# **EXHIBIT A**

(**Part 6**)

# **EXHIBIT A-51**





# About.com Memphis

# Teresa's Memphis Blog

By Teresa R. Simpson, About.com

# West Memphis Three DNA Results

Friday July 20, 2007

Fourteen years ago, three little boys were brutally murdered in West Memphis, Arkansas. Shortly thereafter, three teenage boys were convicted of the crime. The convicted boys are grown men now and are all in prison. One of them is on death row. Several weeks ago, however, a team of investigators assembled to study DNA evidence in the West Memphis 3 case. Now, the results of that investigation are in. No DNA evidence was found that linked Jessie Misskelly, Damien Echols, or Jason Baldwin to the crime. Instead, hair belonging to the stepfather of Stevie Branch (one of the victims) was found amongst the evidence. Though it is unclear what effect this evidence will have on the status of the case, defense attorneys for the West Manachis 3Nope that it will result in a new trial.

Leave a Comment

#### Comments

#### (1) Jason Ringwald says:

July 20, 2007 at 5:58 pm

Everybody who wasn't blinded by prejudice new that those guys didn't do it. They were convicted because they looked different from everyone else. Plus a lot of people always suspected the stepfather.

#### (2) Laurel says:

August 4, 2007 at 8:18 am

Yes, a lot of folks (including the folks who shot both Paradise Lost doccos) suspected Christopher Byers' stepfather of the crime, NOT Stevie Branch's (whose name, I think, is Terry Hobbs). J. M. Byers is the man who seems to have had all his teeth pulled to avoid bite mark evidence and gave the film crew a bloody knife. This case has hurt enough innocents without adding to it now.

Laurel

#### (3) Jason Hughes says:

October 18, 2007 at 10:35 am

Justice will soon be served. I think all fathers, excluding Todd Moore, are guilty. If You look back to the Day it happened and the occurences with John Mark Byers and Terry Hobbs(not including the recent DNA findings/knives story, and Byers' constantly changing stories), They seem guilty. I also think (and agree with Damien)that Melissa knew something, but did not participate in the crime. That's why She's not here Today..."Died of a broken heart"come on...

#### (4) Casual-Tees-Clothing: Avengers of the First Amendment says:

October 18, 2007 at 10:41 am

GO TO www.MYSPACE.COM/CORRUPTEDCLOTHING

FOR NEWLY DESIGNED WEST MEMPHIS THREE DONATION SHIRTS.PROCEEDS GO TOWARD THE DAMIEN ECHOLS' DEFENSE FUND AND JASON, JESSIE, AND DAMIEN'S COMMISSARY ACCOUNTS. ALSO AVAILABLE ON SKELETON KEY AUCTIONS WHILE SUPPLIES LAST.FREE THE THREE!!!!!!

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# **EXHIBIT A-52**

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# The Freedonian

# The Good, the Bad, and the Really, Really Stoopid in American **Politics**

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# West Memphis 3 Update

July 20, 2007 by Rick Maynard

"I've always wanted to know the truth, and when I was called by the defense — knowing the DNA was being retested — I guess that was the big eye-opener." - Pam Hobbs, mother of Steven Branch, explaining why she no longer thinks the West Memphis 3 committed the murders, and that her thenhusband might have. (Source: Arkansas Times)

Terry Hobbs, currently of Bartlett, TN, has recently been questioned by the West Memphis Police (an organization that I'm not sure would even be up to the task of finding beer in my fridge) in connection with the murders of his stepson Steven Branch, Michael Moore, and Christopher Byers in 1993.

For the horrible inconvenience of answering questions, he blames "crooked defense attorneys ... trying to get their killer SOBs out of jail." The problem with that theory is that yes, a crooked attorney may lie—But DNA does not.

And at this point, he's the owner of the only identifiable piece of DNA at that murder scene that does not belong to one of the victims.

Natural transfer of a hair may happen— It might even be easy to write it off as natural transfer were it not for Hobbs' own criminal record.

In 1994, Terry Hobbs beat his wife up. Her brother came over, and when they got into a fight, Hobbs pulled out a gun and shot him in the stomach. He paid a fine and served probation for aggravated assault in the incident.

Despite his violent background and the DNA evidence, Hobbs has reportedly been assured by prosecutor Brent Davis that he is not a suspect.

It's more of that brilliant investigative work that has me wondering if there can ever be a legitimate investigation into this case as long as the West Memphis Police Department and Brent Davis are involved in any shape, form, or fashion.

Posted in West Memphis 3 | No Comments

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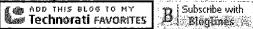
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- o November 2007
- o October 2007
- September 2007
- August 2007
- o <u>July 2007</u>
- o June 2007
- May 2007
- April 2007
- o March 2007
- o February 2007
- January 2007
- o December 2006
- o November 2006
- October 2006
- September 2006
- August 2006
- o July 2006
- o June 2006
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# **EXHIBIT A-53**

## FREE THE WM3: ROCK FOR FREEDOM WEEKEND

## RECENT WM3 CASE DEVELOPMENTS & NEWS

#### NEW DNA EVIDENCE could overturn convictions in WM3 case

10/29/07

by marc perrusquia

New DNA evidence filed today offers fresh hope to three men who claim they were falsely convicted in the horrific 1993 West Memphis child murders and points a finger at a stepfather who sat through two sensational trials in a front row as a grieving parent.

Forensic scientists retained in a new defense bid to overturn the convictions also contend that state pathologists and prosecutors made grave errors in analyzing wounds on the bodies of three 8-year-old boys found nude and hogtied in a watery ditch.

The bodies bore hundreds of wounds including a reported castration — evidence of a ritualistic, satanic slaying, prosecutors suggested at trial.

Prosecutors' assertions of a satanic motive was key to the convictions of then-teenagers Damien Echols, Jessie Misskelley and Jason Baldwin, all widely rumored to have been involved in cult activities. The three, all now in their 30s, are in prison; Echols is on Death Row.

However, forensic reports offered by the defense attribute nearly all those injuries to predators — possibly dogs or raccoons — who fed on the bodies after death.

West Memphis Asst. Police Chief Mike Allen said this afternoon that he hasn't received full details of the DNA testing, yet said he stands by the convictions.

"I personally think they do have the three right individuals in jail," said Allen, who investigated the murders as a detective in 1993.

He said defense lawyers are trying to make a suspect out of Terry Hobbs, a stepfather of one of the victims, just as they had once pointed fingers at another parent, John Mark Byers.

"It's just like Mark Byers, for 14 years they tried to make him a suspect," Allen said, dismissing new defense claims that two hairs now link Hobbs to the crime scene.

DNA testing by the defense determined that Hobbs was among less than one percent of the population who couldn't be excluded as the donor of a hair fragment found on one of the bodies and that a second hair found nearby likely came from one of Hobbs' friends.

News of the first hair broke this summer, and Hobbs told reporters then that his hair could have

landed on any of the boys through normal contact with them while they were alive.

However, news of the second hair — reportedly from a friend who was playing guitar with Hobbs in the hours before the boys disappeared — adds intrigue.

"It's questionable that even that the (first) hair they found was that of Hobbs," Allen said, but when asked of the second hair he said, "I don't know if it would be explainable or not."

Hobbs couldn't be reached today. A cell phone he carried earlier this year has been disconnected.

The new defense evidence is incorporated in a writ of habeas corpus filed today in federal court in Little Rock seeking the release of the defendants, known as the West Memphis Three by a growing network of supporters including some well-known and wealthy Hollywood actors and pop musicians.

The filing seeks federal intervention in the case. Lawyers want the federal court to overturn the convictions of all three.

The three, all indigent and represented by court-appointed counsel at trial, now have a defense with deep pockets and resources to attract big names in the forensic pathology and to conduct expensive DNA testing.

Scientific testing in the case was authorized in a 2003 court order and has taken years to complete. Its completion adds a dimension of anticipation to a case that has long puzzled and mesmerized the Mid-South.

From the moment the bodies of West Memphis second-graders Christopher Byers, Michael Moore and Steve Branch were pulled from a rainy-weather creek in a patch of woods along Interstate-40 on May 6, 1993, the case has stirred great fear and unending legal twists. Now there's yet another.

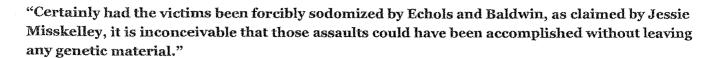
A key finding of the DNA testing that Echols's defense team conducted in DNA laboratories in Virginia and California involves two hairs found at the crime scene. Echols' lawyers say the hairs link Hobbs — Steve Branch's stepfather — to the crime scene.

A hair fragment attributed to Hobbs was found by police in 1993 in a shoelace use to tie the hands and feet of victim Michael Moore, defense lawyers wrote in the writ. The second hair found nearby on a tree root appears to have come from a friend, David Jacoby, the writ says.

Defense lawyers wrote in the 193-page writ that they can't say for certain that Hobbs was involved in the murders, yet they note that the two hairs didn't come from the victims or the defendants.

"That is an exculpatory fact of great importance," defense attorneys wrote.

In a case light on physicial evidence, the hairs loom large. The convictions were built around a confession by Misskelley, a troubled youth with a low IQ, who told police how he watched as Echols and Baldwin sexually assualted and beat the boys.



The writ also tells how a team of leading forensic scientists retained by the defense believe that state investigators grossly misinterpreted wounds on the victims.

The defense forensic team, including Dr. Michael Baden, the celebrated former Chief Medical Examiner of New York City, concluded that hundreds of wounds of the victims came from predators who fed on the bodies after they were dumped in the creek.

Those findings are key on several fronts. Students of the case have long marveled at the absence of blood at the crime scene. Yet defense experts now say the answer is simple: The victims were dead when most of the injuries were incurred and dead bodies of the deceased don't bleed.

A state pathologist had testified at trial that victim Christopher Byers was castrated — something Misskelley said he witnessed in his confession. That, too, was puzzling because the state pathologist, Dr. Frank J. Peretti, said such an unusual and jagged removal would have taken him hours to perfrom under pristine conditions in a lab.

Yet defense experts say there was no castration. Rather, they concluded, the boys' penis and testicles were removed by a predator that pulled the organs off in a manner similar industrial accidents known as "degloving."

#### WM3 CASE UPDATES

As most of you know, there have been huge developments in the WM3 case recently. At the beginning of November a Federal Habeas Corpus Petition along with a Memorandum in support of the Writ were filed on behalf of Damien Echols'. The filing was on a Tuesday, and the following Thursday a press conference was held, headed up by Dennis Riordan, Damien's lawyer, and included some of the top Pathologists in the country. The new evidence, including DNA results and the opinions of Medical Examiners and other experts, were revealed for the first time publicly, in a presentation that lasted over two hours. The press conference was shown live via webcast on WM3.org, allowing Supporters across the globe to participate. The video of the press conference is now available for those of you who have not seen it. If you haven't seen this yet, PLEASE WATCH IT AS SOON AS YOU CAN! The new evidence is compelling and it's now the opinion of not only the lawyers, investigators, and medical experts and the WM3 themselves, but nearly everyone who's seen the press conference that the WM3 will gain their freedom as soon as it's possible. Hearings and other legal wrangling will begin soon and will take time....the wheels of justice turning the way grass grows!

