

**OFFICE OF THE ATTORNEY GENERAL
STATE OF OKLAHOMA**



STATE OF OKLAHOMA
VS.
CLAYTON DERRELL LOCKETT

CLEMENCY HEARING

**FEBRUARY 28
10:00 A.M.**

**Submitted by:
Assistant Attorney General Jennifer J. Dickson**



O.S.S.A.A. NORTHWEST REGIONAL
Northwestern Oklahoma State University *Joleschi*
October 24, 1996

CLEMENCY HEARING
OF
CLAYTON DERRELL LOCKETT
FEBRUARY 28, 2014
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CLAYTON LOCKETT

“IN REALITY I AM PROBABLY THE MOST DANGEROUS TYPE OF CRIMINAL” . . . “CAUSE IM AN ASSASSIN - POINT BLANK!”¹

Letters written by Clayton Lockett, a self-acclaimed assassin (App. 9-10, 30).

I. Procedural History

The evidence in this case shows that on June 3, 1999, Clayton Lockett kidnapped, beat and shot Stephanie Neiman. He then callously buried her in a shallow grave while she was still breathing and fighting for her life. The Oklahoma Court of Criminal Appeals (“OCCA”) summarized the evidence presented at the defendant’s jury trial as follows:

At around 10:30 p.m. on June 3, 1999, Bobby Bornt was asleep on the couch at his house in Perry, Oklahoma, when his front door was kicked in. Three men, Appellant [Lockett], Shawn Mathis and Alfonzo Lockett, entered his house and immediately started beating and kicking him. Bornt recognized Appellant because Appellant had recently covered a tattoo for him. Appellant was carrying a shotgun which he used to hit Bornt. After the beating, Bornt's attackers used duct tape to secure his hands behind his back and they gagged him and left him on the couch while they ransacked the house looking for drugs. As Bornt lay restrained on the couch his friend, Summer Hair, approached the open door. She was pulled inside, hit in the face and thrown against a wall. One of the men put a gun to her head and ordered her to call to her friend, Stephanie Neiman, who was outside sitting in her pickup. When Neiman came inside, they hit her several times to get the keys to her pickup and the code to disarm the alarm on her pickup.

The men put all three victims in the bedroom where Bornt's nine-month old son, Sam, had been sleeping. Alfonzo Lockett came into the bedroom and got Hair. He took her into

¹Quotes in this brief are printed as written by the authors. No grammatical or spelling corrections have been made.

the bathroom where he made her perform oral sodomy on him. He then took her into Bornt's bedroom where he told her to get undressed and he raped her. When he was finished, he left her there and Appellant came into the bedroom. He raped her vaginally and anally and he made her perform oral sodomy on him. When he was finished, he told her to get dressed and she went back into Sam's bedroom with the others. Alfonzo Lockett came into the bedroom and used duct tape to secure Hair's and Neiman's hands behind their backs. He also put tape across their mouths.

Appellant instructed Mathis to look in the garage for a shovel. When he returned with a shovel, the victims were loaded into Bornt's and Neiman's pickups. Bornt and his son were placed in his pickup with Appellant. Hair and Neiman were placed in Neiman's pickup with Mathis and Alfonzo Lockett. They took off driving with Appellant in the lead. They left Perry and drove to a rural area in Kay County. Appellant stopped on a country road where he got out of the pickup he was driving and went over to Neiman's pickup. He made Hair get out and go with him to a ditch where he raped her and forced her to perform oral sex on him. When he was finished, he took her back to Bornt's pickup. While Hair was sitting in the pickup, Mathis got her and took her back to Neiman's pickup where he made her perform oral sex on him. He grabbed her head and said, "In order for you to live, this is what you have got to do."

While stopped on the country road, Appellant told Mathis to get the shovel and start digging. When Mathis was digging in the ditch, Bornt heard Appellant say, "Someone has got to go." Neiman was taken to the hole dug by Mathis and Appellant shot her. The gun jammed and Appellant came back up to the pickup to fix it. While he was doing this, Bornt could hear Neiman's muffled screams. When the gun was fixed, Appellant went back down to the ditch and shot Neiman again. While Mathis buried Neiman's body, Appellant and Alfonzo Lockett warned Bornt and Hair that if they told anyone they would be killed too. They then drove both pickups to another location where they left Neiman's pickup. All of them rode back to Bornt's house in his pickup. Appellant, Mathis and Alfonzo Lockett dropped off

Bornt, his son and Hair at Bornt's house and they left in Bornt's pickup.

The following day, Bornt and Hair told the Perry police what had happened. Neiman's pickup and her body were recovered and Appellant, Mathis and Alfonzo Lockett were subsequently arrested. Appellant was interviewed by the police three times. The first time he terminated the interview and asked for an attorney. He later reinitiated the interview and although he denied shooting Neiman during the second interview, he confessed to having killed her in a third interview.

Lockett, 53 P.3d 418, 421-422 (Okla. Crim. App. 2002).

Based on this evidence, Lockett was tried and convicted of First Degree Murder in the District Court of Noble County, State of Oklahoma, Case No. CF-1999-53. At trial, the jury found the existence of five aggravating circumstances: 1) Lockett had previously been convicted of felonies involving the use or threat of violence; 2) Lockett knowingly created a great risk of death to more than one person; 3) the murder was especially heinous, atrocious or cruel; 4) the murder was committed for the purpose of avoiding or preventing a lawful arrest or prosecution; and 5) there exists a probability that Lockett would commit criminal acts of violence that would constitute a continuing threat to society (O.R. 932). *See* Okla. Stat. tit. 21, § 701.12 (1), (2), (3), (5) & (7). Lockett was sentenced to death (O.R. 933). Lockett was also found guilty of one count of Conspiracy, one count of First Degree Burglary; three counts of Assault With a Dangerous Weapon, three counts of Forcible Oral Sodomy; four counts of First Degree Rape, four counts of First Degree Kidnapping, two counts of Robbery by Force and Fear, all after former conviction of two or more felonies

(O.R. 817-818). The jury sentenced Lockett to 2,285 years and 90 days imprisonment for these non-capital crimes.

The OCCA denied appellate relief on direct appeal. *Lockett v. State*, 53 P.3d 418 (Okla. Crim. App. 2002). The United States Supreme Court thereafter denied certiorari review. *Lockett v. Oklahoma*, 538 U.S. 982 (2003). Lockett's state post-conviction appeal was denied on October 22, 2002. *Lockett v. State*, No. PCD-2002-0631, slip op. (Okla. Crim. App. Oct. 22, 2002) (unpublished). On December 9, 2003, Lockett filed in federal district court his § 2254 petition that is the subject of this appeal. On January 19, 2011, the district court denied federal habeas relief.

Lockett appealed the denial of federal habeas relief to the United States Court of Appeals for the Tenth Circuit. The Tenth Circuit affirmed the decision of the federal district court. *See Lockett v. Trammell*, 711 F.3d 1218 (10th Cir. 2013). Petitioner's request for rehearing and rehearing *en banc* was thereafter denied on May 28, 2013. *See Lockett v. Trammell*, No. 11-6040, *Order* (10th Cir. May 28, 2013). The United States Supreme Court denied certiorari review on January 13, 2014. *Lockett v. Trammell*, ___ S. Ct. ___, 2014 WL 102620 (2014).

Recognizing that Lockett had exhausted all state and federal appeals, the Oklahoma Court of Criminal Appeals set Lockett's execution date for March 20, 2014. Pursuant to Art. VI, § 10 of the Oklahoma Constitution, Lockett now seeks executive clemency from the Governor of the State of Oklahoma.

II. Statement of the Facts

A. The Murder.

Bobby Bornt met Lockett through a mutual friend, Ramon Gissandaner (Tr. 1510). Lockett charged Bobby twenty dollars to cover an old tattoo. Lockett also claimed he gave Bobby a twenty dollar bag of marijuana, but no evidence supported this claim. Bobby gave Gissandaner the twenty dollars to repay Lockett for his work (Tr. 1512-1513). About a week later, Lockett, together with his cousin Alfonzo Lockett² and friend Shawn Mathis, broke into Bobby's home.³ Lockett held a shotgun and hit Bobby with it - he continued beating Bobby for approximately fifteen minutes (Tr. 1519; App. 5). Bobby was beaten and bound while his nine month son cried in an adjacent room. As Lockett described it, Bobby was bleeding profusely (App. 111)⁴. Lockett proceeded to bind Bobby with duct tape, taping his feet together, his hands behind his back and stuffed a rag in his mouth (Tr. 1522). Lockett moved Bobby off of the couch and told Bobby he was bleeding on Lockett's couch (Tr. 1533). Bobby described Lockett as "in charge" and that Lockett directed both Alfonzo and Mathis

²Because Clayton Lockett and Alfonzo Lockett share the same surname, Alfonzo Lockett will be referred to as Alfonzo to avoid confusion.

³During Lockett's statement, he told police he intended on stealing Bobby's belongings and pawning them to account for the money Bobby owed him (App. 111). However, in a letter written after the murder, Lockett stated his intent was to kill Bobby (App. 29).

⁴Portions of Lockett's confession admitted at trial are attached to the appendix for this Board's review. Due to the length of the confession and the page limitations imposed by this Board, the State has selected portions of the statement where Lockett describes the events. As noted by the Tenth Circuit, testimony from Summer and Bobby do not support certain portions of Lockett's confession wherein he claims to have helped the victims - for example, he claims he held Sam to comfort him at times during the ordeal and that he massaged Bobby's legs. *Lockett*, 711 F.3d n.1.

in their actions (Tr. 1582). Summer Hair and Stephanie Neiman happened upon the crime scene in an effort to persuade Bobby to attend a party (Tr. 1664). As described above, Summer initially entered the house and was immediately attacked and beaten (Tr. 1672). She was forced to call Stephanie into the home and Stephanie was also beaten (Tr. 1682-1688). Summer was initially made to perform oral sex on Alfonzo and vaginally raped by Alfonzo (Tr. 1696-1701). After Summer was raped by Alfonzo, Lockett raped her vaginally, anally and ultimately forced Summer to perform oral sex on him (Tr. 1702 - 1705). After being raped by Lockett, Summer was taken into a room with Bobby, Stephanie and Sam (Bobby's son) (Tr. 1706). Summer and Stephanie were restrained with duct tape and eventually all four victims were taken from Bobby's house (Tr. 1712-1717). Bobby, Stephanie and Summer were told they were all three going to die, but that Sam would be dropped off at a shelter (Tr. 1734-1735, 1793). Before leaving Bobby's residence, Lockett forced Bobby to tell him where he kept a shovel, telling Bobby "fuck it Bobby - you gonna die anyway" (App. 111; App. 5).

Lockett freely admitted that his original plan was to take Bobby, Summer and Stephanie to the country and kill all three of them (App. 111). He claimed he did not plan on killing Sam. However, Lockett did not drop Sam anywhere and all four were taken to a remote location in the country (App. 2). When they arrived at the murder scene, Lockett took Summer from the truck and had her undress in a ditch (Tr. 1722). He vaginally raped

Summer and forced her to perform oral sex on him again (Tr. 1724-1725)⁵. Summer, Bobby and Sam were put in Bobby's truck and Stephanie was standing out in front of the truck (Tr. 1725-1726). According to Lockett, Bobby and Summer agreed not to report the crimes he had committed against them that evening (App. 111). Lockett stated that he decided to kill Stephanie because she would not agree to keep quiet (App. 111). Lockett kept Stephanie restrained and eventually made her walk down to a hole that Mathis was digging so they could bury her. Stephanie stood for approximately twenty minutes close to the area Mathis was digging (App. 111). Mathis asked Lockett if the hole was big enough and Lockett responded "what you gonna bury in there, a dog?" (App.111). Lockett was holding a shotgun (Tr. 1731). This was being said and done in front of Stephanie (App. 111).

Summer saw Stephanie standing down in the ditch and heard a gunshot (Tr. 1728, 1732). After the first shot, Lockett returned to the truck claiming the gun had jammed and Summer eventually heard a second shot (Tr. 1733). Bobby testified that Lockett was excited (Tr. 1628). Lockett told police he could hear her pleading "oh God, please please" (App. 111). Bobby recalled Lockett, Alfonzo and Mathis laughing about how tough Stephanie was (Tr. 1629). He ordered Mathis to bury her, despite the fact that Mathis informed him Stephanie was still alive (Tr. 1572; App. 3-4)⁶. Lockett told police he could see her

⁵Summer was also made to perform oral sex on Mathis at the murder scene and Mathis told her "in order for you to live, this is what you have got to do" (Tr. 1746).

⁶Based on the condition of Stephanie's body and the graphic nature of the photographs taken at the medical examiner's office, the State included in the appendix only the medical examiner's diagram of the gunshot wounds that caused Stephanie's death (App. 6-7).

breathing while she was being covered in dirt (App. 111). Both Bobby and Summer were threatened that if they told anybody about the events, they too would be murdered (App. 111).

B. The Trial

At trial, Lockett's guilt was not disputed. He hardly could considering he confessed in a rather cold-blooded fashion and such confession was admitted in the State's case-in-chief during guilt stage proceedings. The Tenth Circuit referred to the confession as follows:

Throughout the videotaped confession, Mr. Lockett's demeanor was relaxed and conversational. He made no statements of remorse. The federal district court described the confession as "a step-by-step account of the evening," which Mr. Lockett delivered "[w]ith clarity, detail and the absence of emotion." *Lockett*, CIV-03-734-F at 14. Mr. Lockett explained that he initially planned to kill all of his adult victims so that the police would not find out that he had violated his probation by leaving his home county. He said that he ultimately decided to kill Ms. Neiman because she said that she would tell the police about his crimes. He calmly spoke of watching his accomplices bury Ms. Neiman while she was still alive, describing her coughing while the dirt hit her face.

Lockett, 711 F.3d at 1224; (App. 111; Tr. 1276-77).

Co-defendant Alfonzo, voluntarily spoke to police and led police to Stephanie's body (Tr. 1319, 1340, 1926). Evidence clearly established that Lockett was the ring leader of the crime. Lockett's trial attorneys' efforts were largely focused on sentencing stage proceedings to save him from the death penalty. However, based not only on the horrendous crime he committed, the overwhelming case in aggravation and his criminal behavior before and after

the crime establishing his disregard for authority, the jury determined the appropriate punishment was death. In fact, Lockett's utter disregard for authority is something still prevalent to the present day.

Aggravating Circumstances

To support its request for the death penalty, the State presented evidence of five aggravating circumstance during Lockett's sentencing stage proceeding.

- 1. Lockett had previously been convicted of felonies involving the use or threat of violence.**

The State presented uncontested evidence that Lockett was a four-time convicted felon, two of which involved intimidation of state witnesses. *Lockett*, 711 F.3d at 1225-1226. Donald Chambray and Raphael Truyen both cooperated as witnesses against Lockett regarding one of the felony convictions, namely burglary (Tr. 2197; App. 17-18). Evidence established that Lockett physically assaulted Chambray and threatened Truyen that he was next (Tr. 2195-2201; App. 17-18). Truyen was sitting on his porch when Chambray approached him (Tr. 2197). Chambray had a busted eye, busted mouth and a busted nose (Tr. 2197). Chambray was holding his ribs and told Truyen that Lockett said to let Truyen know he was next (Tr. 2198). Lockett proceeded to drive by Truyen's house and yelled to Truyen that he was lucky he was at the house and that Lockett was going to get him (Tr. 2198; App. 17-18). Lockett's attorney acknowledged the jury that Lockett threatened to kill Chambray and Truyen (Tr. 2176). The facts of that actual conviction established Lockett stole nine firearms and three hunting knives during a burglary (Tr. 2191). The evidence

overwhelming established Lockett was previously convicted of a felony that involved use and the threat of violence to a person.

2. Lockett knowingly created a great risk of death to more than one person.

The State also presented overwhelming evidence that Lockett knowingly created a great risk of death to more than one person. Both surviving witnesses testified Lockett threatened to kill them (Tr. 1539, 1734-1735). Lockett himself stated that was his initial plan - the fact that he changed his mind is of no moment (App. 111). The legal requirements had already been satisfied. *See Smith v. State*, 727 P.2d 1366, 1373 (Okla. Crim. App. 1986) (this aggravating circumstance can be proven “where a defendant during the continuing course of conduct in which a murder is committed, threatens the life of another and has the apparent ability and means of taking that person’s life”).

3. Stephanie’s murder was especially heinous, atrocious or cruel.

Undisputed evidence established that Stephanie’s murder was especially heinous, atrocious or cruel when she was beaten, bound and driven to a remote location to die (Tr. 1531-1532, 1559-1561, 1683, 1708-1712, 1721). She was forced to watch as a grave was dug and was shot twice (1566-1571, 1731-1733). Stephanie was frightened and suffered, as evidenced by her moans and muffled screams after she was shot and laid suffering while Petitioner unjammed the shotgun so he could shoot her again (Tr. 1566-1573, 1732-1733). By Lockett’s own account, Stephanie suffered because she was buried alive. There is no doubt Stephanie's murder was especially heinous, atrocious and cruel.

4. **Stephanie's murder was committed for the purpose of avoiding or preventing a lawful arrest or prosecution.**

Overwhelming undisputed evidence established that Stephanie was murdered so that Lockett could avoid arrest or prosecution for his crimes. Of course the strongest evidence was App. 111).

5. **Petitioner is a continuing threat to society.**

Finally, evidence established that Lockett was a continuing threat to society. This was established by his repeated criminal conduct since he was a juvenile, his actions of making weapons while incarcerated and by his own statements through letters wherein he threatened the death of the surviving witnesses as well as his the two co-defendants (Tr. 2202-2207, 2212-2219, 2226-2235, 2243-2250, 2256; App. 9-16, 23-33). The district court summarized the evidence regarding Lockett's behavior while awaiting trial as follows:

Five letters were introduced (State's Exhibits 62-66). Two of the letters concern his co-defendant, Alfonzo Lockett. In the first letter, State's Exhibit 62, Petitioner tells his aunt that Alfonzo's life is in danger. Petitioner tells her that he has written his "homeboys" in the penitentiary and "they [are] waiting on him." Petitioner also states that he has "a lot guns stashed in an old house with bullets. Enough guns to start a war...." The second letter, State's Exhibit 66, is a copy of Alfonzo's statement to police. On the statement, Petitioner has written comments like "This is when he start givin it up!" and "Bullshit! That nigga aint telling tha truth. That nigga dry ass snitchin and railroading a nigga." Two of the letters, State's Exhibits 63 and 65, are written to Undersheriff Raymond Henry. In both letters, Petitioner complains about the treatment he is receiving from Undersheriff Henry's officers. In State's Exhibit 63, Petitioner tells Undersheriff Henry that he is "**probably the most dangerous type of criminal....**" In State's Exhibit 65, Petitioner

details his prior violent acts while incarcerated and tells Undersheriff Henry that he needs to be taken more seriously “because [he] aint in here for missing [S]unday school....” In the final letter, State's Exhibit 64, Petitioner discusses his gang affiliations and threatens the lives of three people, including the two surviving victims in this case. Petitioner states, “Cuzz Im a California Hoover Crip! We don't get down at all like these Hooverz from Oklahoma! Why you think so many niggaz beat cases out that way? **Cause Im an assassin—point blank!**”

Petitioner's threats to others were clearly relevant to the jury's assessment of continuing threat. Regarding the letters to Undersheriff Henry, the very implication made by Petitioner is that if Undersheriff Henry's officers do not start treating him better, Petitioner is going to retaliate (State's Exhibit 65: “I got to beg you to kill this tension ... before it escalates....”). Therefore, whether or not Petitioner committed these prior violent acts while incarcerated is a collateral issue. Even if the statements are untrue, Petitioner made them for the purpose of threatening the officers guarding him and they were therefore probative as to Petitioner's future dangerousness.

Lockett v. Workman, CIV-03-734-F, 2011 WL 10843368 *33-34, *slip op.* (W.D. Okla. Jan. 19, 2011)(emphasis added).

Some of the letters were written in a manner that are indecipherable to the average person. Sergeant Mike Sharp, with the Oklahoma City Police Department's Gang Enforcement Unit, reviewed the letters and has aided this board by translating same. As outlined in his letter, Sergeant Sharp has extensive experience in investigating and arresting individuals involved in the gang lifestyle (App. 19). Lockett's intentions were to hire hits on different people, including the two surviving victims, Bobby and Summer, and to seek revenge for the ones he feels “snitched” (App. 19-22). According to Sergeant Sharp, Lockett

appeared to be, or wanted the reader to believe, he was a high ranking gang member who had the power to allocate funds, order gang members to relocate and authorize certain people be killed (App. 19).

Both Bobby and Summer have expressed they feared then and fear now retaliation for Lockett's imprisonment and impending execution (App. 102-105). As the evidence so clearly demonstrated at trial, and as will be discussed below, Lockett's behavior since he has been incarcerated for this crime, clearly indicates that Lockett is a continuing threat to society. There can be no doubt that if given the opportunity to live within prison society, Lockett will continue to make weapons out of the materials available to him. He has proven this with his behavior since his arrest for this murder. Not only did Lockett destroy county property while awaiting trial, he made several weapons, i.e. saw blades, a tattoo gun, sharpened wires, shanks made from metal window frames he destroyed (Tr. 2205-2206, 2228-2231, 2233; App. 11). Lockett was angry that a jailer had discovered his escape plan, and he planned on using the sharpened wires to kill the jailer and take his keys (Tr. 2231). Lockett refused to return shower items after he showered, including razors (Tr. 2216-2219). Lockett was found in possession of a homemade shiv by Undersheriff Raymond Henry (Tr. 2290). Upon retrieving the shiv from Lockett, Lockett told Henry "you know that I could have stuck this in your fucking heart." (Tr. 2290; App. 11(referring to exhibit 68)). However, even in the securest facility, Lockett has been able to make homemade weapons and hide them in his cell (App. 52-56, 67-70, 93-94). There can be absolutely no question

the jury's determination that Lockett is a continuing threat society, most importantly prison society, is supported by his actions.

Mitigation evidence

Lockett's attorneys presented mitigation evidence through the testimony of seven witnesses. A summary by the federal district court is listed here:

In the second stage, Petitioner presented seven witnesses, five of whom gave testimony relevant to Petitioner's upbringing and mental health. Petitioner's stepmother, aunt, and uncle testified extensively about their firsthand knowledge of Petitioner's upbringing, home life, and childhood experiences. Through these witnesses, the jury was advised that Petitioner was abandoned by his mother at the age of three (Tr. XIV, 2355-56); that Petitioner's father was abusive (Tr. XIV, 2372-76, 2382-83, 2430, 2438-39, 2443-45, 2465-70, 2475); that Petitioner wet the bed and sucked his thumb as late as age 12 and was punished for it (Tr. XIV, 2357, 2363-65, 2430-31, 2473-74); that Petitioner's father was a drug user who did drugs in front of Petitioner and routinely caused Petitioner to get high by blowing marijuana smoke up his nose as early as age three (Tr. XIV, 2383, 2445, 2471); that Petitioner's father was a criminal who taught him to steal and would punish him if he got caught (Tr. XIV, 2376-80, 2436-38, 2480-81); that Petitioner's father encouraged sexual activity, walked around nude, and watched pornographic movies in front of Petitioner (Tr. XIV, 2384-87, 2428-29, 2432-33, 2472-73); that Petitioner acted out sexually as a child and may have been sexually abused by his brother (Tr. XIV, 2387-89, 2427-28, 2433); and that Petitioner idolized his father despite his apparent failings (Tr. XIV, 2369, 2470-71).

In addition to family members, two experts testified on Petitioner's behalf. Joyce Turner is a clinical social worker whose experience and training is in human behavior, i.e., "how things that happen to people impact their behavior in the roles that they fulfill as adults" (Tr. XIV, 2542-43). Ms. Turner

testified that both sexual abuse and child abuse have negative effects on children (Tr. XIV, 2543–44). “If what we are taught to expect from that primary caregiver is inconsistent abuse, if it's failure to nurture, then that's how you're going to view the world and what you're going to expect from people.” According to Ms. Turner, the ability to trust is eroded, one becomes suspicious of the real intentions of others, and anger builds up. Because it is unsafe to express anger, an abused child will “divorce [himself] from feeling” and repress the anger (Tr. XIV, 2552–53). Ms. Turner testified that the danger of built-up anger is that it will eventually flood out. Something will trigger memories of the abuse and aggression results (Tr. XIV, 2553–54).

Ms. Turner also testified about abandonment, particularly in the first three years of a child's life. Abandonment causes attachment problems and regressive behaviors, such as bed-wetting and thumb-sucking (Tr. XIV, 2545, 2555–58). Ms. Turner concluded that “[i]f a lot of extremely bad things happen to you very, very early on, that's going to have a lifelong impact. That's going to erode, you know, a healthy foundation of establishing relationships and understanding what a healthy relationship even is” (Tr. XIV, 2558).

