

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

STATE OF WASHINGTON,)
)
 Respondent,)
)
 v.)
)
 RUSSELL JERRY WARE, JR.,)
)
 Appellant.)

No. 67368-8-1
DIVISION ONE
UNPUBLISHED OPINION
FILED: MAR 04 2013

FILED
COURT OF APPEALS DIV 1
STATE OF WASHINGTON
2013 MAR -4 AM 9:30

PER CURIAM – Russell Ware appeals his convictions for two counts of felony harassment. He contends the information was defective for failing to allege that he made a “true threat.” His contention is controlled by the State Supreme Court’s recent decision in State v. Allen, No. 86119-6, 2013 WL 259383 (Wash. Jan. 24, 2013) (“true threat” concept defines the threat element of an offense; it is not itself an element that must be included in either the information or the to-convict instruction).

Affirmed.

For the court:






