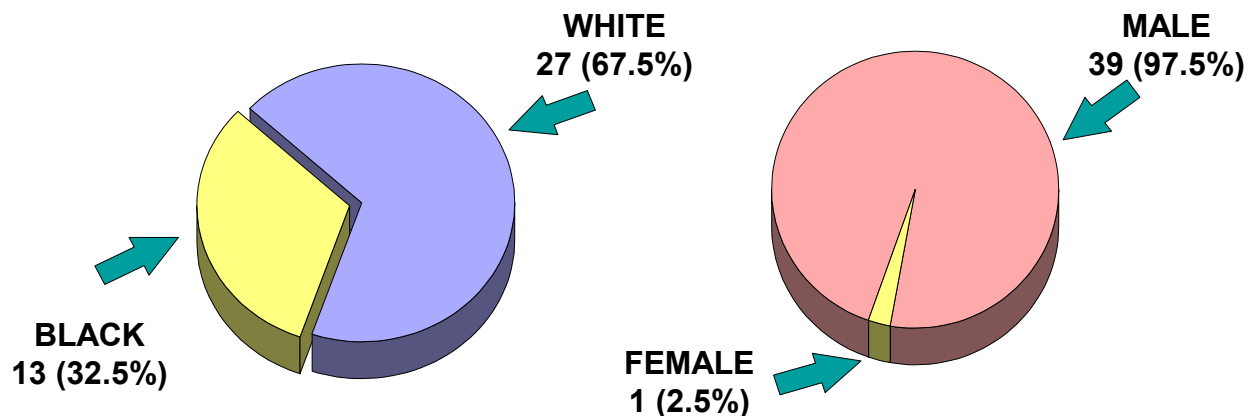


On Indiana Death Row as of June 1, 2001 = 40

(Includes Christopher Peterson twice, with two separate death sentences. Also includes Alton Coleman and Debra Brown held in Ohio with Indiana death sentences.)

Of 40 inmates now on Indiana Death Row:



CURRENT DEATH ROW AS OF JUNE 1, 2001
BY LENGTH OF TIME ON DEATH ROW AWAITING EXECUTION

<u>Inmate</u>	<u>County</u>	<u>Sentencing Date</u>	<u>Length</u>
1. Michael W. Daniels	Marion	09-14-1979	21 yr, 260 d
2. Donald Ray Wallace	Vigo (Vanderburgh)	10-21-1982	18 yr, 223 d
3. James Lowery	Hendricks (Tippecanoe)	01-07-1983	18 yr, 145 d
4. Marvin Bieghler	Howard	03-25-1983	18 yr, 068 d
5. Mark Allen Wisehart	Madison	09-26-1983	17 yr, 248 d
6. David Leon Woods	Boone(Dekalb)	03-28-1985	16 yr, 065 d
7. William A. Minnick*	Lawrence (Putnam)	10-16-1985	15 yr, 228 d
8. Alton Coleman	Lake	05-07-1986	15 yr, 025 d
9. Gregory Scott Johnson	Madison	06-19-1986	14 yr, 347 d
10. Debra Denise Brown	Lake	06-23-1986	14 yr, 343 d
11. Keith B. Canaan	Vanderburgh	11-26-1986	14 yr, 187 d
12. Arthur Paul Baird, II	Montgomery	03-13-1987	14 yr, 080 d
13. Gregory Rouster	Lake	03-23-1987	14 yr, 070 d
14. Darnell Williams	Lake	03-23-1987	14 yr, 070 d
15. Kevin Lee Hough	Allen	06-11-1987	13 yr, 055 d
16. Howard A. Allen	Marion	08-30-1988	12 yr, 275 d
17. Bill J. Benefiel	Vigo	11-03-1988	12 yr, 210 d
18. Kevin A. Conner	Marion	11-03-1988	12 yr, 210 d
19. Joseph L. Trueblood	Tippecanoe	04-12-1990	11 yr, 050 d
20. Alan L. Matheny	Lake (St. Joseph)	05-11-1990	11 yr, 021 d
21. Charles Edward Roche*	Lake	11-30-1990	10 yr, 183 d
22. Perry S. Miller	Porter	05-20-1991	10 yr, 012 d
23. James P. Harrison	Posey	12-14-1991	09 yr, 169 d
24. Michael Allen Lambert	Delaware	01-17-1992	09 yr, 135 d
25. Christopher Peterson	Porter	05-15-1992	09 yr, 017 d
26. Christopher Peterson	Lake	06-05-1992	08 yr, 361 d
27. Edward Earl Williams	Lake	03-02-1993	08 yr, 092 d
28. Eric D. Holmes	Marion	03-26-1993	08 yr, 066 d
29. Benny Lee Saylor	Madison	02-17-1994	07 yr, 104 d
30. Christopher M. Stevens	Tippecanoe (Putnam)	03-14-1995	06 yr, 079 d
31. Matthew E. Wrinkles	Vanderburgh	06-14-1995	05 yr, 352 d
32. Norman Timberlake	Marion	08-11-1995	05 yr, 294 d
33. Rufus Averhart	Allen (Lake)	03-18-1996	05 yr, 075 d
34. John M. Stephenson	Warrick	06-17-1997	03 yr, 348 d
35. Walter L. Dye	Marion	01-28-1998	03 yr, 132 d
36. Joseph E. Corcoran	Allen	08-26-1999	01 yr, 279 d
37. Richard D. Moore	Boone (Marion)	01-13-2000	01 yr, 139 d
38. Michael D. Overstreet	Johnson	07-31-2000	00 yr, 305 d
39. Wayne D. Kubsch	St. Joseph	08-28-2000	00 yr, 277 d
40. Jerry K. Thompson	Marion	09-29-2000	00 yr, 245 d

* Habeas granted, State's appeal pending in 7th Circuit Court of Appeals.

Youngest NOW on Indiana Death Row: Joseph Edward Corcoran (26 years, 43 days)

Youngest on Indiana Death Row SINCE 1977: Paula Cooper (16 years, 320 days)

Oldest NOW on Indiana Death Row: Richard D. Moore (69 years, 360 days)

Oldest on Indiana Death Row SINCE 1977: Richard D. Moore (69 years, 360 days)

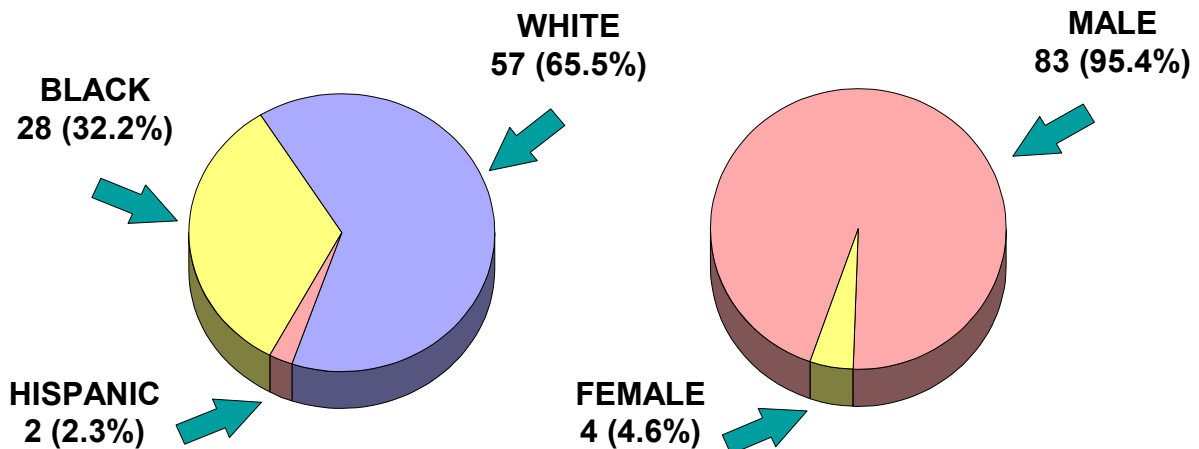
Longest NOW on Indiana Death Row: Michael W. Daniels (21 years, 260 days)

Longest on Indiana Death Row SINCE 1977: Michael W. Daniels (21 years, 260 days)

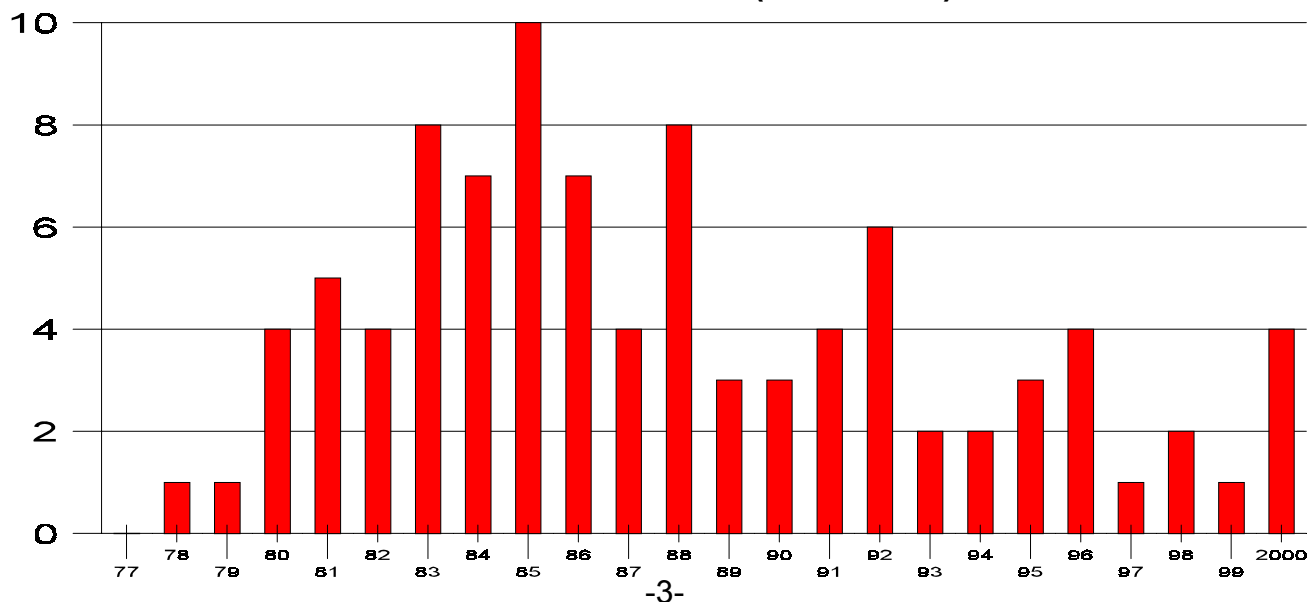
On Indiana Death Row Since 1977 = 87

(Includes Christopher Peterson twice, with two separate death sentences; includes each of those eight inmates resentenced to death again after remand only once)

Of 87 inmates on Indiana Death Row since 1977:



INDIANA DEATH SENTENCES BY YEAR (1977-2000)



VICTIMS

The 87 Defendants sentenced to death since 1977 have accounted for 139 murders for which they were convicted at the same trial they received a Death Sentence. (Includes victims on each of Christopher Peterson's two separate capital murders; includes victims of those eight inmates resentenced to death again after remand only once; includes co-defendant victims twice; does not include victims in cases of Larry Hicks and C. Smith.)

Age		Race		Gender	
00 - 09	16	White	114 (82.0%)	Male	76 (54.7%)
10 - 19	17	Black	21 (15.1%)	Female	63 (45.3%)
20 - 29	30	Hispanic	03 (02.2%)		
30 - 39	22	Indian	01 (00.7%)		
40 - 49	19				
50 - 59	07				
60 - 69	15	Average Age of Victim = 36.1 years			
70 - 79	08				
80+	05				

Youngest Victims = Elizabeth Waggoner (4 months) murdered by Dennis Ray Roark;
 Dennis Waggoner (20 months) murdered by Dennis Ray Roark;
 Ashlyn Bowsher (17 months) murdered by Joseph L. Trueblood;
 Jordan Hanmore (21 months) murdered by James P. Harrison.

Oldest Victims = Ruby Hutslar (82 years) murdered by Gregory S. Johnson;
 Francisco Alarcon (82 years) murdered by Reynoldo Rondon;
 Mark Thompson (80 years) murdered by James Lowery;
 Gertrude Thompson (80 years) murdered by James Lowery.

Victim Relationship to Defendant		Method of Murder
Family	34	76 Shooting w/gun
Wife / Girlfriend / Ex (10)		38 Stabbing
Husband / Boyfriend / Ex (2)		22 Strangling
Mother / Foster Mother (3)		09 Bludgeoning
Father / Foster Father (3)		03 Stomping
Child (2)		03 Drowning
Other (14)		02 Fire Burning
Friend / Acquaintance	34	02 Smoke Inhalation
Employer / Co-worker	06	01 Superglue
Neighbor	05	
Police	08	
Stranger	52	

Multiple Murders

4 Steven T. Judy	3 James P. Harrison	2 James Lowery
4 Donald R. Wallace	3 John Stephenson	2 Phillip McCollum
4 Joseph E. Corcoran	3 David Hollis	2 Christopher Peterson
3 Wayne D. Kubsch	3 Walter L. Dye	2 Christopher Peterson
3 Dennis Ray Roark	2 Charles E. Barker	2 Larry Potts
3 Arthur Paul Baird	2 Marvin Bieghler	2 Vincent Prowell
3 Joseph Trueblood	2 William Benirschke	2 Charles E. Roche
3 Richard D. Moore	2 Frank R. Davis	2 Gregory Rouster
3 Matthew Wrinkles	2 Richard Dillon	2 Jay R. Thompson
3 Edward E. Williams	2 D.H. Fleenor	2 Jerry K. Thompson
3 Kevin Conner	2 Eric Holmes	2 Johnny Townsend
	2 Kevin Lee Hough	2 Darnell Williams

Of the 95 cases which resulted in a death sentence since 1977: 30 different counties have filed Murder charges seeking a Death Sentence, 62 counties have not. 32 counties have conducted Death Penalty Sentencing Hearings, 60 have not.

MOST ACTIVE COUNTIES

By Filings:

22 Lake	Lake (22): Averhart, Benirschke, Brewer, Brown, Coleman, Cooper, Hicks, Hollis, Landress, Lockhart, Martinez, McCollum, Peterson, Potts, Roark, Roche, Rondon, Rouster, Townsend, Vandiver, D.Williams, E.Williams; Marion (20): Allen, Barker, Burris, Conner, Daniels, G. Davis, Dye, Evans, Games, Harris, Holmes, Huffman, Moore, Patton, Resnover, T.Smith, J.K. Thompson, Timberlake, Underwood, Van Cleave; Vanderburgh (5): Canaan, Prowell, Schiro, Wallace, Wrinkles; Allen (4): Corcoran, Hough, T.Lowery, C.Smith; Madison (3): Johnson, Saylor, Wisehart; Tippecanoe (2): J.Lowery, Trueblood; St.Joseph (2): Matheny, Kubsch; Pike (2): Dillon, J.R.Thompson; LaPorte (2): F.Davis, James; Porter (2): Miller, Peterson; Morgan (2): Bellmore, Judy; Dearborn (2): Jackson, Kennedy; Putnam (2): Minnick, Stevens; Boone (1): Bivins; Clark (1): Boyd; DeKalb (1): Woods; Delaware (1): Lambert; Floyd (1): Ingle; Hancock (1): Castor; Howard (1): Bieghler; Jefferson (1): Fleenor; Johnson (1): Overstreet; Marshall (1): L.Williams; Montgomery (1): Baird; Noble (1): Spranger; Orange (1): Thacker; Posey (1): Harrison; Sullivan (1): R.Smith; Vigo (1): Benefiel; Warrick (1): Stephenson.
20 Marion	
05 Vanderburgh	
04 Allen	
03 Madison	
02 Tippecanoe	
02 St. Joseph	
02 LaPorte	
02 Morgan	
02 Porter	
02 Dearborn	
02 Pike	
02 Putnam	
01 (18 others)	

By Trials:

23 Lake	Lake (23): Benirschke, Brewer, Brown, Coleman, Cooper, Hicks, Hollis, Landress, Lockhart, Matheny, Martinez, McCollum, Peterson, Potts, Roark, Roche, Rondon, Rouster, Townsend, Vandiver, D.Williams, E.Williams; Marion (21): Allen, Barker, Burris, Burris, Conner, Daniels, G. Davis, Dye, Evans, Games, Harris, Holmes, Huffman, Patton, Resnover, T.Smith, J.K.Thompson, J.K.Thompson, Timberlake, Underwood, Van Cleave; Allen (6): Averhart, Averhart, Corcoran, Hough, T.Lowery, C.Smith; Boone (4): Bivins, J.Lowery, Moore, Woods; Vanderburgh (3): Canaan, Prowell, Wrinkles; Madison (3): Johnson, Saylor, Wisehart; Porter (3): James, Miller, Peterson; Wayne (2): Castor, Spranger Tippecanoe (2): Stevens, Trueblood; Morgan (2): Bellmore, Judy; Vigo (2): Benefiel, Wallace; Decatur (2): Kennedy, Kennedy; Johnson (2) Fleenor; Overstreet; Brown (1): Schiro; Clark (1): Boyd; Clay (1): Minnick; Delaware (1): Lambert; Dubois (1): Thacker; Floyd (1): Ingle; Franklin (1): Jackson; Hamilton (1): Moore; Harrison (1): J.R. Thompson; Hendricks (1): J.Lowery; Howard (1): Bieghler; Knox (1): Dillon; LaPorte (1): L.Williams; Lawrence (1): Minnick; Marshall (1): F.Davis; Montgomery (1): Baird; Posey (1): Harrison; St. Joseph: Kubsch; Sullivan (1): R.Smith; Warrick (1): Stephenson.
21 Marion	
06 Allen	
04 Boone	
03 Vanderburgh	
03 Madison	
03 Porter	
02 Morgan	
02 Wayne	
02 Tippecanoe	
02 Vigo	
02 Decatur	
02 Johnson	
01 (20 others)	

CHANGE OF VENUE

24 of 95 trials resulting in a death sentence since 1977 have been venued outside the county of filing. Of the 43 cases originally filed in Marion and Lake Counties, only Averhart (twice) and Moore (twice) have had their cases venued to another county. Excluding the 43 cases which were originally filed in Marion and Lake Counties, 21 of 52 were venued to another county. Short of a change of venue, recent changes have allowed trial courts to obtain jurors from another county and transport them to the county of filing for trial. The above figures do not take into account this recent procedure.

DEATH SENTENCES AFTER GUILTY PLEA TO MURDER

Moore	Judge Detamore (Boone)	01-12-2000
R. Smith	Judge Pierson (Sullivan)	07-12-1996
Prowell	Judge Young (Vanderburgh)	05-05-1994
Trueblood	Judge Melichar (Tippecanoe)	04-13-1990
Cooper	Judge Kimbrough (Lake)	07-11-1986
Patton	Judge Alsip (Marion)	07-20-1984
Harris (GBMI)	Judge Tranberg (Marion)	02-10-1984
Frank Davis	Judge Cook (Marshall)	01-25-1984
Van Cleave	Judge Gifford (Marion)	05-27-1983
Hollis	Judge Clement (Lake)	11-12-1982
Moore	Judge Barr (Hamilton)	10-25-1980

* Trueblood and Moore remain on Death Row. R. Smith was executed on 01-29-98.

DEATH SENTENCES FROM JUDGE OVERRIDE OF JURY

Saylor	Judge Newman (Madison)	02-17-1994
Roark	Judge Clement (Lake)	10-29-1992
Peterson	Judge Clement (Lake)	06-05-1992
Kennedy	Judge Westhafer (Decatur)	04-28-1992
Jackson	Judge Stewart (Franklin)	06-07-1988
Kennedy	Judge Westhafer (Decatur)	03-21-1988
Minnick	Judge Chezem (Lawrence)	09-18-1985
Martinez	Judge Letsinger (Lake)	05-15-1985
Thompson	Judge Miller (Harrison)	03-18-1983
Schiro	Judge Rosen (Brown)	10-02-1981

* Saylor, Peterson, and Minnick remain on Death Row.

DEATH SENTENCES AFTER HUNG JURY IN DEATH PHASE

Edward Williams	Judge Letsinger (Lake)	03-02-1993
Holmes	Judge Emkes (Marion)	03-26-1993
Burris	Judge Gifford (Marion)	11-22-1991
Roche	Judge Clement (Lake)	11-30-1990
Greagree Davis	Judge Jones (Marion)	10-26-1984
Hicks	Judge Kimbrough (Lake)	09-01-1978

*E. Williams remains on Death Row. Burris was executed on 11-20-97.

SENTENCED TO DEATH AGAIN AFTER REMAND

	<u>First Death Sentence</u>	<u>(reversed)</u>	<u>Again After Remand</u>
J.K. Thompson	05-25-1996	(690 N.E.2d 224)	09-29-2000
Moore	05-15-1995	(678 N.E.2d 1258)	01-13-2000
Averhart	05-08-1982	(614 N.E.2d 924)	03-18-1996
Roark	10-17-1989	(573 N.E.2d 881)	10-29-1992
Kennedy	03-21-1988	(578 N.E.2d 633)	04-28-1992
Burris	02-20-1981	(558 N.E.2d 1067)	11-22-1991
Minnick	05-22-1982	(467 N.E.2d 754)	09-18-1985
Jim Lowery	07-11-1980	(434 N.E.2d 868)	01-17-1983

*Lowery, Minnick, Averhart, Moore and Thompson remain on Death Row. Burris was executed on 11-20-97.

INDIANA DEATH SENTENCES BY YEAR (1977-2001)

1977 = 0	1985 = 10	1993 = 2
1978 = 2	1986 = 7	1994 = 2
1979 = 1	1987 = 4	1995 = 3
1980 = 4	1988 = 8	1996 = 4
1981 = 5	1989 = 3	1997 = 1
1982 = 4	1990 = 3	1998 = 2
1983 = 8	1991 = 4	1999 = 1
1984 = 7	1992 = 6	2000 = 4
		2001 = 0

IC 35-50-2-9 (b) AGGRAVATING CIRCUMSTANCES

Of the 87 cases resulting in a death sentence:

(Includes Christopher Peterson twice, with two separate death sentences; includes only once those who were resentenced to death after reversal on appeal)

Cases alleging/proving single aggravator: 40

Cases alleging/proving multiple aggravators: 47

Most aggravators alleged in a single case: 04 (G. Davis, Harrison, Miller)

b (1) Intentional Murder:

<u>Robbery</u>	<u>Burglary</u>	<u>Rape</u>	<u>CDC</u>
Allen	Martinez	Benefiel	Benefiel
Averhart	McCollum	G.Davis	Canaan
Benirschke	Miller	Evans	Evans
Bivins	Minnick	Harris	Miller
Burris	Rondon	Judy	T.Lowery
Cooper	Rouster	T.Lowery	
Daniels	Saylor	Miller	<u>Molesting</u>
Games	C.Smith	Minnick	Brown
Holmes	J.K.Thompson	Overstreet	Coleman
Hough	Underwood	Patton	F.Davis
Huffman	Van Cleave	Schiro	T.Lowery
James	D.Williams		Stevens
Jackson	E.Williams	<u>Kidnapping</u>	
Kennedy	L.Williams	Barker	<u>Arson</u>
Landress	Wisehart	Harris	Harrison
Lockhart	Woods	Jackson	Johnson
J.Lowery		Kennedy	
		Ingle	

b (2) Explosives: None

b (3) Lying in Wait: F.Davis, G.Davis, Fleenor, Matheny, Stephenson, Thacker, Vandiver, Ingle

b (4) Hired to Kill: Vandiver

b (5) Hiring to Kill: Thacker

b (6) Law Enforcement Victim: Averhart, Lambert, Moore, Resnover, T.Smith, Spranger, Timberlake

b (7) Convicted of Another Murder: Brown, Coleman, Harrison, Hough, Lockhart, Peterson, L.Williams, J.R. Thompson, J.K. Thompson

b (8) Committed Another Murder: Baird, Barker, Benirschke, Bieghler, Castor, Conner, Corcoran, Dillon, Dye, Fleenor, Hicks, Hollis, Holmes, Hough, Judy, Kubsch, J.Lowery, McCollum, Moore, Peterson, Potts, Prowell, Roark, Roche, Rouster, Stephenson, J.K. Thompson, Townsend, Trueblood, Wallace, D.Williams, E.Williams, Wrinkles

b (9) On Probation or Parole or In Custody: Miller, Saylor, R. Smith, Stevens

b (10) Dismemberment: None

b (11) Burning, Mutilation, Torture: None

b (12) Victim Less Than 12 Years Old: Harrison, Kubsch, Roark, Stevens, Trueblood

b (13) Victim was previous felony domestic violence victim of Defendant: None

b (14) Victim was Witness Against Defendant: None

b (15) Drive-By Shooting: Stephenson

b (16) Intentional Killing of Viable Fetus: None

PENDING CASES

According to the Indiana Supreme Court Administrator, who monitors the progress of death penalty cases pursuant to Rule 24 of the Indiana Rules of Criminal Procedure, 14 death penalty cases are pending and awaiting trial as of June 1, 2001:

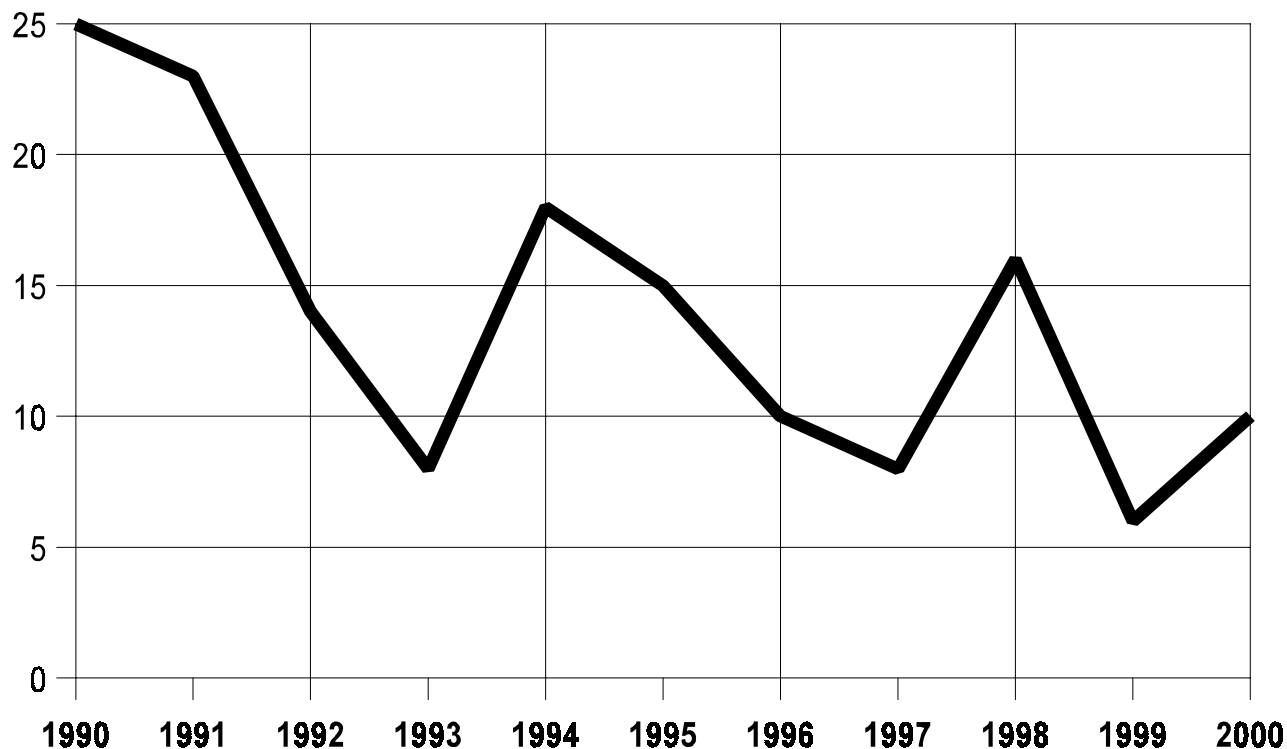
<u>Defendant</u>	<u>County</u>	<u>Date Filed</u>	<u>Trial / Next Action</u>
John K. Adams	Marion	02-25-00	Found Incompetent
Charles Barker	Marion	02-17-94	DP Reversed, No Date Set
Eugene Victor Britt	Lake	02-24-00	08-13-01 Status Hearing
Peter Burton	Lake	04-20-93	no action (On Ill. Death Row)
Greagree Davis	Marion	04-09-84	DP Reversed, Reh. Pending
Jeff A. Leone	Greene	12-12-00	06-19-01 Jury Trial
Paul McManus	Vanderburgh	03-20-01	09-24-01 Jury Trial
Benjamin Ritchie	Marion	11-01-00	10-16-01 Jury Trial
Frankie Allen Salyers	Elkhart	12-30-98	Found Incompetent
Reggion Slater	Porter	11-24-99	01-16-02 Jury Trial
Phillip A. Stroud	St. Joseph	11-09-00	10-29-01 Jury Trial
Jeffrey A. Whipps	Knox	06-20-00	10-20-01 Jury Trial
Stevan P. Wilburn	Fountain	09-14-00	11-01-01 Jury Trial
Alex Witmer	Elkhart	12-16-99	10-22-01 Jury Trial