Petitioner's other expert was Dr. John R. Smith, a psychiatrist. From his examination and evaluation of Petitioner, which included information obtained by Ms. Turner, Dr. Smith concluded that Petitioner “had been severely damaged psychologically” (Tr. XV, 2629, 2631). Dr. Smith testified that “if you are traumatized during childhood by abandonment, by neglect, by physical or sexual abuse, that will affect the way your brain evolves and develops. If you are again traumatized in adolescence, that may add another piece to the puzzle of understanding adult brain function” (Tr. XV, 2634–35). Dr. Smith related to the jury once again the emotional and physical trauma Petitioner suffered growing up. He also discussed Petitioner's incarceration in an adult correctional facility at the age of 16 and that while in prison, Petitioner was raped by three men (Tr. XV, 2637–43).

Dr. Smith concluded that Petitioner is mentally ill and suffers with symptoms of posttraumatic stress disorder. Dr. Smith described Petitioner as disconnected from his feelings, insecure, anxious, depressed, and vulnerable. He found that Petitioner sometimes distorts reality (Tr. XV, 2648–49). In addition to a mental disorder, Dr. Smith diagnosed Petitioner with a personality disorder as well. Through his upbringing, Petitioner had learned antisocial attitudes and behaviors, i.e., “toughness,” “gangness,” and “meanness” (Tr. XV, 2665).

Regarding Petitioner's actions on the night of the crimes, Dr. Smith believed that Petitioner's past experiences influenced his behavior.

Based on what I have told you about my understanding of Clayton, he would have found it, number one, easier to get enraged with a woman than a man because his very earliest rage and hurt was from women. And he is kind of dissociated. He has lack of empathy at times. He would have found it immensely difficult to tolerate this kind of aggression and pushing from anyone and especially in front of people that he considered his brothers. You could not possibly—I don't think he could have allowed that degree of humiliation to go on without responding to it, even if he didn't want to. Partly because of other people watching him and seeing him. And then, the rage that came up.

There is some evidence that I have heard that he tried to find a way out of this. And, in fact, I guess, did allow two of the potential victims to go free. He was touched, in fact, in my opinion, primarily by their quickness and willingness to agree, we are not going to tell anybody, but he was also touched by them both having children. Clayton having been abandoned, knowing what it's like to go without mothering, knowing what it's like to go without any decent parenting, he is

still very empathic towards children; that's one of his strong points and one of the decent points in his life.

But I think that because of his background and history, the terror of going back to prison, his immediate inability to find a way out for himself, which would allow face, I think all of those things emotionally contributed to his going ahead and killing this young woman. (Tr. XV, 2663-64).

Lockett, 2011 WL 10843368, * 16-18.

The jury was instructed on 43 mitigating factors that they should consider prior to assessing punishment (O.R. 906-908). The jury obviously found the overwhelming aggravating circumstances outweighed the mitigating evidence and sentenced Lockett to death. Since his death sentence, Lockett has continued to show absolutely no respect for authority, poses great security risks for correctional officers by failing to obey orders and destroying property, intimidates from behind the walls of death row and continues to disregard the rules and regulations mandated for the safety and welfare of not only correctional guards, but prisoners alike (App. 51-96).

III. The Appeals

Lockett has made two primary claims throughout his appeals, i.e., that he was denied a fair sentencing proceeding because the trial court limited the testimony of mitigation witness Joyce Turner and that he was prejudiced by the admission of victim impact testimony. Both of these claims have consistently been rejected by the courts.

1. Limitation of Joyce Turner's testimony

Lockett's claim on appeal that the limitations placed on Turner's testimony denied him a fair sentencing proceeding has been denied by all the reviewing courts. The final court to review this issue held as follows:

Our careful review of the record leads us to conclude that the erroneous limitation on Ms. Turner's testimony did not have a "substantial and injurious effect" on the jury verdict.

We discern in Mr. Lockett's arguments three possible ways in which the excluded portions of Ms. Turner's testimony could have influenced the jury's decision. First, did missing factual details prevent the jury from genuinely understanding the context of Mr. Lockett's childhood experiences? Second, did the absence of Ms. Turner's explicit opinion testimony that Mr. Lockett's adult criminal behavior was connected to his childhood trauma prevent the jury from understanding that this connection may have existed? Third, could the jury have inferred from Ms. Turner's failure to draw this explicit connection that she did not believe such a connection existed?

a. Missing Facts

We do not harbor significant doubt as to whether the handful of missing facts had a substantial and injurious effect on the jury's decision. Jurors heard substantial evidence that would have allowed them to understand the context of Mr. Lockett's childhood. The few missing details were not significantly different from the numerous details introduced through the testimony of Mr. Lockett's family members. For example, jurors did not hear that Mr. Lockett's father pointed guns at his family, but they did hear that his father routinely and severely beat his family members, that he was a criminal who taught young Mr. Lockett to commit crimes and punished him for getting caught, and that he showed Mr. Lockett pornography and forced him to do drugs when he was a young child.

Although the missing facts were relevant to mitigation, they were not significantly different in kind from the many facts the jury heard. They represent cumulative evidence of severe child abuse and poor parenting. We therefore harbor no significant doubt about the effect of these missing facts on the jury's sentencing decision.

b. Missing Opinion

We also do not harbor significant doubts as to whether the omission of Ms. Turner's expert opinion about Mr. Lockett had a substantial and injurious influence on the jury's decision. Taken together, the mitigating evidence, including Dr. Smith's testimony, was sufficient to allow the jury to understand how and why childhood trauma may influence adult behavior. Although she was not able to explicitly state her opinion that Mr. Lockett's adult crimes were tied to childhood trauma, her general testimony pointed to these conclusions.

For example, Ms. Turner testified that abuse and abandonment, especially in the first three years of life, erode children's sense of trust and safety and cause "a buildup of repressed rage" that may eventually release in the form of aggressive behavior. Aplt. Br. at 20. The jury likely understood that these points related to the testimony from Mr. Lockett's family members about the abuse and abandonment he experienced in childhood, including the first three years of life.

Dr. Smith reinforced this connection, testifying that Mr. Lockett was mentally ill as a result of his childhood trauma, which influenced his criminal acts. Dr. Smith testified at length to specific connections between Mr. Lockett's childhood and adolescent trauma, on the one hand, and his brain development and adult criminal behavior, on the other. He told the jury that as a 3-year-old child, Mr. Lockett was abandoned by his mother and "found on [his father's] doorstep, urine-soaked," and that Mr. Lockett's father frequently stripped him naked and beat him with belts or boards. Tr. Vol. XV at 2637. Dr. Smith told the jury that this type of early childhood trauma "may affect the neuron connections in the brain," which in turn control how he

“integrates, perceives, and expresses [himself] throughout life.”
Tr. Vol. XV at 2633.

According to Dr. Smith, this trauma caused him to develop “an extremely deep mistrust of human relationships.” *Id.* at 2642. This led Mr. Lockett to join a gang, which gave him a sense of belonging but also taught him criminal behaviors and “deviant” values. *Id.* at 2643. Dr. Smith said that beneath his “cloak of gangland meanness,” Mr. Lockett was “very insecure, full of anxiety” and often felt “very vulnerable.” *Id.* at 2649.

Dr. Smith testified that Mr. Lockett had been raped in prison by a group of three men when he was 16 years old and that this experience, along with possible early childhood sexual assault, may have led him to “repress[] or dissociate[]” his sexual assault of Ms. Hair. *Id.* at 2647. Dr. Smith also offered an explanation for why Mr. Lockett allowed two of his victims to live while killing Ms. Neiman: Mr. Lockett may have become enraged at Ms. Neiman's defiance because “his very earliest rage and hurt was from women.” *Id.* at 2663. Dr. Smith suggested that Mr. Lockett did not kill Mr. Bornt and Ms. Hair because “he was touched ... by their quickness and willingness to agree” not to report him and because they had young children and Mr. Lockett knew “what it's like to go without mothering ... [or] decent parenting.” *Id.* at 2664.

In short, Dr. Smith offered a clear and emphatic opinion that Mr. Lockett's crimes were linked to his childhood and adolescent trauma. We therefore do not harbor significant doubt as to whether the absence of Ms. Turner's opinion on the issue affected the jury's sentencing decision.

c. Potential Negative Inference

Mr. Lockett's strongest argument relates to the third question: whether the jury may have drawn a negative inference from Ms. Turner's missing analysis. Mr. Lockett argues that upon hearing Ms. Turner's extensive testimony about hypothetical effects of childhood trauma on individuals, the jury likely expected her to conclude that, in her expert opinion, Mr.

Lockett's childhood trauma was connected to his adult behavior. When this opinion did not come, Mr. Lockett argues, the jury may have drawn the false conclusion that Ms. Turner did not believe there was such a connection.

But this potential negative inference does not overcome our highly deferential standard of review. Although it may have been possible for jurors to conclude that Ms. Turner believed Mr. Lockett's actions were not linked to childhood trauma, another inference was just as likely: that Ms. Turner did not testify to specifics because she was not familiar with Mr. Lockett's individual situation and that it was the role of the other expert witness, Dr. Smith, to provide these specifics. It is also possible that jurors did not draw any particular inference about what was not included in her testimony.

Moreover, even if jurors did draw a negative inference, it is not likely to have substantially influenced their verdict in the context of all aggravating and mitigating evidence. Mr. Lockett presented four witnesses in mitigation. As the State argues, “the jury was well aware of the trials and tribulations [he] faced growing up.” Aplee. Br. at 13. His mitigating evidence was countered by extensive aggravating evidence, including the testimony of Dr. Call and evidence of Mr. Lockett's jailhouse misbehavior (e.g., making weapons and making threats about his surviving victims). Furthermore, certain evidence presented during the guilt phase no doubt influenced the jury's sentencing decision. The jury viewed a videotape of Mr. Lockett's matter-of-fact confession and saw and heard detailed testimony from two surviving witnesses. In the end, the jury found the presence of five aggravating factors beyond a reasonable doubt.

Viewed in this context, we do not find ourselves “in grave doubt” about the effect of the suppressed portions of Ms. Turner's testimony on the jury's sentencing decision. We therefore affirm the district court's refusal to grant Mr. Lockett relief on this ground.

Lockett, 711 F.3d at 1232-35 (citations to authority omitted).

Even more telling than the courts' rejection of the claim, is letters between Lockett and his father that indicate the abuse allegations are not even true (App. 39-50). Attached in the appendix are a series of letters between Lockett and his father, John Lockett, wherein Lockett says:

Oh yea, what were you saying about someone trying to bring up something about some child abuse? What was that about? I know Ro ain't going to say anything bad about you. That's part of the reason the jury wasn't **buying our story**, because Donna was saying that you abused us severely and the psychiatrist said that none of the boys would admit to that. Uncle Wayne testified for me also. He said that he wasn't around any child abuse. I told my lawyer that Donna wasn't going to be a good witness for us. But he swore he knew what he was doing. The DA brought up dope charges and shit. It was a circus Dad for real! (App. 46-47).

In response, Lockett's father wrote:

... D.H.S. has stopped bugging me I guess they figured out that Donna lied about me sexually abusing you John and Mario, they want to know why Tonys name never came up and I raised him too. I think Connie set them straight because Bruce and Hobart didn't go for that shit but its still in my jacket man im pissed at Donna now I got to carry that around with me for the rest of my life. (App. 49-50).

In short, the several courts who considered the evidence, true or not, found the omission of same was harmless error. Considering the crux of the evidence supporting the claim is likely not true, such should not factor in this Board's consideration for clemency.

2. Victim Impact Evidence

The other predominant theme of Lockett's appeals is that his sentencing was rendered unfair by the admission of victim impact testimony. Lockett claimed that a sentence recommendation and a description of the crime influenced the jury's death sentence. In the punishment stage proceeding, Robin Neff, the cousin of the victim's mother, read the victim impact statement prepared by the victim's mother and father (Tr. 2315-2324). In the statement, the Neiman's described how they became worried because their daughter had not come home the night before and did not show up to have lunch with her father (Tr. 2316). They checked with friends and places Stephanie would go but were unable to locate her, so they went to the police station (Tr. 2316). The Neiman's were told that the police heard she was kidnapped and shot (Tr. 2317). The following recitation of the facts of the crime and recommendation of punishment was read to the jury:

The police told me what had happened. Stephanie gave Summer a ride to Bobby Bornt's house. When Stephanie went in, they tried to get her truck keys. They have a struggle. Stephanie is not going to give up her truck keys, because she's very proud of her truck. She has worked very hard to get what she's got. She has a new truck, and she works every day. So, of course, she's not going to give up her truck. So, they have a struggle. The next thing she knows, Clayton hits her over the head with a shotgun. They tell me that they duct-taped Stephanie's hands and mouth where she cannot scream or yell at them anymore. That because Stephanie is going to stand up for her rights no matter what. She's going to stand up for what she's worked for and what she believes in (Tr. 2318).

Stephanie did not know these boys. Stephanie didn't know him, didn't owe him anything. She stood up for what was her right and for what she believed in. And when Clayton asked her if she would tell, she said, yes, she would tell. Right is right and wrong is wrong. Maybe that's what Clayton was so scared of, because Stephanie did stand up for her rights. She did not back down to him. She did not blink an eye at him (Tr. 2319).

We raised her to work hard for what she got. I think that's the reason she fought so hard for her truck that night. Because she worked so hard, she didn't want anybody to take it from her. (Tr. 2320).

However, for killing our only child, Stephanie, we ask this jury to sentence him to death.

(Tr. 2324). The OCCA found that although some of the victim impact testimony was improper, it "did not have such a prejudicial effect or so skew the presentation as to divert the jury from its duty to reach a reasoned moral decision on whether to impose the death penalty." *Lockett*, 53 P.3d at 427⁷.

The district court concluded the error harmless based on the overwhelming evidence of guilt, Lockett's confession, the surviving victims' testimony and the overwhelming evidence supporting the aggravating circumstances. The district court described the statement as follows:

⁷The Honorable Charles Chapel concurred in the results, finding the sentence of death was sufficiently supported by the aggravating circumstances. *Lockett*, 53 P.3d at 431.

The victim impact statement was a single statement read to the jury by one other than Ms. Neiman's parents. The characterizations of the crime contained therein were reflections of the well-established evidence received in the first stage. The recommendation for a death sentence was direct and but [sic] concise. As to its consideration of this evidence, the jury was instructed that the evidence could be considered in determining an appropriate sentence, but that "consideration was limited to a moral inquiry into the culpability of the defendant, not an emotional response to the evidence. Under these circumstances, the Court cannot conclude that the improper portions of the victim impact statement had a substantial and injurious effect on the jury's determination of an appropriate sentence.

Lockett, 2011 WL 10843368 at *24.

The Tenth Circuit found the testimony in the case was not prejudicial and affirmed the district court's finding that the error was harmless. *Lockett*, 711 F.3d at 1240. As both courts correctly noted, the delivery of the victim impact statement was "more pallid than might have been expected and not nearly as inflammatory as they, under the facts of this case, could have been." *Lockett*, 711 F.3d at 1238-1239. The Tenth Circuit found "the description of the crime was brief and devoid of color or inflammatory language." *Id.* at 1239.

The evidence fully supported the characterizations of the murder and demonstrates the above courts' holdings were wholly reasonable. The jury could not have reached any conclusion but that each aggravating circumstance alleged by the State was met with overwhelming evidence. Accordingly, although a portion of the statement read may have been improper, it cannot be said to have influenced the jury's sentencing decision.

Respondent would also point out that the jury was instructed by the trial court not to let sympathy, *except for Lockett*, enter into its deliberations. (O.R. 912) (emphasis added). The jury was also specifically instructed on the limited role of victim impact evidence, including an admonishment that its consideration of the evidence must not be based on emotion, but only on “a moral inquiry into the culpability of the defendant” (O.R. 902). In light of the above, this Board should have no doubt that the victim impact testimony in this case did not improperly influence the jury’s decision to impose the death penalty. Accordingly, Lockett is not entitled to executive clemency.

IV. The Aftermath

Lack of remorse

Lockett has never shown any remorse for his actions. In a last minute effort to save his life, Lockett wrote a letter he claimed was intended for the Neimans, offering his apologies and claimed he murdered their daughter because he was fearful of her and jealous of her confidence and fearless traits - something she represented and he had strived so hard to become, but failed (O.R. 982-985).

The truth of why this happened is not over twenty dollars or because I thought that Stephanie would report my crimes to any law enforcement. The truth is deep down I feared Stephanie, I feared her because she was so strong in the face of death. She was confident and fearless, bold and brazen, utterly audacious and indomitable! To me she represented everything that I tried so hard to become, but could not. . . .

(O.R. 982).

Please realize that before I get to far into this that I am by no means trying to manipulate my way out of receiving the death penalty, in fact if it will compensate for the lose of your child's life and ease your pain I will lay my life down a thousand times over. . . .

(O.R. 983).

The defendant filed a Motion for Allocution (O.R. 451-454, 980). Allocution is a defendant's unsworn statement to the sentencing jury that is not subject to cross-examination. During his statement the defendant can ask for mercy, explain his actions, apologize, or say anything to the jury in an attempt to lessen the impending sentence. The above letter was filed with the Court as an offer of proof to show that if the trial court would have granted Lockett's Motion for Allocution, this is what he would have read to the jury prior to sentencing (O.R. 980). However, these written claims of remorse ring hollow when compared to the letters written by Lockett. Lockett described the district attorney as a fool, stating "I told that fool that I did shoot that bitch." (App. 30). He detailed personal information about both surviving victims, including social security numbers and birthdates, and that neither could hide from him (App. 29-31). He stated that his initial intention was just to "put a bullet in" Bobby and was hoping to catch Bobby with his ex-girlfriend Jessica - stating "she was gone get done real, real bad! And she still is. Her ass better get the fucc out of Perry cause my little brother coming down here from San Diego and niggaz think I was crazy then wait till cuzz get here! He already on the run from New Orleans for murder. It'z gone ce on and cracking and Bobby and Jessica first on his list." (App. 29).

When talking about Stephanie, he said “the big bitch was like Fucc yeah she was gone tell. So I went on and put her ass on ice!” (App. 30-31). He described that fellow gang members had attended his last court date and some had weapons hidden under their clothing (App. 31-32). He fills the remainder of the letter with words showing his utter lack of respect for authority and callous bragging about the havoc he caused and continued to cause (App. 32-33).

After being sentenced, Lockett wrote a letter to his brother George. A few sections are highlighted here for this Board’s review:

These foolz done gave a Gee 2385 years plus death! Now how tha hell that shit sound? Yeah tha jury had a major hard on for a Gangster cuzz. I aint too much leanin on it, I got cool appeal action! Cuzz I’m tha only nigga in tha whole damn courtroom! That’s why theze foolz had they way with a loc! . . . They need to bring thiz shit on loc! Got a nigga stucc up here waitin to be sentenced.

* * *

Cuzz I read three of you letterz fo tha first time in court! They got all our letterz up in court talkin bout gang violence! Ask you lil’bro theze billiez be on a major one loc! They ass is way out there! Swear to God I was gone have some niggaz storm tha court house!

(App. 34-36). There is absolutely no shed of remorse and any proclaimed remorse was for self-preservation.

Behavior while in the department of corrections

Attached in the appendix are various misconducts Lockett has received since his incarceration for this murder. The following is a short summary of the violation and Lockett's response thereto:

- December 3, 2002 - possession/manufacture of contraband - 3 foot aluminum walking cane that had been sharpened to a point (App. 52-56).
- January 17, 2003 - destruction of property (flooded dayroom by destroying sprinkler head) - signed offense report as Daffy Duck Sr. (App. 57-60).
- January 21, 2003 - disobedience to orders (refused to wear cuffs to the shower) - signed offense report as Daffy Duck (App. 61-62).
- April 14, 2003 - battery (Lockett threw feces and urine on correctional officer who was serving him food) - during investigation Lockett stated to the investigating officer "Fuck this Kangaroo court, next time it will be a knife" (App. 63-66).
- April 18, 2003 - possession/manufacture of contraband - 11 inch sharpened plastic knife sharpened to a point and a 23 inch hand made club (App. 67-70).
- April 30, 2003 - individual disruptive behavior (jammed the locking device on the food passageway) - officer attempted to lock it and Lockett kicked it open and stated if it was fixed he would "just jam it again" (App. 71-73).
- May 4, 2003 - individual disruptive behavior (jammed the locking device on the food passageway) (App. 74-76).
- July 7, 2005 - disrespect to staff - when ordered to return to his cell, Lockett stated "Fuck you I don't have to" (App. 79-80).
- July 7, 2005 - disobedience to orders (refused to refused to exit bottom run of SW-3-quad) (App. 77-78).
- July 7, 2005 - hindering staff in the performance of duties (refused to lock down) (App.81-82).

- October 5, 2007 - disobedience to orders (refused to stand up for count) (App. 83-84).
- October 14, 2007 - disrespect to staff - refused to cooperate with count - Lockett requested to cooperate and he came to the door and stated "Get your bitch ass down the run" (App. 85-86).
- October 21, 2007 - disobedience to orders - refused to cooperate for count (App. 87-88).
- April 26, 2008 - disobedience to orders - refused to cuff-up so that cell could be shook down (App. 89-90).
- April 30, 2008 - disobedience to orders - refused to lock down from the yard (App. 91-92).
- December 3, 2009 - possession of contraband (sharpened piece of metal) (App. 93-94).
- May 13, 2013 - possession of a cell phone - Lockett refused to cooperate in the investigation (App. 95-96).

Lockett has continued to threaten the lives of correctional officers who are responsible for his well being while being incarcerated. To those who feed him, he expresses his gratitude by throwing urine and feces on them and jamming the food hole (App. 63-66, 71-76). To those who give him an opportunity to explain his conduct, he tells them "Fuck this Kangaroo court, next time it will be a knife." (App. 65). Lockett was apparently going to make good on this threat - his next misconduct, merely four days later, was for possession/manufacture of contraband, namely a handmade 11 inch shank and a 23 inch club (App. 67-70). Lockett has absolutely no respect for authority and has continued to mock the system, signing notifications of disciplinary actions as "Daffy Duck" (App. 52-63, 66).

Lockett is housed at what is considered the most secure facility in Oklahoma, but informs the guards he does not have to lock down, stand for count or return to his cell (“Fuck you I don’t have to” and “Get your bitch ass down the run”). As far as Lockett is concerned, rules do not apply to him and he will continue to threaten the safety of correctional officers and inmates alike. Lockett has the reputation of being aggressive - to the point that other offenders refuse to share a cell with him (App. 51). Refusing to cell with an inmate is considered an infraction, thus such misconduct will result in the offender being placed in a lock up unit, level demotion or could result in the refusing offender losing all property (App. 51).

Mental Health

To date, no mental health expert has diagnosed Lockett with an Axis I diagnosis. At trial, Dr. John R. Smith testified that Lockett had elements of posttraumatic stress disorder from the abuse he suffered over his life (Tr. 2691, 2696). Further, Dr. Smith specifically rejected Axis I diagnoses of dissociative identity disorder, multiple personality, manic disorder, and bipolar disorder (Tr. 2657-2658, 2691-2692, 2694-2695). Dr. Smith testified Lockett did not suffer from brain damage and was not insane at the time of the crime (Tr. 2625-2627, 2658-2659, 2691). When asked if Lockett was a psychopath, Dr. Smith stated “we don’t really call them psychopaths. I think he has some antisocial traits.” (Tr. 2698). Dr. Smith opined that Lockett was damaged psychologically and exhibited symptoms of posttraumatic stress disorder (Tr. 2631, 2647-2648, 2691, 2695-2696, 2698). Dr. Smith

testified that Lockett was not suffering from a severe psychotic disorder when he murdered Stephanie (Tr. 2659). Dr. Smith stated that Lockett did not fit any of the psychiatric diagnoses in the DSM IV (Tr. 2706-2707). Dr. John Call diagnosed Lockett as having antisocial personality disorder, an Axis II diagnosis, and as a psychopath (Tr. 2744, 2747-2750).

Although Lockett's trial counsel did explore the possibility of presenting an insanity defense, he explained to the trial court that "statements and examination of [Lockett's] doctors and expert witnesses" did not support that Lockett was insane at the time of the crime - Lockett's trial attorney stated "I can't bring it if my doctors don't believe it" (Tr. 1218). On appeal, Lockett claimed his trial counsel was ineffective for failing to "marshal and direct the evidence of [his] mental illness into a coherent defensive strategy." *Lockett*, 53 P.3d at 425. Both the OCCA and the Tenth Circuit rejected this claim. *Id.* and *Lockett*, 711 F.3d at 1252.