Below are numerous links to catch everyone up. There is the press

conference video, video from news stations across the country, newspaper articles, etc. Please take the time to read & watch all of them. WHEN YOU'RE HAVING YOUR BENEFITS THE MORE KNOWLEDGE YOU CAN PASS ON TO THOSE WHO ATTEND YOUR BENEFIT THE BETTER!

- 1) November PRESS CONFERENCE presenting new evidence: <u>CLICK</u> HERE TO VIEW VIDEO
- 2) These are numerous videos from news stations local to AR and across the country: CNN: Anderson Cooper "360"

Former Medical Examiner Weighs in on West Memphis Three Case

3) These are several articles on the new case developements:

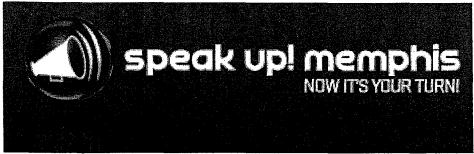
CNN Article: DEFENSE: NEW EVIDENCE MAY CLEAR 'WEST MEMPHIS THREE'

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# **EXHIBIT A-54**





# **Speak Up! Memphis**

"West Memphis Three": New DNA Evidence?

Could new DNA evidence lead to the retrial or release of one of the three men convicted of murdering three young boys in West Memphis, Arkansas, back in 1993.

Attorneys for defendent Damien Echols are hoping that it will. Echols, along with Jessie Misskelley and Jason Baldwin were all convicted as teenagers.

Echols' defense team filed papers in federal court Monday, October 29, claiming they have uncovered new DNA evidence that would clear Echols' name. The attorneys say the evidence points the finger at one of the victims' stepfather, Terry Hobbs. They say forensic experts found hairs that link Hobbs to the crime.

Hobbs' attorney, Ross Sampson, says he had nothing to do with the murders. He says without an actual copy of the DNA test results, he cannot speculate if the hairs exist or where they came from. But he says he client is not a murderer; he is a victim.

Do you think Damien Echols should be retried, using the new evidence brought forth by the defense team? It's your turn to Speak Up! Memphis.

Published Tuesday, October 30, 2007 5:21 PM by APhillips

#### Comments

#### John Grills said:

Evidence is only as good as the evidence trail. It's too easy to manufacture and for this reason, evidence must have a verifiable evidence trail that proves its validity.

If you need DNA, we all leave it wherever we go. Hairs, fingerprints, blood and even semen can be pulled out of our garbage. Why do you think we need paper shredders for our mail and credit cards? There are enough people doing this to make it necessary.

October 30, 2007 6:46 PM

#### just me said:

regardless of the crime or personal feelings about this horrific situation, everyone deserves a fair trial. i honestly do not feel the case was handled appropriately to begin with. my aunt was on the jury in jonesboro all those yrs ago....if new evidence has come up and by law it meets the criteria to render a new trial, then so be it. retry them. wouldn't u feel more guilty if these "kids" were put down only to find out later they were wrongfully executed? this is part of our constitutional rights.

October 30, 2007 9:07 PM

#### Asiasdreams07 said:

I feel as though he should be tried again. If there is new evidence in this matter why not.... We hear all the time of people being wrongfully prosecuted everyday. If there is evidence let's at least give him a chance. Why is it this late in time that the evidence is being released? His lawyers should have fought harder. If the stepfather is guilty maybe his mind has been going crazy, but he seems find.

On the other hand why should he get another trail over 1 strand of hair? What makes that so special? His lawyers should try harder.

October 30, 2007 11:33 PM

#### duck dodgers said:

i dont know much about the case you guys are discussing but murder is murder and this country is so quick to worry about the vicktomisers rites instead of the victoms rites if these peaple did this they should face the punishment due to them but we as peaple worry are they going to get a fair trail i say to hell with their rites the young men that they killed in cold blood where their rites its time we quit worring about crimminals rites and start worrying about the rites of the victims and if we would put some of these vermon to death the world would be a lot better off and our tax dollars would go to better use than houseing these animals October 31, 2007 12:02 AM

#### duck dodgers said:

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#### Bryan said:

Of course they should get a new trial. There is NO EVIDENCE AGAINST THEM!!! NONE!!!! that's a fact and a scary one too. How do you take 14 yrs from 3 young men and have NO EVIDENCE!! NO WITNESSES!! NOTHING!!!. Convicted because they liked Heavy Metal music, wore all black and read book's about other religions. Like a modern day witch hunt but finally those pesky "facts" are coming to light. NO WITNESSES OR DNA EVIDENCE, NO FINGERPRINTS OR BLOOD STAINED CLOTHS OR EVEN A FIBER OR MURDER WEAPON, ABSOLUTLY NOTHING!!!!!! Only DNA evidence against 1 of the stepfathers and now one of his friends, but they walk free men in Arkansas, These kids/now men have been beaten and raped while in jail and not aloud to start their own lives, Why should it take so long to see the truth?? Give them a new fair trial and let them out to live whats left of their lives in peace! Put the "real killers' in jail and Free the West memphis 3!!!!!

#### Emmaline said:

FREE THE WEST MEMPHIS THREE.

Look at the evidence and everyone will see that there is nothing pointing to the 3 boys who have been wrongly imprisoned for so long.

October 31, 2007 5:25 AM

#### **Denise Brown said:**

Wasn't it not too long ago the WM3 supporters just knew that Mark Byers did it? They kept pushing that into everyones face. NOW, its Terry Hobbs. I think the right guys are in jail and I feel Damien's time is getting short. Thats the reason for this. I can't believe animals did all the mutilation work either. I still say to this day they have the right ones locked away.

October 31, 2007 8:07 AM

#### Bartlettman said:

Do some research, I have. All I know there were many things not handled correctly in this case. If there is new evidence, then these boys should get a new trial.

Wow, I can be reasonable.

Who'd a thunk it!

October 31, 2007 8:14 AM

#### qt\_pie said:

GIVE THE MAN A FAIR TRIAL!! Whoever did do it needs to pay and I feel like if the evidence proves that he didn't do it.....then the \*\*\* who did has been has been living free ever since and needs to be caught and punished.

October 31, 2007 8:19 AM

#### seekstruth said:

Take a look at the evidence or lack there-of and FREE THE WM3.

October 31, 2007 8:58 AM

#### nomad said:

When your talking about ending a persons life why wouldn't you go the distance to assure you have the right person. If the evidence is there it will speak for itself and let the chips fall where they may. Give him a new trial!!!!

October 31, 2007 9:05 AM

#### Renee said:

I have said this for years that these 3 guys were innocent, there was no EVIDENCE what so ever to link them to the crime. Yes it was a witch hunt and West Memphis focused only on the 3 guys because they dressed all in black, listened to heavy metal or as the older generation called it Devil music and yes they read books on different religions they were your typical teenager's in 1993. I feel that this new evidence will prove that they should be freed and the right murderers should go to jail or better yet get the Death penalty. These boys have been beaten, raped and lord only knows what else they have had to go through. I think that the West Memphis police are corrupt and they did these young men wrong. First off they bring Jessie in first for questioning knowing he isnt the brightest candle on the cake so they coherse this young man until he just starts telling them what they want to hear, thats the way our judicial system works go for the weak link and build a bogus case against them. I know that Damien acted like he didnt have any remorse did they even stop to think that this young man was in shock, hell no they used that against him. I believe they ALL deserve a new trial and the truth will sent them free.

I also feel that the state of Arkansas owe these 3 guys big time for taking 14 years from their lives. October 31, 2007 9:06 AM

#### **OWNER OF A PITBULL said:**

I knew Stevie Branch he was friends with my son and they were our next door neighbors. Its so hard to believe that his step dad did something like this, but how is it that they are just finding this evidence and Jessie gave testimony that it was them. If you live in Arkansas then you know that you can call the police and say your next door neighbor threatened to kill you or they are harrassing you and they will arrest that person without any evidence. My brother was a police officer he was threatened by a female who came to the house and broke a window and told him she was going to kill him and the police arrived and didnt do anything about it so that shows you how dumb they are in Arkansas. I am from Arkansas and I got away from there. Guilty or Not? Im not sure but I did know the family and it seems crazy but anyone can snap.

October 31, 2007 9:14 AM

#### I think said:

and always have thought that the black in the Bojangles bathroom had something to do with the crime... October 31, 2007 10:12 AM

#### klqznxks said:

<a href="http://awlzchvv.com" target="\_blank" title="http://awlzchvv.com">csnwqbzi</a> <a href="http://fdjzlftc.com">mjkktkzv</a> luzqlkpx http://sbyberia.com mlpcmiga howtrxmk October 31, 2007 11:36 AM

#### Doris Dye said:

I think there is enough information to warrant to open this case back up. When you sentence people to the death penalty you need to make sure they are guilty and i believe their is enough eveidence to investigate

other people involved in this case. not mentioning any names. If these boys are innocent then free them and bring the right person to the death penalty. I was a firm believer they were guilty and with the new info i have read on the website i have my doubts. You can not convict if their is a resonable doubt and i now believe there is one to the point I'm not ready to send a person to death. We are to eager to make someone pay for these crimes wheather it is the correct people are not , but just remember if they did not do it then our children are not safe and this can happen again. i don't really know if they are guilty or not but i do believe another investagation is warrented, lets do it right so when someone is puished it will be with the knowledge we did it truth. we owe it to the little boys that was murdered to have their murder(s) punished.

October 31, 2007 1:07 PM

#### Troublemaker said:

I thought OJ was innocent. There should be no crime in killing a whitey October 31, 2007 1:34 PM

#### somelawyer said:

Bad cases make for bad law. There seems to be a growing mountain of evidence that these young men were wrongfully convicted - that the "evidence" was never there from the onset and that a so-called cult expert with a mail order degree worked to railroad these youngsters. They were convicted based on an overtly false confession extracted over 12 hours from a mildly mentally retarded 17 year old without a lawyer or guardian present. He made the confession based on facts fed to him by the police, and still provided a factually inaccurate confession. The medical experts that have re-examined the case - and these are REAL experts, have found conclusively that the mutilation resulted from animals, not humans, given that the boys were dead in a drainage ditch for more than 24 hours.

DNA evidence has improved since that era, which has led to the more recent discovery implicating others. Strangely - there is no DNA evidence at all to indicate that the WM3 were even at the crime scene - imagine that - 3 rather unsophisticated teenagers (pre-CSI), one of whom is mildly retarded, with no understanding of DNA, brutally murder three children during a satanic rampage, and somehow manage to wipe any sign of their DNA from the scene (imagine the probability given that there were 3 of them), but ensure that someone else's DNA remains. Hmmm. I wonder how that could have happened. Given that the police collected the evidence, it is safe to assume that the defense had nothing to do with the lack of DNA evidence for the accused. I sure would want to know how these kids managed this feat - it's one for crime history. It's one thing to wipe your finger prints and leave no evidence like shoe prints - but no DNA? Even those who still believe that these kids are guilty - surely this gives you pause to reconsider...

