

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

IN THE MATTER OF THE
PERSONAL RESTRAINT OF:
JEFFREY NELSON,

Petitioner.

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No. 69067-1-1
DIVISION ONE
UNPUBLISHED OPINION
FILED: SEP 23 2013

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CLERK OF SUPERIOR COURT
STATE OF WASHINGTON

PER CURIAM. Jeffrey Nelson files this personal restraint petition challenging, among other things, a community custody condition that he “not possess or access pornographic materials, as directed by the supervising Community Corrections Officer.”¹ The State’s concession that the condition is unconstitutionally vague is well taken. See State v. Bahl, 164 Wn.2d 739, 193 P.3d 678 (2008). We accept the concession and grant the personal restraint petition. The matter is remanded to the trial court for amendment of the judgment and sentence consistent with Bahl, 164 Wn.2d at 758-62.

For the court:

Baker, J.
Gross, J.
McIntyre, J.

¹ The Acting Chief Judge previously dismissed Nelson’s remaining claims as frivolous.