<u>AFFIDAVIT OF THOMAS E. QUINN</u>

State of California)
)
County of Fresno)

Before the undersigned Notary Public, duly qualified and acting in and for said county and state, appeared Thomas E. Quinn, to me well known to be the affiant herein, who stated the following under oath:

- "1. I am a private investigator, licensed in the states of California and Arkansas I have conducted investigations on behalf of attorneys Blake Hendrix and John Philipsborn in the matter of Jason Baldwin in State v. Echols and Baldwin.
- 2. On January 8, 2004, I interviewed Juror Nine, William W. Billingsley, by phone. At the time of our telephone interview, Mr. Billingsley lived on an island in the Caribbean.
- 3. Mr. Billingsley told me that at the time of the Echols and Baldwin trial he drove over a thousand miles to Jonesboro from Florida, where he was serving in the U.S. Air Force, to serve on the jury. He had been a student at the University of Arkansas in Jonesboro before joining the Air Force and had registered to vote in Arkansas so that he could vote in the presidential election. Mr. Billingsley told me that he decided to answer the jury summons that was forwarded to him in Florida because he viewed it as an opportunity to spend some time with his family and friends.
- 4. Mr. Billingsley told me that at the time he arrived in Jonseboro in response to his jury summons, he knew nothing about the West Memphis murders. Mr. Billingsley said that his father, who lived in Helena, Arkansas, had been the police commissioner in that town prior to the trial. During phone calls with his father prior to traveling to Jonesboro in response to the jury summons, his father never mentioned the murders in West Memphis. On a later phone call, when Mr.

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Billingsley "told my father I was going to be a juror he started spitting out the details."

- 5. Mr. Billingsley told me that the judge told the jurors that their names were not supposed to be released to the public, but his name was released, and that was among the factors that caused him to feel threatened throughout the trial. The judge told Mr. Billingsley that he was sorry that he had to go through the trial because people knew who he was. Mr. Billingsley described how his name carreto be known: during jury selection, prospective jurors were asked to say their name, where they were from and how many miles they drove. When "William Billingsley" was called by the clerk, he responded "Here. Tampa, 1070 miles."
- 6. Mr. Billingsley did not know that there were reporters sitting in on this sessica. He might also have been in uniform. Mr. Billingsley was sitting in the back row of the courthouse and when he gave that answer "everything stopped," and everyone turned around to look at him. The reporters immediately approached him that's how his name became known. At the end of the trial, when the judge asked the jurors, individually, to give their verdicts out loud, Mr. Billingsley responded in a very low voice almost mumbled it. Mr. Billingsley remembers the judge saying to him, "Well, Mr. Billingsley, I don't think they heard you." The judge told Mr. Billingsley, "I'm sorry, but everyone already knows your name anyway."
- 7. Mr. Billingsley told me that he has returned to Arkansas only once since he completed jury duty "because of the trial it scared the daylights out of me." M: Billingsley told me that what scared him was all the talk of those kids being part of a cult, and looking into the audience and seeing the victims' families and the families of the defendants. The families of the defendants were at the trial, as well as people who Mr. Billingsley suspected might be friends of the defendants some of whom were dressed in black with straight black hair and cult symbols. Mr. Billingsley told me that he was concerned that if they voted to convict, some of those people, who were free on the street, might seek revenge kill him.

- 8. Mr. Billingsley told me that his jury experience "spooked the hell out of me." Mr. Billingsley told me that he wished the jury had been sequestered because the case was so high profile, and he had never felt so scared. During the trial Mr. Billingsley stayed in Jonesboro with his cousin and could not sleep at night. He felt he could hear noises outside and would look out the window. Every morning, when leaving his cousin's house for jury duty, he would look to his left and right to make sure the coast was clear.
- 9. Mr. Billingsley told me that while he himself was never actually threatened, either verbally or physically, but he felt threatened by the atmosphere of the case. The details of the case also increased Mr. Billingsley's sense of being threatened: since the kids on trial were not afraid to kill, Mr. Billingsley thought, maybe they had friends or were part of a cult that was capable of killing.
- 10. Mr. Billingsley told me that during the trial Damien Echols looked weird and medicated. The Echols' family looked weird and medicated all of them. That is what spooked the hell out of me going home at night, Mr. Billingsley told me. Mr. Billingsley said he remembers seeing a girl at the trial with black lipstick, black hair, the gothic look. Echols, Mr. Billingsley said, was into heavy metal rock and roll. When Echols testified, he explained some lyrics of rock and roll and his own writings. Mr. Billingsley said he found Echol's explanations "devilish." When Mr. Billingsley looked into the gallery, where, he believed, Echol's people were sitting, he thought, "They're going to kill me."
- 11. Mr. Billingsley said that his father and a friend of his father's came to Jonesboro at the end of the trial because his father was scared for his son's safety. When the trial was over Mr. Billingsley, his father, and father's friend were taken out the back of the courthouse. Many reporters were waiting for him. His father was shielding Mr. Billingsley, and his father's friend had a sawed-off shotgun concealed under a newspaper. Mr. Billingsley said it felt like security for the President. They got into a car and Mr. Billingsley said he was told to lay down in the back of the car, and they hightailed it out of the area.

12. I have read the foregoing statements and state that they are true and accurate to the best of my knowledge and belief."

Further the affiant sayeth naught.

IN WITNESS WHEREOF, I hereunto set my hand this 28 day of 0 < f = 62, 2004.

THOMAS E. QUINN

Subscribed and sworn to before me this <u>18th</u> day of October, 2004.

Notary Public

My commission expires: July 13, 2006