V. Victim Impact

The State has made part of its appendix for the Board's consideration photographs of Stephanie and a victim impact letter that describes how the murder has continued to impact Stephanie's family. The photographs and letter provide a brief glimpse of the loss and grief that has been felt by Stephanie's family, due to the cold and calculated crime committed by Lockett. (App. 1,97-101). Also included in the appendix are photographs and letters from the two surviving victims, describing the impact the crimes committed against them and

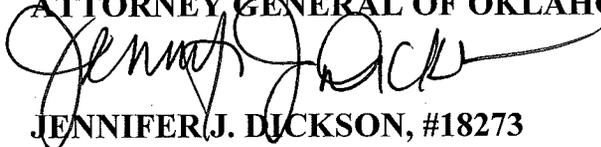
witnessing the murder of a longtime friend has had on their lives (App. 8, 102-107). Both victims have continued to live in fear and with the anguish Lockett inflicted upon them and Stephanie the night of this senseless murder. Finally, Lieutenant David Farrow and the prosecutor, former District Attorney Mark Gibson, submitted letters for this Board's review (App. 108-110).

VI. Conclusion

As shown above, there is no doubt that Clayton Lockett is responsible for the brutal murder of Stephanie Neiman. Lockett murdered Stephanie without mercy, ordered Stephanie to be buried alive, joked about how tough she was and continued to characterize her with demeaning language well after the murder. Lockett's actions are deserving of the death penalty. In the numerous appeals filed by Lockett over the last thirteen years, the state and federal courts have consistently affirmed the jury's determination. It is now time for justice to be served. The State therefore respectfully requests that Clayton Lockett's request for executive clemency be denied.

Respectfully submitted,

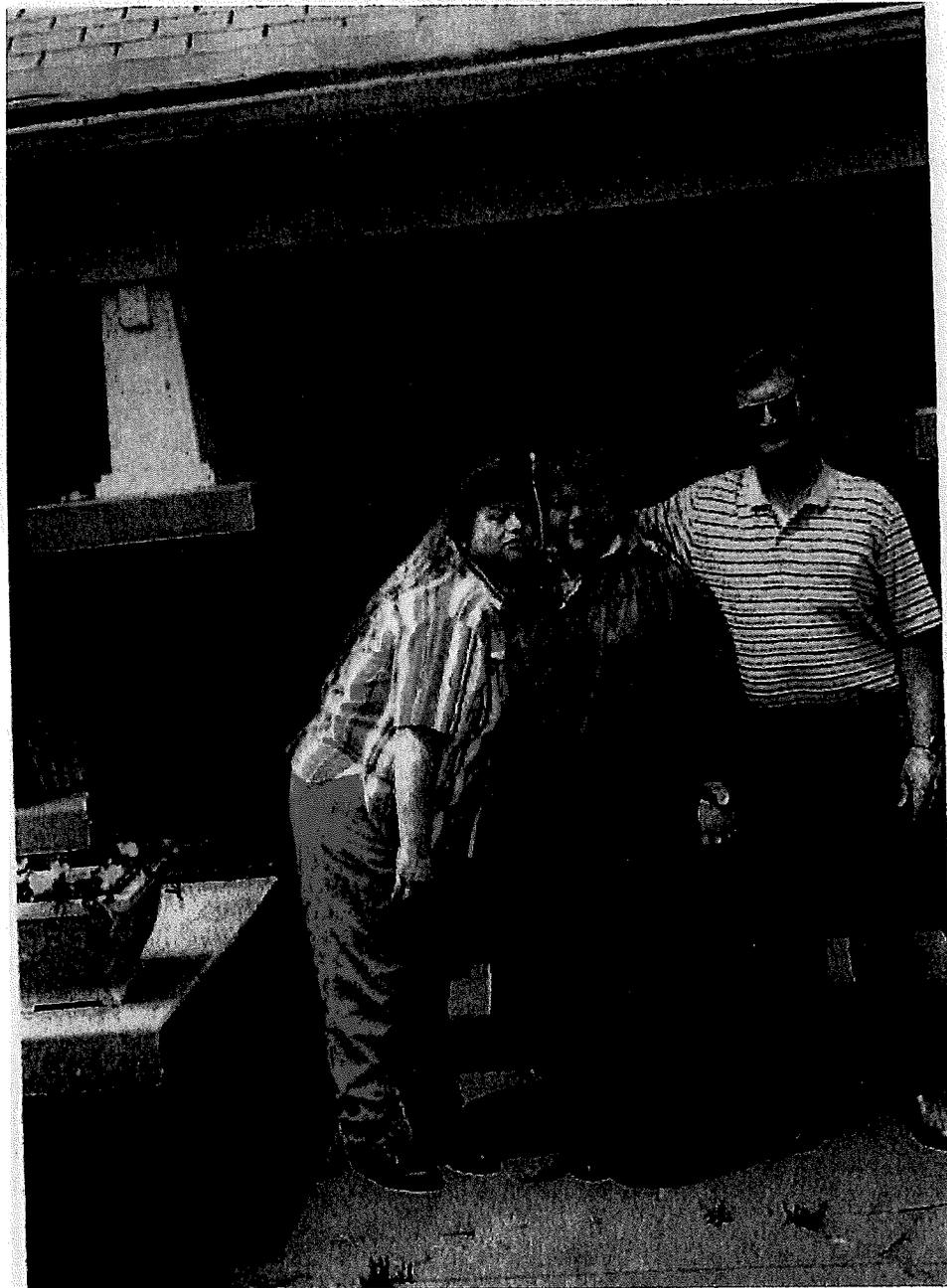
E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA

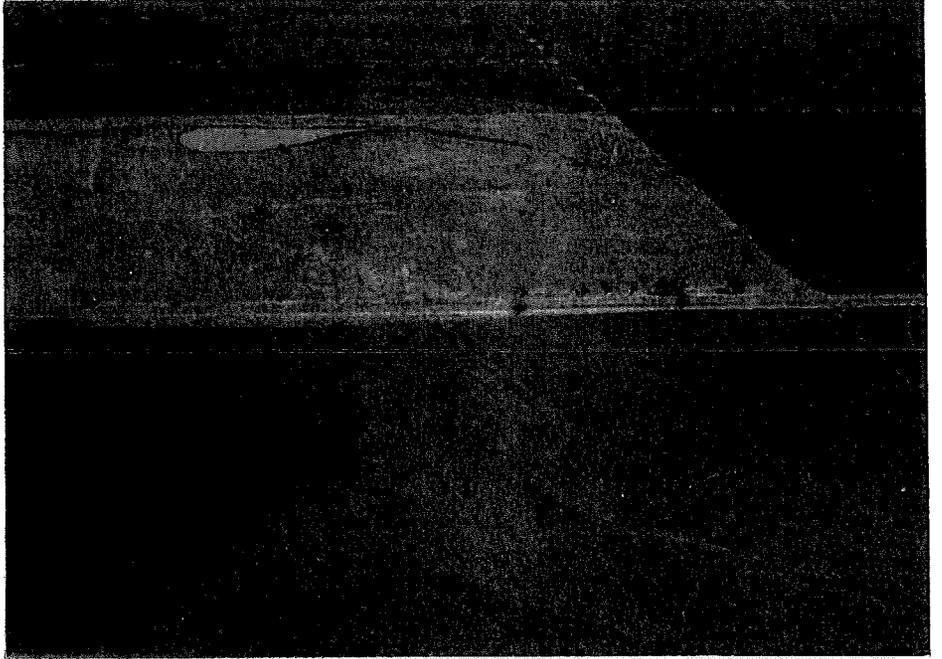


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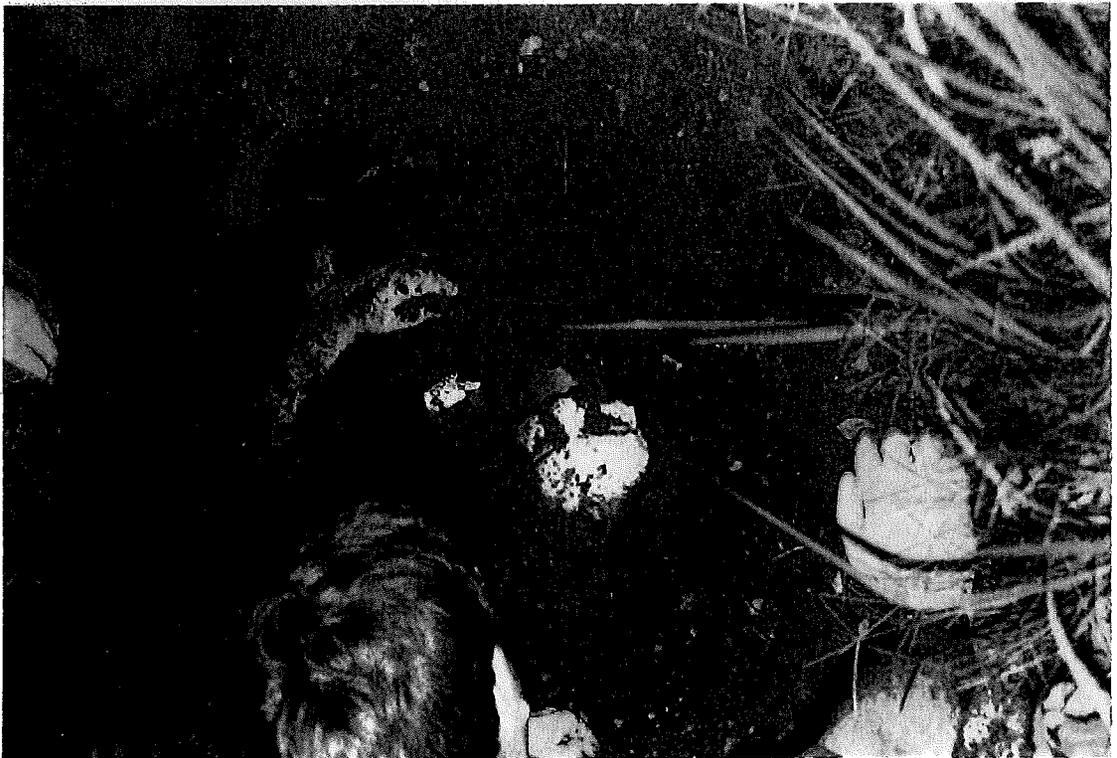
APPENDIX

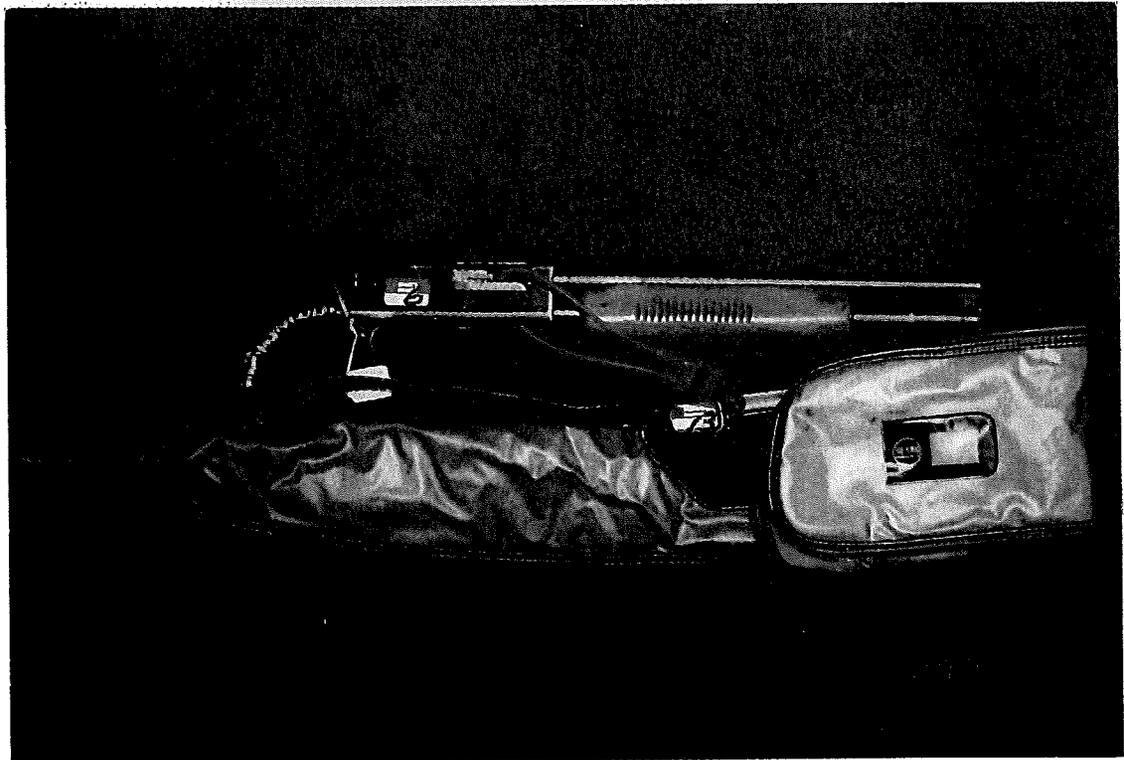
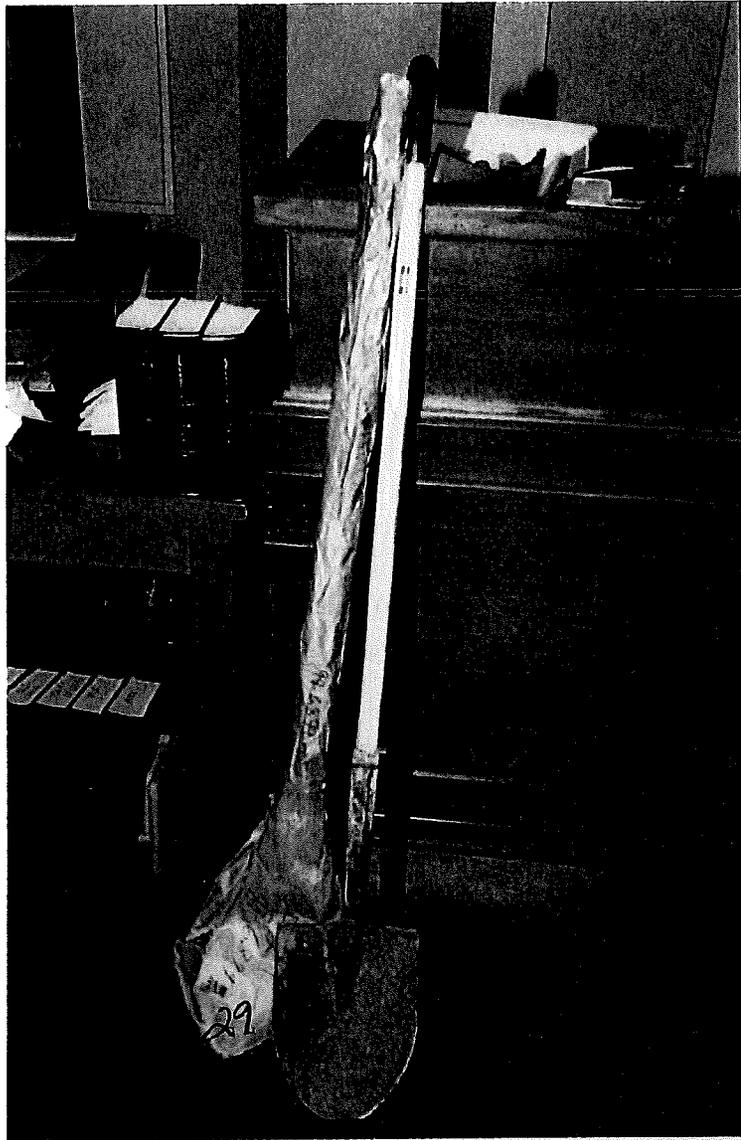
STEPHANIE NEIMAN WITH HER PARENTS



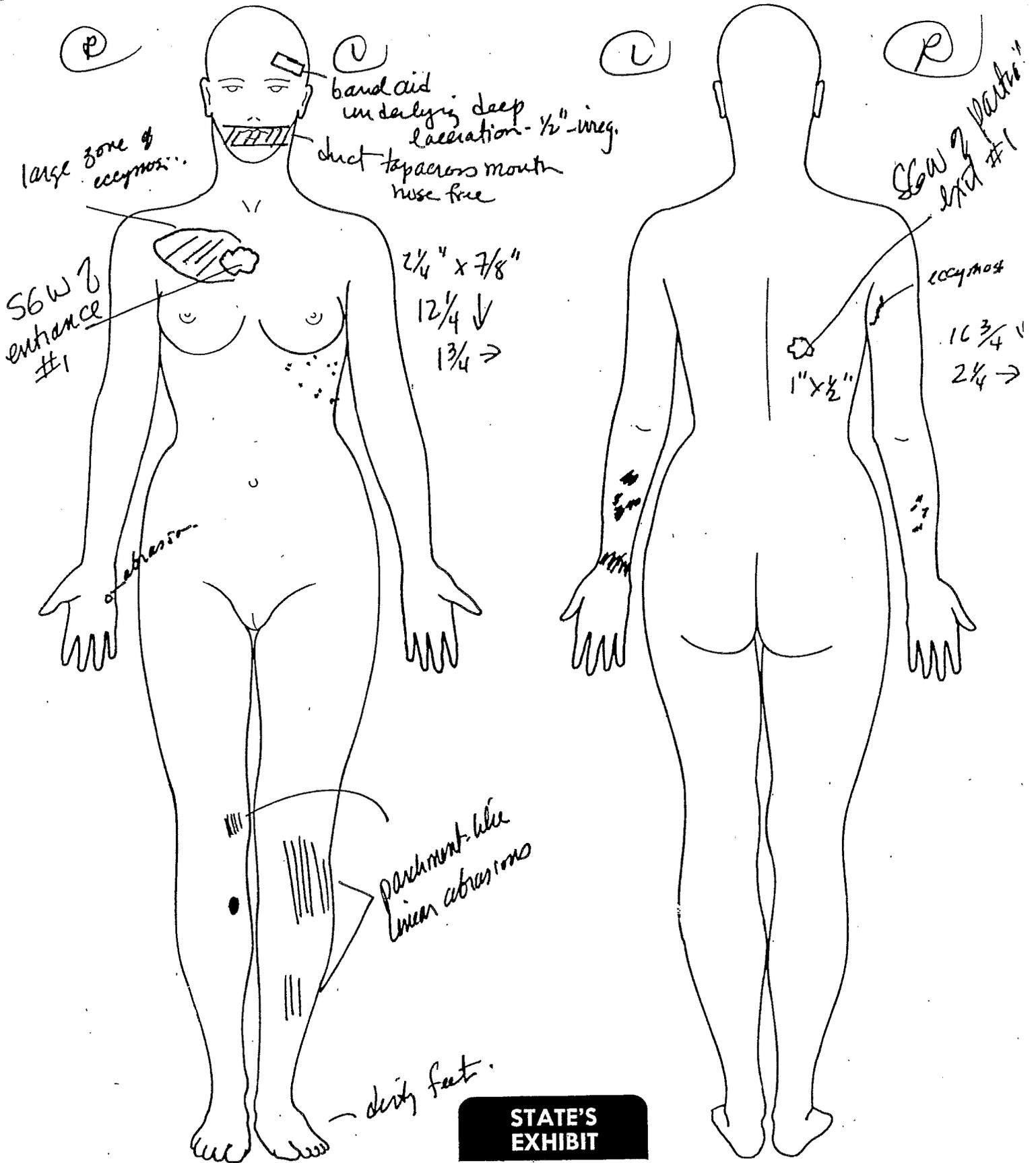








FULL BODY, FEMALE - ANTERIOR AND POSTERIOR VIEWS



STATE'S EXHIBIT

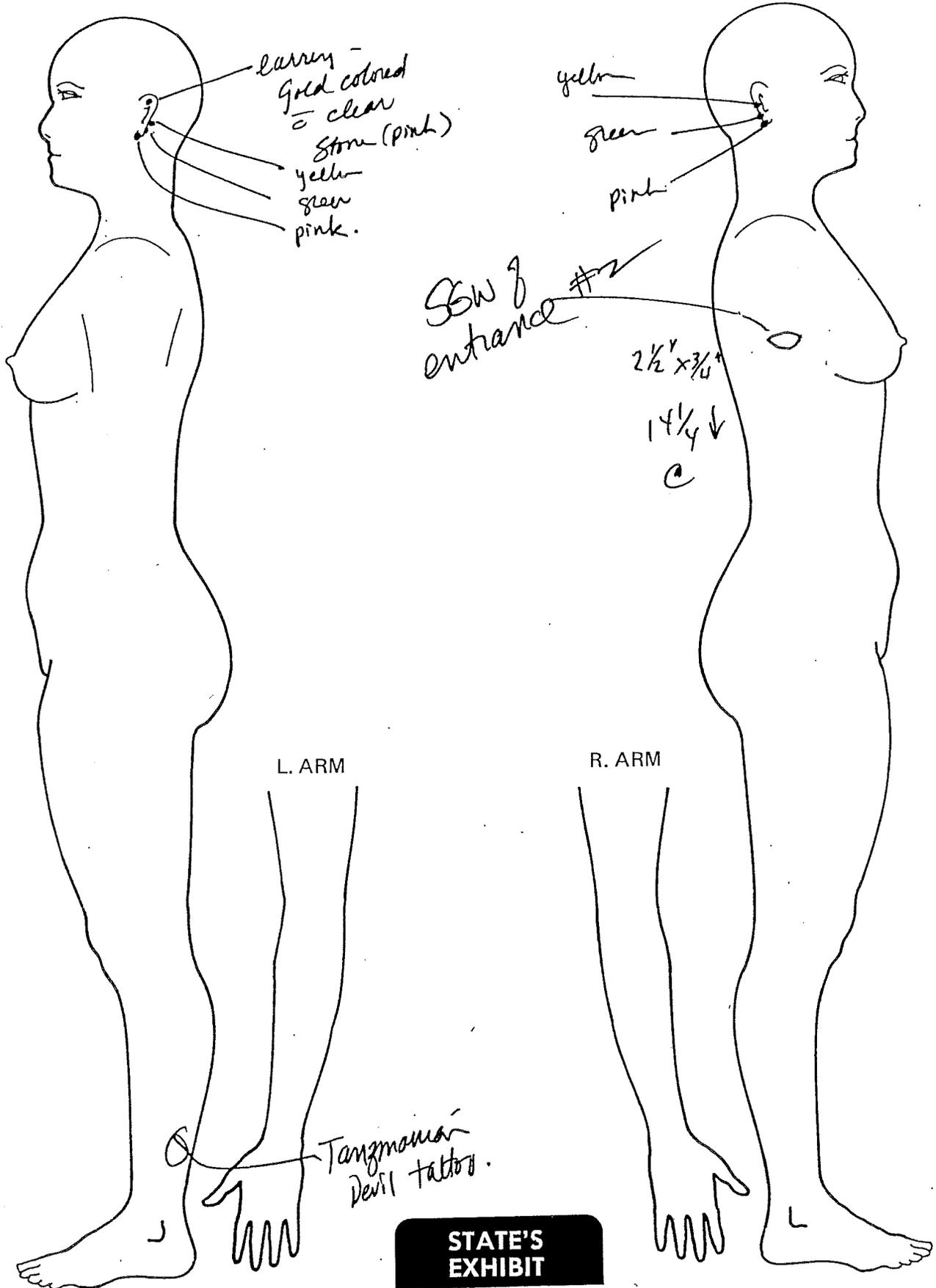
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Name Neiman, Stephanie

Case No. 9902738

Date 6-5-99

FULL BODY, FEMALE - LATERAL VIEW



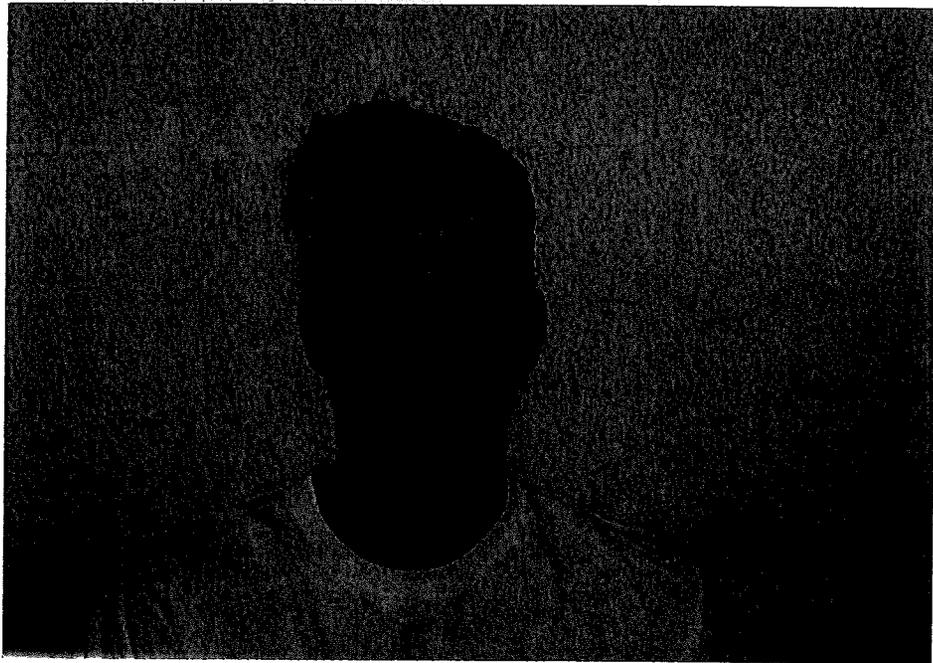
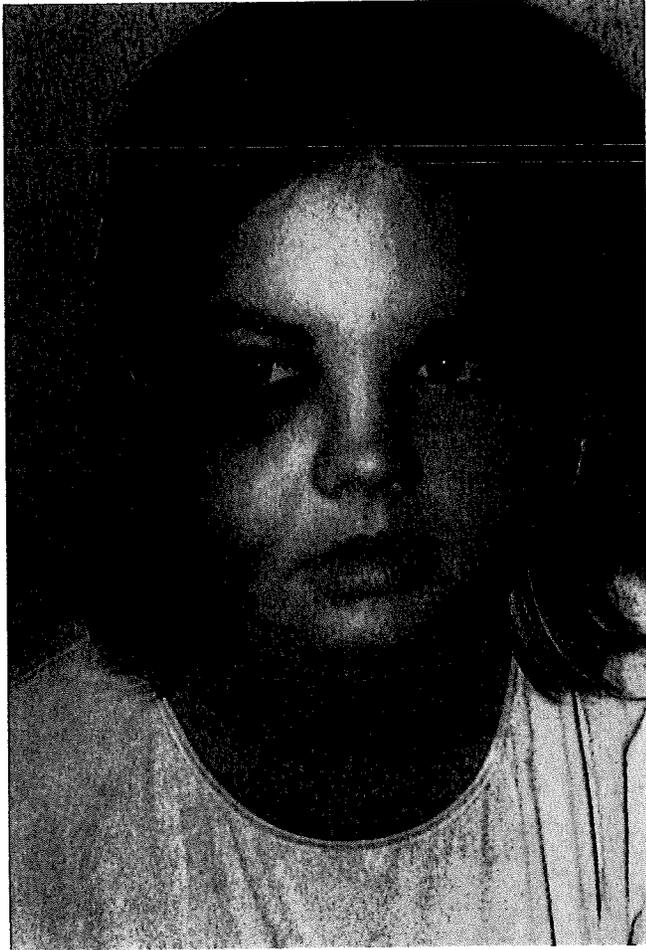
STATE'S EXHIBIT

35

Name Neiman, Stephanie

Case No. 990 2738

Date 6-5-99



July 19th, 1999

Under Sheriff

Raymond Henry,

I believe that I have more than demonstrated beyond a doubt that I am ready willing and able to return to the North Side and conduct my behavior in a reasonable manner. I have proven in the last five days that I have been in Palestine that I can conduct myself accordingly. Beside that, I have given you my word that I was through with the caustic language and the hostile behavior — that abriel should be enough.

