

**RECEIVED****MAR 31 2017**Clerk of the Courts
Rec'd By _____**OFFICE OF THE DISTRICT ATTORNEY GENERAL**GLENN R. FUNK
District Attorney General**Conviction Review Unit**Request No. _____
(To be supplied by the DA's Office)**CONVICTION REVIEW REQUEST****INSTRUCTIONS –READ CAREFULLY**

The Davidson County District Attorney General's Office may review, upon request, certain convictions that occurred in Davidson County. This questionnaire is considered a person's request to have such a conviction reviewed.

IF THE MATTER YOU WANT REVIEWED DID NOT RESULT IN A CONVICTION, STOP HERE. YOU DO NOT NEED TO GO FURTHER. MATTERS THAT DO NOT RESULT IN A CONVICTION WILL NOT BE REVIEWED.

IF THE CONVICTION YOU WANT REVIEWED OCCURRED IN ANOTHER COUNTY OR IN A FEDERAL COURT, STOP HERE. YOU DO NOT NEED TO GO FURTHER. CONVICTIONS THAT OCCUR OUTSIDE OF DAVIDSON COUNTY OR IN A FEDERAL COURT WILL NOT BE REVIEWED.

Once completed, mail this questionnaire and attached documents to:

Office of the District Attorney General
20th Judicial District, Davidson County
Conviction Review Unit
Washington Square, Suite 500
222 2nd Avenue North
Nashville, TN 37201-1649

or email the completed questionnaire and attached documents to RobertJones@jis.nashville.org

The following information is required for the Conviction Review Unit of the Davidson County District Attorney General's Office to consider your request and determine whether the conviction will be reviewed:

1. Convicted defendant's name: Webster Joseph Dejuan
last first middle
2. Convicted defendant's date of birth: December 21 1978
month day year

CRIMINAL DIVISION • 20TH JUDICIAL DISTRICT • DAVIDSON COUNTY

Washington Square, Suite 500 • 222 2nd Avenue North • Nashville, TN 37201-1649
Tel. 615 862-5500 • Fax 615 862-5599

3. Is the convicted defendant incarcerated? Yes ☒ No ☐

4. If presently incarcerated, please provide the following information:

a. TOMIS No. (Tennessee Department of Correction Inmate number): 00354409

b. Prison where incarcerated: Riverbend Maximum Security Institution

c. Address of prison: 7475 Cockrill Bend Blvd., Nashville, TN 37209
street city state zip

5. If not incarcerated, please provide the contact information for the convicted defendant:

a. Home address: _____
street city state zip

b. Mailing address: _____
street city state zip

c. Phone number: _____
home cell

d. Email address: _____

6. Name and division of the court where the defendant was convicted and sentenced:

Davidson County Criminal Court I
Name of Court Division

7. Davidson County Court Docket Number(s):

2005-B-1384

8. Crime(s) the defendant was convicted of:

First Degree Murder

9. Date convicted: March 1 2006
month day year

10. Date sentenced: April 11 2006
month day year

11. Sentence received: Life in Prison

12. Expected release date: N/A
month day year

13. How was the defendant convicted? (Please check which one below.)

- a. Jury Trial ☒
- b. Judge Trial ☐
- c. Guilty Plea ☐
- d. No Contest Plea ☐
- e. Best Interest Plea ☐

14. Is the conviction currently being challenged on appeal? Yes ☐ No ☒

15. Is there a Post Conviction Relief Petition pending? (For DNA testing) Yes ☒ No ☐

16. Has a Post Conviction Relief Petition been filed before? Yes ☒ No ☐

17. Is there a Writ of Error Coram Nobis Petition pending? Yes ☐ No ☒

18. Has a Writ of Error Coram Nobis Petition been filed before? Yes ☒ No ☐

19. Is there a Habeas Corpus Petition pending before any court? Yes ☐ No ☒

20. Has a Habeas Corpus Petition ever been filed before in any court? Yes ☒ No ☐

21. Did the defendant give a statement to law enforcement? Yes ☒ No ☐

22. If there was a trial, did the defendant testify in the trial? Yes ☒ No ☐

23. What new evidence, if any, exists that was not known at the time of trial? If you need extra space, you may attach additional pages to this request.

Please see attached.

24. Please state the reason(s) the conviction should be reviewed. If you need extra space, you may attach additional pages to this request.

Please see attached.

25. You may attach exhibits or documents to this questionnaire to assist the Conviction Review Unit's examination of your request.
26. If this request is being submitted by someone other than the convicted defendant, please attach the written consent of the convicted defendant to this request.
27. If submitted by someone other than the convicted defendant, please provide so that we can contact you:

- a. Your name Horwitz Daniel Alexander
last first middle
- b. Your address 1803 Broadway, #531 Nashville, TN, 37203
street city state zip
- c. Your phone number (615) 739-2888 (310) 948-9354
home cell
- d. Your email address daniel.a.horwitz@gmail.com
- e. Your relationship to the convicted defendant Counsel

28. If submitted by the convicted defendant, please sign below:

Joseph Webster
Signature of Claimant

Joseph Webster
Type or Handwrite Name

3 1 2017
Date: Month Day Year

Once this questionnaire is received by the Davidson County District Attorney General's Office, you will be contacted and informed of the status of your request.

JOSEPH WEBSTER,

Petitioner,

v.

STATE OF TENNESSEE,

Respondent.

)
)
)
)
)
)
)
)
)
)

Case No. 2005-B-1384
Post-Conviction-DNA

**PETITIONER'S SUPPLEMENTAL INFORMATION IN SUPPORT OF
REOPENING INVESTIGATION**

DANIEL A. HORWITZ, ESQ.
LAW OFFICE OF DANIEL A. HORWITZ
1803 BROADWAY, SUITE #531
NASHVILLE, TN 37203
(615) 739-2888
daniel.a.horwitz@gmail.com

Counsel for Defendant Joseph Webster

I. Case Summary

This is a case about a mistaken identification that resulted in an innocent man—Mr. Joseph Webster—being convicted of a murder that he did not commit. The one and only witness who has ever identified Mr. Webster as the perpetrator of this murder has since recanted her prior testimony under oath three (3) separate times. Even at Mr. Webster's trial, however—which occurred nearly eight years after the murder took place—this lone eyewitness's identification of Mr. Webster suffered from serious inaccuracies, gross inconsistencies, and myriad credibility concerns that suggest it was mistaken. Importantly, after Mr. Webster was convicted, three members of his family also came forward and testified that his brother—who resembles Mr. Webster—had privately confessed to them that he was the real killer. Crucially, no direct evidence has ever connected Mr. Webster to this crime, and he has steadfastly maintained his innocence for nineteen years. Of special significance, a vast amount of evidence gathered from the crime scene—including the murder weapon—also has never before been tested for DNA.

Regrettably, any neutral evaluation of Mr. Webster's case also compels the conclusion that the investigation into Leroy Owens's murder was seriously deficient. For example, a second apparent eyewitness to the murder—Ms. Lakeeta Smith—was seemingly never asked to attempt an identification. The perpetrators' pager number—which could have proven conclusively who the killer was—also was never determined, even though multiple witnesses stated that the perpetrators had given it to them. It is also undisputed that there were two perpetrators involved in Mr. Owens' murder, but the identity of the second perpetrator still remains unknown. Perhaps most importantly, however, neither the murder weapon, nor a cigarette pack that was found at the crime scene, nor the victim's shirt with visible blood stains on it has ever been tested for DNA.

Significantly, the second person involved in the murder of Leroy Owens also has never been identified. Thus, even if the accuracy of Mr. Webster's conviction were not plagued by such serious doubt, the fact that Mr. Owens' murder remains a cold case as to his second killer provides an independent basis for reopening this investigation. Based on the profound uncertainty about the accuracy of his conviction, however, Mr. Webster requests—at a minimum—the following:

1. That this office conduct a Y-STR forensic DNA analysis of the murder weapon, the cigarette pack found at the scene, and the victim's "white shirt with some blood" on it, none of which have ever been tested for DNA;
2. That this office re-interview Lakeeta Smith—a second eyewitness to the crime who was never asked to make an identification—for the purpose of having her attempt to identify Mr. Owens's killers; and
3. That this office re-interview Tammy Nelson for the purpose of evaluating whether her original identifications of Mr. Webster or her subsequent identifications of Mr. Webster's brother are more reliable.

II. Case History

A. Summary of Murder

On November 22, 1998, Leroy Owens was murdered by two African American males.¹ The two perpetrators assaulted Mr. Owens outside Tammy Nelson's apartment, chased him down the street, and ultimately killed him by striking him in the head with a cinder block.² The apparent motive for the murder was that Mr. Owens owed the perpetrators money from a prior drug sale.³

Prior to the murder, the two perpetrators came around Tammy Nelson's apartment in search of Mr. Owens "about five or six times."⁴ Ms. Nelson and Mr. Owens were friends,

¹ Multiple witnesses testified that the perpetrators were black males. *See, e.g.*, Fred McClain trial testimony p. 15, Delunn Hyde trial testimony p. 48.

² Fred McClain trial testimony, pp. 18-19.

³ Fred McClain trial testimony, p. 19.

⁴ Tammy Nelson trial testimony, pp. 193 and 254.

and they did drugs together.⁵ The perpetrators stated that they were Mr. Owens' "cousins," but they apparently did not tell Ms. Nelson why they were looking for him.⁶ The perpetrators also left their pager number with Ms. Nelson and other individuals in the area with instructions to page them if Mr. Owens ever came back around.⁷

On November 21, 1998, Mr. Owens returned to Ms. Nelson's apartment. Thereafter—either that evening or the following morning (it is not clear which, because Ms. Nelson gave conflicting statements on the matter⁸)—Ms. Nelson paged the perpetrators to alert them that Mr. Owens had returned.⁹ Shortly after 11:00 a.m. on November 22, 1998, the perpetrators arrived at Ms. Nelson's unit and asked to see Mr. Owens. After Mr. Owens came outside to meet them, the perpetrators assaulted him in view of Ms. Nelson¹⁰ using a stick that they had either brought with them or that they took from Ms. Nelson herself.¹¹ At least one other eyewitness—Ms. Lakeeta Smith—witnessed this initial assault as well.¹²

After Mr. Owens was assaulted outside Tammy Nelson's house, he attempted to escape by running away. Mr. Owens initially did escape by running inside a house owned by Mr. Delunn Hyde.¹³ Mr. Hyde told Mr. Owens that he wanted no part of whatever was going on, however, so he instructed Mr. Owens to leave.¹⁴ Mr. Hyde then escorted Mr.

⁵ Tammy Nelson First Interview with Bob Lyons, pp. 12-13.

⁶ Tammy Nelson trial testimony, p. 196.

⁷ Tammy Nelson trial testimony, pp. 193-94.

⁸ *Compare* Tammy Nelson trial testimony, p. 198 (stating that she paged them "that morning" and "the same day that [Mr. Owens] got killed"), *with* Tammy Nelson First Interview, p. 9 (stating that the perpetrators arrived "the next morning" and that she "didn't call 'em that morning").

⁹ Tammy Nelson trial testimony, p. 198.

¹⁰ Tammy Nelson trial testimony, p. 201.

¹¹ *Compare* Tammy Nelson trial testimony, p. 201 ("He had a stick in his hand."), *with* Lakeeta Smith Interview with Pat Postiglione (March 5, 1999) ("they took a stick out of Tammy's hand and hit the victim with it.").

¹² Lakeeta Smith Interview with Pat Postiglione (March 5, 1999). *See also* Jeffery Bigsby Interview with Pat Postiglione (March 1, 1999) ("Jeffery states that his girlfriend was present").

¹³ Delunn Hyde trial testimony pp. 45-46.

¹⁴ Delunn Hyde trial testimony p. 46.

Owens out of his house. After Mr. Owens exited Mr. Hyde's house, the perpetrators' white, souped-up station wagon came speeding down the street in pursuit of him.¹⁵ Mr. Hyde was only able to identify the occupants of the vehicle as two black males, and thus, he could not make an identification.¹⁶

After running Mr. Owens down in their white station wagon, the perpetrators "bum rushed" Mr. Owens, knocking him into a construction worker named Fred McClain. Mr. McClain then ran around the side of a nearby building, but he witnessed the events that followed.¹⁷ According to Mr. McClain's testimony, the perpetrators knocked Mr. Owens down, and one of them began striking him in the head with a concrete cinder block.¹⁸ The perpetrator with the cinder block also stated: "Where's my money? Where's my goddamn money?"¹⁹ Mr. McClain was shown a photo lineup containing Mr. Webster shortly thereafter,²⁰ but he was unable to make an identification, either.²¹

Mr. Owens' death was ruled a homicide. The coroner concluded that his death was caused by the blunt force trauma of multiple cinder block strikes to the head. The coroner also observed several defensive wounds on Mr. Owens' hands,²² suggesting that a struggle had taken place.

The cinder block that was used to kill Mr. Owens was retrieved from the crime scene. To this day, it remains covered in blood. Investigators also retrieved an empty pack of Salem cigarettes from the scene that may or may not have belonged to the

¹⁵ Delunn Hyde trial testimony pp. 47-48.

¹⁶ Delunn Hyde trial testimony p. 48.

¹⁷ Fred McClain trial testimony, pp. 13, 18, 19.

¹⁸ Fred McClain trial testimony, p. 19.

¹⁹ Fred McClain trial testimony, p. 19.

²⁰ Detective Postiglione trial testimony, p. 139.

²¹ Fred McClain trial testimony, pp. 27, 29, 33. See also Detective Postiglione trial testimony, p. 139.

²² See Medical Examiner trial testimony, pp. 303-304.

perpetrators as well,²³ and they recovered the victim's "white shirt with some blood on [it]."²⁴ None of these items has ever been tested for DNA.

B. Identification of Joseph Webster

No direct evidence has ever connected Mr. Webster to Mr. Owens' murder, and at trial, Mr. Webster's defense was mistaken identity. Neither Mr. Hyde nor Mr. McClain was able to identify the perpetrators involved. Additionally, eyewitness Lakeeta Smith was never even asked to make an identification.²⁵

Instead, Tammy Nelson—the crack cocaine addict who paged the perpetrators to let them know that Mr. Owens had returned to her apartment—provided the only identification that has ever been made in this case. Ms. Nelson identified Joseph Webster as having been one of the perpetrators involved in Mr. Owens' death after being shown a six-pack photo lineup provided by Detective Pat Postiglione. Ms. Nelson also stated that she had seen the individuals she selected up close "[a]bout five or six times"²⁶ prior to the murder. She further stated that she had always seen these individuals in the "afternoon"²⁷ and in the "daylight,"²⁸ with sufficient lighting that she "could actually see [their] face[s],"²⁹ and that there was never anything covering their faces.³⁰

Mr. Webster was arrested and convicted for the murder of Mr. Owens almost entirely on the strength of Ms. Nelson's identification nearly eight years later.³¹ Because

²³ See Wayne Hughes trial testimony, p. 77.

²⁴ Officer James Jordan trial testimony, p. 37.

²⁵ Lakeeta Smith Interview with Pat Postiglione (March 5, 1999).

²⁶ Tammy Nelson trial testimony, p. 193 and 254.

²⁷ Tammy Nelson trial testimony, p. 194.

²⁸ Tammy Nelson trial testimony, p. 254 and 194.

²⁹ Tammy Nelson trial testimony, p. 194.

³⁰ Tammy Nelson trial testimony, p. 194.

³¹ The only other evidence purporting to connect Mr. Webster to the crime was that a vehicle resembling the white station wagon involved in the crime was reportedly seen parked outside Mr. Webster's ex-wife's house the night before the murder. See Delunn Hyde trial testimony, p. 52. See also Joseph Dejuan Webster casefile investigative summary, p. 13 (BIO1MHK/P19R/VAUGMA02) ("[Hyde] states that he observed this

no additional evidence was gathered in the interim, however, it is not clear what accounted for the delay.