According to the Indiana Supreme Court Administrator, on June 1, 2000 there were 15 death penalty cases pending and awaiting trial throughout the state. Since that time, those cases have been resolved as follows:

- 2 Death Sentences (Overstreet, Kubsch)
- 0 LWOP at trial by Judge / Jury for LWOP
- 0 LWOP at trial by Judge / Jury for Death
- 0 LWOP by Agreement after guilt phase
- 2 LWOP by Agreement before trial (Branham, Veal)
- 0 Term of Years by Judge / Jury for Death
- 1 Term of Years by Agreement before trial (Hobson)
- 0 Term of Years by Jury
- 0 Found Not Guilty of Murder at trial
- 4 Death Sentence withdrawn before trial (Gooden, Jackson, Jones, Sowers)
- 0 Death Sentence dismissed by Court
- 6 Awaiting trial as of June 1, 2001: (Adams, Britt, Burton, Salyers, Slater, Witmer)

DEATH PENALTY REQUESTS BY INDIANA PROSECUTORS

According to the Indiana Supreme Court Administrator, since 1990 Indiana Prosecutors have requested a Death Sentence in 153 murder cases as of January 1, 2001:



2001 (1)

Paul McManus (Vanderburgh)

2000 (10)

Adams, John K. (Marion)
 Branum, Richard A. (Gibson)
 Britt, Victor Eugene (Lake)
 Holland, Kelly (Harrison)
 Leone, Jeff A. (Greene)
 Ritchie, Benjamin (Marion)
 Smallwood, Howard J. (St. Joseph)
 Stroud, Philip A. (St. Joseph)
 Whipps, Jeffrey A. (Knox)
 Wilburn, Stevan P. (Fountain)

1999 (6)

Kubsch, Wayne (St. Joseph)
 Lichtenberger, Mark (Adams)
 Malinski, David (Porter)
 Powell, Jason (Elkhart)
 Slater, Reggion (Porter)
 Witmer, Alex (Elkhart)

1998 (16)

Allen, Marty J. (Johnson)
 Anderson, Corey (Jasper)
 Corcoran, Joseph Edward (Allen)
 Dixon, Larry Darnell (Lake)
 Greer, Timothy (Johnson)
 Highbaugh, Michael (Marion)

Jones, Jerry (Marion)
Kovak, Boris (Elkhart)
Moore, Michael S. (Delaware)
Overstreet, Michael Dean (Johnson)
Powell, Myron (Marion)
Salyers, Frankie Allen (Elkhart)
Schmitt, Eric Scott (Vanderburgh)
Sowers, Lawrence (Henry)
Temple, Richard P. (Carroll)
Veal, Paul G. (Marion)

1997 (8)

Dickens, Gregory (St. Joseph)
Fitzhugh, Bryan (Allen)
Gooden, Anthony Terrell (Lake)
Hobson, Jentry (Lake)
Hubbard, Randall L. (Morgan)
Jackson, Sharon Elizabeth (Lake)
Price, Kerry (Marion)
Sholes, David T. (Wabash)

1996 (10)

Britt, Eugene (Porter)
Dye, Walter (Marion)
Gorbea, Joseph L. (Lake)
Ingle, John (Floyd)
Martin, Tony (Marion)
Mason, Henry T. (Allen)
Mosley, Corey (Marion)
Sherwood, Steven (Morgan)
Stephenson, John M. (Warrick)
Warlick, Rickey P. (Allen)

1995 (15)

Boyd, Daniel (Marion)
Garrett, Edgar (Elkhart)
Gaume, Joe (Elkhart)
Jones, Roman (Lake)
Lowrimore, Steven R. (Marion)
Lunsford, Ronald (Sullivan)
Mathisen, Thomas (Marion)
Mathisen, Ronald (Marion)
Miller, Ronnie (Marion)
Peoples, Brian (Elkhart)
Rogers, Thomas Lee (Lake)

Smith, Robert A. (Sullivan)
Spiller, Kenneth J. (Lake)
Webber, Harvell (Marion)
Witt, Damen (Lake)

1994 (18)

Adams, Raymond K. (Hamilton)
Ajabu, Kofi Modibo (Hamilton)
Barker, Charles E. (Marion)
Beason, Jay (LaPorte)
Berry, Mark (LaPorte)
Gilmer, Frank Scott (Porter)
Jones, Rodney (LaPorte)
Kidd, William T. (Elkhart)
McIntyre, Robert (LaPorte)
Newton, Larry (Delaware)
Parish, David (Knox)
Sotelo, Joseph S. (Lake)
Stevens, Christopher (Putnam)
Thompson, Jerry K. (Marion)
Walls, James G. (Hamilton)
Weatherford, Robert W. S. (Madison)
Williams, Kevin V. (Elkhart)
Wrinkles, Matthew (Vanderburgh)

1993 (8)

Allen, Marty J. (Johnson)
Burton, Peter (Lake)
Holms, Steven M. (Marion)
Prowell, Vincent (Vanderburgh)
Sears, James (Marion)
Taylor, Denon A. (Marion)
Timberlake, Norman (Marion)
Whetzel, Stephen (Floyd)

1992 (14)

Alcorn, William P. (Marion)
Bradley, Richard D. (Madison)
Clements, Helen Marie (Elkhart)
Holmes, Steven (Marion)
Hurt, Kenneth S. (Marion)
Kennedy, Stuart (Dearborn)
Loveless, Melinda (Jefferson)
Penick, Jimmie (DeKalb)
Roseborough, Jesse (Lake)

