

# IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

## DIVISION II

Filed  
Washington State  
Court of Appeals  
Division Two

In the Matter of the Personal Restraint of:

ANTHONY ALLEN BALLENGER,

Petitioner.

No. 50051-5-II

May 5, 2017

ORDER DISMISSING PETITION

Anthony Ballenger seeks relief from personal restraint imposed following his 2016 revocation of his drug offender sentencing alternative (DOSA) sentence. He argues that the Department of Corrections erred in revoking his DOSA because he had completed drug treatment requirements. But even if he had completed drug treatment (he had not, only remaining in in-patient treatment for one day), his revocation was based on his plea of guilty to five other violations of his DOSA: failure to report, failure to submit urinalysis sample, failure to notify of address change, and two counts of consumption of controlled substances. The Department did not err in revoking his DOSA.

Ballenger fails to demonstrate grounds for relief from restraint. Accordingly, it is hereby

ORDERED that Ballenger's petition is dismissed under RAP 16.11(b).

  
Acting Chief Judge Pro Tempore

cc: Anthony A. Ballenger  
Alex Kostin  
Department of Corrections