III. Three Family Members Come Forward and Testify that Mr. Webster's Brother Kenneth Neal Confessed to Killing Mr. Owens

Immediately after Mr. Webster was convicted at trial, three separate family members—Mr. Webster's mother, Marie Burns; his brother, Arthur Gordon; and his wife, Katrina Webster—came forward and signed sworn affidavits attesting that Mr. Webster's brother had privately confessed to being the real perpetrator.³² These witnesses also provided sworn testimony as to the facts set forth in their affidavits during Mr. Webster's motion for a new trial.

In pertinent part, Ms. Burns swore that:

"My son, Kenneth Neal, told me that he committed this murder, but not to worry about it, as he had taken care of the problem and he felt that they could not prove that Joseph committed any murder. He also told me that him and Phillip Cotton had taken the white station wagon to the country to be destroyed."³³

Similarly, Mr. Gordon swore that:

"My brother, Kenneth Neal, talked to me about the murder in this case, a short time after the incident actually happened.

Kenneth Neal admitted to me that he killed a man by hitting him with a brick. He told me this at his house, which at that time was off of Murfreesboro Road on Plus Park Blvd. It turns out that this is only a matter of minutes from where the crime took place.

He told me this after I had inquired about where his white station wagon had been. He then told me that he got rid of his white station wagon somewhere out of town.

same white station wagon parked in front of a house on Lewis Street. . . . He states that he observed this vehicle parked there on 11/21/1998, the night prior to the homicide.").

³² See Affidavit of Marie Burns; Affidavit of Arthur Gordon; and Affidavit of Katrina Webster.

³³ See Affidavit of Marie Burns, paragraph 8.

He also stated that he did not intend to kill the man.”³⁴

Finally, Ms. Webster swore that:

“Once Joseph was indicted in this matter, Kenneth and I got into an argument because I told him that Joseph was in trouble for his charge. He got mad and stated that, ‘I needed to stay out of his business.’”³⁵

IV. Serious Concerns about the Reliability of Ms. Nelson’s Identification

By all accounts, despite being a self-described crack cocaine addict,³⁶ Ms. Nelson made a strong trial witness. At trial, she also gave the appearance that she was certain that her identification was accurate,³⁷ despite previously stating that she “really couldn’t identify [the perpetrators] back then” and “just picked out a mug shot of guys that looked like them.”³⁸ Even before she came forward and recanted her trial testimony under oath three separate times, though, any neutral analysis of her initial identification of Mr. Webster reveals that it suffered from several significant and fatal flaws. Compounding these concerns, Ms. Nelson also lied repeatedly about multiple facets of this case, she was not a remotely trustworthy witness at any point, and she may well have been involved in the crime herself. In fact, one witness (who did not testify) told Detective Postiglione that “the victim was killed after he was set up by Tammy.”³⁹ A non-exhaustive list of concerns about the reliability of Ms. Nelson’s identification appears below.

A. A glass or plastic eye that “goes up” and no gold teeth.

³⁴ See Affidavit of Arthur Gordon, paragraphs 4-6.

³⁵ See Affidavit of Katrina Webster, paragraph 8.

³⁶ Tammy Nelson Trial Testimony, pp. 184 & 258. See also Tammy Nelson Coram Nobis Testimony p. 12.

³⁷ Tammy Nelson trial testimony, p. 224.

³⁸ Tammy Nelson First Interview, p. 17.

³⁹ Jeffery Bigsby Interview with Pat Postiglione (March 1, 1999).

Ms. Nelson's recollection of the perpetrator's distinguishing facial features was both provably and materially inaccurate. First, she testified that the perpetrator had a distinguishing feature that Mr. Webster most certainly does not—an eye deformity that caused one of his eyes to “go up,” which may have been attributable to “glass or plastic or something on his eye.”⁴⁰ Mr. Webster does not have any eye deformity, and he most certainly does not have a glass or plastic eye.

Most importantly, though, Tammy Nelson stated unequivocally that Mr. Webster did not have gold teeth, and she further stated that she would “sure remember gold” if he did.⁴¹ She also never mentioned gold teeth at any point throughout the investigation to anyone involved in it. Ms. Nelson also stuck to this description at trial by identifying only one of the perpetrator's eyes as having been a memorable facial feature—making no mention of gold teeth whatsoever.⁴² Crucially, however, long before the murder took place, Mr. Webster had twelve extraordinarily prominent, bright yellow gold teeth permanently implanted that looked like—and still look like—this:



⁴⁰ Tammy Nelson trial testimony, p. 255.

⁴¹ Tammy Nelson Second Interview, p. 6. See also Lyons Post-Conviction testimony, p. 18-19.

⁴² Tammy Nelson trial testimony, p. 255.

B. Serious conflicts between Ms. Nelson's own prior statements and her trial statements, and additional conflicts with other witnesses' accounts.

In addition to conflicting with several other witnesses' accounts, Ms. Nelson's trial testimony also differed materially from her own prior statements in several respects. In some cases, it is not clear whether these inconsistencies were mere memory lapses or innocent mistakes. In other cases, however, it is clear that Ms. Nelson either lied before trial or that she lied during trial.

Most significantly, just before Mr. Webster's trial, Ms. Nelson stated the following during a recorded interview with Mr. Webster's investigator—former MNPD officer Bob Lyons:

Lyons: "[H]ad these two people [that you identified] walked in right now and you looked at 'em, could you identify these people if you wanted to?"

Nelson: "**No.**"

Lyons: "It's been that long?"

Nelson: "**I couldn't identify them. I really couldn't identify them back then.**"

Lyons: "You couldn't identify them back then, is that what you said?"

Nelson: "**I really couldn't identify them back then. I just picked out a mug shot of guys that looked like them. I don't know. Just big guys, big black guys.**"⁴³

Ms. Nelson further stated: "[The police] showed me some mug shots and it was two fat boys that I picked out. I don't know the guys. **I couldn't be accurate on it.**"⁴⁴

⁴³ Tammy Nelson First Interview, p. 10 (emphasis added).

⁴⁴ Tammy Nelson First Interview, p. 17 (emphasis added).

Just a short time later, however, during Mr. Webster's trial itself, Ms. Nelson's recollection changed dramatically, and she testified that her identification was and had always been ironclad. On direct examination, Ms. Nelson was asked if she had "any doubt whatsoever that the person" she picked out was the defendant sitting in the courtroom.⁴⁵ Ms. Nelson answered: "I know that's the person. That's the person I picked out. He still looks the same right [here] today."⁴⁶ She further testified: "I told [Detective Postiglione] when I picked out number five, Joseph Webster, that I knowed that was him. And then the other guy that I picked out I was sure, for sure that was the other guy that was with him."⁴⁷ Of note, it is not clear from the record who "the other guy" that Ms. Nelson identified was, and no other individual has ever been charged in connection with this case.

Other discrepancies were similarly deliberate. For example, when asked if she had witnessed the initial assault that took place at her apartment before the murder, Ms. Nelson told Mr. Webster's investigator that "didn't see any assault" and "didn't see nothing. None of that."⁴⁸ She also said that she hadn't witnessed any "yelling or screaming."⁴⁹ At trial, however, Ms. Nelson offered a vivid and detailed account of her personal recollection of the initial assault, and she even claimed to have tried to intervene to stop it.⁵⁰

There are also several details of Ms. Nelson's account that conflict with the testimony of other witnesses who were interviewed by detectives in this case. For instance, when describing the initial assault that took place, Ms. Nelson testified that Mr.

⁴⁵ Tammy Nelson trial testimony, p. 224.

⁴⁶ Tammy Nelson trial testimony, p. 224.

⁴⁷ Tammy Nelson trial testimony, p. 253.

⁴⁸ Tammy Nelson Second Interview, p. 4.

⁴⁹ Tammy Nelson Second Interview, p. 5.

⁵⁰ Tammy Nelson trial testimony, pp. 201-203.

Webster “had a stick in his hand” when he initially approached the victim.⁵¹ However, Lakeeta Smith—a second eyewitness who was not called at trial—gave a markedly different account. In her interview with Detective Postiglione, Ms. Smith stated that the perpetrators “took a stick out of Tammy’s hand and hit the victim with it”⁵²—suggesting that Ms. Nelson may herself have been involved in the perpetration of the crime. This theory was also supported by Jeffery Bigsby—another witness who did not testify at trial—who stated that the victim was killed “after he was set up by Tammy.”⁵³

Other discrepancies may well have been innocent, but still demonstrate Ms. Nelson’s unreliability. For example, Ms. Nelson testified at trial that she “paged [the perpetrators] that day, the same day that [Mr. Owens] got killed,” and she further specified that she paged them “that morning.”⁵⁴ She also testified that the victim “was asleep” at her house at the time she paged the perpetrators, and that she “went and woke [him] up” after she paged them. In sharp contrast, however, during her recorded interview with Mr. Webster’s investigator, Ms. Nelson stated that she “didn’t call ‘em that morning,” that the perpetrators arrived “the next morning” after she paged them, and that the victim was not “at [her] house at the time [she] called them.”⁵⁵ Ms. Nelson also stated both that she had “sold drugs in the past”⁵⁶ and that she “ain’t never sold no dope.”⁵⁷ These statements simply cannot be reconciled with one another, and they, too, seriously undermine Ms. Nelson’s credibility.

C. Ms. Nelson concealed her involvement in the victim’s murder and actively obstructed the investigation into it.

⁵¹ Tammy Nelson trial testimony, p. 201.

⁵² See Lakeeta Smith Interview with Pat Postiglione (March 5, 1999) (emphasis added).

⁵³ Jeffery Bigsby Interview with Pat Postiglione (March 1, 1999).

⁵⁴ Tammy Nelson trial testimony, p. 198.

⁵⁵ Tammy Nelson First Interview, p. 9.

⁵⁶ Tammy Nelson trial testimony, p. 189.

⁵⁷ Tammy Nelson First Interview, p. 13.

Ms. Nelson's credibility was also subject to serious doubt because she deliberately concealed her involvement in Mr. Owens' death for seven-and-a-half months after his murder and actively obstructed the investigation into it. As indicated previously, Ms. Nelson herself was personally responsible for paging the perpetrators before they came to murder Mr. Owens⁵⁸—something that could reasonably cause someone to question whether she had been involved in it herself. Of special note, the pager number that Ms. Nelson used to reach the perpetrators could also have been traced to its owner and definitively identified Mr. Owens' killer if the number had been given to detectives to trace. This lead was never effectively pursued, however, because Ms. Nelson successfully obstructed the investigation into Mr. Owens' death by concealing her involvement in his murder and destroying evidence related to it.

First, despite giving multiple interviews about Mr. Owens' slaying, Ms. Nelson failed to mention either that she was in possession of the perpetrators' pager number or that she had been the one who paged them until fully "seven and a half months after the fact"⁵⁹—and only then after being confronted with evidence on this point gleaned from another source.⁶⁰ In fact, when first interviewed by Detective Postiglione, Ms. Nelson "denied any knowledge of even knowing the victim initially."⁶¹ Ms. Nelson did not come clean about the pager until after Detective Postiglione "told her that [he] had information she was involved in this."⁶²

According to Detective Postiglione himself, Ms. Nelson's failure to come forward with the fact that she had paged the perpetrators until seven-and-a-half-months after the

⁵⁸ Tammy Nelson trial testimony, p. 198.

⁵⁹ Detective Postiglione trial testimony, p. 384.

⁶⁰ Detective Postiglione trial testimony, p. 401.

⁶¹ Detective Postiglione trial testimony, p. 140.

⁶² Detective Postiglione trial testimony, p. 401.

fact also materially undermined the investigation into Mr. Owens' murder. After Ms. Nelson finally came clean about having paged the perpetrators, for example, Detective Postiglione testified that the investigating officers returned to the complex where Ms. Nelson had lived in the hopes of tracing the phone call that she made to the perpetrators' pager. Upon doing so, however, Detective Postiglione stated that:

“When we went back to check there was no way to go back and just check the phone numbers. Otherwise, clearly that would have been something for obvious reasons we would have been interested in. . . . [W]e went back to those particular addresses and most of them were actually boarded up when we went back there in 1999.”⁶³

The fact that Ms. Nelson's outgoing phone call was no longer traceable would not have been so significant if the records from the pager itself had been traced, however. Significantly, though, Ms. Nelson also tore up the piece of paper containing the perpetrator's pager number, preventing detectives from tracing it.⁶⁴ Ms. Nelson alternately attempted to explain her behavior at trial by testifying: (1) that she “didn't know it was evidence” when she tore it up,⁶⁵ (2) that she tore it up because she “was scared back then,”⁶⁶ and (3) that, perhaps, she actually didn't tear it up after all.⁶⁷ “That's what I told him [referring to Detective Postiglione]. But I can't remember [if I tore it up or not],” she stated.⁶⁸

It goes without saying that these nakedly self-serving and mutually conflicting explanations for having destroyed potentially outcome-determinative evidence cannot be

⁶³ Detective Postiglione trial testimony, p. 387.

⁶⁴ Tammy Nelson trial testimony, p. 242.

⁶⁵ Tammy Nelson trial testimony, p. 242.

⁶⁶ Tammy Nelson trial testimony, p. 243.

⁶⁷ Tammy Nelson trial testimony, p. 242.

⁶⁸ Tammy Nelson trial testimony, p. 242.

deemed credible—especially in light of the fact that Ms. Nelson deliberately misled detectives about having paged the perpetrators in the first place.⁶⁹

D. Ms. Nelson's Three Sworn Recantations

A further, equally serious reason to doubt the accuracy of Ms. Nelson's identification is that she has recanted it three separate times—all under oath—since Mr. Webster was convicted. In two of those instances, she has also identified Mr. Webster's brother as the actual perpetrator.

First, on January 21st, 2009, Ms. Nelson handwrote, swore to, and signed the following statement in her own words:

“January 21, 2009

I Tammi Terrell Nelson is writing this statement to let the state know that I was mistaken identified Joseph Webster as his brother Kenny Neal in court and its been weighing heavily on my heart to where I've been put on medication for stress and having terrible dreams. I'm a 39 yr old mother with 2 grandchildren. During the time of this trial I was pressure into testified because of my addiction therefore this is my written statement.

Tammi Nelson
1-21-2009”⁷⁰

Second, on February 7th, 2014, Ms. Nelson swore to and signed the following typewritten statement, which had been prepared for her after she provided an oral statement to a notary:

“I Tammie Terrell Nelson, being of sound mind and body, and under no threat of bodily harm, do hereby make and sign the following affidavit under penalty of perjury:

⁶⁹ Detective Postiglione trial testimony, p. 384.

⁷⁰ Tammy Nelson Sworn Recantation #1, January 21, 2009.

In March of 2006 I falsely testified for the state of Tennessee in the murder trial of Joseph D. Webster. At the time of the trial, I was serving time on charges of drug possession, prostitution, and violation of probation. I was also addicted to crack cocaine. Taking advantage of my addiction and desire to get out of jail, district attorney Pamela Anderson offered me a deal to testify against Mr. Webster and help to secure his conviction. In return, I would be sentenced to Davidson County Drug Court instead of prison; upon my completion of this program I would be returned to the streets. I agreed to this deal and it has haunted my conscience since. The truth of the matter is that I DID NOT witness Joseph D. Webster harm anyone and I only said so because of the deal placed before me. And let me be clear by stating that this deal WAS in place long before Mr. Webster's trial.

Again, I am not under duress whatsoever nor have I been threatened by anyone to sign this affidavit nor have I been offered any monetary gains or anything otherwise. My conscience has been eating away at me and this is just the right thing to do. Mr. Webster is innocent of the crime that he is in prison for, and I need to right this wrong that I helped to cause. I pray that this helps. Thank you.

Tammy Terrell Nelson⁷¹

Third, providing in-court testimony on October 10, 2014, Ms. Nelson testified repeatedly that she had wrongly identified Mr. Webster as the perpetrator, and she further testified that she realized that she had made the error after seeing a photo of Mr. Webster's brother for the first time. For example, after being asked why she was sure her identification of Mr. Webster was mistaken, Ms. Nelson testified:

"The reason, I saw a picture of—a picture of another person, his brother. And I was like – you know, when I saw the picture, I just broke down crying because I thought all these years, and then about me being in my right mind and not on the drugs like I used to be on that had me all confused. And I know now that it wasn't – it wasn't Joseph."⁷²

⁷¹ Tammy Nelson Sworn Recantation #2, February 7, 2014.

