

2014 APR -7 AM 9:52

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

STATE OF WASHINGTON,	)	
	)	No. 69247-0-1
Respondent,	)	
	)	
v.	)	
	)	
JUSTIN ERIN CRITCHELL,	)	UNPUBLISHED OPINION
	)	
Appellant.	)	FILED: <u>APR - 7 2014</u>
_____	)	

PER CURIAM — Justin Critchell appeals his convictions for third and fourth degree assault, arguing that the trial court erred in instructing the jury that it had a “duty to return a verdict of guilty” if it found all the elements of each offense beyond a reasonable doubt. This argument is controlled by our decision in State v. Ryan P. Moore, No. 69766-8 (Wash. February 18, 2014) and the cases cited therein.

Affirmed.

FOR THE COURT:

Becker J.  
Cox, J.  
Jany J.