

crime of First Degree Murder as set out in RCW 9A.32.030, committed an act which was a substantial step toward that crime, by attempting, with premeditated intent to cause the death of another person, CLIFFORD BERGER, a human being, and the defendants, as actors and/or accomplices, being at said time armed with a firearm under the provisions of 9.94A.602 and 9.94A.533(3),

And further charges the following crime, as an act connected with and as a crime alternative to Attempted First Degree Murder. FIRST DEGREE ASSAULT, committed as follows: That the defendants, PAUL E. STATLER, ROBERT E. LARSON, ANTHONY M. KONGCHUNJI and TYLER W. GASSMAN, as actors and/or accomplices, in the State of Washington, on or about April 17, 2008, did, with intent to inflict great bodily harm, intentionally assault CLIFFORD BERGER, with a firearm, or deadly weapon, and the defendants, as actors and/or accomplices, being at said time armed with a firearm under the provisions of 9.94A.602 and 9.94A.533(3),

COUNT III: ATTEMPTED FIRST DEGREE MURDER, committed as follows: That the defendants, PAUL E. STATLER, ROBERT E. LARSON, ANTHONY M. KONGCHUNJI and TYLER W. GASSMAN, as actors and/or accomplices, in the State of Washington, on or about April 17, 2008, with intent to commit the crime of First Degree Murder as set out in RCW 9A.32.030, committed an act which was a substantial step toward that crime, by attempting, with premeditated intent to cause the death of another person, KYLE WILLIAMS, a human being, and the defendants, as actors and/or accomplices, being at said time armed with a firearm under the provisions of 9.94A.602 and 9.94A.533(3),

And further charges the following crime, as an act connected with and as a crime alternative to Attempted First Degree Murder. FIRST DEGREE ASSAULT, committed as follows: That the defendants, PAUL E. STATLER, ROBERT E. LARSON, ANTHONY M. KONGCHUNJI and TYLER W. GASSMAN, as actors and/or accomplices, in the State of Washington, on or about April 17, 2008, did, with intent to inflict great bodily harm, intentionally assault KYLE WILLIAMS, with a firearm, or deadly weapon, and the defendants, as actors and/or accomplices, being at said time armed with a firearm under the provisions of 9.94A.602 and 9.94A.533(3),

COUNT IV: DRIVE BY SHOOTING, committed as follows: That the defendants, PAUL E. STATLER, ROBERT E. LARSON, ANTHONY M. KONGCHUNJI and TYLER W. GASSMAN, as actors and/or accomplices, in the State of Washington on or about April 17, 2008, did recklessly discharge a firearm as defined in RCW 9.41.010 in a manner which created a substantial risk of death or serious physical injury to CLIFFORD BERGER and the discharge was from a motor vehicle,

COUNT V: DRIVE BY SHOOTING, committed as follows: That the defendants, PAUL E. STATLER, ROBERT E. LARSON, ANTHONY M. KONGCHUNJI and TYLER W. GASSMAN, as actors and/or accomplices, in the State of Washington on or about April 17, 2008, did recklessly discharge a firearm as defined in RCW 9.41.010 in a manner which created a substantial risk of death or serious physical injury to KYLE WILLIAMS and the discharge was from a motor vehicle,

Deputy Prosecuting Attorney
WSBA # 27114

Spokane County Prosecuting Attorney
County-City Public Safety Building
Spokane, WA 99260