⁷² Tammy Nelson Coram Nobis Testimony, pp. 6-7.

E. Ms. Nelson's inconsistent statements under oath about receiving a deal in exchange for testifying against Joseph Webster.

Ms. Nelson has also given multiple conflicting statements under oath about having received a deal in this case in exchange for her testimony, which also significantly undermines her credibility. Of note, if such a deal existed, it has never been disclosed to the defense, and the prosecution would have been constitutionally obligated to disclose it.

At trial, Ms. Nelson testified repeatedly and without equivocation that she had not received any assistance or promise of assistance from the prosecution in exchange for her testimony.⁷³ On January 21, 2009, however, Ms. Nelson signed a handwritten, sworn statement that: "During the time of this trial I was pressure [sic] into testified [sic] because of my addiction" ⁷⁴ On February 7, 2014, Ms. Nelson also signed a second, sworn statement that:

"Taking advantage of my addiction and desire to get out of jail, district attorney Pamela Anderson offered me a deal to testify against Mr. Webster and help to secure his conviction. In return, I would be sentenced to Davidson County Drug Court instead of prison; upon my completion of this program I would be returned to the streets. I agreed to this deal and it has haunted my conscience since. The truth of the matter is that I DID NOT witness Joseph D. Webster harm anyone and I only said so because of the deal placed before me. And let me be clear by stating that this deal WAS in place long before Mr. Webster's trial."⁷⁵

While testifying during Mr. Webster's coram nobis proceeding in October 10, 2014, however, Ms. Nelson then reverted back to her original position. Specifically, she stated

⁷³ Tammy Nelson trial testimony, p. 184.

⁷⁴ Tammy Nelson Sworn Recantation #1, January 21, 2009.

⁷⁵ Tammy Nelson Sworn Recantation #2, February 7, 2014.

that she did not expect any favorable treatment for testifying against Mr. Webster,⁷⁶ that she signed her February 2014 statement “not knowing that [she] was signing it,”⁷⁷ and that the statement she gave orally to the notary was “totally different” from the one that she signed that day.⁷⁸ Ms. Nelson further testified that she “never saw this woman [District Attorney Pamela Anderson] a day in my life.”⁷⁹

Pamela Anderson was, of course, the lead District Attorney on the Webster case. In that capacity, she cross examined Ms. Nelson for approximately two hours during Mr. Webster’s trial, so Ms. Nelson certainly had seen her before.⁸⁰ Consequently, like Ms. Nelson’s other statements and inconsistent testimony throughout this case, it is never quite clear if she is lying or if her memory is just extraordinarily unreliable as a consequence of her decade-long addiction to crack cocaine.

For what it’s worth, Ms. Nelson did avoid jail time and was placed in community corrections after testifying against Joseph Webster.⁸¹ Other than her sworn statements on January 21, 2009 and February 7, 2014 that she was pressured into testifying by the State and received a deal in exchange for her testimony, however—statements that, as noted, Ms. Nelson also repudiated under oath both before and after giving them—there is no indication that Ms. Nelson avoided jail time in exchange for her testimony.

V. Opportunities for Further Investigation

A. Y-STR DNA Testing

⁷⁶ Tammy Nelson Coram Nobis Testimony, p. 14. *See also* Tammy Nelson Coram Nobis Testimony, p. 42-45.

⁷⁷ Tammy Nelson Coram Nobis Testimony, p. 17.

⁷⁸ Tammy Nelson Coram Nobis Testimony, p. 39.

⁷⁹ Tammy Nelson Coram Nobis Testimony, p. 17.

⁸⁰ Tammy Nelson Coram Nobis Testimony, p. 34.

⁸¹ Tammy Nelson Coram Nobis Testimony, p. 32.

Neither the murder weapon (the cinder block), nor fragments of it recovered from the crime scene, nor an empty cigarette pack found at the crime scene, nor the victim's blood-stained white shirt has ever been tested for DNA evidence. This omission is also especially significant in light of several defensive wounds found on the victim's hands⁸² that indicate the possibility that the victim may have drawn his perpetrators' blood during their confrontation. Of note, at Mr. Webster's trial, Detective Wayne Hughes also testified that "the blood stains [would] possibly be good evidence."⁸³ In response to questioning about whether "the assailant's blood might be on there," Detective Hughes further testified that "I don't have any idea whose blood it is," and thus, "anything's possible."⁸⁴

Consequently, Mr. Webster respectfully requests a Y-STR DNA analysis⁸⁵ of all remaining physical evidence from the crime scene that may definitively indicate that his brother Kenneth Neal was the real perpetrator.

B. Lakeeta Smith—Second Eyewitness

At least one other eyewitness—Ms. Lakeeta Smith—witnessed the assault as well. During her interview with Detective Pat Postiglione, Lakeeta Smith told Detective Postiglione that "she was present at 169 Old Hermitage Avenue when the two suspects came by and confronted the victim."⁸⁶ Although Ms. Smith provides a description of the suspects, there is no indication in Detective Postiglione's report that Ms. Smith was ever shown a photo lineup or asked to make an identification in this case. Consequently, Mr.

⁸² See Medical Examiner trial testimony, pp. 303-304.

⁸³ See Wayne Hughes trial testimony, p. 89.

⁸⁴ See Wayne Hughes trial testimony, p. 90.

⁸⁵ Y-STR testing involves DNA analysis of the Y chromosome and can distinguish between individuals who have different fathers. Crucially, Mr. Webster and Mr. Neal have the same mother, but different fathers.

⁸⁶ Lakeeta Smith Interview with Pat Postiglione (March 5, 1999).

Webster requests that Ms. Smith be located, re-interviewed, and asked to attempt an identification of the perpetrators.

C. Pager/Re-Interviewing Ms. Nelson

Tammy Nelson testified that the perpetrators gave their pager number out to multiple people,⁸⁷ including “a girl named Tasha Odom” and “[a]nother girl we used to call Big Shanda.”⁸⁸ Before Mr. Webster’s trial, Ms. Nelson also told Mr. Webster’s investigator that “[w]hen they gave me the phone number - this girl . . . we used to call her Shorty – that’s another witness. We went two doors down and I called.”⁸⁹ In total, Ms. Nelson testified that “about three or four other people” were at her house when the perpetrators distributed their pager number.⁹⁰ It is not clear who these individuals are or whether any of them was ever interviewed prior to Mr. Webster’s trial. However, because Tammy Nelson “told Detective Postiglione about those names” while the investigation was underway, they should be contained somewhere in the case file.⁹¹ With this and other discrepancies in her testimony in mind, this office should also re-interview Ms. Nelson for the purpose of evaluating whether her original identification of Mr. Webster or her subsequent identifications of Mr. Webster’s brother is more reliable.

Conclusion

For the foregoing reasons, the investigation into Mr. Leroy Owens’ murder should be reopened, and further investigation should be conducted in accordance with the specific requests set forth above.

⁸⁷ Tammy Nelson trial testimony, p. 194.


⁸⁸ Tammy Nelson trial testimony, p. 225.

⁸⁹ Tammy Nelson First Interview, p. 12.

⁹⁰ Tammy Nelson trial testimony, p. 218.

⁹¹ Tammy Nelson trial testimony, p. 226.

Respectfully submitted,

By: 
Daniel A. Horwitz, BPR #032176
1803 Broadway, Suite #531
Nashville, TN 37203
daniel.a.horwitz@gmail.com
(615) 739-2888

Counsel for Defendant Joseph Webster

)

)

)

)

)

)

)

)

Counsel for Defendant Joseph Webster

I. Case History

On March 1, 2017, Joseph Webster filed a Conviction Review Request with the Office of the Davidson County District Attorney General. The request observed, *inter alia*, that:

1. The only witness who ever identified Mr. Webster as a perpetrator recanted her identification under oath multiple times;

2. The only witness who ever identified Mr. Webster as a perpetrator gave materially conflicting statements before and during trial, provided testimony that conflicted with other witnesses' accounts, provided identification testimony that did not match Mr. Webster's features, and lied repeatedly during the investigation;

3. The only witness who ever identified Mr. Webster as a perpetrator concealed her own involvement in the victim's murder and actively obstructed the investigation into it;

4. The investigation into Leroy Owens' murder was seriously deficient in multiple respects, it remains a cold case to this day, and the MNPD has never even developed a suspect as to the second perpetrator who was involved;

5. Multiple family members have come forward to identify Mr. Webster's half-brother, Mr. Kenny Neal, as the actual perpetrator;

6. Significant avenues for additional investigation, including but not limited to DNA testing of the murder weapon and interviewing additional witnesses, remained unexplored; and

7. No explanation has ever been provided as to why seven years elapsed between Mr. Owens' murder and Mr. Webster's indictment.

II. First Supplementation

In the time since filing his Conviction Review Request, Mr. Webster has conducted extensive additional investigation regarding his case, either independently or in conjunction with the District Attorney's office. The additional evidence obtained through that investigation has been uniformly exculpatory. That supplemental evidence includes, but is not limited to, the following:

1. DNA testing of the murder weapon that excludes Mr. Webster as a contributor of the DNA found on the murder weapon (**Exhibit A**);

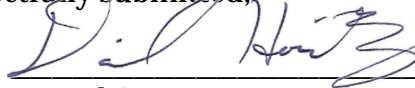
2. Sworn testimony from Shawanna Norman, an additional, third-party witness to whom Mr. Neal affirmatively confessed, who attempted to report her knowledge to the District Attorney's office, and who recalls myriad additional, critical details that exculpate Mr. Webster, including, but not limited to, providing an explanation as to why the white station wagon would have been spotted outside of Mr. Webster's ex-wife's home (specifically, that Mr. Neal often drove it when he came to visit Ms. Norman) (**Exhibit B**);

3. Evidence that Mr. Neal drove a Green Ford Explorer identified by the central witness in this case at the time of the murder (**Exhibit C-1, C-2, and C-3**); and

4. Extensive additional evidence indicating that potentially exculpatory evidence, including the victim's testable clothing, was destroyed prior to Mr. Webster's indictment; indicating that additional witnesses and witness statements were not adequately disclosed to Mr. Webster prior to, during, or after trial; and indicating further that the investigation into Mr. Owens' murder was seriously deficient.

Respectfully submitted,

By:

A handwritten signature in blue ink, appearing to read "D. A. Horwitz", is written over a horizontal line.

Daniel A. Horwitz, BPR #032176
1803 Broadway, Suite #531
Nashville, TN 37203
daniel.a.horwitz@gmail.com
(615) 739-2888

Counsel for Defendant Joseph Webster

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of February, 2018, a true and exact copy of the foregoing was emailed to:

Robert Jones, Esq.
Assistant District Attorney
Office of the District Attorney General
Washington Square Building, 5th Floor
222 2nd Avenue North, Suite 500
Nashville, TN 37201-1649
robertjones@jis.nashville.org

By: 
Daniel A. Horwitz, Esq.

Exhibit A



10430 Furnace Road, Suite 107
Lorton, VA 22079
Phone: 703-646-9740

Supplemental Forensic Case Report
January 5, 2018

To:
Bryce Benjet
The Innocence Project
40 Worth Street, Suite 701
New York, NY 10013

Bode Cellmark Case #: CCB1743-0159
Agency Case #: 2005-B-1384

Subject: Joseph Webster
Victim: Leroy Owens

Partial list of evidence received on June 8, 2017 for possible DNA analysis:

<u>Bode Cellmark Sample Name</u>	<u>Agency Description</u>
CCB1743-0159-E01	Cement block and chips
CCB1743-0159-E01b	Exhibit 6 exterior corner of cinder block
CCB1743-0159-E01c	Exhibit 6 exterior corner of cinder block
CCB1743-0159-E01d	Exhibit 6 exterior corner of cinder block
CCB1743-0159-E01e	Exhibit 6 exterior corner of cinder block
CCB1743-0159-E01f	Exhibit 6 interior corner of cinder block
CCB1743-0159-E01g	Exhibit 6 interior corner of cinder block

List of evidence received on Decemeber 7, 2017 for possible DNA analysis:

<u>Bode Cellmark Sample Name</u>	<u>Agency Description</u>
CCB1743-0159-R03	Joseph Webster

STR Processing, Results, and Conclusions:

The evidence was processed for DNA typing using the Applied Biosystems™ GlobalFiler® kit.

1. A DNA profile was obtained from sample CCB1743-0159-R03 (Joseph Webster).
2. The partial DNA profile previously obtained from sample CCB1743-0159-E01b is consistent with a male contributor (Male 1).

The individual associated with sample CCB1743-0159-R03 (Joseph Webster) is excluded as a possible contributor of the partial DNA profile obtained from the sample listed above.
3. The partial DNA profile previously obtained from sample CCB1743-0159-E01c is consistent with a male contributor (Male 1).

The individual associated with sample CCB1743-0159-R03 (Joseph Webster) is excluded as a possible contributor of the partial DNA profile obtained from the sample listed above.
4. The partial DNA profile previously obtained from sample CCB1743-0159-E01d is consistent with a male contributor (Male 1).

The individual associated with sample CCB1743-0159-R03 (Joseph Webster) is excluded as a possible contributor of the partial DNA profile obtained from the sample listed above.

STR Processing, Results, and Conclusions (continued):

5. The partial DNA profile previously obtained from sample CCB1743-0159-E01e is consistent with a male contributor (Male 1).

The individual associated with sample CCB1743-0159-R03 (Joseph Webster) is excluded as a possible contributor of the partial DNA profile obtained from the sample listed above.
6. The partial DNA profile previously obtained from sample CCB1743-0159-E01f is consistent with a male contributor (Male 1).

The individual associated with sample CCB1743-0159-R03 (Joseph Webster) is excluded as a possible contributor of the partial DNA profile obtained from the sample listed above.
7. The partial DNA profile previously obtained from sample CCB1743-0159-E01g is consistent with a male contributor (Male 1).

The individual associated with sample CCB1743-0159-R03 (Joseph Webster) is excluded as a possible contributor of the partial DNA profile obtained from the sample listed above.

See **Table 1** for summary of alleles reported for each sample.

Notes:

1. Testing performed for this case is in compliance with accredited procedures under the laboratory's ISO/IEC 17025 accreditation issued by ASCLD/LAB. Refer to certificate and scope of accreditation for certificate number ALI-231-T.
2. Any reference to body fluids in evidence descriptions are based on the written descriptions of the samples by the submitting agency.
3. The DNA extracts and submitted evidence will be returned to the Office of the District Attorney General Nashville.
4. A supplemental report was issued due to an additional submission of evidence. Please see previous report dated October 2, 2017.