Moreover, we also know that when children are killed, statistically, it is almost always by relatives - the oddball case notwithstanding. Anyone would have initially guessed that this case, which appears sexual in nature, was about a pedophile, or "twinning pedophiles" with violent tendencies. And if it wasn't a pedophile, then it was someone who intended to cover up one crime by making it seem that way. We also know that the mother of the dead boy is now the former wife of the implicated stepfather - and that he was enraged with her around the time of the killings because she ditched him, and he threatened to get even with her. Could this have been a man (perhaps with his friend) - who lashed out and struck the boy a few times, then went into a panic, and decided to cover up - since it was witnessed by the other kids anythway? Or, perhaps he was drunk with his friend and decided to tease the boys by stripping and tieing them - as a lesson to his wife - but then realized that it would look bad, so he went into a panic and killed them - or perhaps one was seriously injured during this nasty prank and he felt compelled to cover his tracks. Doesn't that make more sense than a cult killing? Sadly, the routine crime - especially a crime of passion - and its cover up are usually the rule - not the exception.

The myth of the satantic cult killings - which was lampooned by The X Files in a very funny episode - is really what led to the conviction of three innocent young men. Even the name of Damien - who was named for a Catholic Saint - was misused during the trial. The prosecutor has been working so hard to prevent a new trial because he recognizes that his case was - at best - VERY weak from the onset - and that a trial in another part of the state, so long after passions have cooled, is very likely to render a much different result - especially since the mail-order cult expert has been imprisoned for another crime and was a fraud.

Any lawyer with an iota of sense would recognize that this case has been mishandled and should be retried - or better yet - outwardly dismissed. For those who conclusively believe in the guilt of these young men, what do

you really have to lose by another trial? What are you afraid of? The sad part here is that these very young people have had their lives violently destroyed - by most accounts, they have been raped and abused in prison. If they aren't guilty, as the facts seem to indicate, then plenty of people have to answer for the second crime in this case - the brutual abuse of three teenagers, and the theft of their lives for 14 years. October 31, 2007 1:50 PM

#### Watch Out.. Pregnant Woman said:

First of all...let me just say that the SEVERE IGNORANCE surrounding this case has me appalled to say the least.

Second...I would like to point out that I have completely (since childhood) lost all respect and trust in the Justice System in which so many poor senseless people put all of your faith.

Third...How could you possibly in all seriousness sit right there and express an opinion about something you know nothing about??? If you admit you are completely ignorant to the facts, what place to you have in this argument? None. Shut up until you've been educated properly.

That said: Free the WM3!!! Of course Echols deserves a new trial!!

October 31, 2007 1:52 PM

#### Renee said:

I Think: you are absolutely correct you saw that on HBO about the man that ran into BoJangles and you heard right along with the whole NATION that the police arrived but went through the drive thru instead of going inside to investigate, thats what I mean about the police not doing an accurate job from the beginning. And yes I can see where a stepfather would do something like that the reason being is the child is not his from the beginning, remember the movie Stepfather? Any way they deserve a new trial and the real killer or killers need to be punished!!!! FREE THE WM3!!!!!

October 31, 2007 4:23 PM

#### Andi said:

Free the WM3!!! They are innocent and anyone who disagrees is just ignorant! Lets get the facts people. The West Memphis police department did not handle the case properly and these poor young men are the victims! There is no evidence to convict these guys, other than the music they listened to, the clothes they wear, and the assumption they were in a "satanic cult". (Which by the way, Damian Echols used to be a devout Catholic) A mentally disabled man was coerced into giving a statement that he could not comprehend was innacurate. Let these young men go! Free the WM3!!!

October 31, 2007 6:29 PM

#### tired said:

Wait people, where are your common sense. we as people make alot of decisions base on personal experience. what happened to us or a family member. all cases are not the same all people are not the same. Cause and effect is the name of the game. Set aside your personal experiences and personal feelings for a minute.

what seems is not always what it seems, stop judging a book by it's cover.

look at the evidence. I agree if they are quilty, they must pay. but what if they are innocent and was given a life sentence or the death penalty for something they did not do. would that be on your couscience no one wants to carry that burden. My neice was shot in the head by a sray bullet at the age of 9. thank God she LIVED! we didn't go after the very first young man we saw. we worked the streets and solved the case. the police did not solve the case. they didn't push the case as it should had been worked. when we did find out who it was he pleaded qulity, saying his conscious was brothering him. this may or may not be a case of trail and error.

do you know how many cases the judge suppress evidence or the DA suppress edvidence to win a case? in 1993 Dna was just coming aborad we did not know all the in and out of DNA testing. Now my question to you, where was it found on the private parts, if so then we leave our dna around the house and everywhere, but not below the waist, unless someone has been somewhere they should not have been. wake up , smell the coffee. October 31, 2007 6:56 PM

#### tired said:

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#### Jill said:

There have been 3 separate cases recently in Western Australia whereby each man who was sentenced to life imprisonment (we don't have capital punishment here) has now been released due to new evidence being presented 14 and more years down the track. Two of the men were mildly mentally handicapped, and one gave a false confession under duress (tricked into doing so by the police). All the cases were mishandled right from the beginning due to shoddy investigation work. There was no real evidence and a lot of heresay. The men have suffered such terrible injustices and spent the best years of their lives sufering in prison due to wrongful convictions. We are so thankful to the all people who worked so hard for the retrials to reveal the truth and the men's final freedom. Sadly, mistakes happen and it seems to happen all over the world. I have followed this case very closely, watched the 2 documentaries (over and over ~ watching the body language) and read Mara Leveritt's book on the facts of the case. There's no doubt the 3 men deserve at the very least a retrial ~ there is no real evidence and I totally believe in their innocence. Find the real murderer/s ~ they need to be removed from society.

October 31, 2007 7:07 PM

#### Zalif said:

The crime was horrific, but I would rather they have to retry the defendants and make darn sure they have the right guys, than have a real killer loose on our streets thinking they got away with it.

October 31, 2007 9:27 PM

#### rachel said:

It really makes me sick to my stomache that the WM3 are still sitting in jail.

Anyone who thinks these 3 boys committed this crime clearly have not done any research what so ever. You should check out the 1, if not both of the HBO documentaries on them, or even go to thier website.

I'm positive you'll change your mind. At the least you will no longer be ill informed.

The WM3 case is really such a tragic story.

I hope they get thier new trial and win!

October 31, 2007 9:31 PM

#### outraged about it! said:

I have felt these men were innocent for years. I can't believe the injustices they have suffered at the hands of a system that was suppossed to protect them as well as the three little boys whose lives were also taken from them so prematurely. I pray that they will be granted a new trial in time, to save three more boys lives. I also think the state of Arkansas should have to pay them a huge amount of money for all their wasted years behind bars.

October 31, 2007 9:38 PM

#### Pretty23 said:

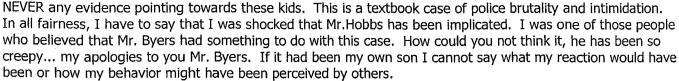
I don't know all the facts in this case, but something doesn't seem right. Wearing black and listening to certain types of music is not enough to convict someone with a murder, especially when there is no physical evidence. I listen to music that talks about criminal activity. However, I don't have a criminal background or plan on committing a crime. Our personal preferences may make us seem weird to other people but should not make us murderers. GIVE THESE BOYS A FAIR TRIAL!!!

November 1, 2007 9:37 AM

#### Pam said:

FREE THE WM3....FREE THE WM3....FREE THE WM3!!

Haven't we ALWAYS known these kids were innocent? The chief of police (was it Gitchell ??) should be put into a jail cell or be forced to sit on death row. I would like to know how this man sleeps at night. There was



AND WHAT EXACTLY ARE WE WAITING ON TO GET THESE MEN OUT OF PRISON FOR SOMETHING THEY DID NOT DO??? Haven't they been separated from friends and family long enough? If the evidence speaks the truth then get the keys and FREE THE WM3 IMMEDIATELY!!!!

November 1, 2007 9:40 AM

#### Jon Hammer said:

This "Speak Up" section is based on ten sentences which do not accurately summarize a two hour press conference by the Echols defense team and several expert witnesses. In those two hours the defense laid out in detail not only the complete lack of DNA evidence tying the Three to the crime, but also exposed the prosecution's theory as a baseless fantasy. I suggest that anyone with enough interest in this case to respond to the above would be better served by reviewing what was actually said today.

November 1, 2007 1:37 PM

#### Lisa Weiner said:

I have followed this case since 1996, these boys DO deserve a fair trial. They are saying the new DNA won't defiantly POINT to Terry Hobbs as being the murderer, they are saying that it is enough to show that Damien and the other 2 aren't guilty! Give them a chance to have some justice, there was never anything to prove these 3 did it! FREE THE WM3!!!!!

www.wm3.org

November 1, 2007 4:10 PM

#### Kara Renee said:

I am and have been a resident of West Memphis for 28 yrs, and I know in my heart these boys are innocent. I have been a supporter since day one. I feel really horrible for all 6 boys and their parents involved. Having children now, the thought of either happening to my boys kills me to think about it but it could happen and thats the scary thought. How would these lawyers and judges feel if this happen to thier boys or girls and they were wrongly convicted and were sentenced to death? They feel helpless and lost just like these the guys parents and would be doing everything in their power to fight for them. These boys should have never seen the inside of jail cell or court room on this case. Its time they are released. This town is full of bible thumbin idiots, nothing against christians cause i am one but still. This is West Memphis not Salem, there was no need to go on a witchhunt for cults or witches then or now. If the Justice system would have upheld their end of freedom of a fair trail and lets not forget the Freedom of Religon, then this case would have never been an issue and these Guys would have never been put through what they have and the real killer or killers would behind bars where they belong. Let Justice and Truth set these guys Free. Let the Three babies that lost thier lives for once have their day in court sorta speak. Its time Justice is served and These three guys are set free. Just because someone may seem to have a bad attutide, dress different or listen to heavy metal that does not make them a murder, that makes them different, and there is nothing wrong with that. Why dont they have a free the West Memphis 3 supporter's group in West Memphis? Are people of West Memphis that scared or has the times never changed?

November 1, 2007 6:40 PM

#### Nikki Padgett said:

I was only 15 when the tragedies(the 3 little boys murder and the 3 teens conviction) occurred, but even then I saw the injustice that took place. What ever happened to "innocent" until proven "guilty"? The exact opposite happened in this case. What evidence did they have to convict them? I think it was no more than a modern day witch hunt and the West Memphis police department and the court system was in charge of the hangings. This case has weakend my beliefs in the justice system because it not only failed these boys in the past, but also the victims families and possibly the community as a whole; since there is a possibility that the real killer is still at large. Personally, I think they are innocent and if the evidence isn't enough to have them released, then it should at least be enough to have a retrial. I just pray that THIS TIME they have a FAIR trial and that the jury remembers that we are all INNOCENT until proven guilty beyond a reasonable doubt!!!!!! My prayers are with the MW3.