Saylor, Benny Lee (Madison)
Spears, Clinton (Lake)
Tackett, Mary L. (Jefferson)
Williams, Edward Earl (Lake)
Wingett, Ronald (Marion)

1991 (23)

Anderson, Timothy (Vanderburgh)
Bivins, Gerald (Boone)
Bradley, Adam (Steuben)
Carrion, Christopher (Allen)
Cliver, Randy (Greene)
Coleman, Cedric
Collier, Charles B. (Washington)
Dearth, William (Steuben)
Dobkins, Orville J. (Shelby)
Gray, Larry (Steuben)
Harrison, James Patrick (Posey)
Helfenbein, Theodore (Clark)
Holmes, Eric (Marion)
Lambert, Michael (Delaware)
Paul, Jeffrey (Posey)
Peterson, Christopher (Lake)
Peterson, Christopher (Porter)
Pigg, Steve A. (Miami)
Powell, Cheryl (Steuben)
Smith, Steven (Marion)
Sullivan, Donna
Taylor, Raleigh (Marion)
Yerden, Russell W. (Marion)

1990 (25)

Buie, Jason (Randolph)
Burke, Curtis (Miami)
Busenbark, Gene A. (Parke)
Dobkins, Orville (Shelby)
Garza, Raul (Allen)
Harmon, William Glen (Porter)
Higgins, Joey (Newton)
James, Victor (LaPorte)
Matheny, Alan (St. Joseph)
McCord, Scott (Randolph)
McKinney, Bruce (Lake)
Miller, Perry (Porter)
Niksich, Edward J. (Lake)
Richards, Randall (Marion)
Robertson, Donald (Marion)
Robinson, Latanya (Allen)
Roche, Charles (Lake)
Sheets, John C. (Randolph)
Simmons, Vesta (Porter)
Swetkey, George F. (Lake)
Trueblood, Joseph (Tippecanoe)
Vance, Michael (Marion)
Wall, Ricky (Sullivan)
Wall, Fred (Sullivan)
Wood, Rodney (Porter)

Of the 95 total cases since 1977 where a death sentence was handed down:

MOST ACTIVE TRIAL JUDGES

8 Judge James Letsinger (Lake)
6 Judge James L. Clement (Lake)
4 Judge John R. Barney (Marion)
4 Judge Jeffrey V. Boles (Hendricks)
4 Judge Patricia J. Gifford (Marion)
4 Judge Richard W. Maroc (Lake)
4 Judge Alfred W. Moellering (Allen)
4 Judge John W. Tranberg (Marion)

3 Judge Thomas E. Alsip (Marion)
3 Judge Thomas Newman (Madison)
2 Judge Richard J. Conroy (Lake)
2 Judge Cynthia S. Emkes (Johnson)
2 Judge James Kimbrough (Lake)
2 Judge Thomas Milligan (Montgomery)
2 Judge Thomas W. Webber (Porter)
2 Judge John A. Westhafer (Decatur)
2 Judge Richard Young (Vanderburgh)

TIME / ENDLESS DELAYS

Of the 87 cases resulting in a death sentence since 1977:

(Includes Christopher Peterson twice, with two separate death sentences; includes each of those eight inmates resentenced to death again after remand only once.)

Murder to Death Sentence = 13.8 months average

Shortest = Brewer (3 months) Longest = Barker (41 months)

Of the 91 decisions reported by the Indiana Supreme Court on direct appeal:

Death Sentence to Indiana Supreme Court Opinion = 39.4 months average

Shortest = Judy (11 months) Longest = Allen (109 months)

Only 12 death row inmates have had their cases heard in Federal Court and reported: (Brewer, Burris, Dillon, Fleenor, Hough, Lowery, Matheny, Resnover, Roche, Rouster, Schiro, and Tommie Smith) In 1994 the United States Supreme Court handed down the first decision on an Indiana death penalty case since IC 35-50-2-9 was enacted in 1977, affirming the conviction and sentence of Thomas Schiro. Schiro v. Farley, 114 S.Ct. 783 (1994). Two years later, the Indiana Supreme Court vacated Schiro's death sentence on appeal after denial of his third PCR. Schiro v. State, 669 N.E.2d 1357 (Ind. 1996). In 2000, the United States Supreme Court handed down the second decision on an Indiana death penalty case, vacating the death sentence of Alton Coleman and remanding back to the Indiana Supreme Court for reconsideration in light of Williams v. Taylor. Coleman v. Indiana, 120 S.Ct. 1717 (2000). Upon reconsideration, the Indiana Supreme Court again unanimously affirmed the death sentence. Coleman v. State, 741 N.E.2d 697 (Ind. 2000).

Apparently, James Lowery (Tippecanoe), Kevin Lee Hough (Allen), Alan Matheny (St. Joseph), and Donald Ray Wallace (Vanderburgh), are next in line to have their death sentences carried out. William Minnick (Lawrence) and Charles Roche (Lake) recently had habeas corpus granted by the United States District Court and appeals by the state are pending in the United States Court of Appeals, Seventh Circuit. If reversed, both have completed all nine stages of their appeals.

The Indiana Attorney General represents the State of Indiana in all cases after a defendant is sentenced to death, including direct appeal, post-conviction relief (trial and appeal), and habeas corpus (trial and appeal) in the federal courts. 06 capital cases are currently pending in the 7th Circuit Court of Appeals on habeas corpus review; 17 capital cases are currently pending in the United States District Courts awaiting disposition of habeas petitions; 08 capital cases are currently pending on post-conviction appeal; 02 capital cases are currently pending on post-conviction relief at the trial court; 4 capital cases are currently pending on direct appeal.