Report submitted by,



Christina H. Nash, MSFS
DNA Analyst II

Table 1: Analysis of Short Tandem Repeat Loci

Locus	CCB1743-0159- E01b1	CCB1743-0159- E01c1	CCB1743-0159- E01d1
D3S1358	15, 16	15, 16	{15, 16}
vWA	15, ---	15, 18	18, ---
D16S539	10, ---	10, 14	10, ---
CSF1PO	11, ---	No Results	No Results
TPOX	7, ---	No Results	No Results
Yindel	2	2	No Results
Amelogenin	X, Y	X, Y	X, Y
D8S1179	13, 14	13, 14	13, 14
D21S11	28, 30	28, ---	28, ---
D18S51	20, ---	20, ---	11, ---
DYS391	10	10	10
D2S441	{12, 14}	12, 14	12, 14
D19S433	11, 13	11, 13	11, 13
TH01	6, 9	6, 9	6, 9
FGA	22, 22	22, 22	22, ---
D22S1045	16, 16	16, ---	16, ---
D5S818	12, ---	11, 12	12, ---
D13S317	12, ---	12, ---	12, ---
D7S820	12, ---	No Results	No Results
SE33	16, ---	23, ---	No Results
D10S1248	15, 16	{15, 16}	15, 16
D1S1656	{12, 15}	{12, 15}	12, 15
D12S391	17, 18	17, 18	No Results
D2S1338	18, ---	18, 22	22, ---

--- -- Possible additional alleles

() -- Minor allele

{ } -- Imbalanced alleles

Table 1: Analysis of Short Tandem Repeat Loci (continued)

Locus	CCB1743-0159- E01e1	CCB1743-0159- E01f1	CCB1743-0159- E01g1	CCB1743-0159- R03a1 (Joseph Webster)
D3S1358	{15, 16}	15, 16	15, 16	16, 17
vWA	No Results	15, 18	15, ---	17, 17
D16S539	No Results	10, 14	No Results	12, 12
CSF1PO	No Results	{9, 11}	No Results	12, 12
TPOX	No Results	7, 9	No Results	9, 11
Yindel	No Results	2	No Results	2
Amelogenin	{X, Y}	X, Y	X, Y	X, Y
D8S1179	{13, 14}	{13, 14}	{13, 14}	11, 11
D21S11	30, ---	28, ---	No Results	28, 31.2
D18S51	No Results	{11, 20}	No Results	16, 21
DYS391	No Results	10	10	10
D2S441	12, 14	12, 14	12, 14	11, 12
D19S433	11, 13	11, 13	11, 13	13, 13
TH01	6, 9	6, 9	6, 9	8, 8
FGA	No Results	22, 22	22, 22	23, 23
D22S1045	16, ---	16, 16	16, ---	10, 16
D5S818	11, ---	11, ---	No Results	11, 13
D13S317	No Results	12, ---	12, ---	12, 13
D7S820	No Results	8, 12	12, ---	11, 12
SE33	No Results	23, ---	No Results	18, 28.2
D10S1248	No Results	15, 16	{15, 16}	14, 14
D1S1656	No Results	12, 15	12, ---	14, 14.3
D12S391	No Results	17, ---	No Results	20, 22
D2S1338	22, ---	{18, 22}	18, ---	19, 19

--- – Possible additional alleles

{ } – Imbalanced alleles

Exhibit B

**TRANSCRIPTION OF DIGITAL AUDIO FILE ENTITLED
"INTERVIEW WITH SHAWANNA NORMAN.M4A"**

**Interview of Shawanna Norman by Private
Investigator Kenny Dyer**

CONFIDENTIAL ATTORNEY WORK-PRODUCT

Transcribed from a digital file by:

Laurie McClain

615-351-6293

lauriemcclainmusic@gmail.com

1 MR. KENNY DYER: Okay.

2 MS. SHAWANNA NORMAN: Oh, that's my granny and my
3 friend upstairs.

4 MR. KENNY DYER: Oh, okay. All right. Well, you
5 know who I am.

6 MS. SHAWANNA NORMAN: Yes, sir, Mr. Kenny.

7 MR. KENNY DYER: And you're Shawanna Norman.

8 MS. SHAWANNA NORMAN: Yes, sir.

9 MR. KENNY DYER: You know why I'm here.

10 MS. SHAWANNA NORMAN: I -- to talk to me about
11 Joseph's case.

12 MR. KENNY DYER: Yeah. To talk to you about --
13 about a murder case--

14 MS. SHAWANNA NORMAN: Yeah.

15 MR. KENNY DYER: -- that happened many many years
16 ago.

17 MS. SHAWANNA NORMAN: A long time ago.

18 MR. KENNY DYER: A long time ago.

19 MS. SHAWANNA NORMAN: Yeah. It's been two
20 decades.

21 MR. KENNY DYER: Yeah. Daniel Horwitz is the
22 attorney that is representing Mr. Webster. And I'm the
23 private investigator. Currently I work -- before that I
24 worked for the police department. I retired--

25 MS. SHAWANNA NORMAN: Okay.

1 MR. KENNY DYER: -- as a captain for the police
2 department. I've been interviewing people on this case for
3 a little while now. Found a few people that have been able
4 to give some information. And your name came up. And
5 Mr. Horwitz asked me to contact you--

6 MS. SHAWANNA NORMAN: Okay.

7 MR. KENNY DYER: -- and see if we could talk about
8 this.

9 MS. SHAWANNA NORMAN: Okay.

10 MR. KENNY DYER: First of all, do you know who
11 Kenny Neal is?

12 MS. SHAWANNA NORMAN: Yes.

13 MR. KENNY DYER: Who's Kenny Neal?

14 MS. SHAWANNA NORMAN: It's -- he's Joseph's older
15 brother.

16 MR. KENNY DYER: Do you remember when you first
17 met Mr. Neal?

18 MS. SHAWANNA NORMAN: Oh, I -- I -- probably in --
19 was it like '94?

20 MR. KENNY DYER: 1994?

21 MS. SHAWANNA NORMAN: I'm trying to think, cause
22 it was in the -- in the mid 90s--

23 MR. KENNY DYER: Okay.

24 MS. SHAWANNA NORMAN: -- the middle of the 90s.

25 MR. KENNY DYER: What was your relationship with

1 him? Were you involved with him romantically?

2 MS. SHAWANNA NORMAN: I was sleeping with Kenny.

3 MR. KENNY DYER: Okay.

4 MS. SHAWANNA NORMAN: Kenny was married, too. I
5 was -- I was associates with his wife also.

6 MR. KENNY DYER: Okay. How long were you involved
7 with him?

8 MS. SHAWANNA NORMAN: I messed with Kenny off and
9 off for probably a year.

10 MR. KENNY DYER: Do you remember where you were
11 living at while you were messing with Kenny?

12 MS. SHAWANNA NORMAN: I was living at 1245 Lewis
13 Street.

14 MR. KENNY DYER: 1245 Lewis, down in the triple
15 bottoms.

16 MS. SHAWANNA NORMAN: Yes.

17 MR. KENNY DYER: Been down there a time or two.

18 MS. SHAWANNA NORMAN: I still have the house.

19 MR. KENNY DYER: Do you?

20 MS. SHAWANNA NORMAN: Yes. I rent it out now.

21 MR. KENNY DYER: Okay. So you still own it?

22 MS. SHAWANNA NORMAN: Yes.

23 MR. KENNY DYER: Did Mr. Neal ever come to visit
24 you there?

25 MS. SHAWANNA NORMAN: Yes, yes.

1 MR. KENNY DYER: Is that usually where you all
2 met?

3 MS. SHAWANNA NORMAN: Yes.

4 MR. KENNY DYER: Do you remember what kind of car
5 Mr. Neal drove--

6 MS. SHAWANNA NORMAN: Well--

7 MR. KENNY DYER: -- when he'd come to visit you?

8 MS. SHAWANNA NORMAN: During -- during the time
9 when I was messing with Kenny, Kenny had like -- it was, I
10 think, like three cars. He had the white station wagon with
11 the tinted windows. He had a -- I think it was a--

12 MR. KENNY DYER: Do you remember anything about
13 the station wagon? You said white with tinted windows.

14 MS. SHAWANNA NORMAN: Yeah.

15 MR. KENNY DYER: Any kind of wheels?

16 MS. SHAWANNA NORMAN: Yeah, it had rims on it.

17 MR. KENNY DYER: Okay.

18 MS. SHAWANNA NORMAN: And--

19 MR. KENNY DYER: And that was his car?

20 MS. SHAWANNA NORMAN: Yes. And he had an
21 Explorer.

22 MR. KENNY DYER: What color -- what color of car--

23 MS. SHAWANNA NORMAN: I think the Explorer was
24 green.

25 MR. KENNY DYER: Okay.

1 MS. SHAWANNA NORMAN: And I -- I -- I've been like
2 -- because something else happened, not associated with
3 Joseph's case, another man was killed. And Kenny had a
4 Maxima. He killed the man in the Maxima -- this has nothing
5 to do with this. But he killed a man in the back seat of
6 the Maxima. And--

7 MR. KENNY DYER: Kenny Neal did?

8 MS. SHAWANNA NORMAN: Yeah.

9 MR. KENNY DYER: Did he get arrested for that?

10 MS. SHAWANNA NORMAN: No.

11 MR. KENNY DYER: It was -- they were in at
12 Atlanta. When they drove back from Atlanta, he came to my
13 granny' house.

14 MR. KENNY DYER: How do you know he killed
15 somebody in Atlanta?

16 MS. SHAWANNA NORMAN: Because he told me. He--

17 MR. KENNY DYER: He told you.

18 MS. SHAWANNA NORMAN: He said he the guy had set
19 him up with somebody down in Atlanta to do a drug deal.

20 MR. KENNY DYER: Yeah.

21 MS. SHAWANNA NORMAN: And when they got to the
22 meeting spot or whatever, the guy they were supposed to be
23 doing the deal with robbed them. And he said he didn't have
24 a chance to get to his gun. So the guy that had hooked it
25 all up was on the back seat, and he said that he told him he

1 didn't know, you know, that they were going to rob him and
2 he -- he dome shot him. And that means shot him in the
3 head.

4 MR. KENNY DYER: Yeah.

5 MS. SHAWANNA NORMAN: So when he got to my
6 grandmother's house the back seat was full of blood, that
7 Maxima.

8 MR. KENNY DYER: You saw it?

9 MS. SHAWANNA NORMAN: Yeah, yeah.

10 MR. KENNY DYER: Do you know who the guy was he
11 killed?

12 MS. SHAWANNA NORMAN: No.

13 MR. KENNY DYER: You don't know his name?

14 MS. SHAWANNA NORMAN: No, I don't know. That I --
15 but I told all this to--

16 MR. KENNY DYER: Do you remember what year that
17 was?

18 MS. SHAWANNA NORMAN: Oh, '98, '99. But I told
19 this to Joseph's attorney -- not Daniel, but Mickey.

20 MR. KENNY DYER: Yeah.

21 MS. SHAWANNA NORMAN: I told him that Kenny don't
22 have a conscience. He doesn't.

23 MR. KENNY DYER: Apparently not.

24 MS. SHAWANNA NORMAN: He used to -- when we would
25 be at the house, he would turn the stove on high--

1 MR. KENNY DYER: Did you -- did you tell the
2 police about it.

3 MS. SHAWANNA NORMAN: No.

4 MR. KENNY DYER: And you said that was 1998?

5 MS. SHAWANNA NORMAN: '98, '99.

6 MR. KENNY DYER: In Atlanta. Okay. You don't --
7 you don't know what part of Atlanta?

8 MS. SHAWANNA NORMAN: No, no.

9 MR. KENNY DYER: Okay. Okay. So let's lead back
10 up to the white station wagon.

11 MS. SHAWANNA NORMAN: Okay.

12 MR. KENNY DYER: White, tinted windows?

13 MS. SHAWANNA NORMAN: Uh-huh.

14 MR. KENNY DYER: Was it two-toned or was it just
15 solid white?

16 MS. SHAWANNA NORMAN: No, I -- I think it was just
17 white.

18 MR. KENNY DYER: Okay. Do you remember kind of
19 what -- what year it was? Was it newer car?

20 MS. SHAWANNA NORMAN: I don't -- I don't remember
21 the year.

22 MR. KENNY DYER: Ford, Chevy?

23 MS. SHAWANNA NORMAN: I don't know all of that.

24 MR. KENNY DYER: Okay.

25 MS. SHAWANNA NORMAN: I know they took it to -- at

1 -- after the -- they took it to -- I think his name was
2 Phil. He had a messed up eye. They took it to Phil's
3 family's property in the country and burned it up. I do
4 know that.

5 MR. KENNY DYER: Phillip -- Phillip -- Phillip?

6 MS. SHAWANNA NORMAN: I just know "Phil."

7 MR. KENNY DYER: You didn't know him?

8 MS. SHAWANNA NORMAN: Huh?

9 MR. KENNY DYER: Did you ever meet him?

10 MS. SHAWANNA NORMAN: Yeah.

11 MR. KENNY DYER: Does the last name Cotton ring a
12 bell?

13 MS. SHAWANNA NORMAN: Yeah.

14 MR. KENNY DYER: Phillip, Phillip Cotton?

15 MS. SHAWANNA NORMAN: It might be Phillip Cotton.

16 He had a messed up eye. Got a messed up eye.

17 MR. KENNY DYER: Okay. You say "they took it"?

18 MS. SHAWANNA NORMAN: Yeah.

19 MR. KENNY DYER: Did -- Phillip Cotton and Kenny
20 Neal took it--

21 MS. SHAWANNA NORMAN: Yeah.

22 MR. KENNY DYER: -- took it--

23 MS. SHAWANNA NORMAN: Yeah.

24 MR. KENNY DYER: -- to Phillip's-

25 MS. SHAWANNA NORMAN: Yeah.

1 MR. KENNY DYER: -- family up in Kentucky, you
2 said?

3 MS. SHAWANNA NORMAN: No. In the country.

4 MR. KENNY DYER: In the country.

5 MS. SHAWANNA NORMAN: Yeah. So I don't know what
6 part of the country it is. It's wherever he has family --
7 he has -- he has, I guess, in the country.

8 MR. KENNY DYER: And they burned it?

9 MS. SHAWANNA NORMAN: Yeah.

10 MR. KENNY DYER: Okay. Was Mr. Neal involved in
11 dealing drugs? You just told me he killed somebody in
12 Atlanta--

13 MS. SHAWANNA NORMAN: Yeah, he did. And that's --
14 that's the thing. I would ride with Kenny, he would do --
15 be doing his illegal drug transactions and stuff. And
16 that's why I don't understand why due diligence wasn't done
17 on the part of the police department. Because if they had
18 done their due diligence they could have traced Kenny's
19 beeper number to the -- the number that the people who was
20 in this -- involved in this case to the number that they
21 were paging--

22 MR. KENNY DYER: Right.

23 MS. SHAWANNA NORMAN: -- they could have traced
24 all this stuff back to Kenny. But they didn't, and I don't
25 understand it.

1 MR. KENNY DYER: So you say Kenny had a pager.

2 MS. SHAWANNA NORMAN: Yeah, he had a beeper.

3 MR. KENNY DYER: You don't remember the number?

4 MS. SHAWANNA NORMAN: Oh, no. If you would have
5 asked me 15, 20 years ago I could have--

6 MR. KENNY DYER: Yeah, yeah.

7 MS. SHAWANNA NORMAN: -- remembered the number.

8 MR. KENNY DYER: So you know who Joseph Webster
9 is?

10 MS. SHAWANNA NORMAN: Uh-huh.

11 MR. KENNY DYER: You know -- you know that he's
12 Kenny's brother.

13 MS. SHAWANNA NORMAN: Yeah, he's -- my sister is
14 Joseph's ex-wife.

15 MR. KENNY DYER: Okay.

16 MS. SHAWANNA NORMAN: Yeah.

17 MR. KENNY DYER: So you know about the murder that
18 we're talk about?

19 MS. SHAWANNA NORMAN: Yes.

20 MR. KENNY DYER: Are you -- are you familiar with
21 this murder?

22 MS. SHAWANNA NORMAN: Well, I -- I -- what I --
23 what I got from Kenny and what would -- came -- it -- like
24 -- it's like I -- I knew beforehand, and then -- be -- Kenny
25 had told me that he had to beat the shit out of a man with a

1 brick. I didn't-

2 MR. KENNY DYER: Kenny -- Kenny Neal told you.

3 MS. SHAWANNA NORMAN: Yeah. But I -- he said he
4 had to chase him down. I didn't -- I didn't put two and two
5 together because we didn't -- you know, we was young, we was
6 having fun and stuff. We wasn't watching the news and
7 stuff, didn't know what was going on and stuff. He never
8 told me he killed the boy. You know what I'm saying?

9 MR. KENNY DYER: Right.

10 MS. SHAWANNA NORMAN: He told he he had to beat
11 the shit out of him with a brick, had to chase him down and
12 beat the shit out of him with a brick.