November 1, 2007 8:06 PM

#### Arkiegal said:

I am sickened when I think about how corrupt police officers ruined three lives. They had to fabricate lies in

order to get convictions on these three boys. ZERO physical evidence links any one of them to the crime scene. This was the biggest joke of a trial that I have ever seen and I am completely ashamed that this state will continue to hide behind this lie in order to save face.

Another thing that I find very strange is that EVERY parent had statements taken from them after the murders...except Terry Hobbs. Why is his file missing from the case evidence files?

November 1, 2007 9:35 PM

#### mayan moons said:

I had not kept up with the local news for a couple of years and didn't learn about the hair evidence that did not match any of the WM3 when news of it first broke earlier this year. I was astounded to learn that one of these hairs was actually find tied in the knotted ligature used to hogtie Micheal Moore and even more stunned (now pi\$\$ed) that this powerful hair evidence was not even mentioned much less brought out in the 2 trial's by the prosecutor nor the defense lawyers. This hair is/was THE MOST incriminating evidence in the whole case & it was completely ignored. The ability to do mitrocondrial testing may have only been available in the last few years but police have been presenting hair evidence comparrison's to juries all over this country for decades yet the WMP gave it no importance at all????

This is the final crushing blow to an incompetent farce of an investigation/prosecution of the 3 then teen's and DEMANDS a reversal or a speedy retrial for the WM3!

November 2, 2007 12:17 AM

#### **REDNECKWOMAN** said:

II AMVERY CLOSE TO THIS CASE WHEN THE TRIAL WAS GOING ON IN 1993 I SET IN COURT EVERY DAY DURING THE TRIAL THEY HAD NO EVIDENCE THEN THEY HAVE NO EVIDENCE NOW SO PLEASE GIVE ARE BOYS ANOTHER CHANCE SEND THEM HOME GET THE RIGHT KILLERS WESTMEMPHIS POLICE DEPARTMENT KNOWS THEY DID A BLOTCH JOB SO THIER GOING TO HANG ON AS LONG AS THEY CAN

PLEASE FREE THE WESTMEMPHIS THREE//////////

November 2, 2007 9:52 AM

#### Literate Resident said:

Hey Duck Dodgers, maybe some of that tax money could be spent on an English class. Also, a period here and there wouldn't hurt you either. You should also read up on the facts before writing about such a serious issue. The murderers should be brought to justice, it just so happens that the three boys sitting in prison have no evidence pointing toward them as the killers...just the fact that they were different from the norm, in regards to appearance and music taste. Maybe you should start with Damien's book, it has great punctuation. November 2, 2007 10:48 PM

#### MzTam said:

First let me just say, that the deaths of these babies was a horrible, horible, thing. Anytime someone takes a life, it's a horrible thing. I grew up in Marion, Ar and went to school with the WM3. Jesse and I was in each other's class from K on up. All the way through school I took different classes with each one of the WM3. Each one different, but they formed a friendship because they were considered lower class, troublemakers (at times), and loners. People have a tendency for judging you by what you have, what you wear, and where you come from. So many people have been locked up and wrongly accused because they didn't fit into society's "mold", and since they don't find in we lock them up to get rid of them and act as if they never exsisted. It hurts me when I think of how these young men were cheated and about to be erased from society, simply because they were misunderstood. These young men are innocent!! Neither one of them would have hurt a fly. Yes, another trial needs to be granted. I pray to GOD that one day that our so called justice system stops being based on what fits in society and what doesn't.

November 2, 2007 11:45 PM

#### Udit Graham said:

I always believed that in the USA our justice system was fair. I never thought that people could be convicted with no evidence against them. I saw the original documentary, Paradise Lost, and even though it made me think that the three tried were innocent, I also doubted. I thought perhaps the documentary makers slanted it to make the boys appear to be innocent but they really weren't. I read the entire court transcript, thinking that would shed some light on how these boys were convicted, but even after reading the transcript I saw NO JUSTICE. These men deserve a retrial or release. All of them. Their time will come. Justice must prevail. Free the WM3!

November 3, 2007 11:55 AM

#### mayan\_moons said:

I watched Terry Hobbs on tv saying "they are just grasping at straws, they are just desperate to get their guy (s) out of prison" and i'm thinking wait a minute...DNA has just conclusively ruled out the WM3 and pointed right at you Mr. Hobbs and you wanna talk about grasping at straws??

November 4, 2007 11:43 PM

#### Titan Girl 67 said:

If Damien is innocent, then, when the judge asked him in court if there was any reason why he (Damien) should NOT be sentenced to death, why did he (Damien) look the judge in the eye and say "NO"???

Hmmm....

Kind of makes you wonder if Devil Worshippers are more important than Christains.

November 7, 2007 9:27 PM

#### Pam said:

Oh, get a life Titan Girl 67... this is cut and dry intimidation by the police force. The police also did a great job of intimidating the local population of Christians into believing that a big bad satanic cult was about the eat up all the local children. Let me tell you something, Christianity is over rated. I have yet to meet a "Christian" that practices what they preach. Let's leave religion out of this one ummm??

November 8, 2007 11:43 AM

#### Transformer said:

All of this is very interesting; however, a few things seem to have been forgotten.

Jessie Misskelly confessed numerous times, did he not? In fact, months after the crime, he insisted, despite his parents and attorneys demands that he NOT give another statement, on confessing - in full - yet again. After he was convicted, he yet again told the story of what occurred to deputies in the car on his way to prison. Up until the actual trial of Damien and Jason, he was STILL considering testifying at their trial, even though he KNEW that this would doom his chances of release.

Is that the behavior of a "coerced" person? Time and time again, he insisted he wanted to do what was right, because he felt horrible for what he and the other two had done.

Also forgotten seems to be the extensive mental illness history of Damien Echols, who was a time bomb waiting to explode. He intermittently believed he was Baazulbub, the epitomy of evil, and God. He threatened to eat his father's face and to slit his mother's throat on numerous occasions, and attempted to gouge out the eyes of a classmate. By experts' own words, hired by a defense team procured to help gain another trial, he was seriously ill...NOT just some kid who listened to metal and dressed oddly. He believed the world was ending and that he would survive. He believed that "everyone would pay".

Then there are the alibis for the three men the night of the murders. Damien Echols described an alibi that simply did not match other family members. As a matter of fact, so much of his alibi for that night was filled with misnomers and completely WRONG information by his witnesses that it was unbelievable. Nothing matched. Jason Baldwin also had a messed up alibi; one that did not fit, as did Jessie Misskelly.

This wasn't a case of "railroading". It was a case of evidence. The black man who was seen in the restroom of Bojangles was having health issues, and if you read the testimony of Marty King (the manager of Bojangles) in BOTH trials, you will see that it changed quite a bit. Anyone thinking it through, after reading this testimony, can see that the "Mr. Bojangles Black Man did it" theory doesn't fly.

So a hair was found belonging to the stepfather of one of the victims. A hair. A hair that easily could have been transferred from him to his child, and to one of the other children, who played together and rode their bikes together that day as well as many others. It's a joke to even remotely think that this points to guilt in his case. And to wrongly point the finger at him, by the defense, is just so horrible on so many levels. The attempt to free their clients is, as we all knew it would be, desperation. A last chance, as it may...

The "animal predation" theory is ludicrous. The original medical examiner personally viewed the bodies, inside

and out. He knew the depth of the wounds and personally witnessed each and every scratch, abrasion, bruise, and cut. The defense experts are viewing copies of copies of photographs. Keep this in mind, as well as the plan - what the defense was hired for - to obtain release of these three. While animal predation is possible, in the grand scheme of things, it's highly unlikely. When these "copies of photos" were presented to experts, one has to wonder if the question wasn't put to the experts as "COULD this be animal predation"? Of course, the answer was probably yes.

It's important to keep in mind that the goal of law enforcement, in that day, was to seize and take off the streets the killers of three helpless, innocent boys. NOT to prosecute someone who was innocent. What good would that do? The killers could still kill on their streets again, if they had the wrong people. They seriously had a goal to capture and contain killers, not to just pin it on anyone.

A defense team, particularly one with "big names", can be smoke and mirrors designed to accomplish one goal. Free their clients.

Keep that in mind.

November 10, 2007 8:43 AM

#### MS said:

Transformer is absolutely correct. All you people who are junk about them being convicted because of what they wore and what they listened to are not being honest. There was nothing unfair about their trials. To insist that Jessie was coerced is silly. As was said above, he kept on confessing, even after he was convicted.

If you'll quit basing your beliefs off of a couple of movies and a book, and read the actual case documents that are available online, and not just other peoples opinions, you'll find their convictions had nothing to do with "the man" picking on three innocent teens because of what they wore, read or listened to. Do yourselves a favor and read the FACTS of this case, and not just a bunch of ill informed opinions by some people who happen to identify with Echols.

November 10, 2007 12:17 PM

#### David Perry Davis, Esq. said:

Eight is a witches' number.

That's an quote from the trial of Damien Echols and Jason Baldwin. Spoken by the state's "expert", "Dr." Griffis, who literally had a mail order degree.

This actually happened, was actually said, in a modern trial in the United States.

Arkansas is an embarrassment to our legal system and our coubntry. Let's cede it over to Mexico. December 9, 2007 11:30 AM

#### Josef said:

Finally - Transformer provides the voice of reason here. I'm disturbed at the public support. If these killers ever get out, I hope they move next door to Pam's family. I love to see the lawyers weigh in on this one and blame who else...other lawyers. When things get tough they eat their young!

December 12, 2007 7:09 PM

#### mommy007 said:

to mr. duckdodgers

could you please research the case before you make comments. these three teenagers did not have a fair trial. end of story. it is no wonder most people in the south are labeled as close minded and redneck. i can say this because i am from kentucky and now live in nashville. and by the way you need to work on your spelling. my first grader can do better than that.

December 14, 2007 5:09 PM

#### TruthandJustice said:

Did you ever think the stepfather may have been molesting this boy and maybe his friends and set this up when he was afraid they were going to tell?

December 20, 2007 2:22 AM

Josef said:

You can't argue your point so you tell anyone that disagrees that they can't spell and they didnt research the case. Your still a red neck. Can anyone direct me to the Fry the Memphis 3 website?

December 20, 2007 8:53 PM

Anonymous comments are disabled

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# **EXHIBIT A-55**

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# Abolish the Death Penalty

Abolish the Death Penalty is a blog dedicated to...well, you know. The purpose of Abolish is to tell the personal stories of crime victims and their loved ones, people on death row and their loved ones and those activists who are working toward abolition. You may, from time to time, see news articles or press releases here, but that is not the primary mission of Abolish the Death Penalty. Our mission is to put a human face on the debate over capital punishment.

The National Coalition to Abolish the Death Penalty Needs You to Join Us As a Partner, Will You?

Make a Donation

## Contributors

karl

abe@abolition.org

The Central Pennsylvania Abolitionist

**JNobs** 

David Elliot

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National Coalition to Abolish the Death Penalty

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Journey of Hope

Murder Victims' Families for Human Rights

Tuesday, October 30, 2007

# **Breaking news out of Arkansas**

What seemed like a closely held secret early yesterday flew with the speed of the Internet all the way to the pages of the New York Times this morning. Rather than repeat what already has been written, I'm just going to post the New York Times story in its entirety.

