

FILED
COURT OF APPEALS
DIVISION II
2018 MAR -9 AM 11:16
STATE OF WASHINGTON
BY AP
DEPUTY

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

DIVISION II

In re the Personal Restraint of

JEREMIAH JOSHUA PARK,

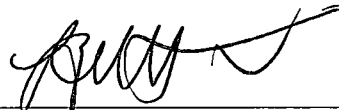
Petitioner.

No. 51341-2-II

ORDER DISMISSING PETITION

Jeremiah Park seeks relief from restraint arising from his 2011 conviction for first degree murder. He seeks relief from the Department of Corrections' procedures for decontamination of offenders after the administration of pepper spray to break up fights. He contends offenders should be immediately decontaminated. To obtain relief, Park must show that his restraint is unlawful because "[t]he conditions or manner of the restraint of petitioner are in violation of the Constitution of the United States or the Constitution or laws of the State of Washington." RAP 16.4(c)(6). Park does not show that the Department's procedures violate the constitutions or Washington law. Because Park is not under unlawful restraint, this court cannot grant him relief. Accordingly, it is hereby

ORDERED that Park's petition is dismissed under RAP 16.8.1(b).



Acting Chief Judge Pro Tempore

cc: Jeremiah J. Park
John C. Dittman