13 MR. KENNY DYER: Do you -- was the night -- or the
14 day of this murder, is that what -- the day that he told you
15 that he had chased a man--

16 MS. SHAWANNA NORMAN: I'm assuming that it was,
17 because he -- he was down to my grandmother's house with
18 that white car. And then I think he decided -- I'm thinking
19 that was that same night that he decided, okay, I'm going to
20 give -- trade cars with Joseph. So he left the station
21 wagon down there, and he took Joseph's car.

22 MR. KENNY DYER: He took Joseph's car?

23 MS. SHAWANNA NORMAN: Yeah.

24 MR. KENNY DYER: What kind of car did Joseph have?

25 MS. SHAWANNA NORMAN: Oh, fool. I don't remember

1 what kind of car he drove. Was it a Lumina?

2 MR. KENNY DYER: But he left -- Joseph's car was
3 down by your house?

4 MS. SHAWANNA NORMAN: Uh-huh.

5 MR. KENNY DYER: And where was Joseph at? Was he
6 -- was somebody down there?

7 MS. SHAWANNA NORMAN: My sister was driving it.
8 So--

9 MR. KENNY DYER: Okay.

10 MS. SHAWANNA NORMAN: It's Kenny -- Kenny and his
11 (Unintelligible)--

12 MR. KENNY DYER: And Joseph and your sister were
13 married at one time.

14 MS. SHAWANNA NORMAN: No. They weren't married
15 when this happened.

16 MR. KENNY DYER: Not then?

17 MS. SHAWANNA NORMAN: No.

18 MR. KENNY DYER: They get -- eventually get
19 married?

20 MS. SHAWANNA NORMAN: Yes.

21 MR. KENNY DYER: Okay.

22 MS. SHAWANNA NORMAN: Yes.

23 MR. KENNY DYER: Bt at the time they were just
24 seeing each other.

25 MS. SHAWANNA NORMAN: Yeah.

1 MR. KENNY DYER: So--

2 MS. SHAWANNA NORMAN: And she had Joseph's name--

3 MR. KENNY DYER: So you and your sister -- did you
4 all live together on Lewis Street?

5 MS. SHAWANNA NORMAN: Yeah, yeah.

6 MR. KENNY DYER: Okay.

7 MS. SHAWANNA NORMAN: My sister lived at
8 1245 Lewis Street too.

9 MR. KENNY DYER: Okay. So you're both living
10 there. And you all are dating the brothers.

11 MS. SHAWANNA NORMAN: Yes.

12 MR. KENNY DYER: You're dating -- you're dating
13 -- you're dating Kenny Neal and -- okay.

14 MS. SHAWANNA NORMAN: And she's messing with
15 Joseph.

16 MR. KENNY DYER: And she's messing with Joseph.

17 MS. SHAWANNA NORMAN: But she had been with Joseph
18 way--

19 MR. KENNY DYER: Who was Phillip messing with?
20 Phillip Cotton? Who was he messing with?

21 MS. SHAWANNA NORMAN: Nobody.

22 MR. KENNY DYER: Nobody.

23 MS. SHAWANNA NORMAN: Nobody. No. It's -- I was
24 mess -- you understand, like, you know, we're young and --
25 and superficial and stuff. He was -- he was -- he was--

1 MR. KENNY DYER: Okay.

2 MS. SHAWANNA NORMAN: And he -- and -- and he was
3 like the -- the gopher for Kenny. He wasn't like the -- the
4 main person. Kenny was the one that -- that had the money,
5 was telling him--

6 MR. KENNY DYER: He was in charge.

7 MS. SHAWANNA NORMAN: Yeah, so -- yeah.

8 MR. KENNY DYER: Okay. So -- all right. That
9 makes sense.

10 Do you remember if Mr. Neal came to you the day
11 before the murder? Was he down--

12 MS. SHAWANNA NORMAN: See, that's the thing, I
13 don't know exactly right back then when it happened. But I
14 just remember Kenny told me that he had to chase a nigger
15 down and beat the shit out of him with a brick.

16 So when this all came up, when the police came
17 down there to question my sister and they was asking like
18 "Who was the white station wagon," they didn't even -- first
19 of all, what they had to say in court wasn't true, that's
20 not what took place. What they--

21 MR. KENNY DYER: Did you go to court?

22 MS. SHAWANNA NORMAN: Uh-huh. I was there for the
23 entire trial.

24 MR. KENNY DYER: You testify?

25 MS. SHAWANNA NORMAN: No.

1 MR. KENNY DYER: They never called you--

2 MS. SHAWANNA NORMAN: We told -- first of all we
3 told Mickey -- we -- this is what we figured, we figured
4 there's no way in hell they could find Joseph guilty because
5 we know for a fact he didn't do it.

6 MR. KENNY DYER: So they rolled the dice on that
7 and it didn't -- it didn't turn out.

8 MS. SHAWANNA NORMAN: But we told Mickey, his
9 attorney, like, "We're 100 percent certain that Joseph
10 didn't do this. We know who did it." He never asked us who
11 did it or whatever. We just told him we know Joseph didn't
12 do it. Okay. You know what I'm saying?

13 MR. KENNY DYER: Yeah.

14 MS. SHAWANNA NORMAN: And even -- even after the
15 fact, when -- when -- after they found Joseph guilty, I went
16 to Kenny's job because he was working at a fencing company
17 on Lebanon Road. And I tried to--

18 MR. KENNY DYER: Right across from the cemetery.

19 MS. SHAWANNA NORMAN: Yeah, yeah.

20 MR. KENNY DYER: Right.

21 MS. SHAWANNA NORMAN: Up on the hill.

22 MR. KENNY DYER: Yeah.

23 MS. SHAWANNA NORMAN: So I tried to wear -- I had
24 bought a little tape recorder, tried to wear a tape
25 recorder. And you know I -- I was like -- well, this is --

1 hold on, let me back up, because you need to get -- you need
2 to know the whole thing.

3 When it all came down -- and I told them that
4 "Hey, Kenny is the one killed that boy," Kenny -- guess what
5 Kenny did, he agreed to pay Joseph's attorney.

6 MR. KENNY DYER: He agreed to pay--

7 MS. SHAWANNA NORMAN: Joseph's attorney.

8 MR. KENNY DYER: Yeah.

9 MS. SHAWANNA NORMAN: Then he just all of a sudden
10 just stopped paying, because he knew he the one that killed
11 the boy.

12 MR. KENNY DYER: Okay.

13 MS. SHAWANNA NORMAN: He knew Joseph was innocent.
14 And he -- he -- he -- he -- he was like, "Well, I'm going
15 to pay the attorney." So you know what I'm saying, you
16 know, they ain't going to find him guilty cause he innocent.
17 You know what I'm saying.

18 MR. KENNY DYER: Right.

19 MS. SHAWANNA NORMAN: So...

20 But I did go to his -- his work, and I tried to
21 bring up the -- the situation and tell him, "Hey, well, you
22 know, it's -- what are you going to do about the -- Joseph's
23 situation, because you know, your little brother is sitting
24 in prison for something you did."

25 You know what told me? "Bitch, you better not be

1 trying to tape record me, because I'd kill your ass." So...

2 MR. KENNY DYER: Hmm. But he never did admit it
3 at that point, but--

4 MS. SHAWANNA NORMAN: No.

5 MR. KENNY DYER: But he -- he -- did he ever
6 straight out admit that he killed the guy, or did -- the
7 only thing is that he'd chased him -- chased him--

8 MS. SHAWANNA NORMAN: Chased him. He just told me
9 that he chased the dude down and beat him -- beat him with a
10 brick, beat the shit out of him with a brick.

11 MR. KENNY DYER: Wow. And you don't remember if
12 he was there with you the night before he told you that?

13 MS. SHAWANNA NORMAN: That's the thing, the night
14 that he told me that he was at my -- my granny' house.

15 MR. KENNY DYER: Okay.

16 MS. SHAWANNA NORMAN: But I don't -- I don't know
17 when the boy--

18 MR. KENNY DYER: Well--

19 MS. SHAWANNA NORMAN: -- actually died because we
20 didn't watch the news and stuff.

21 MR. KENNY DYER: Yeah, he--

22 MS. SHAWANNA NORMAN: It wasn't until--

23 MR. KENNY DYER: He -- he died right there.

24 MS. SHAWANNA NORMAN: Oh.

25 MR. KENNY DYER: Right there at that -- when they

1 -- when he (Unintelligible)--

2 MS. SHAWANNA NORMAN: (Unintelligible) and
3 (Unintelligible) it's a small world because his sister was
4 -- the boy who got killed, his sister was doing my hair.
5 And then after the trial I couldn't go to her no more to get
6 my hair done because she thought that my brother-in-law was
7 a murderer. So...

8 MR. KENNY DYER: Yeah, that -- that -- that would
9 strain the relationship--

10 MS. SHAWANNA NORMAN: Yeah.

11 MR. KENNY DYER: -- a little bit.

12 MS. SHAWANNA NORMAN: Yeah, so... It's like a --
13 it's just a series of unfortunate events.

14 MR. KENNY DYER: So the police ever come and talk
15 you to?

16 MS. SHAWANNA NORMAN: No.

17 MR. KENNY DYER: When they came and talked to
18 Joseph or your sister--

19 MS. SHAWANNA NORMAN: No, they didn't talk to me.

20 MR. KENNY DYER: But they talked to her?

21 MS. SHAWANNA NORMAN: Yep.

22 MR. KENNY DYER: Were you--

23 MS. SHAWANNA NORMAN: They--

24 MR. KENNY DYER: Were you there at the house when
25 they talked to--

1 MS. SHAWANNA NORMAN: I was in the living room.
2 They talked to her right at the front door. That's why I
3 said, they never even--

4 MR. KENNY DYER: So they didn't come in and sit
5 down and talk to her?

6 MS. SHAWANNA NORMAN: Uh-huh. They talked to her
7 at the front door.

8 MR. KENNY DYER: Did they take her to the station?

9 MS. SHAWANNA NORMAN: No.

10 MR. KENNY DYER: No.

11 MS. SHAWANNA NORMAN: Huh-uh.

12 MR. KENNY DYER: How long did they stay with her?

13 MS. SHAWANNA NORMAN: It was brief -- a brief
14 interaction. That's why I was like -- and I think that's
15 when they saw the -- the tatoo on her neck, that's how they
16 got Joseph in their crosshairs or whatever. I don't--

17 MR. KENNY DYER: Because she had his name tatooed
18 on her neck.

19 MS. SHAWANNA NORMAN: Yes. She had his name
20 tatooed on her neck. But -- and they found out that -- I
21 think they said in court that she had gotten a ticket in a
22 car that was registered to Joseph Webster.

23 MR. KENNY DYER: Was that car registered to --
24 well, I don't know if they did or not. But if she'd got it
25 -- the station wagon wasn't registered to Joseph?

1 MS. SHAWANNA NORMAN: No, no. But Kenny -- that's
2 the thing, Kenny was smart. He was -- like when I would go
3 with him when he was dropping off packs and stuff for
4 people, the drugs he was dropping off, he told -- he used to
5 tell people -- when they would address him they would
6 address him as "Joe." They wouldn't address him as "Kenny."

7 MR. KENNY DYER: Why would they do that?

8 MS. SHAWANNA NORMAN: Because he -- he -- he was
9 either Joe or James.

10 MR. KENNY DYER: He didn't go by his name.

11 MS. SHAWANNA NORMAN: He didn't go by his name.
12 He didn't use his name with the people.

13 MR. KENNY DYER: Wow.

14 MS. SHAWANNA NORMAN: So--

15 MR. KENNY DYER: Well, when the police were there
16 talking to your sister -- what is your sister's name?

17 MS. SHAWANNA NORMAN: Katrina.

18 MR. KENNY DYER: When they were there talking to
19 -- to -- to Katrina -- now is she still -- she's not married
20 to Joseph anymore, is she?

21 MS. SHAWANNA NORMAN: No, they're divorced now.

22 MR. KENNY DYER: They're -- they're divorced.

23 When they were there talking to Katrina, did they
24 see you, the police?

25 MS. SHAWANNA NORMAN: I don't know. I don't-

1 MR. KENNY DYER: But they didn't talk you to?

2 MS. SHAWANNA NORMAN: No. They didn't talk to me.

3 I've never spoken to the police about this case at all.

4 MR. KENNY DYER: Wow.

5 MS. SHAWANNA NORMAN: Never. And I--

6 MR. KENNY DYER: So -- so they didn't have your
7 information. And when you took the stand, you took the
8 stand on the path -- on the behalf of defense, on Joseph's
9 part, the -- so Joseph's -- or -- yeah, Joseph's attorney
10 called you to the stand?

11 MS. SHAWANNA NORMAN: No.

12 MR. KENNY DYER: Who called you to the stand?

13 MS. SHAWANNA NORMAN: Nobody.

14 MR. KENNY DYER: You -- did you ever take the
15 stand?

16 MS. SHAWANNA NORMAN: No.

17 MR. KENNY DYER: You never testified?

18 MS. SHAWANNA NORMAN: No.

19 MR. KENNY DYER: Okay.

20 MS. SHAWANNA NORMAN: I -- I didn't testify. If I
21 did, I don't remember testifying.

22 MR. KENNY DYER: Okay. I don't know.

23 MS. SHAWANNA NORMAN: No, I think that was in like
24 -- the trial was in, I think, 2005?

25 MR. KENNY DYER: Yeah, I think so.

1 MS. SHAWANNA NORMAN: I think 2005. I don't think
2 I testified.

3 MR. KENNY DYER: Okay.

4 MS. SHAWANNA NORMAN: Nope. I was just -- I was
5 just (Unintelligible)--

6 MR. KENNY DYER: Have you ever talked to the
7 police about this murder?

8 MS. SHAWANNA NORMAN: Huh-uh. I ain't talked to
9 the police about this murder or nothing else that done
10 happened.

11 MR. KENNY DYER: And you know about this murder,
12 and you know about a murder in Atlanta. How many more you
13 know about?

14 MS. SHAWANNA NORMAN: Oh, that's it. Well, you
15 know, the person that would know more would -- might be
16 their other brother Arthur.

17 MR. KENNY DYER: Is he still alive?

18 MS. SHAWANNA NORMAN: Yes. And don't -- don't
19 judge me, but I -- I messed with Arthur after I've done
20 messed with Kenny.

21 MR. KENNY DYER: I'm ain't here to judge you.

22 So you saw Mr. Neal after the murder. How long
23 did you mess with him after the murder?

24 MS. SHAWANNA NORMAN: It was probably a couple
25 months, about a couple months.

1 MR. KENNY DYER: You -- so you messed with him a
2 couple months after the murder?

3 MS. SHAWANNA NORMAN: Yeah.

4 MR. KENNY DYER: Then y'all split?

5 MS. SHAWANNA NORMAN: Yeah.

6 MR. KENNY DYER: And you--

7 MS. SHAWANNA NORMAN: We called -- we wasn't
8 really in like a--

9 MR. KENNY DYER: A relationship.

10 MS. SHAWANNA NORMAN: -- a committed relationship,
11 no.

12 MR. KENNY DYER: It--

13 MS. SHAWANNA NORMAN: It was just like an off an
14 on thing, yeah.

15 MR. KENNY DYER: Okay. Okay.

16 And so after the trial is when you tried to go
17 down and -- and record?

18 MS. SHAWANNA NORMAN: Yeah, yeah.

19 MR. KENNY DYER: So that would have been 2005?

20 MS. SHAWANNA NORMAN: Yeah, because I figured--

21 MR. KENNY DYER: So that's years after.

22 MS. SHAWANNA NORMAN: Yeah. Because I figured --
23 we figured at the -- at the trial, we -- when -- when it
24 came up, we was like why did they deny Joseph parole except
25 for a cold case for a murder? You know what I'm saying?

1 MR. KENNY DYER: Yeah, he was in on drugs, drug
2 charges.

3 MS. SHAWANNA NORMAN: Yeah, he was on drug charges
4 where his cousin's -- his cousin's boyfriend had set him up.

5 MR. KENNY DYER: Okay.

6 MS. SHAWANNA NORMAN: And--

7 MR. KENNY DYER: So you're just saying you only
8 saw Mr. Neal for maybe a month or two or three or four? Or
9 how long you think you saw him after the murder?