Also by the same token I would greatly appreciate if your officers gave me a little slack and did not cry about every little thing.

Now, I honestly do not have a temper problem. I chose not to control my temper because I hate being lied to or tried to be played for a fool. I am very intelligent, I have a high school diploma and graduated college with two b.a. degrees and a J.D. of 190, but above that I am a man, so I can handle the truth about whatever. Also I have been in these judicial systems since I was twelve so I know what you can and cannot do and what you just simply choose not to do. And the sooner that you realize that you are not messing with another dumb criminal then the sooner we will get along better. In reality I am, probably the most dangerous

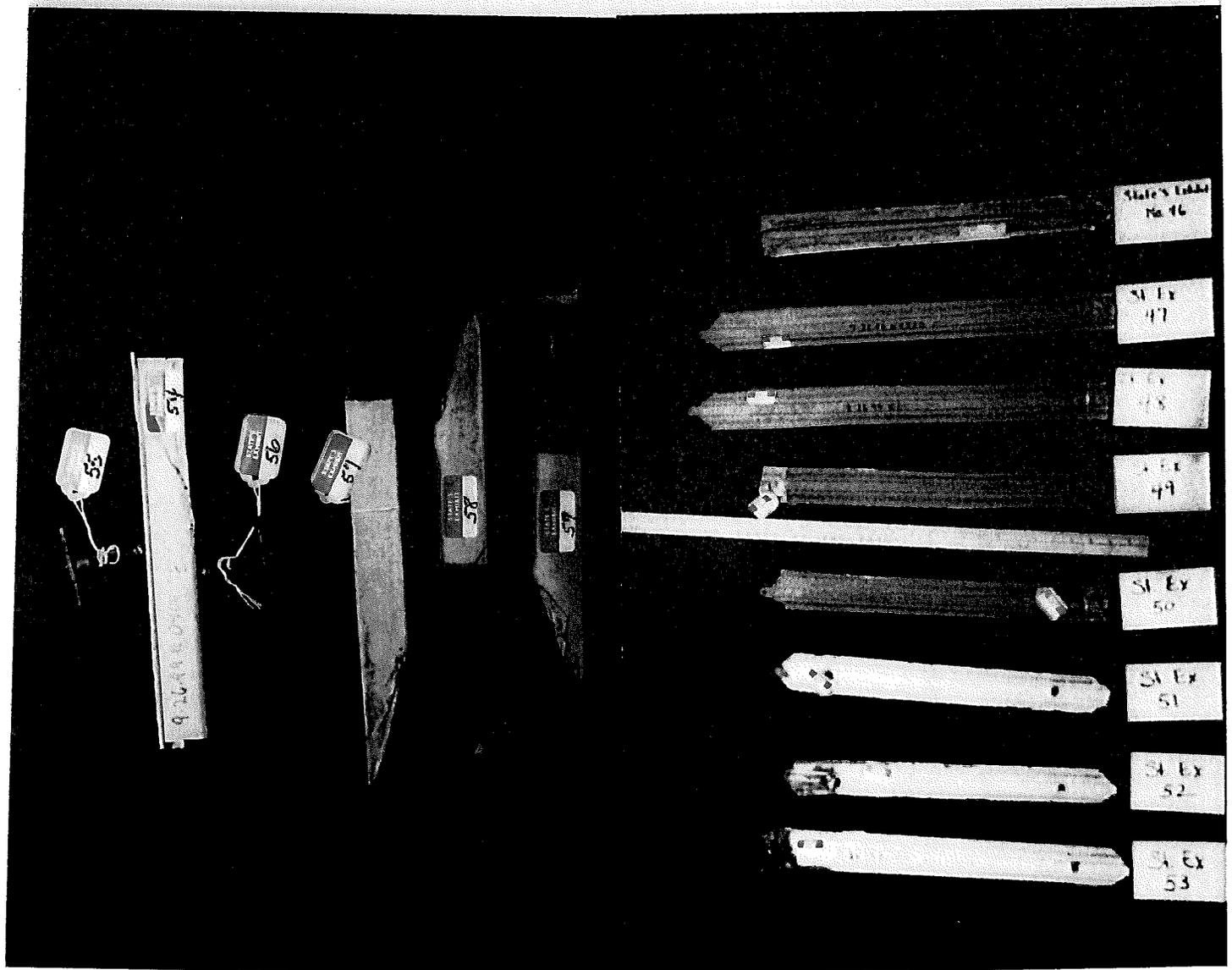
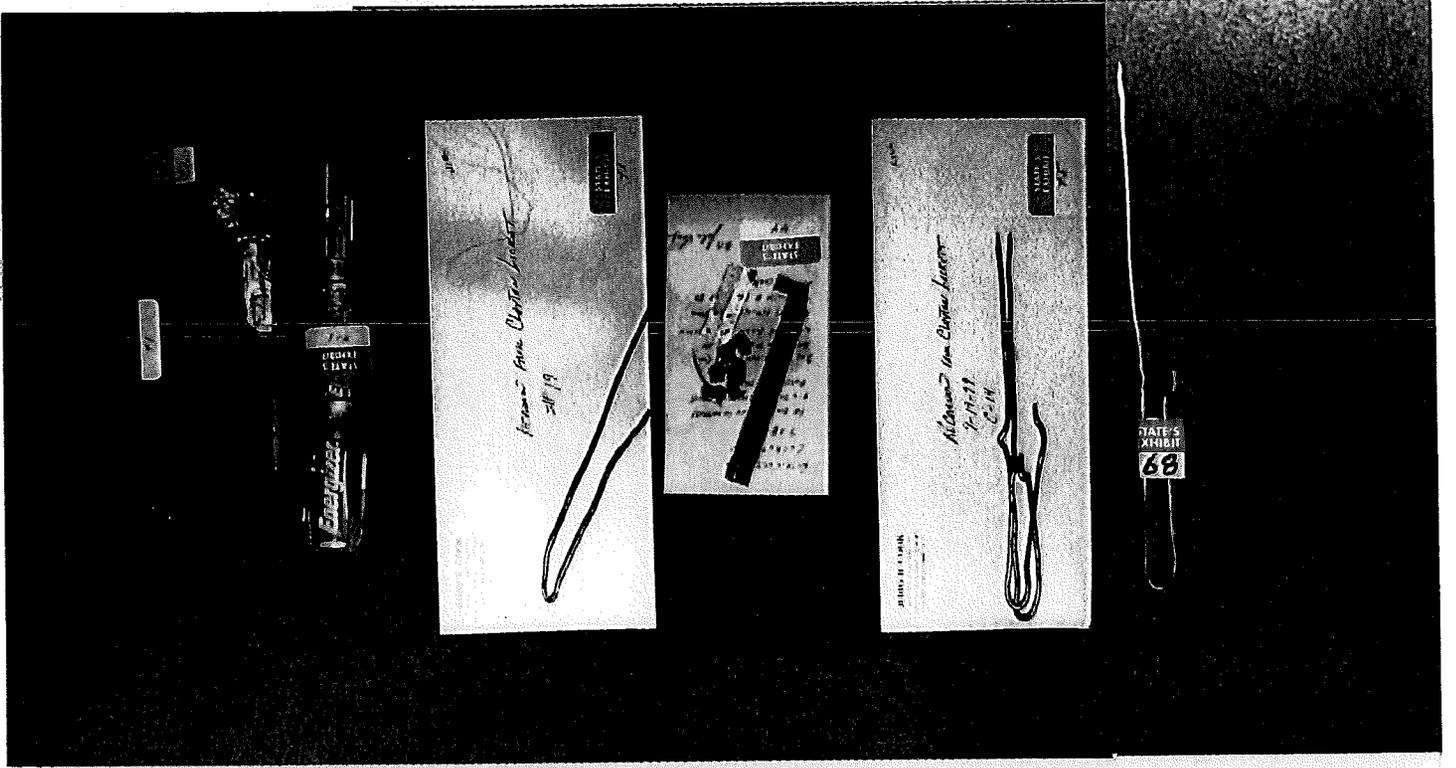
type of criminal because for one, I am an intelligent criminal and for two, I am a black belt 3rd degree in two forms of martial arts but yet I know exactly how to play a stupidity role to the tee. My point is that we can both make each others life a living hell but if we work together instead of opposing each other then we can both live a lot better. And I am saying now that I want your job and my stay here to go as impecable as possible.

I just want what I got coming and the nature of my crime, race, religion or creed should not effect that in the least. Nor should I get less than any other.

Thank you for your time and consideration in this matter.

Respectfully Submitted,

Mr. Clayton Lockett SR



JAIL QUESTIONNAIRE

#518

NAME & NUMBER OF INMATE: <i>Clayton Derrell Sockett #16594</i>		COUNTY JAIL <i>8-24-00</i>
DATE PLACED IN YOUR CUSTODY <i>7-31-92</i>		KAY DATE TRANSFERRED <i>9-8-92</i>
GENERAL BEHAVIOR WHILE IN JAIL: GOOD <input type="checkbox"/> FAIR <input type="checkbox"/> BAD <input checked="" type="checkbox"/> Subject if bad, please explain: <i>destroyed EXIT light in jail, HARRASSAS inmates, has stepped out of Dayroom area, has tried to struggle contacted into cell area</i>		
ANY WORK ASSIGNMENTS WHILE IN JAIL? <i>NO</i>		
DID SPOUSE VISIT? HOW OFTEN? <i>NO</i>		
DID FAMILY VISIT? HOW OFTEN? <i>NO</i>		
ANY PROBLEMS WITH VISITORS? <i>NO</i>		
PROBLEM AREAS: <input type="checkbox"/> ESCAPES OR ATTEMPTED ESCAPES <input type="checkbox"/> SUSPECTED HOMOSEXUAL ACTS <input type="checkbox"/> FIGHTING <input type="checkbox"/> SUSPECTED USE OF DRUGS <input checked="" type="checkbox"/> HARRASSING OTHER INMATES <input type="checkbox"/> ATTEMPTED SUICIDE		
ANY KNOWN MEDICAL PROBLEMS? <i>NO</i>		
ANY MEDICATION BEING TAKEN? <i>NO</i>		
WHAT IS YOUR RECOMMENDATION AS TO SECURITY FOR THIS INMATE? <input type="checkbox"/> MAXIMUM <input checked="" type="checkbox"/> MEDIUM <input type="checkbox"/> MINIMUM <input type="checkbox"/> TRUSTEE		
ADDITIONAL REMARKS OR SPECIAL COMMENTS:		
RETURN TO: LEXINGTON ASSESSMENT & RECEPTION CENTER RT. 1, BOX 260 LEXINGTON, OKLAHOMA 73051	INFORMATION FURNISHED BY: <i>NATHAN R. McCoy</i> TITLE: <i>Jail Administrator</i> DATE: <i>9-4-92</i> SIGNATURE: <i>Nathan R. McCoy</i>	

STATE'S EXHIBIT

#518
8-24-00

MANDATORY PAROLE REVIEW: 3/93 DOCKET

PREPARED BY: Stockton/dj

DATE: 1/27/93

FACILITY: OSR

CAP ELIGIBLE: Yes

NAME: Clayton D. Lockett **NUMBER:** 206409 **DOB:** 11/22/75 (17)

OFFENSE: Ct. I, Burglary II

SENTENCE: 7 Years **COUNTY:** Kay **CRF:** 92-287

RECEPTION/REBILL DATE: 11/19/92 **PROJECTED RELEASE DATE:** 11/23/94

OFFENSE HISTORY: Received on Delayed Sentence 9/8/92; sentenced 11/19/92.

LAST BOARD CONSIDERATION: None

PRIOR INCARCERATIONS: None **REGULAR DOCKET DATE:** 1/94

1. CC AND/OR CS CASES OR DETAINERS:

- CC: Ct. II, Knowingly Concealing Stolen Property, 5 years, CRF-92-287 (same history)
- CC: Cts. I, II, and III, Unauthorized Use Of A Motor Vehicle, 5 years, CRF-92-188 (3 years deferred 5/14/92, accelerated to delayed sentence 9/8/92; sentenced 11/19/92)
- CC: Cts. I and II, Intimidation of States Witness, 5 years, CRF-92-315.

2. CHRONOLOGY OF OTHER FELONY CONVICTIONS:

None

3. DISCIPLINARY RECORD: (Last 6 Months)

- 11/27/92, Disobedience, WKCC, 15 DU, 30 canteen, Refused to give CO a shirt with gang related logos on it.
- 11/10/92, Disobedience, WKCC, 10 DU; 10 EC suspended 30; 12 canteen, Was lying in his bunk in his underwear after being told to get dressed.
- 11/7/92, Disobedience, WKCC, 30 canteen, Was caught passing an envelope from his cell after being told not to.
- 10/25/92, Disruptive Behavior, WKCC, 30 DU; 2 canteen, Had Unit keys in his pocket.
- 10/25/92, Disobedience, WKCC, 2 hours extra duty x 10 days; Reprimand, Was wearing shower shoes in the unit.
- 10/25/92, Disrespect, WKCC, 5 DU suspended 30; 2 hours extra duty x 20 days. Called CO a "Punk ass, rookie ass, fucking guard."

4. RECOMMENDATION:

I do not recommend parole. Subject has received six misconduct reports during the last six months.

11518
82400

JAIL QUESTIONNAIRE

NAME & NUMBER OF INMATE-

Clayton Darrell Lockett #16594

COUNTY JAIL

KAY

DATE PLACED IN YOUR CUSTODY

6-25-96

DATE TRANSFERRED

9-11-96

GENERAL BEHAVIOR WHILE IN JAIL: GOOD _____ FAIR _____ BAD X

if bad, please explain: Subject purpoised GANG member. He has THREATENED and started fights with other inmates, draws GANG signs on walls, throws food and toilet paper on windows of control towers, and TAKES food and cigarettes away from other inmates.

ANY WORK ASSIGNMENTS WHILE IN JAIL?

No

DID SPOUSE VISIT? HOW OFTEN?

No

DID FAMILY VISIT? HOW OFTEN?

yes

ANY PROBLEMS WITH VISITORS?

No

PROBLEM AREAS:

_____ ESCAPES OR ATTEMPTED ESCAPES

_____ SUSPECTED HOMOSEXUAL ACTS

FIGHTING

_____ SUSPECTED USE OF DRUGS

HARRASSING OTHER INMATES

_____ ATTEMPTED SUICIDE

ANY KNOWN MEDICAL PROBLEMS?

No

ANY MEDICATION BEING TAKEN?

No

WHAT IS YOUR RECOMMENDATION AS TO SECURITY FOR THIS INMATE?

_____ MAXIMUM

MEDIUM

_____ MINIMUM

_____ TRUSTEE

ADDITIONAL REMARKS OR SPECIAL COMMENTS: Subject Brake Bunk off wall, Brake Lock on Cell, and plugged up toilet. He also has tore up coversalls, towels and mattresses.

Behavior is Generally Disruptive.

RETURN TO:

LEXINGTON ASSESSMENT & RECEPTION CENTER
RT.1, BOX 260
LEXINGTON, OKLAHOMA 73051

INFORMATION FURNISHED BY:

NATHAN R. McCoy

TITLE:

DATE:

Jail Administrator

9-4-96

SIGNATURE:

Nathan R. McCoy

STATE'S EXHIBIT

G
#18
8-24-00

MANDATORY PAROLE REVIEW DOCKET

TO: THE HONORABLE FRANK KEATING
GOVERNOR, STATE OF OKLAHOMA

RE: LOCKETT, CLAYTON D
NUMBER: 206409

DEAR SIR:

UPON FULL CONSIDERATION OF THE RECORD OF THE ABOVE NAMED SUBJECT, THE PARDON AND PAROLE BOARD BY MAJORITY VOTE RECOMMENDS THAT (S)HE BE GRANTED A:

PARDON OTHER _____
 COMMUTATION OF SENTENCE FROM _____ TO _____
 PPCS UNTIL DISCHARGE, EFFECTIVE _____
 PAROLE - EFFECTIVE _____
 IMMEDIATELY _____ PRESUMPTIVE PAROLE DATE OF _____
 POST DATE OF _____ MANDATORY DATE OF _____
 UPON SUCCESSFUL COMPLETION OF THE FOLLOWING STIPULATIONS:
 MONTHS PPCS-COMPLETED _____ VO-TECH COMPLETED _____
 CAT-COMPLETED _____ MOS/WR _____
 CLEAR CONDUCT - COMPLETED _____ ABE/GED _____
 SHOCK INCARCERATION - COMPLETED _____ RID _____
 OTHER _____

ABOVE RECOMMENDATION IS SUBJECT TO THE FOLLOWING SPECIAL CONDITIONS DURING PAROLE:

LEVEL I SUPERVISION SAT _____ HOURS COMMUNITY SERVICE
 RESTITUTION _____ PSYCHOLOGICAL COUNSELING _____ ABE _____ GED
 32 HRS COMM SERVICE NOT TO EXCEED 350 HRS _____ OTHER _____

ALL CONDITIONS OF PAROLE ARE EFFECTIVE UPON RELEASE ON PPCS AND ARE TO CONTINUE UNTIL COMPLETION.

INDIVIDUAL VOTES WERE CAST AS FOLLOWS:

	YES	NO	STIPULATIONS/CONDITIONS
RUBY M. SMITH		<input checked="" type="radio"/>	
SUSAN B. LOVING		<input checked="" type="radio"/>	
NADINE MCPHERSON		<input checked="" type="radio"/>	
RAY H. PAGE		<input checked="" type="radio"/>	
SUSAN D. BUSSEY		<input checked="" type="radio"/>	

OTHER: _____

CONDITIONS IMPOSED BY THE GOVERNOR: _____

LOCATION: _____ RECORDED BY: RITA MODESTO DATE: _____
PAGE #: 191

OSP

W/4578
824-00

MANDATORY PAROLE REVIEW: 11/96 DOCKET

PREPARED BY: Taylor/dw

DATE: 9/13/96

FACILITY: LARC/PWP

NAME: Clayton D. Lockett NUMBER: 206409 AGE/SEX: 20/M

OFFENSE: Count 1: Conspiracy to Commit a Felony.

COUNTY: Kay

CRF: 96-234

SENTENCE: 10 Years (6 years suspended)

RECEPTION/REBILL DATE: 9/11/96

PROJECTED RELEASE DATE: 2/1/98 (L2/Y)

OFFENSE HISTORY: None

LAST BOARD CONSIDERATION: None

JAIL TIME: 79 Days

REGULAR DOCKET DATE: 8/97

PRIOR INCARCERATIONS: One

1. CC AND/OR CS CASES OR DETAINERS:

None

2. CHRONOLOGY OF OTHER FELONY CONVICTIONS:

Unauthorized Use of a Motor Vehicle (3 counts), 3 years deferred, 5/14/92, Kay County, accelerated to delayed sentence 9/8/92, modified to 5 years incarceration 11/19/92, discharged 5/21/96.
CC: Burglary II, delayed sentence 9/8/92, modified to 7 years incarceration 11/19/92.
CC: Intimidation of State Witness (2 counts), 5 years, 11/19/92.

3. DISCIPLINARY RECORD: (Last 6 Months)

None

4. RECOMMENDATION:

No. Computer data indicates Lockett discharged his last term 5/21/96 which was only a month prior to arrest on the current case. His behavior while in the county jail was described as generally disruptive. He had threatened and started fights with other inmates while recently incarcerated within confines of county jail. This is his second term since 1992. Due to his behavior, criminal record and "tough attitude", he is viewed as unsuperviseable at this time. Major changes are necessary before a positive clemency recommendation can be received.

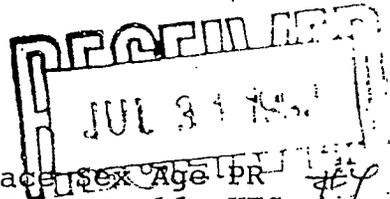
IN CUSTODY

CASE #9222914

1/15/18
8-24-00

CASE RECORD

A. DEFENDANT(S)



NAME/SOCIAL SECURITY NUMBER	ADDRESS	DOB	Race	Sex	Age	PR
1. CLAYTON D. LOCKETT	425 S.PALM #A,PC	11-22-75	N	M	16	YES
	446744429					

	B. CRIME	DATE	HOUR
THREATENING/INTIMIDATING A		7-28-92	1:00PM
STATES WITNESS (2 COUNTS)			

PLACE:ASH AND GREENWOOD,PONCA CITY,KAY COUNTY,OKLAHOMA

C.EVIDENCE TO BE EXHIBITED

HELD BY

WITNESSES TESTIMONY

WITNESSES

D. WITNESSES

Subpoena PHONE PH Trial (Res/Bus)	NAME	DOB/SSN	ADDRESS (Res/Bus)
1.	DONALD RAY CHAMBRAY	7-3-77	809 N.PALM,PC NONE
2.	KENNY TRUYEN	8-18-75	819 GREENWOOD,PC NONE
3.	REGINA GOLAY	UNKNOWN	819 GREENWOOD,PC NONE
4.	DET. REGENEIA VAN ARSDALE #32		PCPD 767-0370
5.	PTL. DAN VASSAR #33		PCPD 767-0370
6.	DET. BOB STIEBER #23		PCPD 767-0370

E. TESTIMONY

WITNESS #1 CHAMBRAY WILL TESTIFY-He is acquainted with Def.Lockett,as they were both involved in a residential burglary at 218 S.Osage,PC. on 7-5-92,along with several other juveniles.Wit.#1 Chambray was listed as an official witness for the State on this case ,because of his repeated willingness to help the investigating officers on this case.He was instrumental in locating Def.Lockett at 1312 N.Oak on 7-14-92 because Def.Lockett was hiding from Wit.6 Stieber at that time.After Def.Lockett was located at 1312 N.Oak and arrested on that date,Wit.#1 Chambray was contacted later that same day by a subject known to him as "Justin Davis",who lives at 1312 N.Oak,and is a friend of Def.Lockett's.Wit.#1 Chambray was

assaulting persons smaller than he. He also did see this same blue Camaro drive past his house a few minutes later, and did point it out to Wit.#5 Vassar.

