

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

DIVISION I

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NO. _____

PERSONAL RESTRAINT PETITION

Petitioner's Full Name

If there is not enough room on this form, use the back of these pages or use other paper. Fill out all of the form and other papers you are attaching before you sign this form in front of a notary.

A. STATUS OF PETITIONER

I, _____
(Full name and current address)

Apply for relief from confinement. I am ____ am not ____ now in custody serving a sentence upon conviction of a crime. (If not serving a sentence upon conviction of a crime) I am now in custody because of the following type of court order: _____
(Identify type of court order)

1. The court in which I was sentenced is: _____.
2. I was convicted of the crime of: _____.
3. I was sentenced after (check one) Trial ____ Plea of Guilty ____ on _____
Date of Sentence
4. The Judge who imposed sentence was _____.
5. My lawyer at trial court was _____,
Name and Address if known

6. I did ___ did not ___ appeal from the decision of the trial court. (If the answer is that I did), I appealed to: _____
Name of court or courts to which appeal took place

7. My lawyer for my appeal was: _____
Name and address if known or write "none"

The decision of the appellate court was _____ was not _____ published. (If the answer is that it was published, and I have this information) the decision is published in _____

8. Since my conviction I have ___ have not ___ asked a court for some relief from my sentence other than I have already written above. (If the answer is that I have asked, the court I asked was _____ . Relief was denied on _____
Name of court

Date of Decision or, if more than one, all dates)

(If you have answered in question 7 that you did ask for relief), the name of your lawyer in the proceedings mentioned in my answer was _____
Name and address if known

9. If the answers to the above questions do not really tell about the proceedings and the courts, judges and attorneys involved in your case, tell about it here: _____

B. GROUNDS FOR RELIEF:

(If I claim more than one reason for relief from confinement, I will attach sheets for each reason separately, in the same way as the first one. The attached sheets should be numbered "First Ground", "Second Ground", "Third Ground", etc). I claim that I have _____ reason(s) for this court to grant me relief from the conviction and sentence described in Part A.

_____ Ground
(First, Second, etc)

1. I should be given a new trial or released from confinement because (State legal reasons why you think there was some error made in your case which gives you the right to a new trial or release from confinement): _____

2. The following facts are important when considering my case. (After each fact statement put the name of the person or persona who know the fact and will support your statement of the fact. If the fact is already in the record of your case, indicate that also) _____

3. The following reported court decisions (indicate citations if possible) in cases similar to mine show the error I believed happened in my case. (If none are known, state "None Known". _____

4. The following statutes and constitutional provisions should be considered by the court. (If none are now, state, "None Known") _____

5. This petition is the best way I know to get the relief I want, and not other way will work as well because: _____

C. STATEMENT OF FINANCES:

If you cannot afford to pay the \$250 filing fee or cannot afford to pay an attorney to help you, fill out this form. If you have enough money for these, do not fill this part of the form. If currently in confinement you will need to attach a copy of your prison finance statement.

1. I do ___ do not ___ ask the court to file this without making me pay the \$250 filing fee because I am so poor and cannot pay the fee.

2. I have \$ _____ in my prison or institution account.

3. I do ___ do not ___ ask the court to appoint a lawyer for me because I am so poor and cannot afford to pay a layer.

4. I am ___ am not ___ employed. My salary or wages amount to \$ _____ a month. My employer is _____.
Name and address of employer

5. During the past 12 months I did ___ did not ___ get any money from a business, profession or other form of self-employment. (If I did, it was _____
Type of self-employment
And the total income I received was \$ _____.

6. During the past 12 months I:

Did ___ Did Not ___ Receive any rent payments. If so, the total I received was \$ _____

Did ___ Did Not ___ Receive any interest. If so, the total I received was \$ _____

Did ___ Did Not ___ Receive any dividends. If so, the total I received was \$ _____

Did ___ Did Not ___ Receive any other money. If so the total I received was \$ _____

Do ___ Do Not ___ Have any cash except as said in question 2 of Statement of Finances. If so the total amount of cash I have is \$ _____.

Do ___ Do Not ___ Have any savings or checking accounts. If so, the total amount in all accounts is \$ _____

Do ___ Do Not ___ Own stocks, bonds or notes. If so, their total value is: \$ _____.

7. List all real estate and other property or things of value which belong to you or in which you have an interest. Tell what item or property is worth and how much you owe on it. Do not list household furniture and furnishings and clothing which you or your family need.

Items	Value
_____	_____
_____	_____
_____	_____

8. I am ___ am not ___ married. If I am married, my wife or husband's name and address is:

_____.

9. All of the persons who need me to support them are listed below:

Name & Address	Relationship	Age
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10. All the bills I owe are listed here:

Name & Address of Creditor	Amount
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D. REQUEST FOR RELIEF:

I want this court to:

_____ Vacate my conviction and give me a new trial

_____ Vacate my conviction and dismiss the criminal charges against me without a new trial

_____ Other: _____
(Please Specify)
