

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

DIVISION II

Filed
Washington State
Court of Appeals
Division Two

February 5, 2018

In the Matter of the Personal Restraint
Petition of

COBA PALMER, JR.,

Petitioner.

No. 50476-6-II

ORDER DISMISSING PETITION

Coba Palmer Jr. seeks relief from the calculation of his early release date by the Department of Corrections (DOC). In 2015, he pleaded guilty to residential burglary. This court granted his earlier personal restraint petition and remanded his sentence “for DOC to properly recalculate his credit for all presentence time served.” *State v. Palmer*, No. 48323-8-II, consolidated with *In re Pers. Restraint of Palmer*, No. 48286-0-II, slip op at 12, (unpublished) (Wash. Ct. App. Feb. 28, 2017). DOC then credited Palmer with 248 days of credit for jail time served and 124 days of jail good time credit. In this petition, Palmer argues that DOC has not given him all of this credit because it has not reduced his early release date by 372 days. But he misperceives how the credits are applied to his early release date. They do not reduce his early release date on a day-for-day basis. They reduce his total sentence by 372 days, which then reduces the amount of good conduct time he can earn for his prison time. DOC correctly calculated Palmer’s early release date as May 30, 2018.

Palmer does not show any grounds for relief from restraint, making his petition frivolous. Accordingly, it is hereby

2/16/18 Jm LM mp

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


Acting Chief Judge Pro Tempore

cc: Coba Palmer Jr.
Mandy L. Rose