10 MS. SHAWANNA NORMAN: Well, I -- well, you know, I
11 wasn't messing with him, but I saw him all the time.

12 MR. KENNY DYER: Right.

13 MS. SHAWANNA NORMAN: Yeah, I just wasn't messing
14 with him.

15 MR. KENNY DYER: Okay. So did you ever see him
16 driving station wagon again after that murder? Or when did
17 they--

18 MS. SHAWANNA NORMAN: I -- I -- this is what --
19 from -- and I got that they took the station wagon and
20 burned it up from Kenny. That's where that came from. That
21 ain't something that I just--

22 MR. KENNY DYER: Kenny told you that?

23 MS. SHAWANNA NORMAN: Yeah.

24 MR. KENNY DYER: Not -- not Phillip Cotton?

25 MS. SHAWANNA NORMAN: No, no, no. Like, I -- I

1 probably never even -- I might have, you know, spoke to
2 Phillip -- Phil -- Phil, or whatever. But as far as
3 carrying on a conversation and all that, I didn't do all of
4 that.

5 MR. KENNY DYER: Right.

6 MS. SHAWANNA NORMAN: Like if we was all in the
7 car together and he would be on the back seat or whatever,
8 but yet we didn't -- we didn't socialize like that.

9 MR. KENNY DYER: Do you know who might have been
10 with Kenny when this murder took place where he beat this
11 boy with a brick?

12 MS. SHAWANNA NORMAN: Phil.

13 MR. KENNY DYER: Phillip?

14 MS. SHAWANNA NORMAN: Yeah, Phil. Because when he
15 came -- when he told me that he had to chase the dude down
16 and beat the shit out of him with a brick, Phil was with him
17 when he came to my granny' house.

18 MR. KENNY DYER: Who would have been driving the
19 car? Phillip or -- or--

20 MS. SHAWANNA NORMAN: I--

21 MR. KENNY DYER: -- or Kenny?

22 MS. SHAWANNA NORMAN: I think Kenny was driving
23 the car.

24 MR. KENNY DYER: Okay. You think, you don't know
25 for sure?

1 MS. SHAWANNA NORMAN: It's Kenny's car. I mean,
2 Phillip didn't -- well, Phil didn't never drive, so...

3 MR. KENNY DYER: Okay.

4 MS. SHAWANNA NORMAN: He was always on the
5 passenger side, so...

6 MR. KENNY DYER: Were they both pretty much the
7 same size? Were they--

8 MS. SHAWANNA NORMAN: They was pretty -- pretty
9 much the same height -- yeah, pretty much the same size.
10 And that's why the -- the -- the description that they gave
11 in court was Kenny. Like it -- I -- I just don't -- I don't
12 understand how the legal system works. You know, I -- I
13 have been in trouble before. And I just -- justice isn't
14 for everyone, everybody does not receive justice. And it's
15 easy for me to say that -- for me to sit on the phone --
16 like I used to try to write letters to churches and stuff
17 and see if they would help Joseph. I even wrote a letter to
18 the president, because I knew that he was innocent.

19 MR. KENNY DYER: Right.

20 MS. SHAWANNA NORMAN: But it's easy for me because
21 I'm out free to tell him, you know, "Keep the faith, God
22 wouldn't have you there"--

23 MR. KENNY DYER: Yeah, yeah. He wouldn't--

24 MS. SHAWANNA NORMAN: -- "for stuff you didn't
25 do."

1 MR. KENNY DYER: Yeah. "He won't -- he won't
2 leave you, he won't abandon you," and...

3 MS. SHAWANNA NORMAN: Yeah. And I'm not the one
4 serving time. I'm not the one being told when to wake up,
5 when to eat. You know what I'm saying? So...

6 MR. KENNY DYER: When was -- when was the last
7 time you saw Kenny Neal?

8 MS. SHAWANNA NORMAN: Probably 2000 and -- between
9 2010, 2013.

10 MR. KENNY DYER: 2010, 2013?

11 MS. SHAWANNA NORMAN: Yeah.

12 MR. KENNY DYER: Do you remember where you saw
13 him, or what the circumstances were or--

14 MS. SHAWANNA NORMAN: I think he was at a gas
15 station. Because I -- I had to -- they foreclosed on my
16 house in October Woods. And he was at a gas station, I
17 think the gas station, the TA, which is up the street.

18 MR. KENNY DYER: Okay.

19 MS. SHAWANNA NORMAN: And later I found out that
20 him and his girlfriend bought a house up the street from me.
21 It's like, you know, Old Hickory Boulevard. You know where
22 October Woods is?

23 MR. KENNY DYER: Yeah.

24 MS. SHAWANNA NORMAN: Yeah, I was living in
25 October Woods. And I think Ms. Marie, that's their mama,

1 she said that he bought a house out here. So...

2 MR. KENNY DYER: So he lives out here somewhere?

3 MS. SHAWANNA NORMAN: Yeah. That was then--

4 MR. KENNY DYER: Okay.

5 MS. SHAWANNA NORMAN: -- I don't know if he still

6 -- they still--

7 MR. KENNY DYER: Okay.

8 MS. SHAWANNA NORMAN: -- because he goes through

9 women like--

10 MR. KENNY DYER: Were you ever afraid of him?

11 MS. SHAWANNA NORMAN: Yeah, yeah, yeah. I -- I --

12 I didn't get to tell you, like we would be at their house,

13 and that they would be having a cookout for everybody. And

14 he would turn the stove on high, the eye on high. And if --

15 his wife could have did anything--

16 MR. KENNY DYER: Yeah.

17 MS. SHAWANNA NORMAN: -- it could be something

18 small, he would tell her to sit on the eye, and she'd do it.

19 It -- it was just like -- it was crazy. She--

20 MR. KENNY DYER: Sit on the flame?

21 MS. SHAWANNA NORMAN: It -- it wouldn't be the

22 flame. It would be--

23 MR. KENNY DYER: Oh, you're talking about the

24 electric stove?

25 MS. SHAWANNA NORMAN: The -- it would be the --

1 the--

2 MR. KENNY DYER: Yeah.

3 MS. SHAWANNA NORMAN: -- the yeah, the unit, yeah.
4 He -- he -- he used to do stuff like that in front of us to
5 -- I guess -- I think it was to make us fear him. You know,
6 the stuff he used to do is like something with -- somebody
7 with a conscience wouldn't do.

8 MR. KENNY DYER: Wow.

9 MS. SHAWANNA NORMAN: And I -- if anybody else
10 would sass me -- if he told me anybody else -- because I --
11 I'm pretty sure that he -- he -- he knows -- you know what
12 I'm saying -- he knew that he killed a boy. He didn't tell
13 me that he killed him; he told me that he had to beat the
14 shit -- chase him and put -- beat the shit out of him with a
15 brick. But if anybody else knows besides me, it's Tracy.

16 MR. KENNY DYER: Tracy is his--

17 MS. SHAWANNA NORMAN: His wife at the time.

18 MR. KENNY DYER: Not still, though?

19 MS. SHAWANNA NORMAN: No, not now.

20 MR. KENNY DYER: Well, do you know Tracy's last
21 name?

22 MS. SHAWANNA NORMAN: I don't know what her -- her
23 maiden name is. I can try to check into it for you.

24 MR. KENNY DYER: I can probably find it. Do you
25 know her?

1 MS. SHAWANNA NORMAN: I did. We did hang out. We
2 used to go to the clubs and that but--

3 MR. KENNY DYER: Do you think she'd -- do you
4 think she'd talk about this?

5 MS. SHAWANNA NORMAN: Me and Tracy were going to
6 this guy named -- they called Sissy Willie (phonetic) -- he
7 do hair -- to get our hair done. This -- a lot of stuff
8 happened around getting hair done. And I had asked Willie,
9 I was like, "Can you please have Tracy call me?" This is
10 after the trial, after everything. This is probably four or
11 five years ago. And she called me. And then I gave Joseph
12 her number so he could call her. And she said she didn't
13 want anything to do with it.

14 MR. KENNY DYER: Okay.

15 MS. SHAWANNA NORMAN: So -- but I'm -- I'm telling
16 you that if -- if everybody knows any -- knows about
17 anything else that Kenny has done, Tracy knows. She used to
18 -- she was like deathly afraid of him.

19 MR. KENNY DYER: Are you afraid of him now?

20 MS. SHAWANNA NORMAN: I used to -- I used to be.
21 But now, I -- I have -- my boyfriend is here, and I don't
22 think there's really too much that he can do to me.

23 MR. KENNY DYER: Uh-huh.

24 MS. SHAWANNA NORMAN: But like the -- the threats
25 he used to make, and I seen the stuff he used to do

1 firsthand, it -- it was like he -- he don't have a
2 conscience, so like what's to keep him from doing something
3 to us? Like when he first told me that he -- "I'll kill you
4 bitch" -- like, "bitch, if you're done trying to -- trying
5 to set me up..." So me and my sister was like scared. We
6 was like, "Kenny -- Kenny going to kill-- going to do
7 something to us."

8 MR. KENNY DYER: Wow. But you never did go to the
9 police with any of this information?

10 MS. SHAWANNA NORMAN: No. And they never even,
11 you know, asked to speak with me. Like it was--

12 MR. KENNY DYER: And after all these years, why
13 are you talking to me about it now?

14 MS. SHAWANNA NORMAN: Because you called me.

15 MR. KENNY DYER: Okay.

16 MS. SHAWANNA NORMAN: If you hadn't called I still
17 wouldn't have been talking to nobody about it.

18 MR. KENNY DYER: You wouldn't -- it would have
19 been what it was?

20 MS. SHAWANNA NORMAN: Yeah. I mean--

21 MR. KENNY DYER: Well, let me -- are you willing
22 to talk to the police or the district attorney and then tell
23 them what you're telling me now?

24 MS. SHAWANNA NORMAN: Yeah, I'll talk to them.

25 And the other person that -- that knows that Kenny

1 is the devil in -- in human form is their mama. Ms. Marie
 2 know the stuff Kenny do. She knew -- she knew Kenny killed
 3 that boy. She -- she -- she knows what's going on. And she
 4 -- she just -- she -- she was like, "I've already lost
 5 Joseph, I don't want to lose Kenny too." I'm like, "For
 6 real? You know your older son got your younger son in
 7 prison"--

8 MR. KENNY DYER: Doing time for what he--

9 MS. SHAWANNA NORMAN: -- "for something that he --
 10 that he didn't do."

11 And that's why I was like, all you got to do is go
 12 back -- they can talk to Mickey. Mickey know that Kenny
 13 agreed to pay him. Kenny agreed to pay him for the Joseph's
 14 defense, because everybody's thinking there's no way he
 15 could be found guilty because he's innocent. And you -- you
 16 -- like -- that just blows my mind. And then like, come to
 17 find out, the woman whose house the boy was at, the woman
 18 who text Kenny--

19 MR. KENNY DYER: Yeah.

20 MS. SHAWANNA NORMAN: -- or -- or beeped him to
 21 tell him to come up here, she used to mess with my daddy.
 22 Tammy -- Tammy Nelson--

23 MR. KENNY DYER: Uh-huh.

24 MS. SHAWANNA NORMAN: -- she used to go with my
 25 daddy. And that's--

1 MR. KENNY DYER: So she knows -- she knows who --
2 does she -- she know who Kenny--

3 MS. SHAWANNA NORMAN: She didn't -- she didn't
4 know who Joseph was. She thought Kenny was -- she -- Kenny
5 told her his name was Joe.

6 MR. KENNY DYER: Okay.

7 MS. SHAWANNA NORMAN: That's where she got the
8 name Joe from.

9 MR. KENNY DYER: All right. So if the police and
10 the invest -- and the -- and the -- and the district
11 attorney, you -- you're willing to cooperate with them and--

12 MS. SHAWANNA NORMAN: Yeah.

13 MR. KENNY DYER: Okan. And you'll swear under
14 oath?

15 MS. SHAWANNA NORMAN: Yeah.

16 MR. KENNY DYER: I'm going -- what I'm going to do
17 is I'm going to take this interview--

18 MS. SHAWANNA NORMAN: Okay.

19 MR. KENNY DYER: -- and reduce it to writing.

20 MS. SHAWANNA NORMAN: Okay.

21 MR. KENNY DYER: And--

22 MS. SHAWANNA NORMAN: Going to transcribe it.

23 MR. KENNY DYER: And transcribe it. It'll be a
24 statement--

25 MS. SHAWANNA NORMAN: Okay.

1 MR. KENNY DYER: -- your statement-

2 MS. SHAWANNA NORMAN: Okay.

3 MR. KENNY DYER: -- as it pertains to this
4 incident. And then I may come back out to you and have you
5 sign and swear that -- that it's your statement.

6 MS. SHAWANNA NORMAN: That's fine. That's fine.
7 I just -- I don't-

8 MR. KENNY DYER: And you're willing to go to court
9 if it ever gets back to it?

10 MS. SHAWANNA NORMAN: I would have went to court
11 back then. They just never asked me. Mickey never asked
12 me.

13 MR. KENNY DYER: Okay. That's...

14 So we know about a murder in Atlanta. We know
15 about this murder. And he told you that he chased a dude
16 down and hit him with a brick.

17 MS. SHAWANNA NORMAN: Yep. And he beat the shit
18 out of him with a brick.

19 MR. KENNY DYER: Over?

20 MS. SHAWANNA NORMAN: Because he owed him money,
21 for he had gave him a pack and then he ran off, so...

22 MR. KENNY DYER: And didn't -- and didn't pay for
23 it.

24 MS. SHAWANNA NORMAN: No, he didn't pay for it.

25 MR. KENNY DYER: Oh, he paid for it.

1 MS. SHAWANNA NORMAN: Oh, yeah, with his life,
2 but--

3 MR. KENNY DYER: With his life.

4 MS. SHAWANNA NORMAN: -- that's unfortunate.

5 MR. KENNY DYER: Didn't pay cash.

6 MS. SHAWANNA NORMAN: It -- it wasn't that
7 serious, though.

8 MR. KENNY DYER: No.

9 MS. SHAWANNA NORMAN: So...

10 MR. KENNY DYER: How big of a drug dealer was
11 Kenny Neal?

12 MS. SHAWANNA NORMAN: He -- I mean, he had a
13 little weight. He had a little weight. So...

14 MR. KENNY DYER: And was Joseph dealing with him
15 too?

16 MS. SHAWANNA NORMAN: Not with him. Joseph stayed
17 on the east side of town. That's the thing, my sister used
18 to catch cabs and stuff out east with Joseph. Joseph really
19 didn't fool around down south unless he came to my granny'
20 house.

21 MR. KENNY DYER: So Kenny--

22 MS. SHAWANNA NORMAN: Kenny was the one fooling
23 around. And Kenny like -- I used to go to a house in Vine
24 Hill with Kenny -- you know, Vine Hill is in south
25 Nashville. Kenny like dealt -- dealt around the south-

1 MR. KENNY DYER: Edgehill, Vine Hill.

2 MS. SHAWANNA NORMAN: Yeah. And you know, he --
3 other areas. But he -- Kenny didn't discriminate. He came
4 to whatever part of town the money was at.

5 MR. KENNY DYER: Right. Then Joseph just hung out
6 one route -- Settle (phonetic) and--

7 MS. SHAWANNA NORMAN: Out east.

8 MR. KENNY DYER: Out east?

9 MS. SHAWANNA NORMAN: Yeah, out east.

10 MR. KENNY DYER: Over on Casey (phonetic), in --
11 in that area?

12 MS. SHAWANNA NORMAN: North Second and all that.

13 MR. KENNY DYER: Okay. Casey and Settle.

14 Wow. Can you think of anything else?

15 MS. SHAWANNA NORMAN: I didn't think that this
16 even mattered, what I'm telling you today, so--

17 MR. KENNY DYER: Oh, it matters.

18 MS. SHAWANNA NORMAN: So it's just like--

19 MR. KENNY DYER: Do you know how he got -- let me
20 go back to the cars a little bit. Do you know who he bought
21 the car from?