#518
8-24-00

WITNESS #3 GOLAY WILL TESTIFY-She is the mother of Wit.#2 Truyen, and does live with him at 819 Greenwood, PC. She is aware of her son's involvement in the burglary with Def.Lockett and the other juveniles, and of his cooperation with the investigating officers on the case. On 7-28-92 at aprox. 1:00PM she was at her residence when Wit.#1 Chambray arrived back there. He did advise her that Def.Lockett had just assaulted him. She did see a blue Camaro drive southbound on Ash Street, past the intersection of Greenwood, less than 1/2 block from her residence. She did very clearly see Def.Lockett sitting in the front passengers seat of this window. She very clearly heard Def.Lockett shout to them "I got your ass! Fucking Kenny is next!". She was also there on 7-29-92 at aprox. 9:30PM, when Wit.#1 Chambray again arrived there, and he advised her that Def.Lockett was possibly going to come there between 10:00PM-10:30PM that night and assault her son, Wit.#2 Truyen. She did call the PCPD and talked to Wit.#4 Van Arsdale about this. She did give a verbal statement to Wit.#4 Van Arsdale a short time later, there at her residence, about this, and advised her that she was also in fear for her son's safety.

WITNESS #4 VAN ARSDALE WILL TESTIFY-She is employed as a Detective with the PCPD. She was contacted by telephone by Wit.#3 Golay on 7-29-92 at aprox. 10:05PM. She was advised of the details concerning Def.Lockett assaulting Wit.#1 Chambray, and his verbal threats towards her own son. At 10:15PM that night, she did advise Wit.#5 Vassar, who was patrolling that area of the city, and Wit.#6 Stieber of this, because she knew that he had assisted in the burglary investigation involving all of these subjects. A few minutes later, when the Def.Lockett was located by Wit.#5 Vassar, she did go to this residence, and interviewed all 3 witnesses/victims. She did relay this information on to Wit.#6 Stieber.

WITNESS #5 VASSAR WILL TESTIFY-He is currently employed as a Patrolman with the PCPD and was so employed on the above date. At 10:15PM that night, he was advised by Wit.#4 Van Arsdale of the Def.Lockett threatening to go to 819 Greenwood, and assault Wit.#2 Truyen. He did go to an point of observation in the area of the house, and at 10:26PM, he did see a blue Camaro drive very slowly down Greenwood, past the victim's residence. He did see Wit.#1 Chambray & Wit.#2 Truyen run out to the street and point out this vehicle to him. He did effect a traffic stop on this vehicle at Ash & Highland, and did find Def.Lockett sitting in the front passengers seat. He did contact Wit.#6 Stieber at the PCPD, and did, at his request, escort Def.Lockett to the PCPD so that Wit.#6 Stieber could talk to him about this.

WITNESS #6 STIEBER WILL TESTIFY-He is currently employed as a Detective with the PCPD. He was one of the investigating officers in the burglary of 218 S. Osage, and he did arrest Def.Lockett as a result of this investigation on 7-14-92 at 1312 N. Oak, the



The City of
OKLAHOMA CITY
POLICE DEPARTMENT
William City
Chief of Police

February 13, 2014

Oklahoma Pardon and Parole Board
First National Bank
120 North Robinson Ave., Suite 900W
Oklahoma City, OK 73102

Re: Clayton Lockett

Members of the Board:

I was contacted by Jennifer Dickson of the Oklahoma Attorney's Office to review letters written by or to the above named defendant. Ms. Dickson requested I assist her in interpreting the letters. I started the Oklahoma City police Academy in September of 1987. After completing field training I was assigned to the Springlake division. I rode the Northeast side of the city and L.A. based street gangs had just popped up in our city. We dealt primarily with street gangs along with our patrol duties. I was assigned to Springlake Division for approximately seven years. During my time there I spent approximately one year in Springlake Impact. This unit dealt with street level drug activity in a semi under cover fashion. Members of this unit investigated drug houses and other street level crimes , mainly dealing with drugs and gang members.

In November of 1995 I was assigned to the Gang Enforcement Unit. This unit is primarily a patrol based unit. Members are in uniform and ride in two man marked Police units, patrolling neighborhoods with high gang violence and activity. The unit also works any gang related crimes that occurs during the shift and also works closely with other units that are working any gang related crimes. While I was assigned to the Gang Unit, I spent a little over three years assigned to the Driveby/Gang Intelligence Unit. This assignment was a detective position working gang related driveby shootings and other gang related crimes. I then returned back to the Gang Enforcement Unit where I am currently assigned.

I have also attended numerous gang related training seminars and have assisted in training recruits and officers in gang activity and gang crimes. I am currently a member of the Safe Streets Task Force through the FBI. This task force focuses on large scale drug operations to include gangs and gang members.

A summary of the individual letters follows this letter. I have marked each letter with a number to correspond with my summaries. Throughout the letters that I was given , Shadow 1, being Clayton Lockett , is obviously more concerned with seeking revenge for the ones he feels "snitched" and eliminating the surviving victim's and/or witnesses. Whether Lockett is a high ranking gang member or not, he wants people to believe he has connections and can have people killed anywhere, anytime. This appears to me to be just another form of intimidation towards the victims, witnesses and even law enforcement.

Respectfully,

A handwritten signature in black ink, appearing to read "Mike Sharp".

Sergeant Mike Sharp
Gang Enforcement Unit,
Oklahoma City Police Department

Letter #1

Addressed to Shadow 3 and signed by Shadow 1 (Clayton Lockett). Shadow 1 congratulates Shadow 3 on making First Captain. He also claims to be an Underboss in the "Family". This letter seems to be instructing Shadow 3 to get some money in order and have some people moved to certain towns. It sounds like he is moving people in to complete some type of "mission" and he plans on paying them for it. It could possibly be a "hit" especially if the towns he wants them to move to is close to any surviving victims or witnesses. He makes reference to getting "DFA's from the Ghost Squad". I can't identify the meaning of DFA at this time but a "Ghost Squad" usually means a "Hit Squad". He refers to the "Third World Family", which I believe to be their group in the prison system. He refers to "Family", meaning Third World family, and "third time's a charm" also referring to the "Third World Family".

He asks about "Alfonso", believed to be Alfonso Lockett. He said "Alfonso breeched", meaning he spoke with law enforcement. Shadow 1 asks if Alfonso got his "certificate". I believe this to be death certificate for "snitching". Shadow 1 attaches another letter bearing the name's of the two surviving victim's, their addresses and social security numbers. He has "code 10" after each name and then "life's a bitch". I believe he is requesting these people be killed and the "code 10" is high priority. He also lists three other names and has "5.0" after two of them. I believe "5.0" to mean some type of law enforcement. He has a "code 7" after each of their names. 107 Hoover gang members use the number 10 and the number 7 in their graffiti, obviously for the "107". I believe the "code 7" might possibly be just a lower priority "mission". Gang members call members of law enforcement "five 0's" which came from the show Hawaii 5/0.

Shadow 1 attaches another letter addressed to Leon Walker. He is requesting that "100K" and he gives an "account number" for his "rank". I am not sure if this is a true account or some more codes for the "Family".

Letter #2

This letter is addressed to Ghost 1 but unsigned. The author makes general reference to the "3rd" meaning Third World Family. The author says to "take the hold off of the two 5.0's ! If they enterveine then treat them like one times and pill em". This sounds like he is asking to take the "hold" off of possibly killing officers or prison guards and to kill them if they "act like one times". "one time" is also street slang for police officers. The author also asks Ghost 1 if he got "the food my sister sent ? was it cooked?" this could possibly be the author referring to drugs. If it's powder cocaine it is "raw" if it's crack cocaine it is "cooked". Even in prison inmates are capable of having drugs, cell phones and other contraband smuggled inside.

The author also makes reference to "Shawn working for the po po's". Po Po is just more street slang for the Police. He also tells Ghost 1 to "do away with the one timer get ups . tell Midnight this is a bad idea because they know who all the one timer's are who run around here." This sound as if they were planning to somehow get police or guard uniforms to impersonate an officer or a guard, possibly for an escape attempt at the prison or possibly a hit off prison grounds.

Letter #3

This letter is addressed to "Ramone" and signed by OG Shadow. He follows his name with Westside 107th st Hoover Criminal Gang and "3rd WCC". This has some reference to the "3rd World Family" that is mentioned in the other letters but I cannot identify "WCC" at this time. Shadow replaces some of the "b's" with "c's" and any word that contains "ck" he replaces with "cc". This is common with someone who identifies with Crip gang members. Crips will replace the letter "b" with a "c" because of their hatred for Blood gang members. "ck" is street slang for "Crip killer" so they will replace it with "cc". shadow tells "Ramone" that when he went to get his "endz", street slang for money, "Bobby" told him he had given the money to Ramone. Shadow said "Jessica" was there too. Shadow said he went back to Enid and got "Shawn" and his "little cousin". Shadow also said he got his "heat" meaning a pistol. Shadow said he "was just gone put a bullet in the fool", meaning Bobby. Shadow said Jessica "was gone get done real real bad" and he also says she better move out of Perry because his little brother is coming down from San Diego. The copy of the letter I have is blurry at this point but it appears his little brother may already had been involved in a murder. He also says he can find Bobby anywhere because he has Bobby's social security number. Shadow goes on and lists Bobby's full name, social security number, address and phone number. He tells "Ramone" that Booby can't hide and Shadow claims to be a "California Hoover Crip" and states "We don't get down at all like these Hooverz from Oklahoma". Shadow also states "I'm an assassin-point blank". Shadow goes on and explains he knew Bobby would "tell" even though Bobby said he wouldn't. Shadow refers to a "big bitch" and he said he knew she was going to tell so he "put her on ice" which means he killed her because he knew she would talk to the Police if he let her live. He says "Summer" is going to be "tortured before she die" because she accused him of rape. Shadow claims to have not raped her because she is "nasty" and he is only with "dime pieces" which means attractive women. Shadow says he thought Summer "was gone keep her trap shut". He says she has to "lay on ice also". Basically shadow says Summer will die for talking to the Police too. He then lists all of Summer's personal information in the letter.

Shadow also claims that there were several gang members in the courtroom on one of his court dates. He claims some gang members from California had "mak 10's under their staterz". He is referring to Mac 10's under their Starter jackets. A Mac 10 is a semi auto pistol with a high capacity magazine. They resemble a small submachine gun. Starter is just the brand of sports related clothing. Gang members commonly wear Starter jackets and other sports related clothing that they associate with their gang in some way. He also said there were gang members from New Orleans with "Desert Eagle .44's under their bomberz". Desert Eagle is a large frame, large caliber semi automatic pistol and he is referring to a bomber style jacket. Shadow then goes on and talks about Oklahoma not being ready for "Third World". He claims that, including himself, three Third World members "tore up" kay County Jail and the Fire Department had to be called. He also says while he was at El Reno Federal Prison they though he was sleeping all the time because of the medication he was on. He said it wasn't the medicine and said it was because of the "trees" and "budz" meaning Marijuana. It sounds like he had a Trustee bring him some Marijuana into his cell. The end of the page is blurry on my copy but it appears he plans to discipline a member by the moniker of "Jermz" for not following an order. He also inquires about getting more "trees".

Letter #4

This letter is addressed to OG Doughboy and signed by OG Shadow Locster West Side 107th STR Hoover Crip Gang. Shadow talks about the "Billies", meaning Hillbilly's or white people, sentencing him to 2385 yrs plus death. Shadow claims to have a doctor and several other women keeping money on his books. He also mentions their letters being brought up in his court hearings and he was "gone have some niggaz storm the court house".

In summary, throughout the letters that I was given, Shadow 1, being Clayton Lockett, is obviously more concerned with seeking revenge for the ones he feels "snitched" and eliminating the surviving victim's and/or witnesses. Whether Lockett is a high ranking gang member or not he wants people to believe he has connections and can have people killed anywhere, anytime. This appears to me to be just another form of intimidation towards the victims, witnesses and even law enforcement.

Dear Shadow³ Leicester,

Aug. 21st 1999

Now I've little brother. Now that I've
I don't know whether you know me? So the
Don tells me that 'you made First-Captain'
'God's body' so now you finally get the sick
back? Look here as sister of the Family goes
I am still under boss until we take vote. Next
July so that gives me authority to make
call!

First order of business: Tell my girl that
I need her to move to Perry, Ok. Until my trial
is over. Next order: Get a disbursement slip
to Fred Walker at First National there. (You
might not know him yet he just got hired by
Dehaven Inc. he's in our treasurer. Tell him
I need one hundred thousand. Get him know it
is for me tell him to verify it through the
Bank — Better yet just give him the letter
I put in here. Tell the Bank's brother I will
explain later. No better yet just tell him
that it's for kids, he will understand everything!
Next order of business: I want you to get
ten O.S.A. (get them from Street level)
I want five of them to move to Stillwater, Ok.
(temporarily) I want two in Meriden, Ok
(temporarily) I want two in Covington, Ok
(temporarily) I want two in Marlton, Ok also
(temporarily - you know what that means.) Good
I want you and the other two to move here
to Perry also only temporarily. Shadow this
is a real top priority - hand this on a need
to know! But keep the team O.S.A.U.S.

and ready for my orders. Don't even lean
on these people reading this because they
think people like us only exist in New York
and Chicago! And anyway if they did
read it they wouldn't know what they were
reading. I know I tried to give them the Enid
family on a silver platter and they thought I
was bullshitting. Also that piglet Albino
has breeched and told them I had high powered
connections - they didn't take him seriously!
Oh and that reminds me did he get his certificate
or not?

But anyway you've got direct orders. I
have the utmost confidence in your abilities!
After all you are First Captain of D. S. A. huh!?
And you were thoroughly trained by Miss Harely!
So you know I know what you are capable of. May
when the time comes, no holds barred! That's an order!
But I do not need to tell you that.

Look when you get the hundred key just
set on it! I will tell you who to give it to when
that time arises. They don't call you baby Carriage
for nothing.

Well I need to put this message in the
wind. Take care and tell the family I send my love!

One love always,

Shadow-Locaster

P.S.

First Boss

Third times a charm!

Third World Family

Next Page!

West Coaster

Bobby Bornt Jr.

447-90-2721

1016 1/2 Svanhee-bottom

Perry, Okla.

Code-10

Summer Hair

446-92-5639

1309 31st St.

Perry, Okla.

Code-10

Lifes a bitch!!

Damien Atkinson

Code-7

David Garrow-5.0

Code-7

Raymond Nancy-5.0

Code-7

Third time is a charm!

Shadow-Corster

11

Imperial Priority!!!

Mr. Ross W. Walker,

How's your golf swing?

Hello, how are you doing, s'm? I hope that the wife and little ones are doing good.

Spooky told me your wife just had another little girl. Congratulations! What does that make your girls now? Boy you better slow it down. Are you trying to be our next opposing family or what? Ho ha.

But anyway I'm sending my they to disburse one hundred K for me!

I am giving kind authorization to handle this. My account number for my bank is: 446-7471-9812-4429! I will write you later to change it. Also I will get no more funds under that number. Spooky or myself will contact you in the future to change it.

Thank you and my deepest and most profound wishes to you.

Use a nice iron to improve that swing!

Sincerely,

Shadow-Locster

ole Ghost² locster,

Net
EXHIBIT

3rd W.C.

#2

Greetings and salutations my third World lover. How have you been? I hope and pray that all is well. I got word from 3rd that all is in place. My tre says that he awaits the wake up call. I was waiting to see if these fools would sharpen up or remain dumb as a box of rocks. Some things have changed that should be brought to attention. First, on my end it's blurry. Change that! And I mean make it so!! Second everything is going according to schedule. My Sister has arrived quite nicely. I almost forgot how very quickly that the 3rd moves. It's nice to know that I have not lost all of my authority. Ha Ha! D. needs to have five spot sent to him. I talked to him today and he said that he only had about 40 bucks left. And shit that's only about a carton of smokes. So tighten him back up because if he has to spend of any of his money on me then I have to hear drag and drama first. Next, take the hold off of the two 5.0s. If they intervene then treat them like 'one times' and pill'em!!! By the way, how was the food my Sister sent? was it cooked? I love this World! Oh well, life goes on I try to get along. D. okay, now look here, this is where things are at through my eyes:

The reaction was as expected. Point well taken. I believe that Shawn is working for the pops! But then again, I do not know because if he was talking to them I would know. But I'm not worried about him, he does not fit into the equation. When I first lurked to the lower side I tested his mind. He is simple! If I did tell him something he won't remember it right, you feel me? Okay now look every thing is going right but there are a few changes; first do away with the one timer get ups. Tell Midnight I said that is a bad idea because they know who all the one timers are who run around here. Even if we got a casper to put it down.

Ramone,

What that Grape Street Club life like cuzz?
Im still growing like a real one loc. So whatz been
cracking on your end loc? As for me? Im to the
cool cuzz. A nigga just been getting cacc peepin how
these foolz trying to get a loc the Death sentence
over this shit. But i aint stressing these nill
cases cuzz. They dont take a nigga to trial until next
year in April but they got a loc trusted for real.
Thatz a whole year away! A whole lot of shyt is
going to happen before that day getz here. You
feel me loc?

Anyway. Cuzz this fool Bobby tellz me
when I go to get my endz that you already got it. I
told fool that wasnt my problem. I told him if he
was stupid enough to give it to you then he still
owed me. Cuzz silly fool just laughed. That bitch
Jessica was over there to cuzz. I was like okay cool.
Cuzz I went cacc to Endz got this dumb ass nigga Shatin
and my lil cousin. Got my heat loc from the house, cuzz
I was just gone put a bullet in the fool. I really
wanted to catch that stupid ass bitch Jessica, she
was gone get done real, real bad! And she still is. Her
ass better get the fucc out of Perry cause my little
brother coming in here from San Diego and
niggaz think I was crazy then wait till cuzz get
here! He already on the run from New Orleans for
murder! Itz gone ce in and craccane and Bobby and
Jessica first on his list. Thatz why I said she better
get her roll on! That fool Bobby cant go no where I
got his social security number! He can be found at
any time. I told that fool that I got connectonz with
niggaz that'll die for me and dont give a fucc.

about no punk ass murder charges just like I aint giving a fuck! If you think im lying ask that fool Bobby if his full name aint Bobby Lee Berrnt, social security number is: 418-90-2721, birthdate is March 17th 1976, Address is: 1016 1/2 Wanhoe downstairs, telephone number is: 336-9557. CUZZ I got the hook upz that got the full scoop on that fool. Where do he think hes coming? He can change his name but he cant change his social security number or birthdate! But he cant even leave Perry without me knowing. Ask that fool if he aint getting therapy and if he didnt tell his doctor it was because of this shit I got his every step peeped out. As a matter of fact let that fool read this and watch his bitch ass go crazy! CUZZ im a California Hoover Cop! He dont eet down at all like these Hooverz from Oklahoma! Why you think so many niggaz beat cases out that way? Cause im an assassin - point blank! You honestly think that my boyz is gone let a niggaz as valuable me go to the penn forever? Fuck No! But this fool Gibson think he got a sure prosecution cause I told that fool that I did shoot that bitch. But he in for a real real big surprise! But what makez it so bad is that ratty ass negga my lil cousin told these foolz I had the force to cace up what I say and I done told these foolz over and over that they do not know who they fucking with! They thinking that if I was a real killer that I would have shot all three of them. But thatz bullshit - I know when to follow orderz and my Den said only eet rid of the one that posed the biggest threat, and that was the big bitch Stephenie. I knew Bobbyz punk ass was gone tell but he said he wasnt and the big bitch

was like fucc yeah she was gone fell. So I went on and put her ass on ice! That other bitch Summer is really going to get tortured before she die cause that bitch lied and said I raped her! Cuzz what the fucc I look like raping that nig nasty bitch? Cuzz ask Smitty if I wasn't fuccing with some dime pieces in Enid, Brook, Tamea, Angie, Theressa all them hoez was on a loz dice! Tell Smitty that Shawn got down on him! I can shoot you some shit that will fucc you up about "Sister". I told the police I didnt know who the fucc Smitty was but Shawn got down all the way wrong tell Smitty he shouldve handled his wax with that nigga when he had the chance!!

But care to this hoe Summer! Yeah I thought that bitch was gone keep her trap shut but she fooled me! So she gotz to lay on ice also! She cant run either I got her full hook up too. Her name is: Summer Hair. social security number: 446-92-5639 her birthday is: July 12th, 1980 her address is 1302 First St. and she live with her husband Josh's Dad. Now where the fucc do she think she's going? But Ill be goddamn if I didnt tell them foolz this shit!

Cuzz when after my lil brother blow through and uh stir shit up then the entourage is gone come through this bitch. But dont take my word for it, watch how these niggaz from GhostTown out of Watts La. and them niggaz from Gardena out of La. and them niggaz from Skyline out of San Diego put it down! Cuzz this shit gone be so loven! And this what makez it so bad; On my last court date Edie and Jerman and

Jennifer and everybody was there. And Peep this four of my niggaz from San Diego was in court with Mak 10's under thier staterz and two of my niggaz from New Orleans was in court with Desert Eagle 44's under thier bomberz. Cuz it was 100° outside and no one saw them niggaz with coatz on! Oh it was lovely cuz! Now you know why I aint leaning on going to the Penn? Cuz my Don said that Oklahoma wasnt ready for Third World! I didnt know how true he was until that day in court. Peep, these foolz want me to stay in Kay county jail but cuz they had three of us from Third World in Kay county jail last time I was in there and we tore that bitch up - just three of us had that whole mothafucca on panic status for about 9 hourz! Cuz them foolz had to call the fire department and get the janz-of-life to get that bitch open! Now Kay Co. like fucc no we wont take him unless its a dire emergency!! Cuz these foolz up in here only come to sleep to me and try to talk shit! Cuz j-be up here laughing at these foolz cause theyre not understanding how so very fuccing easy it is to have they ass on me! But theyre going to see real soon that short of having me in El Reno's fed county jail that they cant stop the entourage! This dude Ray the undersheriff got a little bitch attitude cause I got a little punk ass talkman! Cuz they are that petty! But as long as they mind is on the this little shit then I know they aint trippen on the oz of trees that thier trustee brought me! Peep though cuz these foolz think that I ce sleep alot cause of these nut pillz they got me on. cuz im used to them pillz I was taking like seven and eight hundred milligramz of them same

HIS

pullz when I was out there! I ce sleep all the damn
time cause I ce fucked up on these trees cuz!
I think that shit came from New Orleans cause there
has only been twice I had some budz like this. Once
in San Diego and then when I was in New Orleans
I used to smoke this shit. But I ce on tilt up in this
bitch cuz they got me in a whole cell block by
myself. I ce loving it too I aint got to share with
no body but the trustee that brought it to me but
they kicked his ass down today so he short! Fuck him!

Hell cuz thatz about all that been
cracking in my life. I'm fins to smash for now
cuzz so take care too.

I sent you an envelope with
a stamp so all you got to do is just shoot me a
letter and mail it.

Stay Up Cuzz Much luv,

P/s Tell Jermz that
I love him but he gone
get our love luvuz
when I see him cause
he didnt do what he
said he was going to
when he got out!

% Shadow² Rooster^{1/6}
% 10th HCG
3rd W.C.C
To luv

P/s
Tell Chansey to get at
a nigga before next month!
My lil brother is gone get at cuz
about getting off with some weight!

P/s
Tell RaShawn that
I said he need to give
you that 40 for them
ivacc ass treez if he
get down wrong let me know!!!

OG

#4

Dough Boy

What's crackin' cuzz? Not too much
my way. Settin' back on chill status. So what
yo ass been up to loc? Nigga I heard yo
done cut yo crop? You done lost yo damn
mind to real. I wouldn't cut my shit loc!

Yeah loc these bitches done layed
tha Ducee down and got me stretched wide
tha fucc open cuzz! These foolz done gave
a Bee 2385 yearz plus death! Now how tha
hell that shit sound? Yeah tha jury had a
major hard on fo a gangster cuzz. I aint too
much learnin on it, I got cool appeal action!
Cuzz I'm tha only nigga in tha whole damn
courtroom! That's why these foolz had they
way with a loc! Family just left a nigga
to dead! That shit aint nothing new though!
They need to bring thuz shit on loc! Got a nigga
stucc up here waitin to be sentenced.

