

IN THE SUPREME COURT OF THE  
STATE OF WASHINGTON

STATE OF WASHINGTON, )  
 )  
 Respondent, ) No. 100922-4  
 )  
 vs. )  
 ) STATEMENT OF  
 PAUL RIVERS, ) ADDITIONAL  
 ) AUTHORITIES  
 Appellant. )  
 )  
 )  
 \_\_\_\_\_ )

Pursuant to RAP 10.8, the State of Washington respectfully cites the following as additional authority on the issue of whether King County’s jury selection process systematically excludes minority jurors.

- 1) State v. Fleeks, \_\_ Wn. App. 2d \_\_, 523 P.3d 220, 235 (2023) (published January 23, 2023) (“Washington has

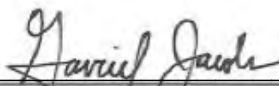
an inclusive and robust system for summoning jurors. It is not systematic exclusion on the part of King County if properly summonsed jurors fail to respond.”)

- 2) U.S. v. Li, No. 20 Cr. 568 (AT), 2022 WL 2440434 (S.D.N.Y. 2022) (“Defendant first argues that the ‘significant and persistent’ underrepresentation of Black and Latinx jurors over a ten-year period alone demonstrates systematic exclusion. This argument is unpersuasive...Defendant bears the burden of ‘isolat[ing] specific flaws in the Jury Plan and then prov[ing] that those flaws are what caused the underrepresentation at issue.’”) (internal citations omitted).

This document contains 142 words, excluding the parts  
of the document exempted from the word count by RAP 18.17.

Dated this 13th day of March, 2023.

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**KING COUNTY PROSECUTOR'S OFFICE - APPELLATE UNIT**

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**Transmittal Information**

**Filed with Court:** Supreme Court  
**Appellate Court Case Number:** 100,922-4  
**Appellate Court Case Title:** State of Washington v. Paul Rivers

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