you if you are more than 30 days past due in monthly payments in an amount equal to or greater than the amount payable for one month. RCW 9.94A.7602. Other income-withholding action under RCW 9.94A.760 may be taken without further notice. RCW 9.94A.7606

- 5.4 Community Custody Violation.**

(a) If you are subject to a violation hearing and DOC finds that you committed the violation, you may receive a sanction up to 30 days of confinement. RCW 9.94A.633(1).  
(b) If you have not completed your maximum term of total confinement and you are subject to a violation hearing and DOC finds that you committed the violation, DOC may return you to a state correctional facility to serve up to the remaining portion of your sentence. RCW 9.94A.633(2)(a).

- 5.5a Firearms. You may not own, use or possess any firearm and under federal law any firearm or ammunition,** unless your right to do so is restored by the court in which you are convicted or the superior court in Washington State where you live, and by a federal court if required. **You must immediately surrender any concealed pistol license.** (The clerk of the court shall forward a copy of the defendant's driver's license, identicard, or comparable identification, to the Department of Licensing along with the date of conviction or commitment). RCW 9.41.040, 9.41.047.

**5.5b** ☐ **Felony Firearm Offender Registration.** The defendant is required to register as a felony firearm offender. The specific registration requirements are in the "Felony Firearm Offender Registration" attachment.

**5.6** **Reserved.**

**5.7** ☐ **Department of Licensing Notice:** The court finds that Count \_\_\_\_\_ is a felony in the commission of which a motor vehicle was used. **Clerk's Action** -- The clerk shall forward an Abstract of Court Record (ACR) to the DOL, which must revoke the defendant's driver's license. RCW 46.20.285.

**Findings for DUI, Physical Control, Felony DUI or Physical Control, Vehicular Assault, or Vehicular Homicide (ACR information) (Check all that apply):**

- ☐ Within two hours after driving or being in physical control of a vehicle, the defendant had an alcohol concentration of breath or blood (BAC) of \_\_\_\_\_.
- ☐ No BAC test result.
- ☐ BAC Refused. The defendant refused to take a test offered pursuant to RCW 46.20.308.
- ☐ Drug Related. The defendant was under the influence of or affected by any drug.
- ☐ THC level was \_\_\_\_\_ within two hours after driving.
- ☐ Passenger under age 16. The defendant committed the offense while a passenger under the age of sixteen was in the vehicle.

Vehicle Info.: ☐ Commercial Veh. ☐ 16 Passenger Veh. ☐ Hazmat Veh.

**5.8** ☐ **Department of Licensing Notice – Defendants under age 21 only.**

Count \_\_\_\_\_ is (a) a violation of RCW chapter 69.41 [Legend Drug], 69.50 [VUCSA], or 69.52 [limitation drugs], and the defendant was under 21 years of age at the time of the offense **OR** (b) violation under RCW 9.41.040 [unlawful possession of firearm], and the defendant was under the age of 18 at the time of the offense **OR** (c) a violation under RCW chapter 66.44 [Alcohol], and the defendant was under the age of 18 at the time of the offense, **AND** the court finds that the defendant previously committed an offense while armed with a firearm, an unlawful possession of a firearm offense, or an offense in violation of chapter 66.44, 69.41, 69.50 or 69.52 RCW.

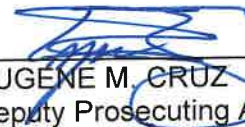
**Clerk's Action** - The clerk shall forward an Abstract of Court Record (ACR) to the DOL, which must revoke the Defendant's driver's license. RCW 46.20.265


**5.9** **Other:** \_\_\_\_\_  
\_\_\_\_\_

Done in Open Court in the presence of the defendant this 29<sup>th</sup> day of AUGUST, 2022.

  
JUDGE ANNETTE S. PLESE

JUDGE Print name: ANNETTE S. PLESE

  
EUGENE M. CRUZ  
Deputy Prosecuting Attorney  
WSBA# 27114

  
Attorney for Defendant  
WSBA# 38394

  
RAYMOND DARNELL  
BROWN, Defendant

**Voting Rights Statement:** I acknowledge that I have lost my right to vote because of this felony conviction and sentence of total confinement. If I am registered to vote, my voter registration will be cancelled.

My right to vote will be restored when I am not serving a sentence of total confinement in the custody of DOC. My right to vote is automatically restored but I must reregister to vote prior to voting. Voting or registering to vote before the right is restored is a class C felony. RCW 29A.84.140.

Defendant's signature: \_\_\_\_\_

I am a certified or registered interpreter, or the court has found me otherwise qualified to interpret, in the \_\_\_\_\_ language, which the defendant understands. I interpreted this Judgment and Sentence for the defendant into that language.

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed at \_\_\_\_\_, on \_\_\_\_\_  
(city) (state) (date)

Interpreter

Print Name

VI. Identification of the Defendant

SID No. 029477685

Date of Birth 05/31/1969

FBI No. F86103KA1

Local ID No. 0439988

PCN No.

Other

DOB 05/31/1969

Alias name

**Race:**

**Ethnicity:**

**Sex:**

☐ Asian

☒ Black

☐ Indian – American Indian or  
Alaska Native

☐ Hispanic

☐ Male

☐ Multiracial

☐ Native Hawaiian or other  
Pacific Islander

☐ Non-hispanic

☐ Female

☐ Refused

☐ White

☐ Unavailable

☐ Refused

☐ Unknown

☐ Other

☐ Unknown

**Fingerprints** I attest that I saw the same defendant who appeared in Court affix his or her fingerprints and signature on this document.