22 MS. SHAWANNA NORMAN: I do know that the -- the
23 station wagon might have never been in Kenny's name was
24 Kenny used to use this man's identity. This man would go--

25 MR. KENNY DYER: Was it -- what was this man's

1 name?

2 MS. SHAWANNA NORMAN: I think it was James McLynn.

3 MR. KENNY DYER: James McLynn.

4 MS. SHAWANNA NORMAN: I think he would use them
5 names to go and get cars and stuff -- or he would use the
6 man, the man would go get the car for him.

7 MR. KENNY DYER: Did James McLynn know?

8 MS. SHAWANNA NORMAN: Yeah. He knew Kenny was
9 getting them cars. He would -- he would go with him to get
10 the cars. Yeah.

11 MR. KENNY DYER: Okay.

12 MS. SHAWANNA NORMAN: So--

13 MR. KENNY DYER: So Kenny Neal was using James
14 McLynn's name--

15 MS. SHAWANNA NORMAN: And I think--

16 MR. KENNY DYER: -- to buy car--

17 MS. SHAWANNA NORMAN: -- he had -- and -- and --
18 didn't -- I think it was -- it might have been another man
19 too. I have to think. I'd have to think. But it was -- I
20 knew James McLynn, and it was, I think, another man whose
21 name he was using, he got his cars. I don't think none of
22 Kenny's cars was in his name.

23 MR. KENNY DYER: Okay. Wow. So he's riding
24 around in these cars. And the Magnum, he got rid of that,
25 too, I guess, after you saw it.

1 MS. SHAWANNA NORMAN: Magnum?
2 MR. KENNY DYER: You--
3 MS. SHAWANNA NORMAN: It was a Maxima.
4 MR. KENNY DYER: Maxima--
5 MS. SHAWANNA NORMAN: Yeah.
6 MR. KENNY DYER: -- that he killed--
7 MS. SHAWANNA NORMAN: Yeah.
8 MR. KENNY DYER: -- the guy in.
9 MS. SHAWANNA NORMAN: Yeah.
10 MR. KENNY DYER: A Maxima. I thought you said
11 Magnum.
12 MS. SHAWANNA NORMAN: Yeah.
13 MR. KENNY DYER: I'm driving a Magnum.
14 So he's -- so he's in a Maxima?
15 MS. SHAWANNA NORMAN: Yeah.
16 MR. KENNY DYER: Black, white, green, yellow? You
17 remember?
18 MS. SHAWANNA NORMAN: I think it was red.
19 MR. KENNY DYER: Red?
20 MS. SHAWANNA NORMAN: I think it was red.
21 MR. KENNY DYER: A red Maxima.
22 MS. SHAWANNA NORMAN: Yeah. And you see, I -- I
23 done had dreams about that that night. And I don't know if
24 I was seeing--
25 MR. KENNY DYER: Was that before this -- before

1 this murder or after?

2 MS. SHAWANNA NORMAN: It was -- I don't know, my
3 memory is not -- oh -- was the Atlanta situation before or
4 after?

5 MR. KENNY DYER: That was in '98, '99, you said,
6 so--

7 MS. SHAWANNA NORMAN: I think it was after.

8 MR. KENNY DYER: It would have been after.

9 MS. SHAWANNA NORMAN: I think it was after. I
10 think it was after.

11 MR. KENNY DYER: Okay.

12 MS. SHAWANNA NORMAN: But like when we told this
13 stuff to the attorney and then when -- we told this stuff to
14 Joseph's attorney Mickey Gibson. And then like when we had
15 to move on from Mickey, because it's -- it's obvious Mickey
16 didn't do his -- his job with trying to represent Joseph --
17 he didn't really -- when he didn't really even question
18 Tammy Nelson on the stand. And it -- like he was--

19 MR. KENNY DYER: Do you know where she's at now?

20 MS. SHAWANNA NORMAN: And see, that's the thing.
21 She was all up in the church and stuff at first. And I had
22 -- I've seen her -- I probably saw her like two months ago.

23 MR. KENNY DYER: Okay.

24 MS. SHAWANNA NORMAN: But now I talked to somebody
25 that goes -- that I used to go to church with, and they said

1 that now she's back on drugs. But I don't know, I can't
2 confirm that, because I haven't talked to her. But I know
3 she's on -- on Facebook and I think Instagram. But I know
4 she got married and she was clean and sober the last time I
5 saw her.

6 And she asked me had we -- we gotten Joseph out.
7 And I was like, "No." They said that she wasn't, I guess,
8 credible, or -- or whatever. But she's the one who put
9 everything that happened into motion, because if she hadn't
10 beeped Kenny, then Kenny wouldn't know that that boy was
11 there.

12 MR. KENNY DYER: Well, she beeped Kenny because
13 she was getting some--

14 MS. SHAWANNA NORMAN: Yeah, yeah. Yeah, he --
15 yeah. So...

16 MR. KENNY DYER: She was going to get some money
17 because the dude -- that he was--

18 MS. SHAWANNA NORMAN: No, she got drugs. I'm
19 pretty sure he gave her drugs. I'm pretty sure he gave
20 her--

21 MR. KENNY DYER: Well, how much -- how much dope
22 did this guy buy then not pay for--

23 MS. SHAWANNA NORMAN: I -- I--

24 MR. KENNY DYER: -- an 8-ball, an ounce?

25 MS. SHAWANNA NORMAN: I don't -- it -- it -- Kenny

1 was--

2 MR. KENNY DYER: I mean, he--

3 MS. SHAWANNA NORMAN: -- it don't matter if it was
4 \$100 you know, with Kenny.

5 MR. KENNY DYER: It didn't matter if it was a
6 20-cent piece or \$100, or what, he was -- he would -- he--

7 MS. SHAWANNA NORMAN: Kenny was -- Kenny was -- is
8 ruthless. Like you just have to meet him. You have to talk
9 to somebody that's down in the gutter with him. Like if
10 Phil would talk, Phil could tell you a whole bunch about
11 stuff Kenny done did.

12 MR. KENNY DYER: Yeah.

13 MS. SHAWANNA NORMAN: I don't even know if him and
14 Phil are still cool. So it's -- I mean, you know people,
15 they -- they get down on friends and stuff. And Kenny would
16 throw you away like you ain't nothing. So if him and Phil
17 ain't cool no more, then Phil would be the person, unless
18 Phil is -- because I was under the impression that Phil was
19 his -- his gopher. But Phil was also intimidated by him.
20 You know what I'm saying?

21 MR. KENNY DYER: Yeah.

22 MS. SHAWANNA NORMAN: So the intimidation factor
23 there, I -- I feel like he was intimidated and a little bit
24 scared of Kenny too.

25 MR. KENNY DYER: Okay.

1 MS. SHAWANNA NORMAN: But he did whatever Kenny
2 said.

3 MR. KENNY DYER: Sounds like it would be a bad
4 idea. Well, all right. Well, I guess what I will do is
5 I'll go and type this stuff up then, and get it to
6 Mr. Horwitz and -- and I'll be in touch with you. And--

7 MS. SHAWANNA NORMAN: Okay.

8 MR. KENNY DYER: -- you have my name. You've got
9 my number.

10 MS. SHAWANNA NORMAN: And so you know, I even
11 contacted the -- the -- the district attorney, to tell them,
12 you know what I'm saying, like how -- how about -- you know,
13 I know of another murder that his -- his brother has
14 committed. They -- they turned me down. It was -- I -- I
15 tried to do everything that I could.

16 MR. KENNY DYER: When did you do that?

17 MS. SHAWANNA NORMAN: This is some years ago.
18 See--

19 MR. KENNY DYER: And they told you they didn't
20 want to hear it, basically?

21 MS. SHAWANNA NORMAN: Yeah, yeah. Pretty much.

22 MR. KENNY DYER: You don't remember who you talked
23 to, though?

24 MS. SHAWANNA NORMAN: No. Because like before I
25 moved I had a whole office at my other house that was just

1 like this stuff that I -- I had records of everything that I
2 had done to try to help Joseph.

3 MR. KENNY DYER: Don't still have it?

4 MS. SHAWANNA NORMAN: And it's -- it's-

5 MR. KENNY DYER: Don't-

6 MS. SHAWANNA NORMAN: I was moving from house to
7 house, it was just too much.

8 MR. KENNY DYER: I understand.

9 MS. SHAWANNA NORMAN: But I just felt like, you
10 know...

11 MR. KENNY DYER: Well, this has been enlightening.
12 It's garnered some new--

13 MS. SHAWANNA NORMAN: What difference do you
14 actually think it's going to make, though? Because they
15 don't -- they don't -- I think that you -- you--

16 MR. KENNY DYER: If we don't -- if we don't try,
17 what kind of difference will it make?

18 MS. SHAWANNA NORMAN: But you know that -- you
19 know that Joseph was tried on another charge? You know,
20 right?

21 MR. KENNY DYER: Uh-huh.

22 MS. SHAWANNA NORMAN: And I think that because
23 they could not convict him on that, they didn't care that he
24 was innocent of this one. That's -- that's -- this was
25 opinion, they didn't care. And like when I heard that

1 Postiglione was the one that was the lead investigator or
2 detective on Joseph's case, I told Joseph, I was like, "I
3 don't think things are going to go your way because
4 Postiglione was the detective on our case."

5 We -- me and my sister were both victims of a
6 crime that was -- that was committed by Abu Ali
7 Abdur'Rahman. He's on death row at River Bend. Postiglione
8 was shady during that -- and I was a kid and I remember
9 this. And my mom was like, "He was the worst detective
10 ever. He wanted me to do -- he wanted me to tell lies on
11 this thing and everything." This -- that came from my mama.
12 And she was the one that was actually assaulted. She was
13 stabbed in the back. And when they left our house, they
14 left a butcher knife in her back and stuff.

15 MR. KENNY DYER: Wow.

16 MS. SHAWANNA NORMAN: She said that he wanted her
17 to lie on the stand and everything else, just to convict
18 this man.

19 MR. KENNY DYER: Wow. Yeah, I don't -- all I know
20 was that if we don't try--

21 MS. SHAWANNA NORMAN: I -- I mean, I tried, and
22 it's just like -- it -- it's exhausting, it -- it takes a
23 toll on you when you know that you don't -- you've done
24 everything that you can to try to help somebody and it's --
25 it's very -- it's not making a difference.

1 MR. KENNY DYER: I understand.

2 MS. SHAWANNA NORMAN: So what do you do? I -- I
3 mean, I pray about it. But praying about, knowing the stuff
4 that I know -- because now if somebody were to do something
5 to my son, I'd feel badly affected. I would have -- I would
6 want them to come forward, you know, somebody, if they knew
7 something, to come forward.

8 MR. KENNY DYER: Right.

9 MS. SHAWANNA NORMAN: But then back then, like it
10 -- we wasn't thinking about that. We was thinking about how
11 Kenny would do something to us too. So...

12 MR. KENNY DYER: Well, I understand. Well, thank
13 you so much for your time.

14 MS. SHAWANNA NORMAN: It's hard to believe that
15 Kenny ain't been locked up, because he -- he -- he -- he --
16 he was a criminal, just a hardcore like. And I -- it's hard
17 to believe that he hadn't been incarcerated, so...

18 MR. KENNY DYER: For something else.

19 MS. SHAWANNA NORMAN: Yeah.

20 (End of recording.)

21 * * * * *

22

23

24

25

FURTHER DECLARANT SAYETH NOT.

Pursuant to Tenn. R. Civ. P. 72, I declare under penalty of perjury that the statements given in the foregoing transcript are true and correct.

Shawanna Norman
Shawanna Norman

Date: 2/8/18

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

I, Shawanna Norman, after first being duly sworn according to the law, make oath and declare under penalty of perjury that I am the interviewee in the foregoing transcript; I have reviewed my statements in the foregoing transcript; the foregoing transcription accurately reflects my statements; the statements given are true and correct to the best of my knowledge, information, and belief; and the statements given were not made out of levity or collusion with any person, but out of sincerity and truth for the matters asserted.

Shawanna Norman
Shawanna Norman

Sworn to and subscribed before me this the 8th day of February, 2018.

Beshoy Shenouda
NOTARY PUBLIC

My commission expires: Jan 22, 2022



1 STATE OF TENNESSEE)
2)
3 COUNTY OF DAVIDSON)

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I, Laurie McClain, Transcriber,

DO HEREBY CERTIFY that the foregoing proceedings
were transcribed by me from a digital file, and the
foregoing proceedings constitute a true and correct
transcript of said recording, to the best of my ability.

I FURTHER CERTIFY I am not a relative or employee
or attorney or counsel of any of the parties hereto, nor a
relative or employee of such attorney or counsel, nor do I
have any interest in the outcome or events of this action.

Date 1/31/2018



Laurie McClain
Transcriber

Index

A

abandon, 28
Abdur, 45
ability, 48
Abu, 45
according, 47
accurately, 47
action, 48
actually, 18, 44-45
affected, 46
afraid, 29, 31
agreed, 17, 33
Ali, 45
alive, 23
am, 2, 47-48
an, 5, 24, 41
anymore, 21
Apparently, 7
Are, 11, 31
are, 11, 14, 17, 32, 42, 45, 47
areas, 37
arrested, 6
Arthur, 23
asked, 3, 11, 16, 31-32, 35, 41
asking, 15
ass, 18
assaulted, 45
asserted, 47
associated, 6

associates, 4
assuming, 12
Atlanta, 6, 8, 10, 23, 35, 40
ATTORNEY, 1
attorney, 2, 7, 16-17, 22, 32, 34, 40, 43, 48
AUDIO, 1

B

badly, 46
basically, 43
Been, 4
been, 2-3, 6, 14, 24, 26-27, 32, 37-38, 40, 44, 46
beeped, 33, 41
beeper, 10-11
beforehand, 11
behalf, 22
being, 28, 47
besides, 30
better, 17
Bitch, 17
bitch, 32
blows, 33
bottoms, 4
bought, 16, 28-29, 37
Boulevard, 28
boyfriend, 25, 31
brothers, 14

Bt, 13
bunch, 42
burned, 9-10, 25
butcher, 45

C

cabs, 36
called, 16, 22, 24, 31-32
came, 3, 6, 11, 15, 17, 19, 24-26, 36-37, 45
captain, 3
carrying, 26
cars, 5, 12, 37-38
Casey, 37
cash, 36
cemetery, 16
CERTIFY, 48
charges, 25
chase, 12, 15, 26, 30
Chased, 18
chased, 12, 18, 35
Chevy, 8
churches, 27
circumstances, 28
Civ, 47
clubs, 31
collusion, 47
com, 1
commission, 47
committed, 24, 43, 45
CONFIDENTIAL, 1-48
confirm, 41
conscience, 7, 30, 32
constitute, 48
contacted, 43
conversation, 26
convict, 44-45
cookout, 29
cool, 42
cooperate, 34
counsel, 48
cousin, 25
crazy, 29
credible, 41
criminal, 46
crosshairs, 20

Currently, 2

D

daddy, 33
Daniel, 2, 7
dating, 14
DAVIDSON, 47-48
dealer, 36
dealing, 10, 36
dealt, 36
deathly, 31
decades, 2
decided, 12
DECLARANT, 47
declare, 47
defense, 22, 33
deny, 24
description, 27
detective, 45
devil, 33
dice, 16
Did, 4, 6, 8-9, 15, 20, 38
did, 6, 8, 10, 12, 14, 16-18, 20-25, 29, 31-32, 41-43
died, 18
DIGITAL, 1
digital, 1, 48
diligence, 10
discriminate, 37
divorced, 21
Does, 9
does, 27, 34
Doing, 33
doing, 6, 10, 19, 32
dome, 7
don, 20
done, 10, 19, 23, 31-32, 39, 42, 44-45
dope, 41
dreams, 39
dropping, 21
drove, 5-6, 13
drug, 6, 10, 25, 36
drugs, 10, 21, 25, 41
dude, 18, 26, 35, 41
duly, 47
DYER, 2-46