LIFE WITHOUT PAROLE

According to the Indiana Department of Corrections, as of June 1, 2001, there are 56 inmates serving sentences of Life Without Parole, 55 of which were based upon murder convictions under IC 35-50-2-9, and 1 based upon a robbery conviction and sentencing as a Habitual Offender under IC 35-50-2-8.5:

<u>Inmate</u>	<u>DOC #</u>	<u>County</u>	<u>Race/Sex</u>	<u>DOB</u>	<u>Sentencing</u>
Kidd, William	# 943337	Elkhart	W/M	04-01-59	05-12-94
Sotelo, Joseph	# 946008	Lake	H/M	02-19-74	01-21-94
Turner, Duane	# 952429	Delaware	B/M	11-13-74	06-08-95
Mull, Wayne	# 954934	Wayne	W/M	09-10-65	09-07-95
Walls, James	# 957011	Hamilton	W/M	06-02-73	10-30-95
Adams, Raymond	# 883978	Hamilton	B/M	10-09-68	10-30-95
Weatherford, Robert	# 956024	Madison	W/M	01-08-38	11-15-95
McIntyre, Robert	# 957178	LaPorte	W/M	08-13-70	12-11-95
Newton, Larry	# 914382	Delaware	W/M	11-09-76	12-29-95
Rogers, Thomas	# 872945	Lake	W/M	12-09-64	04-26-96
Gilmer, Frank	# 963563	Porter	W/M	08-01-66	05-13-96
Britt, Eugene	# 963641	Porter	B/M	11-04-57	05-23-96
Schlabach, Gerald	# 964410	Elkhart	W/M	01-12-68	08-29-96
Mathisen, Thomas	# 964397	Marion	W/M	03-09-70	09-04-96
Mathisen, Ronald	# 964387	Marion	W/M	03-18-67	09-06-96
Witt, Darren	# 923458	Lake	W/M	01-03-73	12-06-96
Dunlop, Tracey	# 893898	Marion	B/M	07-19-74	01-22-97
Cox, Patrick	# 973230	Madison	W/M	06-28-77	01-27-97
Klein, Michael	# 951619	Marion	W/M	06-29-77	02-06-97
Powers, Stephen	# 970651	Vanderburgh	W/M	10-09-75	02-27-97
Sholes, David	# 973468	Wabash	W/M	12-03-55	03-07-97
Sherwood, Stephen	# 962676	Morgan	W/M	07-10-70	04-16-97
Logan, Sirlando	# 973822	Allen	B/M	06-15-74	04-18-97
Boyd, Daniel	# 974259	Marion	W/M	10-17-77	06-27-97
Mosley, Corey	# 974831	Marion	B/M	03-24-76	08-22-97
Farber, Timothy	# 974933	Vanderburgh	W/M	06-19-64	09-26-97
Mason, Henry	# 983734	Allen	B/M	12-06-76	09-29-97
Gorbea, Joseph	# 984053	Lake	H/M	01-22-77	02-20-98
Sturgeon, Charles	# 984270	Marion	W/M	01-28-44	04-17-98
Lowrimore, Steven	# 984308	Marion	W/M	08-14-59	04-17-98
Priest, Casey	# 951864	Marion	W/M	12-02-78	04-24-98
Warlick, Rickey	# 984859	Allen	B/M	10-18-60	05-29-98
Ortiz, Jeffrey	# 984672	Lake	H/M	04-29-78	06-12-98

<u>Inmate</u>	<u>DOC #</u>	<u>County</u>	<u>Race/Sex</u>	<u>DOB</u>	<u>Sentencing</u>
Pope, Bryce	# 985038	Allen	B/M	07-10-77	06-19-98
Dennis, Frank	# 985703	Marion	W/M	06-02-66	10-29-98
Holsinger, Curtis	# 986731	Marion	W/M	06-18-78	10-29-98
Nicholson, Chris	# 994119	Madison	W/M	12-18-61	03-26-99
Long, Roger	# 915530	Greene	W/M	04-05-52	05-12-99
Dickens, Greg	# 967141	St. Joseph	B/M	05-22-81	07-09-99
Redman, John	# 971774	Greene	W/M	01-16-57	07-28-99
Kovak, Boris	# 995398	Elkhart	W/M	07-11-65	08-26-99
West, Michael	# 995573	Marion	W/M	12-08-74	10-01-99
Bostick, Amy	# 997251	Henry	W/M	04-26-74	10-18-99
Russell, Jerry	# 918733	Greene	W/M	09-08-62	11-12-99
Anderson, Corey	# 945315	Jasper	W/M	06-13-78	02-28-00
Price, Kerrie	# 856296	Marion	B/M	04-15-68	03-02-00
Greer, Timothy	# 993826	Johnson	W/M	05-08-68	03-02-00
Highbaugh, Michael	# 902926	Marion	B/M	10-09-65	04-11-00
Gross, Jeremy	# 966488	Marion	W/M	09-24-79	06-09-00
Lichtenberger, Mark	# 105140	Adams	W/M	06-30-60	07-10-00
Hale, Steven A.	# 102321	Daviess	W/M	07-14-76	07-31-00
Veal, Paul G.	# 106131	Marion	B/M	11-25-77	10-19-00
Branum, Richard	# 106718	Gibson	W/M	09-08-75	12-12-00
Jones, Brian	# 102703	Knox	W/M	09-09-76	01-12-01
Holland, Kelly K.	# 116194	Harrison	W/M	10-00-71	05-16-01

Average age at sentencing: 28.6 years

Life Without Parole was added as an option in death penalty cases by a 1993 amendment to IC 35-50-2-9 (P.L. 250, § 2). A 1994 amendment to IC 35-50-2-9 (P.L. 158, § 7) added provisions allowing the State to seek Life Without Parole without seeking a death sentence, but with the same procedures and burdens.

In 1994 (P.L.158, § 6), IC 35-50-2-8.5 was created, authorizing a sentence of Life Without Parole for Habitual Offenders upon a third unrelated conviction for a felony listed under IC 25-50-2-2 (b) (4) as non-suspendable. To date, Michael G. Parker from Marion County is the only person sentenced to Life Without Parole under IC 35-50-2-8.5. See, Parker v. State, 698 N.E.2d 737 (Ind. 1998)