Timothy W. Fitzgerald, Clerk of the Court

Deputy Clerk.

Dated: 8/29/22

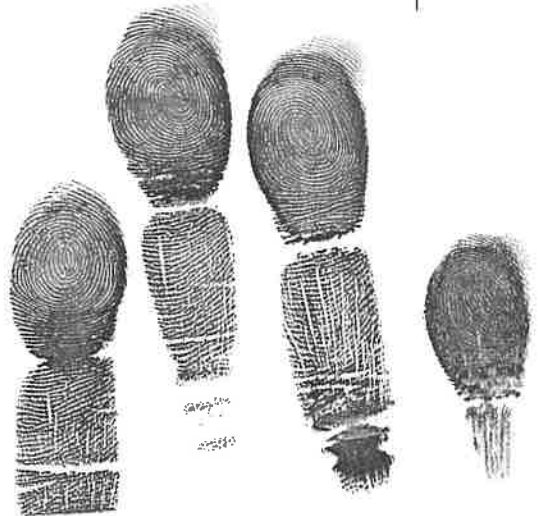
DEFENDANT'S SIGNATURE: [Signature]

Left 4 fingers taken  
simultaneously

Left  
Thumb

Right  
Thumb

Right 4 fingers taken  
simultaneously



# ATTACHMENT G

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

STATE OF WASHINGTON

Plaintiff,

v.

RAYMOND DARNELL BROWN  
BM 05/31/69

Defendant.

No. 19-1-02605-32

PA# 19-9-75172-0

RPT# CT I: 2019-20130353

CT II: 2019-20154293

RCW CT I: 9A.36.031(1)(D)DV-F (#05427)

CT II: 9A.72.110(1)(A)DV-F (#60339)

WARRANT OF COMMITMENT  
(WC)

THE STATE OF WASHINGTON

TO: The Sheriff of Spokane County.

The defendant: RAYMOND DARNELL BROWN, has been convicted in the Superior Court of the State of Washington of the crime(s) of: CT I: THIRD DEGREE ASSAULT-DOMESTIC VIOLENCE and CT II: WITNESS(INTIMIDATE)TESTIMONY DOM VIOLENCE and the court has ordered that the defendant be punished by serving a total determined sentence of 48 months as ordered in the Judgment and Sentence.

Credit be given for (time) ☒ days served solely on these charges.

☒ YOU, THE SPOKANE COUNTY DETENTION SERVICES, ARE COMMANDED to take and deliver the defendant to the proper officers of the Department of Corrections; and

YOU, THE PROPER OFFICERS OF THE DEPARTMENT OF CORRECTIONS, ARE COMMANDED to receive the defendant for classification, confinement and placement as ordered in the Judgment and Sentence.

Date: AUGUST 29, 2022

By direction of the Honorable

JUDGE ANNETTE S. PLESE  
Judge

Timothy W. Fitzgerald  
Clerk

By: [Signature]  
Deputy Clerk

# ATTACHMENT H




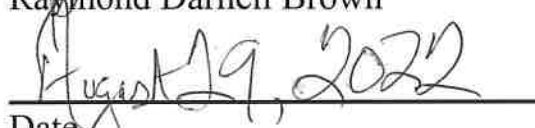
**IN THE COURT OF APPEALS OF THE STATE OF  
WASHINGTON, DIVISION THREE**

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STATE OF WASHINGTON,	)	No. 38493-4-III
Respondent	)	
	)	APPELLANT'S
v.	)	CONSENT TO
	)	DISMISSAL OF
RAYMOND BROWN,	)	APPEAL
Appellant.	)	

---

I am the appellant in the above-captioned appeal from the Judgment and Sentence entered in Spokane County Superior Court on October 5, 2021. I voluntarily withdraw this appeal so long as this Court permits the superior court to vacate the judgment and sentence of October 5, 2021, accept a guilty plea to reduced charges, and enter a judgment a sentence on the reduced charges with a term of incarceration not greater than 48 months.

  
\_\_\_\_\_  
Raymond Darnell Brown  
  
\_\_\_\_\_  
Date

# SPOKANE COUNTY PROSECUTOR

August 30, 2022 - 9:40 AM

## Transmittal Information

**Filed with Court:** Court of Appeals Division III  
**Appellate Court Case Number:** 38493-4  
**Appellate Court Case Title:** State of Washington v. Raymond Darnell Brown  
**Superior Court Case Number:** 19-1-02605-8

### The following documents have been uploaded:

- 384934\_Motion\_20220830093839D3823826\_5898.pdf  
This File Contains:  
Motion 1 - Other  
*The Original File Name was Mtn to Authorize - 083022 - 384934.pdf*

### A copy of the uploaded files will be sent to:

- gverhoef@spokanecounty.org
- lila@washapp.org
- wapofficemail@washapp.org

### Comments:

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**Filing on Behalf of:** Alexis Michelle Lundgren - Email: alundgren@spokanecounty.org (Alternate Email: scpaappeals@spokanecounty.org)

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1100 W Mallon Ave  
Spokane, WA, 99260-0270  
Phone: (509) 477-3662

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