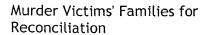
Two questions: When does Damien Echols get out of prison and how many other innocent people are there on Arkansas' death row?

# Defense Offers New Evidence in a Murder Case That Shocked Arkansas

In 1994, 3 teenagers in the small city of West Memphis, Ark., were convicted of killing 3 8-year-old boys in what prosecutors portrayed as a satanic sacrifice involving sexual abuse and genital mutilation. So shocking were the crimes that when the teenagers were led from the courthouse after their arrest, they were met by 200 local residents yelling, "Burn in hell."

But according to long-awaited new evidence filed by the defense in federal court on Monday, there was no DNA from the 3 defendants found at the scene, the mutilation was actually the work of animals and at least 1 person other than the defendants may have been present at the crime scene.

Supporters of the defendants hope the legal filing will provide the defense with a breakthrough. 2 of the men, Jason Baldwin and



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## archives

June 2004

July 2004

August 2004

September 2004

October 2004

November 2004

December 2004

January 2005

February 2005

March 2005

April 2005

May 2005

June 2005

July 2005

August 2005

September 2005

October 2005

November 2005

December 2005

January 2006

February 2006

March 2006

April 2006

May 2006

June 2006

July 2006

August 2006

Jessie Misskelley, are serving life in prison, while one, Damien W. Echols, is on death row. There was no physical evidence linking the teenagers, now known as the West Memphis 3, to the crime.

"This is the 1st time that the evidence has ever really been tested," said Gerald Skahan, a member of the defense team. "The 1st trial was pretty much a witch hunt."

Brent Davis, the local prosecutor, did not respond to requests for comment about the new evidence and the case, but in general prosecutors and investigators have continued to express confidence in their investigation.

The story the defendants' supporters have presented of 3 misfits whose fondness for heavy-metal music made them police targets has won the men the support of celebrities like Eddie Vedder of Pearl Jam, Marilyn Manson and the creators of "South Park." Many learned of the case through an HBO documentary, "Paradise Lost," and a sequel.

The prosecution hinged on a confession riddled with factual errors and a Satanic cult expert with a mail-order degree. Mr. Echols's own lawyer called him "weird" and "not the all-American boy."

Many viewers who watched the sequel, in fact, concluded that the police should have been investigating John Mark Byers, the stepfather of one of the children, who made seemingly drug-addled, messianic speeches on camera, gave the filmmakers a blood-stained knife, and had a history of violence and run-ins with the police. His child, Christopher Byers, was the most badly mutilated of the 3.

But there was a surprise in the new forensic report filed by Mr. Echolss

lawyers: a hair found in one of the knots binding the children belonged most likely to the stepfather of another of the victims, not to Mr. Byers.

The 3 victims Christopher, Steve Branch and James Michael Moore were last seen riding their bikes on May 5, 1993. They were found the next day in a drainage ditch in Robin Hood Hills, near West Memphis, a low-rent town across the Mississippi River from Memphis. The boys were naked and hogtied with shoelaces.

The police quickly zeroed in on Mr. Echols, then 18, who was familiar to them because he was on probation for trying to run away with his girlfriend. They also believed he was involved in cult activities.

But they could find little evidence against him until Mr. Misskelley, mildly retarded and with a history of substance abuse, came in to speak with them. At the time there was a \$30,000 reward.

After hours of questioning, Mr. Misskelley, 17, gave the police a taped statement that implicated himself, Mr. Baldwin, then 16, and Mr. Echols, then 19. Despite coaching by the investigators, Mr. Misskelley was incorrect in several significant details, including the time of the crime, the way the victims were tied and the manner of death. He said the children had been sodomized, an assertion that

September 2006

October 2006

November 2006

December 2006

January 2007

February 2007

March 2007

April 2007

May 2007

June 2007

July 2007

August 2007

September 2007

October 2007

November 2007

December 2007

January 2008

February 2008

March 2008

April 2008

May 2008

June 2008

July 2008

August 2008

October 2008

November 2008

February 2009

Death Penalty Blogs: Amnesty International's Death Penalty Blog Asia Death Penalty Blog

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For Victims, Against the Death

even the state medical examiners testimony appears to refute.

The team of forensic experts assembled by Mr. Echolss lawyers, which included Dr. Michael Baden, the former medical examiner of New York City, also said there was no evidence of sexual abuse. Many of the wounds sustained by the victims were caused by animals, they said, including the castration of Christopher.

As for the stray hair, the West Memphis Police Department and the stepfather it appears to belong to, Terry Hobbs, have discounted the finding, saying it could easily have been picked up at home by his stepson, Steve Branch. But Dennis P. Riordan, a lawyer for Mr. Echols, said the hair was found in the shoelaces tying Michael Moore, not Steve Branch.

Further, Mr. Riordan said, a hair was found at the scene that most likely belongs to a friend of Mr. Hobbs who was with him for part of the evening.

The court filing also argues that jurors relied on the statement Mr. Misskelley gave the police to convict Mr. Echols and Mr. Baldwin, even though it was deemed inadmissible except in Mr. Misskelley's trial.

Several jurors have acknowledged that they knew about the confession before the trial, though they did not say so during jury selection.

The passing of time has not only allowed the defense to gather new information, but has also softened the public's belief in the guilt of the convicted men, said Mara Leveritt, the author of "Devil's Knot: The True Story of the West Memphis Three."

"What I've seen in the past 14 years has been not quite a 180-degree, but maybe a 170-degree turn, Ms. Leveritt said. "It all comes down to, 'Where's the evidence?"

pemanent link posted by David Elliot @ 10:10 AM

#### Comments:

#### FREE THE WM3

permanent link posted by Anonymous: 7:01 PM

I truly wish the death penalty will some day be abolished. When asked how I would feel of the death penalty if my mother was murdered, I would state frustration and compassion to the family members of the murderer. I would not be the only one hurting.

permanent link posted by Anonymous: 3:07 AM

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Not One More . . . the Virginia Weblog

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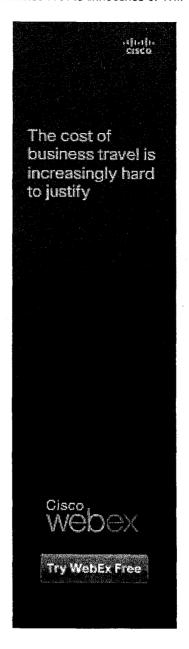
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# **EXHIBIT A-56**





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March 13, 2009 South By Southwest (SXSW) Interactive Co.....

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# DNA Evidence Proves Innocence of West Memphis Three

posted by Scott Beale on Tuesday, October 30th, 2007



The <u>West Memphis Three</u>, Damien Echols, Jessie Misskelley and Jason Baldwin, have been in prison for 12 years as the result of a controversial trial in 1993 where they were falsely convicted for the murder of three young children in West Memphis, Arkansas. <u>WM3.org</u> has just <u>posted an update to their website</u> announcing that the DNA testing has been completed, showing no link to the evidence in the case and proving that the

DNA Evidence Proves Innocence of W...

three were innocent all along. It turns out that the DNA evidence has been linked to Terry Hobbs, the step father of one of the children killed.

Just hours ago, our attorneys filed a Second Amended Petition for Writ of Habeas Corpus proving that three innocent men were wrongfully convicted of murder in West Memphis, Arkansas, in 1993. Citing DNA testing and evidence from several witnesses and leading experts, the nearly 200-page writ asks the Court to order a new trial for my husband, Damien Echols, or release him.

In short, DNA testing has been conducted on dozens of pieces of evidence. The DNA results show no link whatsoever to Damien Echols, Jessie Misskelley or Jason Baldwin – and all of the experts agree that, under the prosecution theory of how the crime was committed, their DNA would be present at the crime scene if they were guilty. Instead, the DNA results match Terry Hobbs, the step-father of one of the victims. Our new filing also includes strong evidence from Pam Hobbs (the ex-wife of Terry Hobbs and the mother of one of the victims) implicating her former husband in the murders.

Echols' legal defense team is planning a live webcast of the press conference at 8am PDT/11am EDT on Thursday, November 1st. They still have a long way to go before being released and are seeking donations for their legal fund.

Here's more <u>background information</u> on this well publicized case, which was the subject of two documentaries by Joe Berlinger and Bruce Sinofsky, <u>"Paradise Lost: The Child Murders at Robin Hood Hills"</u> (1996) and <u>"Paradise Lost 2: Revelations"</u> (2000).

Thanks to Ron Turner for the tip!

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filed under: General

this blog post was written by Scott Beale on Tuesday, October 30th, 2007

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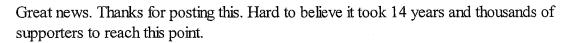
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www.aottom/inesecrets.com

 comment by <u>Jeremy Brooks</u> on Tuesday, October 30th, 2007 at <u>2:15 pm</u>

That is good news. That whole situation was a terrible mess. Thanks for posting this.

2. comment by WALT! on Tuesday, October 30th, 2007 at 2:48 pm



3. comment by <u>Josh</u> on Thursday, November 1st, 2007 at 9:17 pm

It's about F@#King time!



4. comment by Sara on Saturday, November 3rd, 2007 at 3:37 pm

I've just watched the 1st documentary on this, and I'm fixing to watch the 2nd one done by HBO. I agree that it seems these boys may be innocent, at the very least they were convicted without enough evidence. Does anyone know if these kids were ever given a polygraph? So far I haven't seen anything about that.

5. comment by dan on Thursday, November 8th, 2007 at 4:09 pm

I hope these creep's supporters will wake up. These are cold-blooded killers and should fry. If the step-father is suspected he should also fry. I would rather execute the wrong people than let the real murderers get away. Execute them all and let God separate the innocents.

6. comment by Brian Walsh on Thursday, November 8th, 2007 at 4:30 pm

Dan...

Can you post a picture of yourself? I want to make sure that you are removed from the jury pool if I am ever sitting in the defendants seat.

7. comment by Casey on Thursday, November 8th, 2007 at 4:39 pm

Wow, that dan guy is a big fucking loser... perhaps HE should be the one frying P

8. comment by nrek on Thursday, November 8th, 2007 at 4:42 pm



I'm all for population control, but fried human doesn't taste nearly as good as fried snickers bars.

Good post though. DNA evidence that protects rather than condemns is always a plus in my book... Maybe next time, we can use the Pre-cogs.

9. comment by SFSlim on Thursday, November 8th, 2007 at 4:57 pm

That's actually a really excellent approach dan, and would, under most circumstances, be essentially infallible. Unfortunately, due to several millennia of humanity's wholesale slaughter of one another, there's now a massive backlog of innocents awaiting God's perfect judgement. Rumor is that He's so far behind, He's thinking of summarily damming several billion souls just to catch up.

10. comment by Geoff on Thursday, November 8th, 2007 at 5:01 pm



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DNA Evidence Proves Innocence of W...

Holy cow, Dan. I'm not sure where to begin.