I got a cool azz doctor on my team
cuzz been major lookin out. I call him every
day, he say he gone keep a loc's bookz tight.
Plus I got a cool lil' ole broad here in Perry.
Bitch young but I aint trippin she got a cool
azz job and cant wait to doce in on visits. Plus
a loc got a 34 year ole broad in PC! I'll
give you her address so when a loc go down

2.

you can get at me through her. She's solid as they come loc. Cuzz dicee said yo ass waz salty cause I aint dropped a kite in a year. On my hood niggas HCE, I done shot yo ass hella kitez, these foolz aint been sendin them! Cuzz I read three of yo letterz fo the first time in court! They got all our letterz up in court talkin 'bout gang violence! Ask yo lil' bro these billiez be on a major one loc! They ass is way out there! Swear to God I waz gone have some niggaz storm tha court house! Lost!

Nigga waz up with that picture and that envelope? Can't fade that shit cuzz! That shit come str8 out tha gretz of the Shadow Ice! Hope you like that shit cuzz!

Cuzz, I'm knowin yo ass is on hurt statis for a Bunnie! I aint got none to send yo way though loc! I will holler at my two Grooverz and see what's what. I'm knowin my 34 year ole got some cool homiez, she work in Albertson's warehouse with Aunt Dee and they live in tha damn club so I know she can look out! I'll get at her fo a loc!

3.

Cuzz where the hell is G. Wicced? Just nigga
act like he can't let a loc know where his
whereabouts is and shit.

I smash on the 5th, so if you don't
write right back then send it to my hoodie
and tell her to get it to me after I go
down!

I'm finz to groove out for now though
loester! So keep yo head up cuz! You
sint new to it loc! Ch. yeah they got me
and Duece in the cell together, I be tryin
to keep huz head right! On that ole hammer
ass nigga - look to him! Duece gave you
tha lol!

I'm out loc!

Seven minutez

My shortie:

Leisha Arbona

314 E. Summitt

DC. OK. 174601

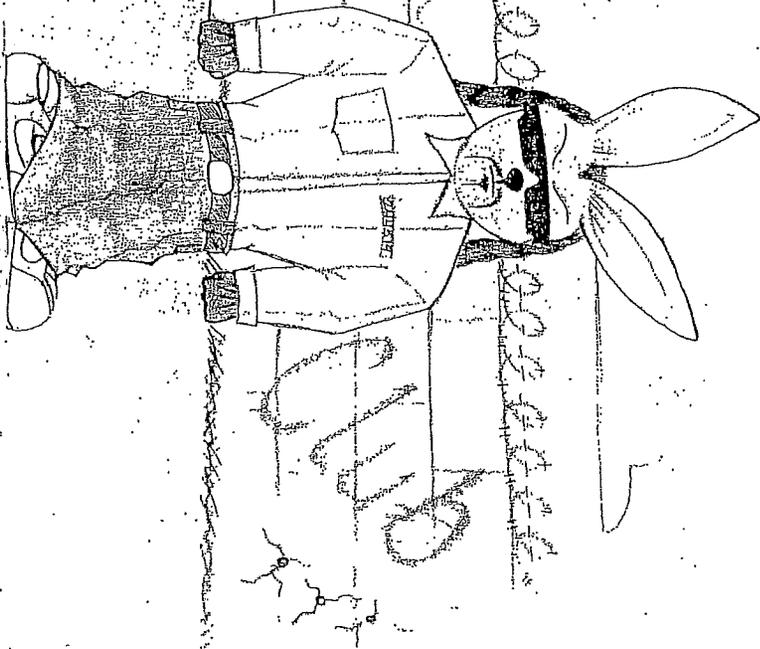
DB

SHODON V LOCSTER

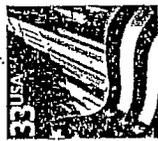
West Side 10TH STR

HOVER CRIP GANG

© 1998 PHILIPPS



Mr. George Lockett # 244519
 CCA. O-N 229
 5700 S. Kings Hwy
 Cushman Okla. 741023



Mr. Clayton D. Lockett
Box # 5 300 Courthouse Dr.
Perry Co. 73077

Hello Son.

I received your letter and I must
admitt I'm still in shock and not
feeling too well I just dont think
I can cope with this right now
its different when you hear about it
if its someone else but when its your
boy own well son its a little bit too
much right now. its like getting hit
in the chest with a sledge hammer and
losing my right arm in the process.
you gotta keep me informed and stay
in touch at all times they held up
my letter for a week didnt want to
give it to me had to talk to the chaplain
and the Physio doctor first I knew
something was wrong, but I'm fine
just sick to the heart I really believe
I have a curse on me and my boy
its been fucked up for 50 years now
and I dont see any let up.

Clay baby please keep in touch and
make sure you get a request to write
me from the warden. These child abuse
people has been all over me thanks to
Donna now they are worried about
Mick so they say the way I feel
it wouldnt take much to join you.

I'm sick and tired of those paynes.
and am sick and tired of being sick and
tired and I'm not getting any younger
but that don't stop me from loving you
without my heart and soul so don't
stop whittin', cause I'll never give up
on you I'll never give up period.

I will always love you

Dad

Dear Dad,

Hey how are you doing old man? I hope that you are in the very best of health and spirits.

I received your letter today, I was surprised that these people gave me your letter, they usually want to hold it for week just playing little childish game cause they can! I will be a hell of lot less stressed out when they gone ahead and finalize my sentence so I can go on down.

Dad, I dont want you to worry none about me, I'm going to be alright. For some reason it really doesn't seem real. Maybe after a year

2.

or so it will probably sink
in. But I'm really alright
Dad. My psychiatrist is looking
out swell for me. He claims
that he's on my side till the
end. He put \$50 on my books
so that I can get a tube and
get settled in with. He promises
to keep money on my books.
We'll see how long that last.
Also I have a cool little
shortie in Ponca. She's 34--a
straight square. Another Gina!
Until we get permission to
write each other you can
send me letters through
her. Tell her to send them
my way. I'll be sure to
let her know to expect them.
Dad I can send her to visit.

3

you, keep me informed on how you're doing. Dad it's a few people on my team that will be sending me money. I'm not going to be needing all that, I just really want a tube and some capteen and I'm cool. Dad, I know you aint got too many people in your corner so I know you'll need some money. Give me a few months to get my stable in order and I can start sending you some ends through my girl. Dad, I aint got nothing but love for you. If I'm not letting this shit get to me then you got to be strong with

4.

me. I'm grown no doubt
but I aint never too old to
stop getting wisdom from
my old man. But I need
you to do this with me
Dad! You and God are all
that I need, so be strong
for the both of us! I'll
be damn if I'll let these
people break my spirits!
Never give up hope on us
Dad! Fuck that curse on
us, we will overcome this
just as we've overcome the
rest of the shit before this.
You'll get through this, so
will me and John. We all
got wild ass time but I
got to believe that there
is a light at the end of

5.

the tunnel. I'm too young to believe this is the end. I can't accept it. You can't either Dad.

I wrote John the other day and told him everything that's went on. I know that he's been worrying over this shit too. He's at Granite. I don't know if you know.

I'm trying to get some pictures. I will make sure that you get some more.

Oh yeah, my babies mama name is Nicole. She lives in the City now. My little girl's birthday is May 25th, my little boy's birthday is November 26th. I got to

6.

see them in court before I get sentenced. I'm suppose to get a contact visit here pretty soon before I go to final sentencing. Donna is going to bring them up.

Oh yeah, what were you saying about some one trying to bring up something about some child abuse? What was that about? I know Ro aint going to say anything bad about you. That's part of the reason the jury was'nt buying our story, because Donna was saying that you abused us severely and the psychiatrist said that none of the boys would admit to that. Uncle Wayne

7.

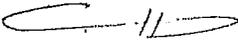
testified for me also. He said that he wasn't around any child abuse. I told my lawyer that Donna wasn't going to be a good witness for us. But he swore he knew what he was doing. The D.A. brought up dope charges and shit. It was a circus. Dad for real!

But anyway, yeah I leave for the row on the fifth of October, so after that just send your letters to my girl and tell her to shoot them to me. She'll handle business!

What happened to Ollie faye? Did she get back at you or what?

8.

Well I'm going to close
this letter for now. But
not forever! Hope that
you like the envelope!
You got skills but you
can't handle the youngster.!!

With love always,
Your Son


My girl: Leisha Arbona
314 E. Summitt
Ponca City, Okla

74601

MY DEAR SON,

YNAVE WAS I EVER GLAD TO HEAR FROM YOU
BECAUSE WORRIED SICK ABOUT YOU, FEEL A LOT
BETTER NOW STILL A LITTLE BITTEN AND UPSET
BUT OTHER THINGS THAT I BELIEVE I'LL MAKE
IT. GLAD TO HEAR THAT YOU ARE HOLDING UP
JUST FINE AND AS LONG AS I CAN HEAR FROM YOU
I'LL DO JUST FINE, BUT YOU GOTTA LET ME KNOW
WHERE YOU ARE AT ALL TIMES AND WHAT KIND
OF SHAPE YOU ARE IN SO I CAN STAY IN YOUR
CORNER, I CANT DO ANYTHING RIGHT NOW BUT
YOU WONT HAVE TO WORRY ONCE I'M OUT, I'VE GOT
MY CONTACTS TOGETHER AND THIS TIME WE'LL BE
IN GOOD SHAPE CANT GO INTO IT BUT I GOT SOME
PRETTY HEAVY WRITERS ON MY SIDE. MEXICANS TOO
TUNOW WHAT I MEAN.

I GOT TO PUT IN A LITTLE WORK IN P.C. FIRST
I'M SICK AND TIRED OF THOSE PAYNES SUCKING ME
AROUND I'M GOING TO STOP THAT FIRST, THEN I
GOTTA DO SOMETHING ABOUT JOHN.

I GOT AT OLLIE LAYE SHE IS A HIT AND MISS
I CANT WIN HER DOWN HAVENT HEARD FROM HER
IN THREE MONTHS AND NO I DONT HAVE ANY ONE
IN MY CORNER, AND D.H.S. HAS STOPPED BUGGING
ME I GUESS THEY FIGURED OUT THAT DONNA
LIED ABOUT ME SEXUALLY ABUSING YOU JOHN
AND MARIE, THEY WANT TO KNOW WHY TONY'S NAME
NEVER CAME UP AND I RAISED HIM TOO

I think Connie set them straight because
Bruce and Hobart didn't go for that shit
but it's still in my jacket man I'm pissed
at Donna now I got to carry that around
with me for the rest of my life.

I haven't heard from anyone in my family in
about a year but I really don't care you boys
are really the only family I got now that
Toxic is gone and my Grand babies don't know
me, so son keep on writing even if you don't
hear from me right away cause this is my
last stamp I get some more the first
gang pay so hang on I'm coming, do I
gotta send this girl Zeisha visiting forms
or what I hope she is solid as rock
so we can get things done right and she
needs to get one of her friends to spit
at me I need to start on my stable
can't let you youngsters out do me except
for these beautiful envelopes man you
out did your self can't touch it that's
the stuff I like beautiful son beautiful.
Well baby boy I feel a hell of a lot
better now lot of pressure off except for
Mario. I'm hoping I can get to him in time
other than that I'm fine but broke and
no mamas in my stable other than that I'm
strong and full of nothing but love for you
Love you always Dad Don't give up. 50



To:
Cc:
Bcc:
Subject: Fw: Warner/Lockett OSP Reports

From: Jessica Smith <jessica.smith@doc.state.ok.us>
To: "Karen.Cunningham@oag.ok.gov" <Karen.Cunningham@oag.ok.gov>
Date: 01/29/2014 12:45 PM
Subject: RE: Warner/Lockett OSP Reports

Karen:

Offender Lockett is currently level 3, and idle not assigned to unit and or facility job at this time. This offender isnt assigned and or assessed in any programs due to sentence imposed. The offender can pose issues for staff and has a tendency to be aggressive(see misconduct reports) I have never had an issue with this offender being in cell compliance and management problem, although there is some staff that he has been a problem for. This offender is single celled and never refuses potential cell partner. When offenders are given the option to cell with offender Lockett they refuse, some to the extent of going to the lock up unit, level demotion and loosing all property(these is seen as a misconduct infraction reufisng housing). In recnet months offender Lockett has become more reserved and withdrawn tolerable and passive than normal. He has expressed depression, at this time I am unaware of any grievances filed by ths offender but I am verifying that with Wardens Assistant T. Crenshaw and if there are some I will report it on the log used for the other offenders.

As always if you need anything else let me know

Jessica

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date 12-3-02

Name of Facility OSP Facility Computer Code 20-A

Section I

Inmate Name: Lockett Clayton DOC # 206409 Date of Offense: 12-3-02 Time: APPROX 5:20 PM

Place of Offense: H-Unit SE Housing Assignment: SE8EE

Offense: Possession/Manufacture of contraband Offense Computer Code: 09-2 Class of Offense: X

Description of Incident (to include any unusual inmate behavior)
On above date and approx time while conducting Random Shakedown this RIO along with Cpl White, Sgt Hearrod this RIO did find a aluminum walking cane approx 3' long that had been sharpened to a point in ILM Lockett cell.

Staff or Inmate Witness (if any)
Cpl White Sgt Hearrod

Disposition of Physical Evidence (if any)

Immediate Action Taken (to include the use of force and prehearing detention)

charges filed

Name and Title of Reporting Employee
Name David Williams Signature of Reporting Employee David Williams
Title Sgt Date 12/3/02 Time 8:20 PM

Name and Title of Accepting Staff Member
Name Emma Watts Referred for Investigation by Name Emma Watts
Title Unit Manager Date 12/06/02 Time 1:12 pm
Date 12/06/02 Time 1:10 pm

SECTION II Inmate should initial appropriate response

I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
 I request a hearing.
 I request a hearing, but I waive my right to 24 hours preparation time.
 I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Dally Duck DOC # 206409 Date 12/6/02 Time: 13:20
(AKA) Clayton Lockett
 Inmate chose not to sign for a copy of the Offense Report at this time.

Pat Prater Date Delivered 12-6-02 Time Delivered: 1:22 pm
Misconduct Report Delivered to above inmate by

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate

PHYSICAL EVIDENCE

CASE INFORMATION

INMATE NAME: Lockett NUMBER: 206409
DATE OF OFFENSE: 12-3-02 TIME OF OFFENSE: approx. 5:20pm
OFFENSE CODE: 09-2 CLASS OF OFFENSE: X

In Accordance With OP 06-0125 dtd 03/19/96 "Disciplinary Procedures" Page 4, C 3, the following action is taken;

I, Pat Prater, the investigating Officer, have reviewed the following physical evidence:

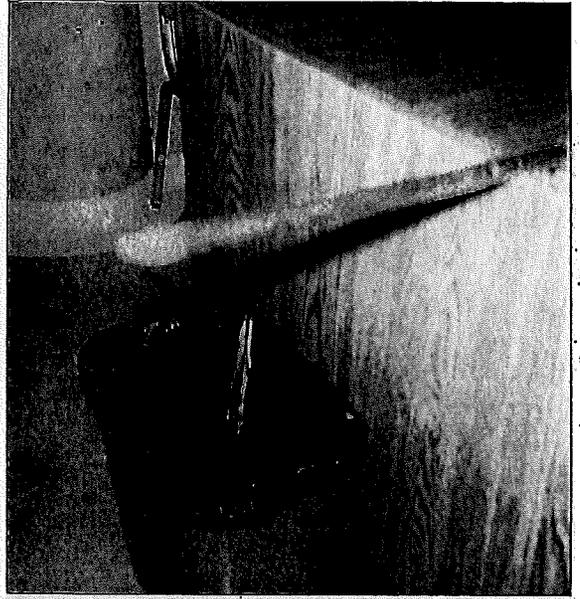
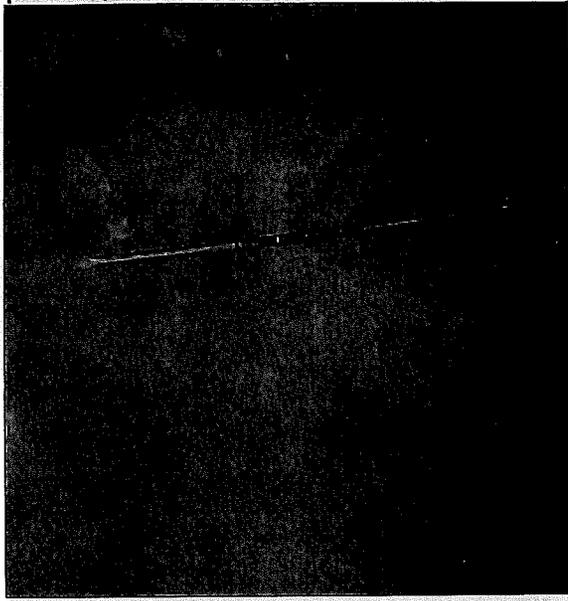
one metal walking cane approx. 3ft long with the end sharpened to a point.

I find that it is in accordance with the physical evidence documented on the offense report by the reporting officer on the offense listed above.

The physical evidence has been handled in accordance with OP 06-0125, and the chain of custody has not been broken.

Pat Prater
Investigating Officer

12-6-02
Date



Tape No. 111

Side SE 8-F

Footage _____

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 12/3/02
 Name of Inmate LOCHETT CLAYTON
 Last Name First Name M.I.
 Violation POSSIBLY ANNE. CONTI Violation Code 09-2 Class of Offense X
 Hearing Date 12/11/02 DOC# 206409 Time 8:30 AM Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty _____ Inmate's Initials _____
 Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding

1. Guilty ✓ 2. Not Guilty _____

Evidence relied on for finding of Guilt: ACCEPTED INMATES GUILTY PLEA.

IV.

Sanction	Code	Suspension
<u>30 DAYS DW</u>	<u>X1</u>	for <u>0</u> days
<u>365 LOSS LEA</u>	<u>X2</u>	for <u>0</u> days
<u>45 LOSS CANTEN</u>	<u>X3</u>	for <u>0</u> days

Basis for discipline imposed THIS TYPE BEHAVIOR WILL NOT BE TOLERATED. MAYBE THE PUNISHMENT IMPOSED WILL DETER FUTURE VIOLATIONS.

Disciplinary Officer Signature mc Shuehl

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.

Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1

Facility Head Review ✓ Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 12/12/02 Signature Helen Hawes

VI. I have received a copy of the disposition. Date 12/3/02
 Inmate's Signature and Number DOLLY DUCK 206409

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility CSP

Facility Computer Code 20-A

Section I

Inmate Name: Lockett CLAYTON

DOC # 206409

Date of Offense: 01/17/03 Time: 9:00 AM

Place of Offense: SE H-Unit Day Room

Housing Assignment: SE - 8-E

Offense: Destruction of Property

Offense Computer Code: 08-1 Class of Offense: A

Description of Incident (to include any unusual inmate behavior)

On the above date and approx time, I/M Lockett # 206409 came out of cell and broke the sprinkler head in the day room area, I/M then went back to cell and locked down without any further incident.

Staff or Inmate Witness (if any)

CPI Sudduth

Disposition of Physical Evidence (if any)

Broken sprinkler head. Tagged as contraband and turned to capt's office

Immediate Action Taken (to include the use of force and prehearing detention)

Name and Title of Reporting Employee

Signature of Reporting Employee

Name Paul Meadows

P. Meadows

Title Sgt

Date 01/17/03 Time 8:00 AM

Name and Title of Accepting Staff Member

Referred for Investigation by

Name Emma Watts

Name Emma Watts

Title Unit Manager

Date 1/28/03 Time 12:27 pm

Date 1/28/03 Time 12:22 pm

SECTION II. Inmate should initial appropriate response

DD I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.

DD I request a hearing.

I request a hearing, but I waive my right to 24 hours preparation time.

I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Duffy Duck sr. DOC # 206409 Date 1/28/03 Time: 2:59 pm

Inmate chose not to sign for a copy of the Offense Report at this time.

Past Prater 1/28/03 3:00 pm

Misconduct Report Delivered to above inmate by

Date Delivered

Time Delivered:

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate

This document was signed by Clayton Lockett # 206409. He signs "Duffy Duck" to most OAS work presented.

DEPARTMENT OF CORRECTIONS
INCIDENT/STAFF REPORT

- ACCIDENT/INJURY
- ASSAULT
- CONTRABAND
- USE OF FORCE/RESTRAINTS
- DESTRUCTION OF PROPERTY
- DRUGS/SYRINGE
- FOODS/KITCHEN
- ALCOHOL/BEER
- INFORMATION
- KEYS/LOCKS
- SHAKEDOWN
- VISITING PROBLEM
- WEAPON
- MAINTENANCE PROBLEM
- OTHER

RECEIVED

JAN 17 2003

DEPUTY WARDEN'S OFFICE
OKLAHOMA STATE PENITENTIARY

INMATE INVOLVED: Lockett 206409 LOCATION: H-unit SE-8 Day room
(NAME) (NUMBER)

01/17, 2003 Approx 8:00 AM/PM Sgt P. Meadows
(DATE OF INCIDENT) (TIME OF INCIDENT) (SIGNATURE OF REPORTING EMPLOYEE)

WITNESS: Cpl Swidath

DETAILED DESCRIPTION OF INCIDENT: (Print or type) - Include: What happened, where, when, how, and why.

On the above date and approx time while running yard on 8 quad SE-8-quad, Inmate Lockett #206409 came onto the day room area to be shaken down and wrapped a piece of string around the sprinkler head breaking it causing flood. Inmate Lockett #206409 then went back to cell and locked down without any other incident. Capt's office and maintenance notified.

end of report
Sgt. P. Meadows

SUPERVISOR'S COMMENTS AND ACTION TAKEN: Charges Filed

- DISTRIBUTION:**
- Original - Chief of Security
 - 1st Copy - Warden
 - 2nd Copy - Deputy Warden
 - 3rd Copy - Unit Manager

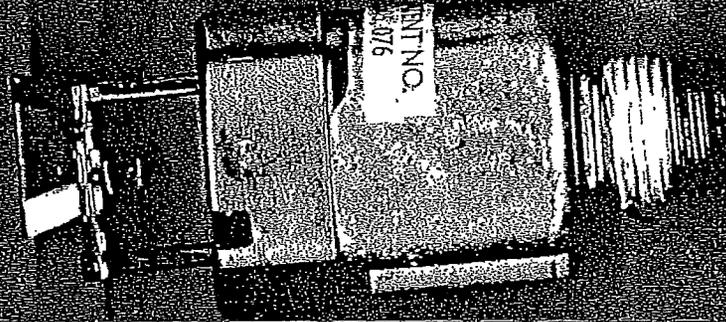
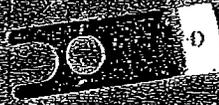
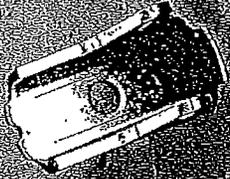
*viewed & accepted
1-28-03
Pat Prater*

SHIFT SUPERVISOR SIGNATURE DATE 1-17-03

873121

DOC 063014 (R1087)

~~Serial # 111~~ PL
Lockett # 206 4076
received 1-28-03
Pat. # 111



DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code _____ Date of Violation 11/10/03
 Name of Inmate JACKETT CLAYTON
 Last Name First Name M.I.
 Violation DEST. OF PROPERTY Violation Code 08-1 Class of Offense A
 Hearing Date 2.16.03 DOC # 206409 Time 9:33^{PM} Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.
I AM REFUSED TO ATTEND.
 Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty _____ Inmate's Initials _____
 Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

 Disciplinary Officer's Signature _____

III. Finding
 1. Guilty 2. Not Guilty _____
 Evidence relied on for finding of Guilt: INMATE REFUSED TO ATTEND. LISTED IN ONIST REG.

IV. Sanction Code Suspension
 Discipline Imposed: 30 DAYS DIL A1 for 0 days
180 LOSS ETC A2 for 0 days
\$50.00 A4 for 0 days
 Basis for discipline imposed THIS TYPE BEHAVIOR WILL NOT BE TOLERATED. MAYBE THE PUNISHMENT IMPOSED WILL DETER FUTURE VIOLATIONS.
 Disciplinary Officer Signature McC Shuff

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.
 Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1 1

Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 2.17.03 Signature Kenneth Stawarz

VI. I have received a copy of the disposition. Date 2.11.03
 Inmate's Signature and Number Duffy Duck 206409

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility O.S.P. Facility Computer Code 20-A

Section I _____

Inmate Name: Lockett Clayton DOC # 206409 Date of Offense: 1-21-03 Time: Approx 2:41 PM

Place of Offense: S.E. 8-Quad Housing Assignment: S.E. 8-F

Offense: Disobedience to Orders Offense Computer Code: 12-1 Class of Offense: A

Description of incident (to include any unusual inmate behavior)

On Above Date and approx. time this PO gave 3/m Lockett #206409 a direct order to cuff up to go to the shower 3/m Lockett Refused

Staff or Inmate Witness (if any)

None

Disposition of Physical Evidence (if any)

None

Immediate Action Taken (to include the use of force and prehearing detention)

Charges Filed

Name and Title of Reporting Employee
Name Larry W James
Title COJ

Signature of Reporting Employee
[Signature]
Date 1/21/03 Time 3:25 P.M.