Dyer, 1

E

Edgehill, 37
employee, 48
enlightening, 44
entire, 15
ENTITLED, 1
events, 19, 48
eventually, 13
ex, 11
exactly, 15
exhausting, 45
expires, 47
Explorer, 5

F

Facebook, 41
factor, 42
faith, 27
familiar, 11
felt, 44
fencing, 16
figured, 16, 24
firsthand, 32
fool, 12, 36
fooling, 36
Ford, 8
foreclosed, 28
foregoing, 47-48
Found, 3
found, 16, 20, 28, 33
friends, 42

G

garnered, 44
gets, 35
getting, 31, 38, 41
Gibson, 40
girlfriend, 28
gmail, 1
Going, 34
going, 7, 12, 17, 31-34, 41, 44-45
gopher, 15, 42
Got, 9
got, 6-7, 11, 19-20, 25, 33-34, 37-38, 41, 43
gotten, 20, 41
grandmother, 7, 12
granny, 2, 6, 18, 26, 36
guilty, 16-17, 33
gun, 6
gutter, 42

H

had, 5-6, 9-12, 14-16, 20, 25-26, 28, 30-31, 35-36, 38-41, 43-44
hadn, 32, 41, 46
happened, 2, 6, 13, 15, 23, 31, 41
hardcore, 46
haven, 41
having, 12, 29
heard, 44
height, 27
her, 41
HEREBY, 48
hereto, 48
Hey, 17
Hickory, 28
Hill, 36-37
hill, 16
Hmm, 18
hooked, 6
Horwitz, 2-3, 43
Huh, 9, 20, 23
huh, 8, 11, 13, 15, 20, 31, 33, 44

human, 33
hung, 37

I

identity, 37
illegal, 10
impression, 42
incarcerated, 46
incident, 35
information, 3, 22, 32, 47
innocent, 17, 27, 33, 44
Instagram, 41
interaction, 20
INTERVIEW, 1
Interview, 1
interview, 34
interviewee, 47
interviewing, 3
intimidated, 42
intimidation, 42
Investigator, 1
investigator, 2, 45
involved, 4, 10
Is, 5, 23
is, 2-3, 10-12, 16-18, 21, 24-25, 28, 30-31, 33-34, 36, 40, 42-43

J

James, 21, 38
Joe, 21, 34
Joseph, 2-3, 6-7, 11-14, 16-17, 19-22, 24, 27, 31, 33-34, 36-37, 40-41, 44-45
justice, 27

K

Katrina, 21
KENNY, 2-46
Kenny, 1-7, 9-17, 21, 23, 25-28, 31-34, 36-38, 41-43, 46
Kentucky, 10
killed, 6-7, 10, 12, 17-19, 30, 33, 39
knew, 11, 17, 27, 30, 33, 38, 46
knowing, 46
knows, 30-34

L

later, 28
LAURIE, 2-48
Laurie, 1, 48
lauriemcclainmusic, 1
Lebanon, 16
legal, 27
letters, 27
levity, 47
Lewis, 4, 14
lies, 45
lived, 14
lives, 29
ll, 34
locked, 46
lost, 33
Lumina, 13

M

made, 47
Magnum, 38-39
maiden, 30
makes, 15
making, 45

mama, 28, 33, 45
Marie, 28, 33
mattered, 37
matters, 37, 47
Maxima, 6-7, 39
MCCLAIN, 2-48
McClain, 1, 48
McLynn, 38
means, 7
mess, 14, 23, 33
messed, 4, 9, 23-24
messing, 4-5, 14, 25
met, 3, 5
Mickey, 7, 16, 33, 35, 40
mid, 3
mom, 45
months, 23-24, 40
moved, 43
moving, 44
MR, 2-46
Mr, 2-5, 10, 15, 23, 25, 43
MS, 2-46
Ms, 28, 33
murder, 2, 11-12, 15, 23-26, 35, 40, 43
murderer, 19

N

name, 38
named, 31
names, 38
Nashville, 36
Neal, 3-6, 9-10, 12, 14-15, 23, 25, 28, 36, 38
neck, 20
Nelson, 33, 40
newer, 8
nigger, 15
Nope, 23
nor, 48
NORMAN, 1-46
Norman, 1-2, 47
NOTARY, 47

O

oath, 34, 47
October, 28
Oh, 2-3, 7, 11-12, 18, 23, 29, 35-37
oh, 40
Okan, 34
older, 3, 33
ounce, 41
outcome, 48
owed, 35

P

packs, 21
pager, 11
paging, 10
paid, 35
parole, 24
parties, 48
passenger, 27
path, 22
paying, 17
penalty, 47
perjury, 47
PERSONAL, 2-32, 34-48
pertains, 35
Phil, 9, 26-27, 42
Phillip, 9, 14, 25-27
phone, 27
phonetic, 31, 37
Postiglione, 45
pray, 46
praying, 46
president, 27
Probably, 28
probably, 3-4, 23, 26, 30-31, 40
proceedings, 48
Pursuant, 47

R

Rahman, 45
ran, 35
re, 2, 11, 14, 16, 21, 25, 29, 32, 34-35
recorder, 16
recording, 46, 48
records, 44
reflects, 47
registered, 20
relationship, 3, 19, 24
relative, 48
remembered, 11
rent, 4
representing, 2
retired, 2
reviewed, 47
ride, 10
riding, 38
rims, 5
rob, 7
robbed, 6
rolled, 16
romantically, 4
route, 37
row, 45
ruthless, 42

shit, 11-12, 15, 18, 26, 30, 35
shot, 7
sincerity, 47
Sissy, 31
sitting, 17
situation, 17, 40
sleeping, 4
smart, 21
sober, 41
socialize, 26
somewhere, 29
Sounds, 43
sPERSONAL, 33
split, 24
spoke, 26
spoken, 22
spot, 6
stabbed, 45
statements, 47
stayed, 36
stopped, 17
stove, 7, 29
strain, 19
subscribed, 47
superficial, 14
supposed, 6
swear, 34-35
Sworn, 47
sworn, 47

S

said, 5-6, 8, 10, 12, 20, 29, 31, 39-41, 43, 45, 48
sass, 30
saw, 7, 20, 23, 25, 28, 38, 40-41
SAYETH, 47
saying, 12, 16-17, 24-25, 28, 30, 42-43
scared, 32, 42
seeing, 13, 39
seen, 31, 40
series, 19
serving, 28
shady, 45
SHAWANNA, 1-46
Shawanna, 1-2, 47

T

TA, 28
talked, 19-20, 23, 40-41, 43
talking, 21, 29, 32
Tammy, 33, 40
tatoo, 20
tatooed, 20
telling, 15, 31-32, 37
Tenn, 47
TENNESSEE, 47-48
testified, 22-23
testify, 15, 22
testifying, 22
text, 33
things, 45

thinking, 12, 33, 46
threats, 31
ticket, 20
tinted, 5, 8
told, 6-7, 10-12, 15-18, 21, 25-26, 28, 30, 32, 34-35,
40, 43, 45
toll, 45
toned, 8
took, 8-9, 12, 15, 22, 25-26
traced, 10
Tracy, 30-31
transactions, 10
transcribe, 34
TRANSCRIBED, 2-48
Transcribed, 1
transcribed, 48
Transcriber, 48
transcript, 47-48
TRANSCRIPTION, 1
transcription, 47
trial, 15, 19, 22, 24, 31
tried, 16-17, 24, 43-45
triple, 4
truth, 47
trying, 3, 18, 32, 40
turned, 43

U

Uh, 8, 11, 13, 15, 20, 31, 33, 44
uh, 20, 23
unfortunate, 19, 36
Unintelligible, 13, 19, 23
until, 18
upstairs, 2
used, 7, 21, 27, 30-31, 33, 36-37, 40
using, 38
usually, 5

V

ve, 43, 45
victims, 45
Vine, 36-37

W

wagon, 5, 8, 12, 15, 20, 25, 37
wake, 28
wanted, 45
Was, 8, 10, 13, 15, 20, 37, 39
was, 3-10, 12-34, 36-46
watching, 12
Webster, 2, 11, 20
weight, 36
Were, 4, 19, 27, 29
were, 4, 6-7, 10, 13, 21, 28, 31, 45-48
wheels, 5
wherever, 10
Willie, 31
willing, 32, 34-35
windows, 5, 8
women, 29
Woods, 28
worked, 2
working, 16
works, 27
worst, 45
wouldn't, 27
Wow, 18, 21-22, 30, 32, 37-38, 45
writing, 34
wrote, 27

Y

Yeah, 2, 5-7, 9-19, 22, 24-30, 32-34, 37-39, 41-43,
45-46

■ Index

yeah, 7, 11, 14-16, 22, 24, 27, 29-30, 36, 41, 43

years, 2, 11, 24, 31-32, 43

yellow, 39

Yep, 19, 35

younger, 33

Exhibit C

2480 25TH AVE N, NASHVILLE, TN 37208-1018 (DAVIDSON COUNTY)
 Title Number: **54562909**
 State Titled In: **TN**
 Original Title Date: **02/06/1998**
 Title Transfer Date: **09/24/1998**

Lien Holders

CAR CRAZY INC.
2501 FRANKLIN PIKE, NASHVILLE, TN 37204-2713 (DAVIDSON COUNTY)

Lessors

None Found



JAMES D MCLIN [View Person Record]

Registered: **02/06/1998** to **02/28/1999**

Addresses Registered to While owned by JAMES D MCLIN
2480 25TH AVE N, NASHVILLE, TN 37208-1018 (DAVIDSON COUNTY)
(02/06/1998 to 09/25/1998)

Vehicle Tag History

License Plate: **TN 403YKT** Valid from: **(02/06/1998 to 02/28/1999)**
 Previous License Plate: **TN 806TDQ**

Previous Owner/Registrant/Lien Information - 05/06/1996 to 03/31/1997

Title Holders

ANN MCCracken
PO BOX X
R J MCCracken [View Person Record]
510 GAY ST, NASHVILLE, TN 37219-1230 (DAVIDSON COUNTY)
 Title Number: **50691090**
 State Titled In: **TN**
 Original Title Date: **01/28/1997**
 Title Transfer Date: **01/28/1997**

Lien Holders

None Found

Lessors

None Found

Registrant

R J MCCracken [View Person Record]
 Registered: **05/06/1996** to **03/31/1997**

Addresses Registered to While owned by R J MCCracken
510 GAY ST, NASHVILLE, TN 37219-1230 (DAVIDSON COUNTY) **(05/06/1996 to 01/29/1997)**

Registrant

ANN MCCracken [View Person Record]
 Registered: **01/29/1997** to **03/31/1997**

Addresses Registered to While owned by ANN MCCracken
510 GAY ST, NASHVILLE, TN 37219-1230 (DAVIDSON COUNTY) **(01/29/1997)**

Registrant

SHELIA KAY OGLE
 Registered: **05/06/1996** to **03/31/1997**

Addresses Registered to While owned by SHELIA KAY OGLE
PO BOX X (05/06/1996)

Vehicle Tag History

License Plate: **TN 806TDQ** Valid from: **(05/06/1996 to 03/31/1997)**
 Previous License Plate: **TN W4190**

Registered: **05/01/1996** to **05/31/1998**



1996 FORD EXPLORER (Tennessee)

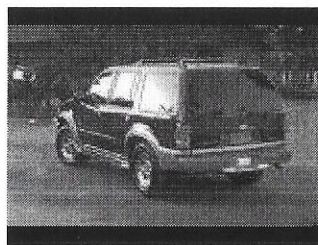
1996 FORD - Series: EDDIE BAUER~LIMITED~XL~XL - Model: EXPLORER
 VIN: **1FMDU32X4TUB89455**
 Body Style: **SUV 4 Door 5P** - Vehicle Type: **Truck**
 Weight: **3952 lbs** - Length: **188.5"**

Doors: **4**

MSRP: **\$21,470**

Plant: **LOUISVILLE, KENTUCKY**

Restraint Type: **DRIVER AND PASSENGER FRONT AIRBAGS, ACTIVE BELTS**

Colors: **Green and Green**Most Current Tag #: **TN 02DD986** Valid from: (11/01/2013 to 08/31/2014)Gross Vehicle Weight Range: **5001-6000**Height: **66.8**Width: **70.2**Wheel Base: **111.5**Wheel Dimensions: **15.0**Drive Type: **RWD**Fuel: **GAS 21** GallonEngine: **4.0L V6 NATURALLY ASPIRATED**Transmission: **4 Speed AUTOMATIC****Most Current Owner/Registrant/Lien Information - 11/01/2013 to 08/31/2014**Title Holders

CHARLES R KYLE [View Person Record]

100 RICHMOND ST, OLD HICKORY, TN 37138-3406 (DAVIDSON COUNTY)

CHARLES R KYLE [View Person Record]

100 RICHMOND ST, OLD HICKORY, TN 37138-3406 (DAVIDSON COUNTY)Title Number: **88512321**State Titled In: **TN**Original Title Date: **11/22/2013**Title Transfer Date: **11/22/2013**Lien Holders**CONCORD FINANCE INC****120 GALLATIN PIKE S, MADISON, TN 37115-3915 (DAVIDSON COUNTY)**Lessors**None Found**Title Holders

CHARLES R KYLE [View Person Record]

100 RICHMOND ST, OLD HICKORY, TN 37138-3406 (DAVIDSON COUNTY)Title Number: **92864495**State Titled In: **TN**Original Title Date: **11/05/2013**Title Transfer Date: **11/05/2013**Registrant

CHARLES R KYLE [View Person Record]

Registered: **11/01/2013 to 08/31/2014**Addresses Registered to While owned by CHARLES R KYLE**100 RICHMOND ST, OLD HICKORY, TN 37138-3406 (DAVIDSON COUNTY) (11/01/2013)**Registrant

CHARLES R KYLE [View Person Record]

Registered: **11/01/2013 to 08/31/2014**Addresses Registered to While owned by CHARLES R KYLE**100 RICHMOND ST, OLD HICKORY, TN 37138-3406 (DAVIDSON COUNTY) (11/01/2013)**Vehicle Tag HistoryLicense Plate: **TN 02DD986** Valid from: (11/01/2013 to 08/31/2014)Previous License Plate: **TN F8227H**

Alias: MCLINTON, JAMES

TOMIS ID: 00134369

Birth Date: 09/27/1956

Race: B

Sex: M

Supervision Status: INACTIVE

Location:

Sentence Begin:

Sentence End: 06/29/2010

Parole Eligibility:

Parole Hearing:

Hearing Result:

[Order Background Check](#)

MCLIN, JAMES HAROLD

TOMIS ID: 00571779

Birth Date: 04/04/1990

Race: W

Sex: M

Supervision Status: PENDING

Location:

Sentence Begin:

Sentence End:

Parole Eligibility:

Parole Hearing:

Hearing Result:

[Order Background Check](#)

NEAL, KENNETH

Alias: MCLIN, JAMES

TOMIS ID: 00249371

Birth Date: 07/29/1967

Race: B

Sex: M

Supervision Status: INACTIVE

Location:

Sentence Begin:

Sentence End: 09/12/2006

Parole Eligibility:

Parole Hearing:

Hearing Result:

[Order Background Check](#)

[Search Again](#)

1 A Had I seen it before?

2 Q Yes.

3 A (No audible response.)

4 Q If you remember.

5 A I can't remember.

6 Q And when these --

7 A The first time they ever come to my

8 house, excuse me, the first time they ever come to

9 my house it was like in a black, it was a real dark

10 color green Jeep.

11 Q Okay.

12 A An Explorer or something.

13 Q Okay.

14 A I don't know what type of model it was

15 but it wasn't black.

16 Q And neither of these individuals told

17 you that they owned the car, did they?

18 A No, ma'am.

19 Q And you didn't know who --

20 A I mean I didn't talk to 'em like that.

21 Q Okay. Ms. Nelson, did you sometime that

22 same day learn what had happened to Nick?

23 A Yeah. About thirty minutes after he got

24 away from my house.

25 Q And did you learn that just from