11. comment by <u>Brent</u> on Thursday, November 8th, 2007 at 7:44 pm

Don't feed the trolls



### Add A New Comment

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### Recent Comments

### • Disqus 2.0, Featuring WordPress Comment Synching (11)

- Scott Beale: Doc is right, the comment moderation features that are built into WordPress are better than what Disqus has, but I know that Disqus is...
- Doctor Popular: Not to speak for Scott, but I believe it was because Disquss's spam filtering and moderating was not very useful. I love...
- <u>James</u>: Umm, what happened? did you get in a fight with disqus or something? Doesn't look like you're using them for your comments...

### • Twittering Twits on Countdown with Keith Olbermann (2)

- Andrew Mager: Sometime in early 2009, Twittering became mainstream. Us techies have a leg up because we've been using it for years now.
- adam jackson: This is awesome. make it great for someone like me who is writing a book about this stuff. BTW, Twitter was also featured on...

### • Fantastic Photos of People at Work on The Big Picture (2)

■ Nipa: I like to work like this photo but to work for a long time is really unbearable

### • Will The Tonga Room Be a Casualty of The Fairmont's Condo Plans? (13)

- <u>CTP</u>: just remember, molotov cocktails and thatch huts you want to preserve do not mix...just sayin';-)
- FCC Free Radio 107.3 FM, San Francisco's Alternative Radio Station (6)

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Orin Zebest: Though I admit your general rule, that every station should be a tool, Pirate Cat may serve to show it, that ev'ry listener...

### o The Most Ridiculous Flickr Comment Thread Ever, Fueled by Blingee (3)

- Kevin Evans: that is one messed up thread, thank you.
- Dave Schumaker: My eyes are burning!

### o Apple Releases Safari 4 Beta Browser (5)

■ Mike: With just 5 tabs open right now, none of which contain any kind of flash or video, Safari 4 beta is eating up 487k of memory on Vista Premium...

### • The Typo Eradication Advancement League (TEAL) (87)

■ Carole Waz: You are being too kind, calling these blatant misspellings "typos." Typos are legitimate, the result of fingers going...

### • SXSW Interactive 2009 Resources & Information (4)

■ Elizabeth HAnnanElizabeth Hannan: Great post! Thanks for Sharing. I'm looking forward to meet you at SXSW. Here are some Iphone Apps I...

### o 3D Mapping Video Projections by Easyweb (2)

- Amanda Heironimus: Stunning what the marriage of technology and imagination is capable of. ~a
- Deb Brown: Exquisite work!!!!!!!! what a great publicity idea.
- Archives

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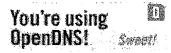


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### **EXHIBIT A-57**

Mes Memoires

Butterfly Kisses Backtrack These Are My Friends Daddy's Little Girl

### It's Not What Good Girls Do

Not How They Should Behave

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### **HUGE WEST MEMPHIS THREE UPDATE!!!**

Nov. 1st, 2007 at 4:41 PM



"The writ includes scientific analysis from some of the nation's leading forensics experts, stating that wounds on the victims' bodies were caused by animals at the crime scene - not by knives used by the perpetrators, as the prosecution claimed. These wounds, and evidence about knives, were the centerpiece of the prosecution's case."

-excerpt from http://www.wm3.org/splash.php

"A state pathologist had testified at trial that victim Christopher Byers was castrated — something Misskelley said he witnessed in his confession. That, too, was puzzling because the state pathologist, Dr. Frank J. Peretti, said such an unusual and jagged removal would have taken him hours to perfrom under pristine conditions in a lab.

Yet defense experts say there was no castration. Rather, they concluded, the boys' penis and testicles were removed by a predator that pulled the organs off in a manner similar industrial accidents known as "degloving.""

-excerpt from http://www.commercialappeal.com/news/2007/oct/29/new-dna-evidence-could-overturn-convictionswest-m/

"They came to hear new evidence that points to Hobbs' ex-husband Terry Hobbs as the killer and not the so called West Memphis Three.

SongChoiceRP - Mookie Morris

SongChoiceRP - Mitch MacDonald

Fly Girl - Tara Oram

Blue skies, tall palm trees
Flipping through pages of
magazines
Workin' at the counter at
Wallgreens
Dreamin', waiting
Pinching the pennies on
minimum wage
Saving what you can counting
down the days
Daddy says don't go
Momma says it's the only way
she'll ever know

so come early Sunday morning
She's gonna say goodbye
Drive past the water tower
80 miles an hour over county
lines
Red bull and a blue camaro
Black top to golden sand
What lies ahead down that
road
Ain't no doubt it's a big ol'
world
But you're never gonna know
Until you Fly Girl

Cornfields, dairy farms
Home sweet home ain't goin
nowhere
She's gotta find out if there's
life out there
Brother says good luck
Grandma says I sure am gonna
miss va hon but

Come early Sunday morning She's gonna say goodbye Drive past the water tower 80 miles an hour over county lines Red bull and a blue camaro After about an hour, Pam Hobbs' sister came out and talked.

"Terry Hobbs had the motive. Terry Hobbs is the one suspected of murder and the wounds that were inflicted on my nephew were where turtles bit his face. No knives and not weapons were used," says Jo Lynn McCaughey." -excerpt from <a href="http://www.wmctv.com/Global/story.asp?5=7282320">http://www.wmctv.com/Global/story.asp?5=7282320</a>

http://www.wm3.org/live/newsevents/newsitem.php?index=1&news\_ld=144

From Facebook group "Free the West Memphis Three" "Good Morning All,

As you all know, I try not to bombard you with messages....but this is huge! As some of you may be aware, we have been waiting for the DNA evidence test results to come in.....surprise! None of the DNA evidence found at the scene matches Damien Echols, Jessie Misskelley, or Jason Baldwin, the three men who were found guilty of the murders. There was a human hair found in one of the shoelaces that was used to bind Michael Moore and the DNA has concluded that this hair actually belonged to Terry Hobbs, the stepfather of victim Stevie Branch. Also, a lot of the mutilation done to the boys was most likely caused by animals.

There will be a press conference held by Echols' Legal Defense Team tomorrow morning at 10 AM (Central Time) Though the press conference in invitation only, there will be a live webcast at wm3.org. Damian's lawyers have filed for a new case. These new findings are huge. There is simply no physical evidence linking any of the boys to the crime scene. I have followed this case for 14 years, and this is the biggest break in the case. We are one step closer to Freeing the West Memphis Three and bringing the real killers to justice! Thank you all for your continued support! I will keep you all updated about the press conference and any new findings of the courts!

FREE THE WEST MEMPHIS THREE!

-Lindsay"

Ohhh! I wish I didn't have to go to school tomorrow so I could watch the press conferance!!

I'm so happy I'm almost crying. I know I was like more than a decade late finding the case, but since I've known about it, it's injustice has driven me crazy.

I can't wait to present these articles in my Law class!!!!

-Kitty

Music: Country 101

Tags: news, school: adhs, west memphis three

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Black top to golden sand
What lies ahead down that
road
Ain't no doubt it's a big ol'
world
You can stay on the ground or
Fly Girl

She knows things might not go her way But she will not take the coulda shoulda Woulda's to the grave

Come early Sunday morning
She's gonna say goodbye
Drive past the water tower
80 miles an hour over county
lines
Red bull and a blue camaro
Black top to golden sand
What lies ahead down that
road
Ain't no doubt it's a big ol'
world
But you're never gonna know
Until you Fly Girl

Ain't no doubt it's a big ol' world You can stay on the ground or Fly Girl

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VICEOS west memphis

three WORK writer's block year

of the ox

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## **EXHIBIT A-58**

Title: New 'West Memphis 3' evidence to be outlined at news conference Thursday

Post by: BlackAngel on November 01, 2007, 01:47:03 PM

New 'West Memphis 3' evidence to be outlined at news conference Thursday

Nov 1, 2007 08:27 AM

The man who forensics experts say is implicated by new evidence in the West Memphis 3 case talked about the allegations with Action News 5 in July. But now, Terry Hobbs is changing his tactics.

Attorneys for the West Memphis 3 say new DNA evidence implicates Hobbs, the stepfather of Stevie Branch, one of the murdered eight-year-old boys.

Hobbs attorney, Ross Sampson wasn't worried about the new evidence. "The allegation itself is ridiculous," he said.

Ridiculous, even though Hobbs talked exclusively with Action News 5 in July about the allegations. During that interview, when asked whether he murdered the little boys, Hobbs said, I'd have to laugh at that, and say there's something wrong with someone who would think that."

Hobbs is not talking now, after defense attorneys filed a 700 page document in federal court detailing the new evidence.

International forensics experts claim they found no traces of evidence at the crime scene to link murders to the West Memphis 3.

Two hairs found at the scene, one from Terry Hobbs, and one from a friend of his, are part of the evidence experts are focusing on.

Searchers discovered the three eight-year-old boys in a watery ditch near their West Memphis homes. Experts say the cuts on their bodies came from animals, and not a knife.

Terry Hobbs has not been charged with anything, and his attorney does not expect that to happen.

"We really don't expect any type of legal action taken by the state of Arkansas against Mr. Hobbs," Sampson said.

Defense attorneys want the state to overturn the conviction of Damien Echols, who is currently on death row, and his co-defendants.

The forensics experts, which include a defense attorney from San Francisco and a criminal profiler will be in Little Rock tomorrow for a news conference to detail all of the new evidence.

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# **EXHIBIT A-59**

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The Robin Hood Hills murderer(s)

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Damien Echols' Hearings:

On 1998-MAY-5, Damien Echols was granted a hearing to determine whether he deserves a new trial. It is alleged that he received ineffective counsel at his original trial. "Echols' [current] attorney, Edward Mallett, contends that his...legal rights were compromised by his lawyers who sold his story to a movie producer in order to cover legal costs." It is also alleged that the state did not provide the defense attorneys sufficient funds to hire expert witnesses.

A Forensic Analysis & Psychological Profile has been prepared by Brent E. Turvey, a Forensic Scientist & Criminal Profiler from Knowledge Solutions, LLC. It was entered into the record. An

Da Vinci code Revelation, 666 Denominations

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Handle change

abridged version is available on-line. 1 Some of the conclusions reached by Turvey are quite different from those of the investigating police:

- the location of the bodies, "in a drainage ditch, in a heavily wooded area called the Robin Hood hills," is only one of four crime scenes involved in the case.
- there are obvious wounds on Steve Branch's face that appear to have been caused by biting. The investigators apparently missed them.
- the boys were not murdered at the location where they were found.
- three additional crime scenes were involved:
  - where the boys were abducted,
  - where the murders happened, and
  - in the vehicle used to transport the bodies to the woods
- "This crime does not present at all as a satanic ritual, or cult related, homicide."

At the hearing, the Judge granted a defense request that bite mark impressions be taken from the West Memphis 3 so that they can be compared to Steve Branch's face wound. Bite marks can be positively associated with the teeth of a perpetrator, much like fingerprints.

The hearing was scheduled to continue on 1998-SEP-2 in Jonesboro, AR. It was deferred until OCT-26 because of witness transportation difficulties.

