



State of North Carolina

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October 1, 2014

Senator Buck Newton
Representative Jamie Boles
Representative Pat Hurley
Co-Chairs, Joint Legislative Oversight Committee on Justice and Public Safety

North Carolina General Assembly
Raleigh, North Carolina 27601-1096

Re: Report on Pending Post-Conviction Capital Cases

Dear Members:

In accordance with N.C. Session Law 2013-154, 15-188.1, Section 2(b), please find the attached report which provides the status of pending post-conviction capital cases in the State.

Thank you for the opportunity to provide this information. We will be happy to respond to any questions you may have regarding this report.

Very truly yours,

A handwritten signature in black ink that reads "Kristi Jones".

Kristi Jones
Chief of Staff

cc: Kristine Leggett, NCGA Fiscal Research Division
Christy Agner, NCDOJ, Legislative Liaison

Report on Pending Post-Conviction Capital Cases

Case Status	Total	Number of Pending Additional Claims	
Voluntarily Dropped Claims	2		
2 -Letters Sent to DPS Secretary			
Previous Execution Dates	2		
*Prior to RJA		2	RJA
		1	MR
		1	Lethal Injection
Previous Execution Dates	6		
		6	RJA
		2	AMAR
		1	Lethal Injection
		3	SBI
USSC Cert Denial	31		
1 - Letter Sent to DPS Secretary		30	RJA
		4	AMAR
		18	Lethal Injection
		4	SBI
		2	Martinez Motions
USSC Petition Pending	3		
		3	RJA
Fed Court Remand	3		
		3	RJA
		1	Martinez Motion
4th Circuit Held in Abeyance	2		
		2	RJA
		1	AMAR
		2	Martinez Motion
Federal District Court in Abeyance	4		
		4	RJA
		1	AMAR
		1	MR
Federal District Court PWHC Pending	2		
		2	RJA
State Complete/PWHC Not Filed	10		
		9	RJA
		1	AMAR
		3	SBI
		1	MR
NC Supreme Court PWC Pending	1		
		1	RJA
		1	SBI
NC Supreme Court Remanded	3		
		3	RJA
		2	AMAR
		1	SBI
		1	MR
NC Supreme Court in Abeyance	2		
		2	RJA

Report on Pending Post-Conviction Capital Cases

Case Status	Total	Number of Pending Additional Claims	
		1	AMAR
MAR Complete/PWC Not Filed	3		
		3	RJA
		1	SBI
MAR/AMAR Pending	71		
*Also includes Pending MR Claims		68	RJA
		14	SBI
Appellate	15		
Total	160		
		152	Death Row
		4	RJA Relief Granted
		4	Multiple Death Sentences
Key			
RJA - Racial Justice Act Claims			
MAR - Motion for Appropriate Relief			
AMAR - Amended Motion for Appropriate Relief			
MR - Mental Retardation Claim			
Lethal Injection - Lethal Injection Lawsuit			
SBI - State Bureau of Investigation Discovery Motions			
USSC - United States Supreme Court			
PWHC - Petition for Writ of Habeas Corpus			
PWC - Petition for Writ of Certiorari			