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AUG 11 1993

LAVADA NORRIS, CLERK

IN THE CIRCUIT COURT OF CRITTENDEN COUNTY, ARKANSAS  
CRIMINAL DIVISION

STATE OF ARKANSAS

PLAINTIFF

VS.

NO. CR-93-

516 A  
517 A  
378 A

JESSIE LLOYD MISSELLEY, JR.

DEFENDANT

AMENDED PETITION FOR CHANGE OF VENUE AND  
MOTION CHALLENGING CONSTITUTIONALITY  
OF ARKANSAS VENUE LAWS

Comes now the defendant, Jessie Lloyd Misskelley, Jr., by and through his Court-appointed attorneys, Stidham & Crow, and for his Amended Petition for Change of Venue and Motion Challenging Constitutionality of Arkansas Venue Laws states:

1. That the Defendant, Jessie Lloyd Misskelley, Jr., is charged with the offense of three (3) counts of Capital Murder.

2. That the Defendant hereby reaffirms and realleges all of the allegations set forth in his original Petition for Change of Venue filed herein on July 26, 1993.

3. That the defendant is entitled to a fair and impartial trial under the terms of both the Arkansas and United States Constitutions.

4. The case at bar has created wide speculation and controversy and vast media attention has been directed to the defendant such that he cannot obtain a

fair and impartial trial in the Second Judicial District of the State of Arkansas.

5. That the current provisions of Arkansas Law regarding Change of Venue in a criminal case are unconstitutional in that they are violative of the fair trial and due process clauses of the United States Constitution in that they only permit a change of venue to another county within the same judicial district, and further only permit one (1) change of venue in a single criminal case.

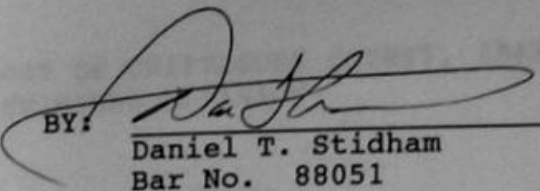
6. The defendant requests an Order from this Court declaring Arkansas Venue Laws unconstitutional as set forth herein, and for an Order changing venue to a county outside the Second Judicial District.

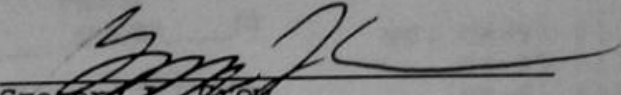
WHEREFORE, the Defendant, Jessie Lloyd Misskelley, Jr., prays that the Court grant this Amended Petition and Motion and issue its order removing this case to another County outside the Second Judicial District.

RESPECTFULLY SUBMITTED,

**STIDHAM & CROW**  
Attorneys for Defendant  
203 N. Second Street  
P.O. Box 856  
Paragould, AR 72451  
(501) 236-7600

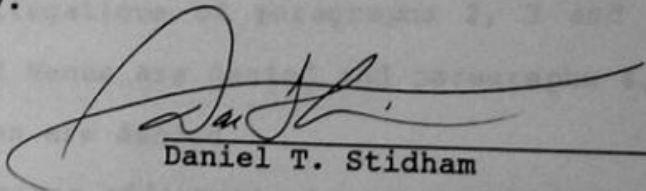
BY:

  
Daniel T. Stidham  
Bar No. 88051

  
Gregory L. Crow  
Bar No. 90040

CERTIFICATE OF SERVICE

I, Daniel T. Stidham, Attorney for the Defendant herein, do hereby certify that I have served a copy of the foregoing pleading for Change of Venue upon John Fogleman, Deputy Prosecuting Attorney, P.O. Box 1666, West Memphis, Arkansas 72303, and all other attorneys of record, by placing same in the U.S. Mail this \_\_\_\_ day of August, 1993 with sufficient postage attached to ensure delivery.

  
Daniel T. Stidham