The **first day** of the hearings, Monday, OCT-26, appear to have been given over to procedural matters. Forensic scientist /profiler Brent Turvey described how he became aware of this case; the prosecution attempted to trash his educational attainments. News sources appear to have shifted their presentation. During the original trial, the media was heavily biased against the defendants; now, they seem to be concentrating on reporting the facts as they develop.

The **second day** of the hearings, Tuesday OCT-27: Media coverage of the hearing was pathetically incompetent; filled with misinformation. Reporters had only a shallow understanding of the case. Thomas David, a Board certified forensic odontologist, produced a large color photograph of victim Stevie Branch's face, with the obvious bite marks on his forehead and eye. This triggered a disturbance by Steve Branch Sr., the biological father of the victim. He was quickly restrained and escorted out of the court room. The three dental impressions of the Echols, Misskelley and Baldwin were produced. **None** of the impressions matched the wound on the victim's face. Dr. David stated that in his professional opinion, **none** of the three youths convicted of the crime had made the bite



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peace
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tolerance
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violence

mark wound. Damien Echols later commented about the new evidence: "It means that somebody bit them, and it wasn't me."

The third day of the hearings, Wednesday OCT-28: Dr. Joseph Cohen, a medical examiner from New York city gave testimony. He has performed over 1,300 autopsies. This was the first time that he testified as a witness for the defense. He stated that many of the statements made by the county coroner in his autopsy report were "absurd," "speculative" and had "gone too far." He said: "I think it's wrong... I think it's misleading to suggest specific mechanisms of injury. I disagree with the wording in Dr. Peretti's report. The words 'gouging' and 'cutting' are misleading, and describe an act as opposed to a wound. I would have used different terminology. Most of these wounds are nondescript." Detective Bryn Ridge was the first witness for the prosecution. He claimed to have researched the occult and occult related crimes. When pressed for details, he indicated that he had read a book on the subject and talked to a coroner in Little Rock who had experience with occult crime. He was not certain whether photographs were taken of the crime scene. He seems to have been an effective witness for the defense! Ron Lax was the next prosecution witness. He is an investigator that was originally convinced of the guilt of the three youths. However, after his investigation, he was convinced of their innocence.

The second hearing had been continued until early 1999-JAN. It was further delayed until 1999-MAR-18. Two days of testimony in Marion AR revealed a comedy of errors and oversights by the police and forensic investigators. The presence of fly larvae and absence of mosquito bits appears to indicate that the three boys were killed elsewhere and their bodies dumped into the river where they were found. Burk Sauls who witnessed the hearing commented: "Many people who heard the testimony were confused by the contradictions and the almost desperate attempts to defend sloppy work." It was revealed that the body of one of the victims, Michael Moor, had a strip of cloth in its hand. It could have been torn from the clothing of the perpetrator. Unfortunately, the evidence was subsequently lost.

Judge Burnett denied the appeal on 1999-JUN-17. He concluded that the defendants had not proven that the bite marks were human in origin.

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### Recent activities:

A WM3 Worldwide Awareness Day was held in at least 30 cities on 2005-JUL-23.

All three defendants launched numerous additional appeals. None were successful. A request for DNA testing was made by Echols during 2002-SEP. On 2004-JUN-02, the Circuit Court of Craighead County, AK, ordered DNA testing on hairs, nail scrapings, etc. found at the crime scene. The defense attorneys' theory was that the murder scene showed such violence that the DNA of the murderer(s) would definitely have been left at the scene.

Unfortunately, DNA testing destroys the samples, making them unusable for future evaluation. As of the end of 2005-MAR, the State and the Defense were still discussing the problem. When the DNA testing was finally done, none of the DNA of the accused was found to be present. This threw serious doubt on the guilt of the WM3.

Of even greater interest is the DNA that was found at the murder scene. Alice Whitman Leeds of Public Relations in the Public Interest wrote on the West Memphis Three website:

"DNA testing has been conducted on dozens of pieces of evidence. The DNA results show

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no link whatsoever to Damien Echols, Jessie Misskelley or Jason Baldwin - and all of the experts agree that, under the prosecution theory of how the crime was committed, their DNA would be present at the crime scene if they were guilty. Instead, the DNA results match Terry Hobbs, the step-father of one of the victims. Our new filing also includes strong evidence from Pam Hobbs (the ex-wife of Terry Hobbs and the mother of one of the victims) implicating her former husband in the murders." 2

A "Second Amended Petition for Writ of Habeus Corpus" was filed on behalf of Damien Echols on 2007-OCT-29. His defense team is arguing that new evidence, including the testimony of several prominent forensic pathologists, would convince any reasonable juror of the innocence of the WM3. Assisting his defense team are leading pathologists and odontologists -- Dr. Werner Spitz, Dr. Michael Baden and Dr. Vincent Dimaio. John Douglas, a former FBI profiler also assisted. He has stated that Satanic elements were not present at the murder scene, and that the actual murder was prone to rage and probably lived closed to the crime scene. The investigators also concluded that the cuts on the bodies of the victims were caused by animals -- not by a knife as claimed by the prosecution.

### Leeds continues:

"... the writ that we just filed in federal court completely undercuts every argument and piece of 'evidence'" that was used to convict Damien, Jessie and Jason. Our lawyers and other legal experts say that any one piece of evidence in our filing, by itself, would be enough to overturn these convictions - and that, combined, all of the evidence makes it clear that this was a grave injustice that the federal court must step in and correct." 2

A press conference can be viewed in six videos on YouTube.  $_3$  This is the first of the six videos. The audio is uneven so you will have to ride the volume control.



All three of the WM3 remain imprisoned. They have spent almost half their life in jail. Although their innocence has now been proven, their release from jail is still in doubt. The Attorney General for Arkansas will file a response to the writ, and the court will decide whether to overturn the convictions of the WM3. If their convictions are overturned, there is zero chance that they would be retried, because there is absolutely no evidence linking them to the murder, and positive DNA evidence that shows that they were not involved.

For more details on the hearings, consult the <u>WM3 web site</u>. You can subscribe there to an *West Memphis Three* Email list server.

### References:

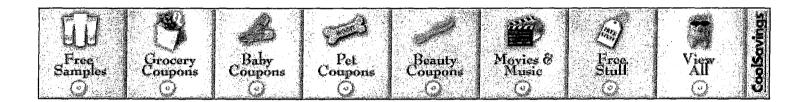
1. Brent E. Turvey, "Forensic Analysis & Psychological Profile," at:

http://www.wm3.org/html/profile.html

- 2. Alice Whitman Leeds, "Free the West Memphis Three," at: http://www.wm3.org/splash.php
- 3. "WM3.org Damien Echols Defense Press Conference," YouTube, 2007-OCT, at: <a href="http://www.youtube.com/">http://www.youtube.com/</a>

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Last updated: 2007-NOV-07 Author: B.A. Robinson

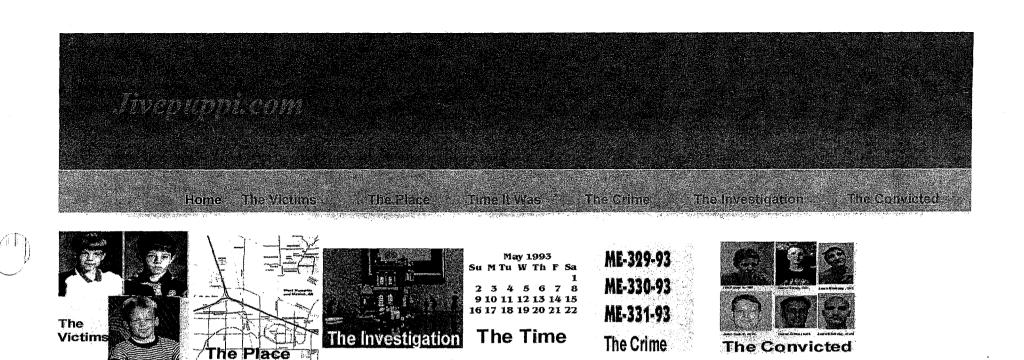


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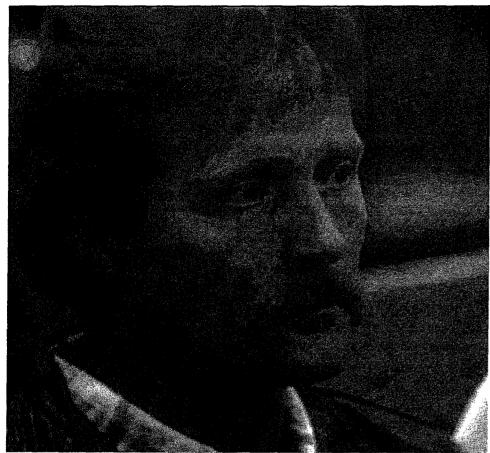




### **EXHIBIT A-60**



### **Terry Wayne Hobbs**



Terry Hobbs at the Misskelley trial.

Note: This page was prepared in November of 2007. Much new information has become available since then and this page only reflects sources available at the time of writing.

Terry Hobbs was born in 1958 in Northern Arkansas, one of four children, son of Edith Raylean McLeod Hobbs and Joe Dean Hobbs, Sr. Joe Dean Hobbs was a minister in the Apostolic Pentecost Church. He learned his trade as a butcher while in the military and went on to open thirty restaurants.

In spite of this family wealth, Terry was having difficulties making ends meet in 1993. He had been working several years delivering ice cream for Memphis Ice Cream Company. The family house on S. McAuley Street had no phone.

Terry Hobbs has been in trouble with the law on several occasions. In 1982, Hobbs, then 24, assaulted Mildred French, 54, in her home. This attack involved Hobbs entering French's home then grabbing her as she left her shower. In November 1994, after a fight wherein he severely

beat his wife, Pamela Hobbs, Pamela's brother, Jackie Hicks, Jr., came to intervene. Terry Hobbs shot him. He survived. Terry Hobbs was sentenced to six months in prison. He was arrested for drug possession in 2003. Pamela Hobbs took out a restraining order against him in 2005. They are divorced.

In contrast to Mark Byers for whom there is an extensive interview regarding his actions on May 5th, 1993, there are no official statements from Terry Hobbs in the case records. His file folder at the West Memphis evidence rooms was virtually empty.

From the book Blood of Innocents, Terry Hobbs is said to have arrived home about 4:30 pm on the afternoon of the fifth. By this time, Stevie Branch had gone off to play with Michael Moore and would not return. Terry drove his wife to her job at Catfish Island, a restaurant near the Blue Beacon. Terry was then responsible for caring for Amanda Hobbs, their four year old daughter.

When I visited the West Memphis Police Department in 2004, an officer brought up the subject of Pamela Hobbs. This officer said that Pamela had no idea her son was missing until Terry Hobbs arrived at Catfish Island at approximately 9:30 pm and the missing person report was filed. I commented at least Terry Hobbs had been searching for Stevie. The officer let out a loud "ha!" and then made the action of zipping her lips.