Name and Title of Accepting Staff Member
Name Emma Watts
Title Unit Manager
Date 2/4/03 Time 10:09 AM

Referred for Investigation by
Name Emma Watts
Date 2/4/03 Time 10:10 AM

SECTION II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Duffy Duck DOC # 206409 Date 2/4/03 Time: 10:28 AM

Port Prater Inmate chose not to sign for a copy of the Offense Report at this time. Date 2-4-03 Time 10:29 AM

Misconduct Report Delivered to above inmate by _____ Date Delivered _____ Time Delivered: _____

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate
1/m Lockett signed this document "Duffy Duck"

Tape No. 8818
NA

Side _____

SEB-F

Footage 58'

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-14 Date of Violation 1/21/03
 Name of Inmate LOCKETT CLAYTON
 Last Name First Name M.I.
 Violation DISOBEDIENCE TO ORDERS Violation Code 12-1 Class of Offense A
 Hearing Date 2/1/03 DOC# 206409 Time 10:10 AM Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Duffy Duck LOCKETT 206409
 Inmate's Name Number
 PLEA: 1. Guilty X Inmate's Initials DD 2. Not Guilty _____ Inmate's Initials _____

Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding
 1. Guilty ✓ 2. Not Guilty _____

Evidence relied on for finding of Guilt: OFFICER JAMES STATEMENT LOCKETT AND THE FACT THE INMATE PLEAD GUILTY

IV. Discipline Imposed:	Sanction	Code	Suspension
	<u>30 LOSS DIU</u>	<u>A1</u>	<u>A1</u> for <u>30</u> days
	<u>180 LOSS ETC</u>	<u>A2</u>	<u>A2</u> for <u>30</u> days
	<u>45 LOSS CANTEN</u>	<u>A3</u>	<u>A3</u> for <u>30</u> days

Basis for discipline imposed THIS TYPE BEHAVIOR NEED TO CHANGE, MAYBE THE SUSPENDED SENTENCE WILL ENCOURAGE THIS CHANGE.

Disciplinary Officer Signature McShaid

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.

Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1

Facility Head Review ✓ Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 2/1/03 Signature [Signature]

VI. I have received a copy of the disposition. Date 2/14/03
 Inmate's Signature and Number Duffy Duck 206409

ORIGINAL: Director, if Appealed
 FIRST COPY: Field File
 SECOND COPY: Inmate
Inmate Lockett had signed this paper

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility OSP Facility Computer Code 20-A

Section I

Inmate Name: Lockett, clayton DOC # 206409 Date of Offense: 4-14-03 Time: 10:30 AM
Place of Offense: bottom run se 8 Housing Assignment: 5c-8-F
Offense: battery Offense Computer Code: 04-9 Class of Offense: X

Description of Incident (to include any unusual inmate behavior)
on the above date and appx time while I, cpl D Summers was opening food passage ways on se 8 bottom run I/m Lockett # 206409 threw feces & urine on my Arm back, neck and side of lower face, (Jaw)

Staff or Inmate Witness (if any)
N/A

Disposition of Physical Evidence (if any) N/A

Immediate Action Taken (to include the use of force and prehearing detention)
incident report written and charges filed

Name and Title of Reporting Employee
Name D Summers Title cpl
Signature of Reporting Employee D Summers
Date 4/14/04 Time 12:45 pm

Name and Title of Accepting Staff Member
Name Brenda Watts Title Unit Manager
Date 4/16/03 Time 11:15 AM
Referred for investigation by
Name Brenda Watts
Date 4/16/03 Time 11:16 AM

SECTION II Inmate should initial appropriate response

I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
 I request a hearing.
 I request a hearing, but I waive my right to 24 hours preparation time.
 I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Raffy Duck DOC # 2002189 Date 4/16/03 Time: 11:25 AM

Inmate chose not to sign for a copy of the Offense Report at this time.
Pat Prater, cc 4-16-03 11:26 AM

Misconduct Report Delivered to above inmate by _____ Date Delivered _____ Time Delivered: _____

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate
I/m Lockett signed above as "Raffy Duck"

DEPARTMENT OF CORRECTIONS
INCIDENT/STAFF REPORT

___ ACCIDENT/INJURY

___ DRUGS/SYRINGE

___ SHAKEDOWN

ASSAULT

___ FOODS/KITCHEN

___ VISITING PROBLEM

___ CONTRABAND

___ ALCOHOL/BEER

___ WEAPON

___ USE OF FORCE/RESTRAINTS

INFORMATION

___ MAINTENANCE PROBLEM

___ DESTRUCTION OF PROPERTY

___ KEYS/LOCKS

___ OTHER

INMATE INVOLVED: Lockett, Clayton 206409 LOCATION: South east 8 bottom run
(NAME) (NUMBER)

April 14, 2003 appx 10:30 (AM) pl D Summers D. Summers
(DATE OF INCIDENT) (TIME OF INCIDENT) (SIGNATURE OF REPORTING EMPLOYEE)

WITNESS: N/A

DETAILED DESCRIPTION OF INCIDENT: (Print or type) - Include: What happened, where, when, how, and why.

On the above date and appx. time while I cpl D Summers was opening food
passage ways on south east 8 side bottom run. In Lockett #206409 stuck his
arm out of food passage way and sprayed fecus & urine out of syringe bottle
on myself it went on my arm, back, and neck and side off face. Medical
notified no report needed at this time.

End of report

SUPERVISOR'S COMMENTS AND ACTION TAKEN: Charges filed WJW APR 14 2003
See report Medical
No other Report Needed.

DISTRIBUTION:

- Original - Chief of Security
- 1st Copy - Warden
- 2nd Copy - Deputy Warden
- 3rd Copy - Unit Manager

RECEIVED

APR 14 2003

DEPUTY WARDEN'S OFFICE
OKLAHOMA STATE PENITENTIARY

[Signature] 4-14-03
SHIFT SUPERVISOR SIGNATURE DATE

KH

DOC 063014 (R1087)

*viewed & accepted
4-16-03
Pat [Signature]*

Investigator's Report

Investigating Officer Pat Prater Date 4-16-03
Statement of inmate regarding offense: I/m Lockett # 206409 states "I didn't do it"

1. Inmate wishes to call witness/es: Inmate does not wish to present witness
Name: _____ Can testify to: _____

- 1. Inmate provided documentary evidence to investigator. yes no
- 2. Statement(s) provided by witness/es attached. (or note any refusal to provide information).
- 3. Discretionary action taken regarding witness testimony. Documentation/justification attached
- 4. ~~NO~~ Inmate has received a photocopy/description of evidence.
- 5. ~~NO~~ Written confidential witness testimony taken. (not provided to inmate).
- 6. Assignment of a staff representative is is not warranted. If so, assigned staff representative is: _____

Additional facts discovered by investigator not in incident reports, evidence, and/or witness statements:
I/m Lockett refused to continue investigation by stating "Fuck this kangaroo court, next time it will be a knife"

Your disciplinary hearing will normally be scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the acceptance by the shift supervisor/unit manager/team supervisor.

4/15/03 11:35 ASP Pat Prater
Hearing Date Approximate Hearing Time and Location Investigator's Signature

I acknowledge receipt of this Report and all attachments (3-4226)

I/m Refused Date 4/16/03
Inmate's Signature I/m was given copy of investigator's report.

Original: Director if appealed
First Copy: Field File
Second Copy: Inmate

DOC 060125B (R01/00)

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code: 20-A Date of Violation 4/14/03
 Name of Inmate LOCKETT CLAYTON
 Last Name First Name M.I.
 Violation BATTERY Violation Code 04-9 Class of Offense X
 Hearing Date 4/29/03 DOC# 206409 Time 1000¹⁰¹ Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.
Daffyduck LOCKETT had. X 206409
 Inmate's Name Number
 PLEA: 1. Guilty X DD Inmate's Initials DD 2. Not Guilty _____ Inmate's Initials _____
 Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature

III. Finding
 1. Guilty ✓ 2. Not Guilty _____
 Evidence relied on for finding of Guilt: ACCEPTED INMATES GUILTY PLEA.

IV. Sanction Code Suspension
 Discipline Imposed: 30 DAYS DW X1 _____ for 0 days
45 LOSS CREDIT X3 _____ for 0 days
 _____ for _____ days

Basis for discipline imposed THIS TYPE BEHAVIOR WILL NOT BE TOLERATED.
MAYBE THE PUNISHMENT IMPOSED WILL DETER FUTURE VIOLATIONS.

Disciplinary Officer Signature Mc Sherrill

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.
 Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1 1

Facility Head Review X Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 4/29/03 Signature Jane Standiford

VI. I have received a copy of the disposition. Date _____
 Inmate's Signature and Number Clayton D. Lockett

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility OSP Facility Computer Code 20-A

Section I

Inmate Name: Lockett DOC # 206409 Date of Offense: 4-18-03 Time: 8:50 AM

Place of Offense: H-unit Housing Assignment: SE-8-F

Offense: Possession/Manufacture of Contraband Offense Computer Code: 09-2 Class of Offense: X

Description of Incident (to include any unusual inmate behavior) ON 4-18-03 at approx 8:50 AM while shaking down Ym Lockett 206409, cell SE-8-F, I officer J. Cearley found a plastic knife approx 11" long sharpened to a point, I also found a home made hand club approx 23" in length.

Staff or Inmate Witness (if any) CPL. V. Wilson

Disposition of Physical Evidence (if any) Contraband Tagged & turned in to Main Control.

Immediate Action Taken (to include the use of force and prehearing detention) Charges filed, inmate Lockett 206409 placed on DV unit.

Name and Title of Reporting Employee: Jim Cearley Signature of Reporting Employee: [Signature]
Name: Jim Cearley Title: CPL Date: 4-18-03 Time: 8:50 AM

Name and Title of Accepting Staff Member: Emma Watts Referred for Investigation by: Emma Watts
Name: Emma Watts Title: Unit Manager Date: 5-16-03 Time: 11:57 AM

SECTION II Inmate should initial appropriate response

I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
 I request a hearing.
 I request a hearing, but I waive my right to 24 hours preparation time.
 I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

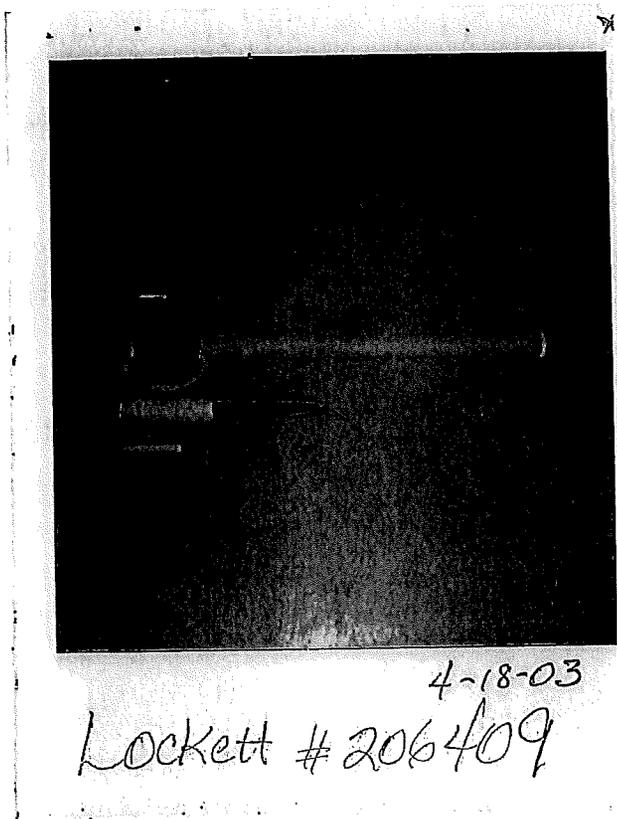
Inmate's Signature: C. Lockett DOC # 206409 Date: 5/6/03 Time: 3:18 PM

Inmate chose not to sign for a copy of the Offense Report at this time. [Signature] 5/6/03 3:19 PM

Misconduct Report Delivered to above inmate by _____ Date Delivered _____ Time Delivered: _____

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate



4-18-03

Lockett # 206409

PHYSICAL EVIDENCE

CASE INFORMATION

INMATE NAME: Lockett NUMBER: 206409
DATE OF OFFENSE: 4-18-03 TIME OF OFFENSE: approx 8:50 AM
OFFENSE CODE: 09-2 CLASS OF OFFENSE: X

In Accordance With OP 06-0125 dtd 03/19/96 "Disciplinary Procedures" Page 4, C 3, the following action is taken;

I, Pax Prater, the investigating Officer, have reviewed the following physical evidence:

one plastic knife approx 11" long sharpened to a point, one homemade club approx 23" long.

I find that it is in accordance with the physical evidence documented on the offense report by the reporting officer on the offense listed above.

The physical evidence has been handled in accordance with OP 06-0125, and the chain of custody has not been broken.

Pax Prater
Investigating Officer

5-6-03
Date

Tape No. 11A

Side _____

Footage _____

SW3-KM

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 4/18/03
 Name of Inmate LOCKETT CLAYTON
 Last Name First Name M.I.
 Violation POSS/HAVE, CONT. Violation Code OP-2 Class of Offense X
 Hearing Date 5/8/03 DOC# 206409 Time 840 AM Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty _____ Inmate's Initials _____

Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding

1. Guilty 2. Not Guilty _____

Evidence relied on for finding of Guilt: ACCEPTED INMATE'S GUILTY PLEA.

IV.

Sanction	Code	Suspension
<u>30 DAYS DIU</u>	<u>X1</u>	for <u>0</u> days
<u>365 LOSS ETC.</u>	<u>X2</u>	for <u>0</u> days
<u>45 LOSS ANDREAN</u>	<u>X3</u>	for <u>0</u> days

Basis for discipline imposed THIS TYPE BEHAVIOR WILL NOT BE TOLERATED. MAYBE THE PUNISHMENT IMPOSED WILL DETER FUTURE VIOLATIONS.

Disciplinary Officer Signature [Signature]

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.

Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1 1

Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 5/8/03 Signature [Signature]

VI. I have received a copy of the disposition. Date 5/19/03
 Inmate's Signature and Number Unable to sign but was given copies by Pat Prater 5/19/03

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility OSP

Facility Computer Code 20-A

Section I

Inmate Name: Lockett

DOC# 206409

Date of Offense: 4-30-03 Time: 4:28 PM

Place of Offense: SE 8C H-unit

Housing Assignment: SE 8C H-unit

Offense: Individual Disruptive Behavior

Offense Computer Code: 02-16

Class of Offense: A

Description of Incident (to include any unusual inmate behavior) I/m Lockett 206409 food passageway locking devise had been jammed. While trying to lock food passageway I/m Lockett 206409 kicked it back open and stated "It doesn't matter if you fix it I'll just jam it again"

Staff or Inmate Witness (if any) N/A

Disposition of Physical Evidence (if any) N/A

Immediate Action Taken (to include the use of force and prehearing detention) I/m Lockett 206409 left in SE 8C pending investigation

Name and Title of Reporting Employee
Name Jeff McMurtrey
Title Sgt.

Signature of Reporting Employee
Jeffery A. McMurtrey
Date 4/30/03 Time 7:15 PM

Name and Title of Accepting Staff Member
Name Emma Watts
Title Unit Manager
Date 5/16/03 Time 11:55 AM

Referred for Investigation by
Name Emma Watts
Date 5/16/03 Time 11:56 AM

SECTION II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Lockett 206409 DOC# 206409 Date 5/16/03 Time: 3:20 pm

Inmate chose not to sign for a copy of the Offense Report at this time.
Pat Brath Date Delivered 5/16/03 Time Delivered: 3:21 pm

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate

**DEPARTMENT OF CORRECTIONS
INCIDENT/STAFF REPORT**

<input type="checkbox"/> ACCIDENT/INJURY	<input type="checkbox"/> DRUGS/SYRINGE	<input type="checkbox"/> SHAKEDOWN
<input type="checkbox"/> ASSAULT	<input type="checkbox"/> FOODS/KITCHEN	<input type="checkbox"/> VISITING PROBLEM
<input type="checkbox"/> CONTRABAND	<input type="checkbox"/> ALCOHOL/BEER	<input type="checkbox"/> WEAPON
<input type="checkbox"/> USE OF FORCE/RESTRAINTS	<input type="checkbox"/> INFORMATION	<input type="checkbox"/> MAINTENANCE PROBLEM
<input checked="" type="checkbox"/> DESTRUCTION OF PROPERTY	<input type="checkbox"/> KEYS/LOCKS	<input type="checkbox"/> OTHER

INMATE INVOLVED: Lockett 206409 LOCATION: SE 8 C H-UNIT
(NAME) (NUMBER)

4-30-03 Approx. 4:28 AM/PM Jeffrey A. McMurtry
(DATE OF INCIDENT) (TIME OF INCIDENT) (SIGNATURE OF REPORTING EMPLOYEE)

WITNESS: N/A

DETAILED DESCRIPTION OF INCIDENT: (Print or type) - Include: What happened, where, when, how, and why.

*On above date and approx. time while feeding
 I/m's on SE 8 quad this R/O noticed I/m Lockett 206409 Food
 passage way was open, and this R/O need not open it. Upon
 further inspection of the locking devise there was something jammed
 inside the lock. When this R/O tried to lock it back I/m Lockett
 Kicked it back open. This R/O stated that I would be back to
 fix the lock and I/m Lockett 206409 stated "It doesn't matter if
 you fix it I'll just jam it again. Charges filed. End of
 report"*

SUPERVISOR'S COMMENTS AND ACTION TAKEN: Removed piece OF paper CLIP FROM
the Locking Device, FOOD passage way WILL NOW Lock.

DISTRIBUTION:

Original - Chief of Security
 1st Copy - Warden
 2nd Copy - Deputy Warden
 3rd Copy - Unit Manager

LT Mike Martin 4-30-03
SHIFT SUPERVISOR SIGNATURE DATE

*viewed accepted
 5-6-03
 Pat D...
 KH*

Tape No. NA

Side _____

503-mm Footage _____

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code: 20-17 Date of Violation 4/20/03
 Name of Inmate LOCKETT CLAYTON
 Last Name First Name M.I. :
 Violation IND. DISR. BETH. Violation Code 02-16 Class of Offense A
 Hearing Date 5/8/03 DOC# 206409 Time 8:45 AM Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty _____ Inmate's Initials _____
 Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding

1. Guilty 2. Not Guilty _____

Evidence relied on for finding of Guilt: ACCEPTED INMATES GUILTY PLEA.

IV.

Sanction	Code	Suspension
<u>30 DAYS DIU</u>	<u>A1</u>	for <u>0</u> days
<u>180 LOSS EIC</u>	<u>A2</u>	for <u>0</u> days
<u>45 LOSS CANTEN</u>	<u>A3</u>	for <u>0</u> days

Basis for discipline imposed THIS TYPE BEHAVIOR WILL NOT BE TOLERATED MAYBE THE PUNISHMENT IMPOSED WILL DETER FUTURE VIOLATIONS

Disciplinary Officer Signature [Signature]

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.

Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1 1

Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 5/8/03 Signature [Signature]

VI. I have received a copy of the disposition. Date 5/19/03
 Inmate's Signature and Number Unable to sign but was given copy by Pat Prater 5/19/03

3mm

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____
Name of Facility OSP Facility Computer Code 20-A

Section I

Inmate Name: Lockett, clayton DOC# 206409 Date of Offense: 5-4-03 Time: 9:17 AM
Place of Offense: southeast 8 Housing Assignment: Se 8 C
Offense: Individual Disruptive behavior Offense Computer Code: 02-16 Class of Offense: #

Description of Incident (to include any unusual inmate behavior)
on the above date and approx time cpl Quick could not get F/m Lockett's #206409 send package way to lock. F/m Lockett had put some thing in it to keep it from locking

Staff or Inmate Witness (if any)
cpl W. Quick

Disposition of Physical Evidence (if any)
N/A

Immediate Action Taken (to include the use of force and prehearing detention)
incident report written and charges filed

Name and Title of Reporting Employee
Name D Summers Title cpl
Signature of Reporting Employee cpl D Summers
Date 5/4/03 Time 8:00 AM

Name and Title of Accepting Staff Member
Name Emma Watts Title Unit Manager
Referred for Investigation by Name Emma Watts
Date 5/8/03 Time 8:55 AM
Date 5/8/03 Time 8:54 AM

SECTION II: Inmate should initial appropriate response

I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
 I request a hearing.
 I request a hearing, but I waive my right to 24 hours preparation time.
 I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature C. Lockett DOC # 206409 Date 5/8/03 Time: 1:35 pm

Inmate chose not to sign for a copy of the Offense Report at this time.
Pat Pruett 5/8/03 1:36 pm
Misconduct Report Delivered to above inmate by _____ Date Delivered _____ Time Delivered: _____

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate

**DEPARTMENT OF CORRECTIONS
INCIDENT/STAFF REPORT**

<input type="checkbox"/> ACCIDENT/INJURY	<input type="checkbox"/> DRUGS/SYRINGE	<input type="checkbox"/> SHAKEDOWN
<input type="checkbox"/> ASSAULT	<input type="checkbox"/> FOODS/KITCHEN	<input type="checkbox"/> VISITING-PROBLEM
<input type="checkbox"/> CONTRABAND	<input type="checkbox"/> ALCOHOL/BEER	<input type="checkbox"/> WEAPON
<input type="checkbox"/> USE OF FORCE/RESTRAINTS	<input checked="" type="checkbox"/> INFORMATION	<input checked="" type="checkbox"/> MAINTENANCE PROBLEM
<input type="checkbox"/> DESTRUCTION OF PROPERTY	<input type="checkbox"/> KEYS/LOCKS	<input type="checkbox"/> OTHER

INMATE INVOLVED: Lockett clayton 206409 LOCATION: 508c
(NAME) (NUMBER)

5-4, 2003 approx 7:25 AM/PM cpl D Summers D Summers
(DATE OF INCIDENT) (TIME OF INCIDENT) (SIGNATURE OF REPORTING EMPLOYEE)

WITNESS: cpl Quick

DETAILED DESCRIPTION OF INCIDENT: (Print or type) - Include: What happened, where, when, how, and why.
on the above date and approx time while feed breakfast I/m Lockett #206409 food passage way
would not lock. I/m Lockett had put something in it so it would not lock per cpl
Quick incident report written and charges filed. otc cetchinson notified

End of report

SUPERVISOR'S COMMENTS AND ACTION TAKEN:

DISTRIBUTION:
 Original - Chief of Security
 1st Copy - Warden
 2nd Copy - Deputy Warden
 3rd Copy - Unit Manager

*Received & accounted
5-8-03
Postmaster*

KH St J. E. J. [Signature] 5-4-03
SHIFT SUPERVISOR SIGNATURE DATE

DOC 063014 (R1087)

Tape No. NA

Side _____

Footage _____

~~AP~~ SW 3-MIN

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-09 Date of Violation 5/14/03
 Name of Inmate LOCKETT CLAYTON
 Last Name First Name M.I.
 Violation IND. DISR. BEH. Violation Code 02-16 Class of Offense A
 Hearing Date 5/19/03 DOC# 206409 Time 8:55 AM Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty _____ Inmate's Initials _____
 Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding

1. Guilty 2. Not Guilty _____

Evidence relied on for finding of Guilt: ACCEPTED INMATES GUILTY PLEA.

IV.

Sanction	Code	Suspension
<u>30 DAYS DW</u>	<u>A1</u>	_____ for _____ days
<u>180 LOSS ETC</u>	<u>A2</u>	<u>A2</u> for <u>90</u> days
<u>45 LOSS CANTEN</u>	<u>A3</u>	_____ for _____ days

Basis for discipline imposed THIS TYPE BEHAVIOR WILL NOT BE TOLERATED
MAYBE THE PUNISHMENT IMPOSED WILL DETER FUTURE VIOLATIONS.

Disciplinary Officer Signature M C Shippy

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.

Previous Violation: _____

Previous Punishment: 1. _____ 2. _____ 3. _____

Date of Imposition: 5/1/03

Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____

Date 5/21/03 Signature Jane Standford

VI. I have received a copy of the disposition. Date 5/23/03

Inmate's Signature and Number Clayton Lockett

12
0

HUNT

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility O.S.P. Facility Computer Code 20-A

Section I

Inmate Name: Lockett, Clayton DOC # 206409 Date of Offense: 7-7-05 Time: APX 3:00pm

Place of Offense: H Unit 3 quad bottom run Housing Assignment: SW3 J

Offense: Disobedience to orders Offense Computer Code: 12-1 Class of Offense: A

Description of Incident (to include any unusual inmate behavior)

*/m Lockett refused to lock down, when ordered to, by Sgt Apala.

