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**IN THE SUPERIOR COURT OF WASHINGTON  
IN AND FOR THE COUNTY OF KITSAP**

CLARENCE MORIWAKI  
Petitioner- Appellee,  
and  
RICHARD RYNEARSON  
Respondent-Appellant.

**No. 17-2-01463-1**  
**Proposed Order on RALJ**  
**APPEAL**

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**CONCLUSIONS OF LAW**

1. The Bainbridge Island Municipal Court’s Findings of Fact were not challenged on Appeal. There are verities on appeal; and are incorporated herein by reference.
2. The facts found by the municipal court support its conclusion of law that Respondent stalked petitioner, as determined by RCW 7.92.020 (b) and (c).
3. Because the Respondent committed stalking it is not necessary for this court to determine whether or not RCW 9.61.260 is constitutional.
4. The facts found by the Municipal Court support its conclusion of law that the Respondent harassed the Petitioner as defined by RCW 10.14.020
5. Because the Respondent committed harassment, it is not necessary for this to determine whether or not RCW 9.46.10 is constitutional.
6. The Municipal Court’s Order of Protection is supported by the facts and RCW 10.14.020
7. Petitioner is not a Public Figure, nor a limited purpose public figure.

1 8. Unlawful Harassment is not protected by the 1<sup>st</sup> Amendment to the US Constitution

2 9. The Municipal Court's Order of Protection reasonably limits Respondent's ability to  
3 contact or harass petitioner.  
4

5 **ORDER**

6 Based on the forgoing Conclusions of Law

7 It is hereby ordered that the Order of the Bainbridge Island Municipal Court is affirmed;  
8 and Respondents Appeal is denied.  
9

10 DATED: \_\_\_\_\_  
11

12 \_\_\_\_\_  
13 **KEVIN HULL**  
14 **JUDGE**

15 PRESENTED BY:

16 \_\_\_\_\_  
17 Clarence Moriwaki  
18 Petitioner

19 Copy Received

20 \_\_\_\_\_  
21 Alexander Savojni, WSBA # 37010  
22 Attorney for Respondent  
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