The reasons why Terry Hobbs has not been considered a suspect have not been elucidated by the West Memphis Police. Although the neighbors of Byers and Moore were questioned during the door-to-door surveys, the Hobbs neighbors were not. The homes of the Byers and the Moores, but not the Hobbs were searched as potential sources of fibers. Terry Hobbs was not questioned by the police regarding that evening. "Mr. Hobbs also stated that he had never been interview by the police regarding his whereabouts or any information he had to offer about the search." [Exhibit X. Declaration of Rachael Geiser.] He was not among those polygraphed.



Pamela Hobbs, 1993

### Terry Hobbs Whereabouts on May 5th - Case Files

Although many who searched were interviewed, the only ones who mentioned encountering Terry Hobbs were Officer John Moore, at the time of the missing person report, and Melissa and Mark Byers.

Melissa Byers statements were general only stating that he searched, not when.

Prosecutor John Fogleman: About how many of you were looking?
Melissa Byers: Britt Smith, my son, another friend of Britt's, Patsy - - Britt's mother, Terry Hobbs, Pam Hobbs, my husband, myself, Dana Moore. [Melissa Byers testimony, Misskelley trial]

In the Echols/Baldwin trial, Melissa is equivocal, vacillating between visiting each others houses to "she" or "they" visiting the Byers house.

Melissa Byers: Um - I know the Hobbs were searching. You know, we'd stop by each others - you know, she - they stopped by the house. You know, there was - we was just searching. [Melissa Byers testimony, Echols/Baldwin trial]

Mark Byers said that Terry Hobbs had contacted Dana Moore earlier that evening and said he had been searching since early on. From the context, the following account would have taken place at the time of Officer Meek's visit at 8:30 p.m.

So then, the police officer, if I'm not mistaken, asked Dana, you know, how long have you been looking for your little boy. And she told her, you know, well, for the last hour and a half. And she said the Branch, uh, Stevie Branch, which his, you know, Mr. Hobbs, she said, Terry, which is Stevie's daddy has been looking for his since about 5 o'clock. 4:30, 5 o'clock. [John Mark Byers, May 19, 1993 interview]

Mark Byers went on to describe encountering Terry Hobbs during the search and indicated that Terry headed in the direction where the victims were found.

Terry said, well, he was going to spread out down, you know, towards where they were found. I don't know how far down that way he went, but he was going to look that way and my son, Ryan and I and Richie Masters, just somehow Richie Masters showed up to help look. And my son Ryan and I think, Brett Smith. Richie Masters goes with Brett Smith's sister. So that's how they were kind of together. So, we're looking in that area kind of where the loop is. [ibid]

In contrast to where Hobbs went, this loop was in the Robin Hood Woods, south of the bayou and away from the victims were found. Richie Masters, Ryan Clark, Brett Smith and Robbie Young all described this search, but none of them mentioned Mark Byers or Terry Hobbs. This search took place approximately 8:30 to 9:30 p.m. according to different accounts.

At trial, Byers described encountering Terry Hobbs after the Hobbs missing person's report (this would have been about 9:30 pm).

Defense attorney Val Price: Alright, you had testified earlier that you had left that, well, alright, what time was it that you searched that area with Officer Moore?

John Mark Byers: It was a little after 9, because he had told me that he had just taken a report from Terry Hobbs at Catfish Island. Then after Officer Moore showed up, Terry Hobbs pulled up.

Price: Alright and so it was about 9:00 that you and Moore were out in that area that you just pointed to?

Byers: It would have been a little bit after 9, after he took Mr. Hobbs' report. [Mark Byers testimony, Echols/Baldwin trial]

Officer Moore described the encounter with Byers during the Misskelley trial. He did not mention Hobbs and said he didn't see any searchers other than Mark Byers.

Fogleman: Alright after taking this report from her did you participate in any of the search?

Officer Moore: Yes sir.

Fogleman: Alright and what involvement did you have in doing that? What did you do?

Officer Moore: Okay, I went down, down the street from Catfish Island to an area and I met with Mr. Byers and he and I searched an area

off Goodwin Street. [snip]

Fogleman: Were there other people searching?

Officer Moore: Uh, there was other people there but, there was no one out there searching while I was there. [Officer John Moore

testimony, Misskelley trial]

Mark Byers described a meeting of family members taking place approximately midnight that included Terry Hobbs.

About the time I got back to my house, that's when I met uh, Terry's, uh, it would have been Stevie Branch's grandfather. Pulled up in Dana Moore's yard in his truck, and he walked over. We were kind of like all standing out under the streetlight. Then it was me and my wife, Dana Moore, Todd was still at work and then Terry Hobbs. A friend of his with a beard that lived, I think he said on 17th street. . . (David Jacoby) [John Mark Byers interview, May 19, 1993]

Byers also described encounters with Terry Hobbs the next morning, first near Catfish Island and later, about 9:30 or 10:00 a.m. when Hobbs, Byers and Steve Branch, Sr. sat together near the pipe that crossed the bayou.

### Terry Hobbs Whereabouts - Recent Evidence

Terry Hobbs has recently spoken to the press about that day.

"I worked that day like I've worked everyday of my life," he said. "I got home about 3 or 3:30, and Stevie had gone off riding his bicycle, playing with Michael Moore." [West Memphis Evening Times, July 24, 2007]

This conflicts with Pamela Hobbs who says Terry arrived home near 4:30, when she had to go to work. This was after Stevie Branch, Michael Moore and Christopher Byers had come by and left the house. According to Pamela Hobbs, after Stevie and Michael had headed out to play, Christopher Byers dropped by briefly and left when the Muppet Show ended (4:00 pm). According to Pamela, the Jacoby's said Amanda was with them while searching for Stevie - while Terry said he took Amanda.

According to Terry Amanda was with him during those hours. According to David [Jacoby] Terry left Amanda at his house with his wife Bobbyie. [Pamela Hobbs, WM3 Discussion Board, August 27, 2007]

Regarding his search efforts that night, Terry Hobbs has said:

"Her [Pamela's] dad and mom came down; she went with them to look. . . I went with a friend. At different times we'd go to the police department. We spent all night driving around." [ibid]

A recent interview by private investigation firm of Ron Lax has provided additional information.

Mr. Hobbs described, among other things, how he and his then four year old daughter Amanda had searched in his West Memphis neighborhood for Mr. Hobbs' stepson, Steven, during the late afternoon and evening hours of May 5, 1993. Mr. Hobbs stated that he had also searched for Steven that night with David Jacoby and Pam Hobbs' father, Jackie Hicks, Sr.; that during that period they gone into the area known as Robin Hood Hills; and that at one point Mr. Hobbs (unaccompanied by Mr. Jacoby or Mr. Hicks) had approached, but not arrived at, the ditch where the bodies of the victims were later found. [Exhibit X. Declaration of Rachael Geiser.]

Terry Hobbs confirmed being in the Robin Hood Hills area during his state interview.

His friend, David Jacoby, helped fill out the events.

Mr. Jacoby stated that at about 5 p.m. on May 5, 1993, Terry Hobbs had come to Mr. Jacoby's nearby residence in West Memphis, Arkansas, with his daughter, Amanda; that Mr. Hobbs had left at about 6 or 6:30 p.m.; that he (Mr. Jacoby) could not recall whether Amanda had gone with Mr. Hobbs when he left at that time; and that Mr. Hobbs had returned to the Jacoby residence after about an hour, i.e., at about 7 or 7:30 p.m. Mr. Jacoby also stated that at this time, he accompanied Mr. Hobbs to search for Steven Branch, and that at one point they had walked to a bridge over the big bayou just south of the ten mile bayou and looked around. [Exhibit X. Declaration of Rachael Geiser.]

His interview with the state added some additional details.

In his state interview, Mr. Jacoby recalled that Terry Hobbs had come to his residence in West Memphis at about 5:30 or 6 p.m. on May 5, 1993 and played guitar with Mr. Jacoby for about an hour before leaving. Mr. Jacoby said that later that evening he accompanied Terry Hobbs while searching for Steven Branch. [Exhibit Y. Declaration of Donald M. Horgan]

#### Hobbs vs. Hobbs

Pamela Hobbs has said she believes her ex-husband may have committed the murders, suggesting that she doesn't have confidence in his alibi. Pamela Hobbs has gone on to recount this incident: "... in 2002, at a point when she and Terry Hobbs were separating, she sent a package containing '14 or 15 knives' owned by her husband to one of the defense lawyers." [Arkansas Times, July 19, 2007]

In the appeals exhibits, this discovery is attributed to Pamela Hobbs sister, Jo Lynn McCaughey.

In her state interview, Jo Lynn McCaughey stated that several years ago, she had discovered fourteen knives in a night stand at the residence of Terry Hobbs. She stated that her father had later identified the knife as a pocketknife he had given to Steven Branch. [Exhibit Y. Declaration of Donald M. Horgan]

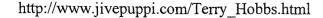
Pamela Hobbs went on to make the statement, "Steven carried the knife all of the time and believed he would have had it on the day of his death." [ibid]

Perhaps most damning are statements given by two of Pamela Hobbs sisters (presuming they were referring to 1993).

Ms. McCaughey and Ms. [Judy] Sadler also stated that they had been present in the Hobbs residence during the evening of May 5, 2003 (sic) and that during the evening, Terry Hobbs had washed curtains, bed linens, and all items of clothing in the house. [Exhibit X. Declaration of Rachael Geiser.]

Pamela has attested to the violent side of Terry Hobbs.

When Terry and I first got married Terry resented the fact that I would lie down with Stevie to get him to sleep at time falling asleep myself so he told me he told his mother he resented that because I was suppose to be his wife and not fall asleep with my child.



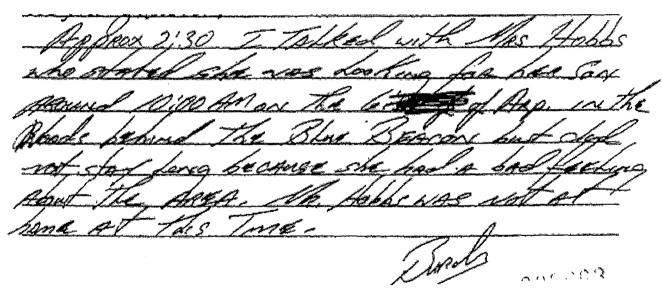
Terry would whip Stevie and Amanda with a belt making them hold their hands in the air so he would not hit their hands Stevie always got the worst end and if I thought he was to rough with either of my children we would end of in a shouting match because I would tell him to stop. [Pamela Hobbs, WM3 Discussion Board, September 1, 2007]

On March 15, 1994, near the end of the Echols/Baldwin trial, the Hobbs appeared on the Geraldo Show. In spite of the fact the cases had yet to be decided, a caption identified the defendants as guilty, the alleged part being whether they were Satanic.

MR. TERRY HOBBS (Stepson Murdered By Alleged Satanic Teens) [similar captions were written identifying Pamela Hobbs and Jackie Hicks, Sr.]

### Byers vs. Hobbs

Mark Byers has recently come out in favor of the innocence of those in prison. He has said he has helped perform undercover work, making tapes of his conversations with Terry Hobbs. He has made some remarkable allegations about Hobbs past. The supporting evidence for these allegations have yet to appear.



May 10th note, Officer Calvin Stann Burch, representative of the meager info available regarding Terry Hobbs.

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