

*The Court of Appeals
of the
State of Washington*

RICHARD D. JOHNSON,
Court Administrator/Clerk

DIVISION I
One Union Square
600 University Street
Seattle, WA
98101-4170
(206) 464-7750
TDD: (206) 587-5505

June 15, 2016

Alex A Kostin
Criminal Justice Division
PO Box 40116
Olympia, WA 98504-0116
Alexk@atg.wa.gov

Maurice Leon Jordan
1806 19th Avenue South
Seattle, WA 98144-4404

Department of Corrections A.G. Office
Attorney at Law
PO Box 40116
Olympia, WA 98504-0116
correader@atg.wa.gov

CASE #: 74173-0-1
Personal Restraint Petition of Maurice Leon Jordan

Counsel:

Enclosed please find a copy of the Order Dismissing Personal Restraint Petition entered by this court in the above case today.

Pursuant to RAP 16.14(c), "the decision is subject to review by the Supreme Court only by a motion for discretionary review on the terms and in the manner provided in Rule 13.5A."

This court's file in the above matter has been closed.

Sincerely,



Richard D. Johnson
Court Administrator/Clerk

law

enclosure

6/15/16
Served
16.11
AK

**IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON
DIVISION ONE**

IN THE MATTER OF THE)	
PERSONAL RESTRAINT)	No. 74173-0-1
OF:)	
)	ORDER OF DISMISSAL
MAURICE LEON JORDAN,)	
)	
Petitioner.)	
_____)	

Maurice Jordan filed a personal restraint petition challenging the calculation of his early release date in King County Superior Court No. 11-1-03142-6 SEA by the Department of Corrections (DOC). Jordan claims that he is entitled to credit for all presentence time served in jail, 463 days, as certified by the jail. The DOC however subtracted 60 days, for time Jordan served in 2011 as a sanction for community custody violations. In order to obtain relief by means of a personal restraint petition, Jordan must demonstrate that he is being unlawfully restrained. See In re Pers. Restraint of Cashaw, 123 Wn.2d 138, 148-49, 866 P.2d 8 (1994); RAP 16.4. Regardless of the merits of this issue, Jordan has been released from DOC custody. Therefore, he is no longer restrained or otherwise prejudiced by the manner in which the DOC calculated his available credits. His claim is therefore moot. See In re Pers. Restraint of Cross, 99 Wn.2d 373, 376-77, 662 P.2d 828 (1983) (a claim is moot if the court can provide no effective relief).

Accordingly, because this court cannot provide effective relief, the petition shall be dismissed.

No. 74173-0-1 /2

Now, therefore, it is hereby

ORDERED that the personal restraint petition is dismissed under RAP

16.11(b).

Done this 15th day of June, 2016.

Trickey, ACJ
Acting Chief Judge

FILED
COURT OF APPEALS OF
STATE OF WASHINGTON
2016 JUN 15 PM 12:31