

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

JOHN THOMAS ENTLER,

Petitioner.

No. 54774-1-II

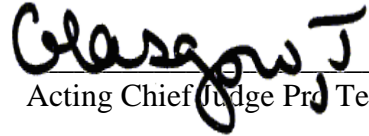
August 11, 2020

ORDER DISMISSING PETITION

John Entler seeks relief from personal restraint imposed following his 1994 convictions for first degree felony murder, first degree kidnapping, first degree rape and residential burglary, for which he received an exceptional sentence of 900 months of confinement. He argues that he is being exposed to cruel and unusual punishment by the State's failure to commence criminal proceedings in courts of limited jurisdiction against Department of Corrections officials for official misconduct and other alleged crimes based on citizen complaints that he has attempted to file under CrRLJ 2.1(c). But he does not demonstrate that the failure to commence proceedings based on those citizen complaints is a form of unlawful restraint as to which he can receive relief through a personal restraint petition. RAP 16.4(c).

To the extent that Entler contends that underlying facts alleged in his citizen complaints should warrant his requested relief, he has failed to support his bare allegations with evidence, and he has failed to adequately explain how, even if true, his allegations could validly entitle him to release and vacation of his warrant of commitment. And he has other remedies available to him. RAP 16.4(d). Accordingly, it is hereby

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


Acting Chief Judge Pro Tempore

cc: John T. Entler
Cowlitz County Prosecuting Attorney
Cowlitz County Clerk
County Cause No. 93-1-00641-9