

# IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

## DIVISION II

Filed  
Washington State  
Court of Appeals  
Division Two

In re the Matter of the Personal Restraint of:

DAVID RAY BRYNER,

Petitioner.

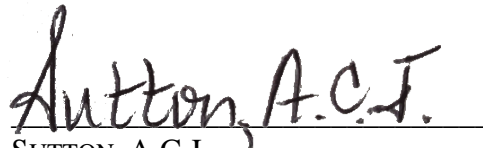
No. 54974-3-II

December 4, 2020

ORDER DISMISSING PETITION

David Bryner seeks relief from personal restraint, arguing that the Department of Corrections was failing to credit him with all of the presentence credit contained in his judgment and sentence. But after he filed his petition, the Department corrected his release date and released him from prison on September 30, 2020. That action renders his petition moot. *State v. Turner*, 98 Wn.2d 731, 733, 658 P.2d 658 (1983) (case is moot when court can no longer provide meaningful relief). Accordingly, it is hereby

ORDERED that Bryner's petition is dismissed under RAP 16.11(b). His request for appointment of counsel is denied.

  
SUTTON, A.C.J.

cc: David R. Bryner  
Holger Sonntag