Staff or Inmate Witness (if any)
Sgt Young, W.P. Phillips

Disposition of Physical Evidence (if any)

N/A

Immediate Action Taken (to include the use of force and prehearing detention)

Write incident report, and offence report.

Name and Title of Reporting Employee
Name Robert Apala Signature of Reporting Employee [Signature]
Title CSO IV Date 7/7/05 Time 6:15 pm

Name and Title of Accepting Staff Member
Name PATRICK CICHOSZ Referred for Investigation by
Title LT Name [Signature]
Date 8/3/05 Time 2:50 Date 8/3/05 Time 2:51

SECTION II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature: Refused to sign DOC # 206409 Date 8/3/05 Time: 3:00 PM

[Signature] Inmate chose not to sign for a copy of the Offense Report at this time.
Misconduct Report Delivered to above inmate by [Signature] Date Delivered 8/3/05 Time Delivered: 3:30 PM

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20A Date of Violation 7/7/05
 Name of Inmate Lockett Clayton
 Last Name First Name M.I.
 Violation Disobedience to Orders Violation Code 12-1 Class of Offense A
 Hearing Date 8/09/05 DOC# 206409 Time 3:15 Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty _____ Inmate's Initials _____
 Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).
 Disciplinary Officer's Signature _____

III. Finding
 1. Guilty X 2. Not Guilty _____
 Evidence relied on for finding of Guilt: Accepted IM's guilty plea.

IV. Sanction Code Suspension
 Discipline Imposed: 20 D/L 1A _____ for _____ days
120 E/C 2A _____ for _____ days
LEV. 1-60 3A _____ for _____ days
 Basis for discipline imposed This behavior will not be tolerated. Maybe sanctions imposed will deter future violations.
 Disciplinary Officer Signature Sgt. Brian [Signature]

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.
 Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1

Facility Head Review X Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 8/11/05 Signature Jane Standiford

VI. I have received a copy of the disposition. Date 8/15/05
 Inmate's Signature and Number Clayton D. Lockett 206409

AUG 22 2005
DAN/PASSED

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility O.S.P.

Facility Computer Code 20-A

Section I

Inmate Name: Lockett, Clayton

DOC # AD6409

Date of Offense: 7/7/05 Time: Approx 3:00 PM

Place of Offense: Hunit SW3 Quad bottom Run

Housing Assignment: Hunit SW3-T

Offense: Disrespect To Staff or Citizens

Offense Computer Code: 11-2

Class of Offense: A

Description of Incident (to include any unusual inmate behavior) I/m Lockett told this R/O Fuck you I don't have to, After telling I/m To Return to his Cell, I/m was visiting other Cells during Canteen

Staff or Inmate Witness (if any) Sgt. Apala W.P. Phillips

Disposition of Physical Evidence (if any) N/A

Immediate Action Taken (to include the use of force and prehearing detention) Wrote incident and offense report

Name and Title of Reporting Employee
Name Jacquelyn Young
Title CSO IV

Signature of Reporting Employee
Jacquelyn Young
Date 7/17/05 Time Approx 5:28 PM

Name and Title of Accepting Staff Member
Name Patrick Lynch
Title LT
Date 8/2/05 Time 3:02

Referred for Investigation by
Name [Signature]
Date 8/2/05 Time 3:03

SECTION II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Refused to sign DOC # 206409 Date 8/3/05 Time 3:35 pm

Inmate chose not to sign for a copy of the Offense Report at this time.
Andrew Madaris 8/3/05 3:35 AM
Misconduct Report Delivered to above inmate by _____ Date Delivered _____ Time Delivered: _____

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 7/7/05
 Name of Inmate Lockett Clayton
 Last Name First Name M.I.
 Violation Disrespect to Staff Violation Code 11-2 Class of Offense A
 Hearing Date 8/1/05 DOC # 206409 Time 2:58pm Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty _____ Inmate's Initials _____
 Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding

1. Guilty X 2. Not Guilty _____

Evidence relied on for finding of Guilt: Accepted I/M's guilty plea.

IV.	Sanction	Code	Suspension
Discipline Imposed:	<u>20 Dly</u>	<u>1A</u>	_____ for _____ days
	<u>120 E/c</u>	<u>2A</u>	_____ for _____ days
	<u>Lev. 1-C60</u>	<u>3A</u>	_____ for _____ days

Basis for discipline imposed This behavior will not be tolerated. Maybe sanctions imposed will deter future violations.

Disciplinary Officer Signature Est. Brinkman

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.

Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1/

Facility Head Review X Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 8/11/05 Signature Jane Standiford

VI. I have received a copy of the disposition. Date 8/15/05
 Inmate's Signature and Number Clayton Lockett 206409

AUG 22 2005
AM/Pasted

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility _____

Facility Computer Code 20-B

Section I

Inmate Name: Lockett, Clayton

DOC # 206409

Date of Offense: 7-7-05 Time: 4:30 PM

Place of Offense: H-Unit SW-3-guad bottom run

Housing Assignment: SW-3-J

Offense: hindering staff in the performance of duties

Offense Computer Code: 2-26

Class of Offense: B

Description of Incident (to include any unusual inmate behavior)
On 7-7-05 at 4:30pm I/m Lockett # 206409 refused to exit the bottom run of SW-3-guad. I/m Lockett's actions were interfering with the unit officers to perform their duties. Taking staff longer to make the 4:30pm count.

Staff or Inmate Witness (if any)
Sgt. R. Mpala, Sgt. J. Young

Disposition of Physical Evidence (if any) N/A

Immediate Action Taken (to include the use of force and prehearing detention)

wrote incident & offense reports

Name and Title of Reporting Employee

Name L. Heaslet
Title Lt.

Signature of Reporting Employee

L. Heaslet
Date 7/7/05 Time 2:30pm

Name and Title of Accepting Staff Member

Name Patrick Cychosz
Title Lt.
Date 8/10/05 Time 2:58

Referred for Investigation by

Name [Signature]
Date 8/31/05 Time 2:59

SECTION II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Refused to sign, DOC # 206409 Date 8/3/05 Time: 3:39 PM

Inmate chose not to sign for a copy of the Offense Report at this time.
Andrea Meadows 8/3/05 3:39 PM

Misconduct Report Delivered to above inmate by _____ Date Delivered _____ Time Delivered _____

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 7/7/05
 Name of Inmate Lockett Clayton
 Last Name First Name M.I.
 Violation Hindering correctional staff from duties Violation Code 02-26 Class of Offense B
 Hearing Date 8/09/05 DOC# 200409 Time 3:03pm Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty _____ Inmate's Initials _____
 Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding
 1. Guilty X 2. Not Guilty _____
 Evidence relied on for finding of Guilt: Accepted IM's guilty plea.

IV. Sanction Code Suspension
 Discipline Imposed: CO E/C 1B _____ for _____ days
Level-4S 2B _____ for _____ days
Fine-\$5.00 4B _____ for _____ days
 Basis for discipline imposed This behavior will not be tolerated. Maybe sanctions imposed will deter future violations.

Disciplinary Officer Signature Sgt Brian Jones

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.
 Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1

Facility Head Review X Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 8/11/05 Signature Jane Standford

VI. I have received a copy of the disposition. Date 8/11/05
 Inmate's Signature and Number Clayton D. Lockett 200409

AUG 22 2005
 DM/Posted

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date OSP

20-A

Name of Facility

Facility Computer Code

Section I

Inmate Name: Lockett Clayton OCT 08 2007

DOC# 206409

Date of Offense: 10-5-07 Time: Approx 8:00pm

Place of Offense: South West OKLAHOMA STATE PENITENTIARY SECURITY OFFICE

Housing Assignment: Quad cell A

Offense: Interfering with taking of court

Offense Computer Code: 02075 Class of Offense: B

Disobedience to orders

12-1 A

Description of incident (to include any unusual inmate behavior)

Elm Lockett disobeyed a direct order to stand up for the 8:00pm stand-up to court.

Staff or Inmate Witness (if any) NA

Disposition of Physical Evidence (if any) NA

Immediate Action Taken (to include the use of force and prehearing detention)

Chargers Filed.

Name and Title of Reporting Employee

Signature of Reporting Employee

Name Matthew Allsup

Matthew Allsup

Title CSO III

Date 10/5/07 Time Approx 8:30pm

Name and Title of Accepting Staff Member

Referred for Investigation by

Name Marchaela Thomas

Name M. Thomas

Title LT

Date 11/14/07 Time 8:48 AM

Date 11/14/07 Time 8:47 AM

SECTION II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent, and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Clayton P. Lockett DOC# 206409 Date 11/14/07 Time: 8:50 AM

Inmate chose not to sign for a copy of the Offense Report at this time.

Prude Lindsey 11-14-07 8:50 AM

Misconduct Report Delivered to above inmate by _____ Date Delivered _____ Time Delivered: _____

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the receipt of this report. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Director
FIRST COPY: Field File
SECOND COPY: Inmate

Tape No. OSP07220

Side _____

Footage _____

500

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 10/5/07
 Name of Inmate Rockett Last Name Clayton First Name
 Violation Disobedience to order Violation Code 12-1 Class of Offense A
 Hearing Date 11/28/07 DOC # 206409 Time 9:25 AM Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.
 Inmate's Name X.C. Lock Number 206409
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty X Inmate's Initials CL

Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding
 1. Guilty X 2. Not Guilty _____
 Evidence relied on for finding of Guilt: I'm Admitted to DHO that He Refused to Stand up for Court when told to do so by officer.

IV. Discipline Imposed: Sanction 20 Days Pr Code 1A Suspension 0 for 0 days
L-1 30 days 3A 0 for 0 days
 _____ for _____ days
 _____ for _____ days
 Basis for discipline imposed: 20 Days. This type of behavior is the future.
 Disciplinary Officer Signature Det S. Carley

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.
 Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1/

Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 11/28/07 Signature [Signature]

VI. I have received a copy of the disposition. Date 12/3/07
 Inmate's Signature and Number [Signature]

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility Code OSP

Facility Computer 20-A

Section I

Inmate Name: LOCKETT CLAYTON DOC# 206409 Date of Offense: 10-14-07 Time: 5:00 AM

Place of Offense: BW - H-211T Housing Assignment: BW-4A

Offense: _____ Offense Computer Code: _____
Class of Offense: A DISRESPECT TO STAFF 11-2

Description of Incident (to include any unusual inmate behavior)
WHILE CONDUCTING BIDOWN COUNT, INMATE LOCKETT WOULD NOT SHOW ANY FLUSH, SGT. THOMAS GOT ON INTERCOM, INMATE CAME TO DOOR AND SAID "GET YOUR BITCH ASS DOWN THE RUN"

Staff or Inmate Witness (if any) SGT. THOMAS

Disposition of Physical Evidence (if any) N/A

Immediate Action Taken (to include the use of force and prehearing detention)
NO USE OF FORCE

Name and Title of Reporting Employee
Name DAVID LAWSIN Signature of Reporting Employee [Signature]
Title CPL Date 10/14/07 Time 5:30 AM

Name and Title of Accepting Staff Member
Name Martha Thomas Referred for Investigation by: [Signature]
Title Sgt Name [Signature]
Date 11/14/07 Time 8:50 AM

Section II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature [Signature] DOC# 206409 Date 11/14/07 Time: 8:57 AM

Inmate chose not to sign for a copy of the Offense Report at this time.
[Signature] 11-14-07 8:57 AM
Misconduct Report Delivered to above inmate by _____ Date Delivered _____ Time Delivered: _____

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the acceptance by the shift supervisor/unit manager. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Commitment Document Folder
FIRST COPY: Field File
SECOND COPY: Inmate
THIRD COPY: Director

DOC 060125A (R 5/04)

Tape No. FN/A
50

Side _____

Footage _____

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 10/14/07
 Name of Inmate Lockett Last Name Clayton First Name
 Violation Disrespect to Staff Violation Code 11-2 Class of Offense A
 Hearing Date 11/28/07 DOC # 206409 Time 9:45 AM Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.
 Inmate's Name Lockett Number 206409
 PLEA: 1. Guilty Inmate's Initials CL 2. Not Guilty _____ Inmate's Initials _____

Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding
 1. Guilty 2. Not Guilty _____
 Evidence relied on for finding of Guilt: Accepted Inmate's Guilty Plea -

IV. Discipline Imposed: Sanction 20 Days DU Code 1A Suspension 0 for 0 days
1-130 Days 3A 0 for 0 days
 Basis for discipline imposed to deter this type of behavior - the future -
 Disciplinary Officer Signature Sgt. Carley

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked; to run consecutive to the new punishment.
 Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1/07

Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 11/28/07 Signature [Signature]

VI. I have received a copy of the disposition Date 12/31/07
 Inmate's Signature and Number [Signature]

SW 3m

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility Code

OSP

Facility Computer

20-A

Section I

Inmate Name: LOCKETT CLAYTON DOC # 206409

Date of Offense: 10-21-07 Time: APPRX. 0400

Place of Offense: H-UNIT SW 4-A

Housing Assignment: SW 4-A

Offense: DISOBEDIENCE TO ORDERS

Offense Computer Code: 12-1

Class of Offense: A

Description of Incident (to include any unusual inmate behavior) WHILE CONDUCTING THE 0400 COUNT, INMATE LOCKETT REFUSED TO UNCOVER AND SHOW FLESH FOR THE COUNT.

Staff or Inmate Witness (if any) SGT. THOMAS

Disposition of Physical Evidence (if any) NONE

Immediate Action Taken (to include the use of force and prehearing detention)

CHARGES FILED, LT. HEASLET CALLED TO COUNT INMATE.

Name and Title of Reporting Employee

Name DAVID LAWSON

Title CPL

Signature of Reporting Employee David Lawson

Date 10/21/07 Time 0447

Name and Title of Accepting Staff Member

Name J. R. White

Title Det W/P

Referred for Investigation by

Name J. R. White

Date 10/19/07 Time 11:35 AM

Date 10/19/07 Time 10:34 AM

Section II Inmate should initial appropriate response

I have received a copy of the written charge against me. I realize that I have a right to remain silent and I understand that I have a right to an impartial hearing.

I request a hearing.

I request a hearing, but I waive my right to 24 hours preparation time.

I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

X Inmate's Signature [Signature] DOC # 206409 Date 11-20-07 Time: 8:00 AM

Inmate chose not to sign for a copy of the Offense Report at this time.

Misconduct Report Delivered to above inmate by [Signature] Date Delivered 11-20-07 Time Delivered: 8:00 AM

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the acceptance by the shift supervisor/unit manager. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Commitment Document Folder
FIRST COPY: Field File
SECOND COPY: Inmate
THIRD COPY: Director

DOC 060125A (R 5/04)

Tape No E-N/A

Side _____

Footage _____

SW

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 10/21/07
 Name of Inmate Rockett Last Name Clayton First Name
 Violation Disobedience to Order Violation Code 12-1 Class of Offense M/A
 Hearing Date 11/28/07 DOC # 206409 Time 9:40 AM Place OSP

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.
 Rockett Inmate's Name Number 206409
 PLEA: 1. Guilty Inmate's Initials CL 2. Not Guilty _____ Inmate's Initials _____

Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding 1. Guilty 2. Not Guilty _____
 Evidence relied on for finding of Guilt: Accepted Inmate's Guilty Plea

IV. Discipline Imposed: Sanction 20 Days Code 1A Suspension 0 for 0 days
1-130 Days 3A for 0 days
 Basis for discipline imposed: 20 Days This Type of Behavior - the future
 Disciplinary Officer Signature St. S. Carley

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked; to run consecutive to the new punishment.
 Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1/07

Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 11/28/07 Signature [Signature]

VI. I have received a copy of the disposition. Date 12/3/07
 Inmate's Signature and Number [Signature]

ORIGINAL: Commitment Document Folder
 FIRST COPY: Field File
 SECOND COPY: Inmate
 THIRD COPY: Director, if appealed

COMPLETED DEC 19 2007

DOC 0601256
 (R 8/02)

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility OSP Facility Computer Code 20-A

Section I

Inmate Name: Clayton Lockett DOC# 206409 Date of Offense: 4/26/08 Time: APPROX. 10:15 AM

Place of Offense: SW4-D Housing Assignment: SW4D

Offense: disobedience to orders Offense Computer Code: 12-1 Class of Offense: A

Description of Incident (to include any unusual Inmate behavior)

On above date and a appropriate time, this ro approached cell # SW4D. This ro told offenders 206409 Lockett and 533491 Williams to "kiss up" so that their cells could be shock down. offender 206409 Lockett refused. This ro continued to give both offenders a direct order. offender Lockett continued to refuse. End of Report

Staff or Inmate Witness (if any) NONE

Disposition of Physical Evidence (if any) NONE

Immediate Action Taken (to include the use of force and prehearing detention)

incident and offense report written

Name and Title of Reporting Employee: R Kelley Title CSO IV
Signature of Reporting Employee: [Signature]
Date 4/26/08 Time approx 12:5 pm

Name and Title of Accepting Staff Member: Chad Brown Title CM
Referred for Investigation by: Chad Brown
Date 5/1/08 Time 9:58 AM
Date 5/1/08 Time 9:50 AM

Section II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Clayton D. Lockett DOC # 206409 Date 5/1/08 Time: 10:05 AM

Inmate chose not to sign for a copy of the Offense Report at this time.
Jude Lindsey Date Delivered 5-1-08 Time Delivered: 10:05 AM

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the acceptance by the shift supervisor/unit manager. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 4/26/08
 Name of Inmate Lockett Last Name CLAYTON First Name
 Violation Disobedience to Orders Violation Code 12-1 Class of Offense A
 Hearing Date 5/22/08 DOC # 206409 Time 10:15 AM Place H-unit

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.
C. Lockett 206409
 Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty Inmate's Initials CL

Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).
[Signature]

Disciplinary Officer's Signature _____

III. Finding 1. Guilty 2. Not Guilty
 Evidence relied on for finding of Guilt: The statement of the reporting officer outweighs statement by offender. Staff Kelley's statements that offender Lockett refused to be cuffed after several requests to do so.

IV. Discipline Imposed: Sanction 20 days DV Code 1A Suspension 0 for 0 days
120 loss earned credit 2A 0 for 0 days
L-1 for 60 days 3A 0 for 0 days
 Basis for discipline imposed: To deter offender from this type of behavior.
 Disciplinary Officer Signature [Signature]

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.
 Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: ____/____/____

Facility Head Review Affirm Dismissed Modified Order for re-hearing
 Date 5/27/08 Signature [Signature]

VI. I have received a copy of the disposition. Date 5/29/08
 Inmate's Signature and Number C. Lockett

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 4/30/08
 Name of Inmate Lockett Clayton
 Last Name First Name MI
 Violation Disobedience to Orders Violation Code 12-1 Class of Offense A
 Hearing Date 5/22/08 DOC# 206409 Time 9:35am Place H-Unit

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

C. Lockett 206409
 Inmate's Name Number
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty Inmate's Initials CL

Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding

1. Guilty 2. Not Guilty _____

Evidence relied on for finding of Guilt: Sgt Wright's statement that Offender Lockett #206409 refused to lock down from the yard. Sgt Wright's statement that after giving Offender Lockett several direct orders to lock down he continued arguing saying that he needed to speak to Mr Therpe. Sgt Wright has a record of providing accurate reports & has nothing to gain by falsifying this report.

IV.

	Sanction	Code	Suspension
Discipline Imposed:	<u>20 days D/U</u>	<u>1A</u>	<u>0</u> for <u>0</u> days
	<u>120 F/K Loss</u>	<u>2A</u>	<u>0</u> for <u>0</u> days
	<u>Level 1 for 60 days</u>	<u>3A</u>	<u>0</u> for <u>0</u> days
			for _____ days

Basis for discipline imposed To deter this type of behavior in the future.

Disciplinary Officer Signature [Signature]

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.

Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1/08

Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____

Date 5/27/08 Signature [Signature]

VI. I have received a copy of the disposition. Date 5/29/08
 Inmate's Signature and Number C. Lockett

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

Parole/Comm/PPCS Dkt. Date _____

Name of Facility CSP

MAY 02 2008

Facility Computer Code 20-A

Section I

OKLAHOMA STATE PENITENTIARY
CHIEF OF SECURITY OFFICE

Inmate Name: Clayton Lockett

DOC# 206409

Date of Offense: 4-30-08

Time: APPROX. 11:10 AM

Place of Offense: SW-4 Quad

Housing Assignment: SW-4-D

Offense: Disobedience to Orders

Offense Computer Code: 12-1

Class of Offense: A

Description of Incident (to include any unusual inmate behavior)

On above date and approximate time, offender 206409 Lockett refused to lock down from the yard. After this he gave him several direct orders to lock down, offender 206409 Lockett continued to argue saying that he "had to speak to the therapist". After the yard address came and talked to him he agreed to lock down.

Disposition of Physical Evidence (if any) N/A

Immediate Action Taken (to include the use of force and prehearing detention) N/A

Name and Title of Reporting Employee

Name D. Wright
Title Sgt

Signature of Reporting Employee

[Signature]
Date 5-1-08 Time 2:45pm

Name and Title of Accepting Staff Member

Name Mike Martin
Title LT
Date 5/8/08 Time 10:30am

Referred for Investigation by

Name LT Mike Martin
Date 5/8/08 Time 10:30am

Section II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature Clayton Lockett DOC# 206409 Date 5/8/08 Time: 10:47AM

Inmate chose not to sign for a copy of the Offense Report at this time.

Misconduct Report Delivered to above Inmate by Judith Lindsey Date Delivered 5-8-08 Time Delivered: 10:47AM

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the acceptance by the shift supervisor/unit manager. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Commitment Document Folder
FIRST COPY: Field file
SECOND COPY: Inmate
THIRD COPY: Director

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

0912013 SW-3

Parole/Comm/PPCS Dkt. Date _____

Name of Facility OSP

Facility Computer Code 20-A

Section I

Inmate Name: Lockett Clayton DOC# 206409 Date of Offense: 12-3-09 Time: APR 450 PM
 Place of Offense: H-unit SW-3-2 Housing Assignment: SW-3-2
 Offense: possession of contraband Offense Computer Code: 09-2 Class of Offense: X

Description of Incident (to include any unusual inmate behavior)

during a shake down of offender Lockett's 206409 cell SW-3-2 this PM found a piece of flat metal approx one inch by two inches that had been sharpened on one side

Staff or Inmate Witness (if any) N/A

Disposition of Physical Evidence (if any) contraband tagged and turned in

Immediate Action Taken (to include the use of force and prehearing detention)

Filed charges

Name and Title of Reporting Employee

Signature of Reporting Employee

Name J. Benefield

[Signature]

Title sgt

Date 12/3/09 Time 6:45 pm

Name and Title of Accepting Staff Member

Referred for Investigation by

Name S. Slater

Name S. Slater

Title CSM I

Date 12/8/09 Time 1:36 pm

Date 12/8/09 Time 1:35 pm

Section II Inmate should initial appropriate response

- I have received a copy of the written charge against me. I realize that I have a right to remain silent and I understand that I have a right to an impartial hearing.
- I request a hearing.
- I request a hearing, but I waive my right to 24 hours preparation time.
- I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal.

Inmate's Signature [Signature] DOC# 206409 Date 12/18/09 Time: 1:50 PM

Inmate chose not to sign for a copy of the Offense Report at this time.

Misconduct Report Delivered to above inmate by [Signature] Date Delivered 12-8-09 Time Delivered: 1:50 PM

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the acceptance by the shift supervisor/unit manager. Inmates supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Commitment Document Folder
 FIRST COPY: Field file
 SECOND COPY: Inmate
 THIRD COPY: Director

DMS

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-A Date of Violation 12 / 3 / 09
 Name of Inmate LOCKETT Last Name CLAYTON First Name
 Violation POSSESSION/MANUFACTURE OF CONTRABAND Violation Code 09-2 Class of Offense X
 Hearing Date 12 / 18 / 09 DOC # 206409 Time 2:28 PM Place OSP - Unit 9

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Inmate's Name _____ Number _____
 PLEA: 1. Guilty _____ Inmate's Initials _____ 2. Not Guilty _____ Inmate's Initials _____

Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s). *I'm Refused To Sign on Initial, But Had Received Copy*

Disciplinary Officer's Signature AC

III. Finding
 1. Guilty 2. Not Guilty _____

Evidence relied on for finding of Guilt: *ACCEPTED STATEMENT FROM J. BENEFIELD THAT I/M LOCKETT 206407 HAD HAVE A PIECE OF HARD METAL APPROX ONE INCH BY TWO INCHES THAT HAD BEEN SHARPENED ON ONE SIDE AND BEHAVIOR OF I/M BY REFUSING TO COME TO HEARING*

IV. Discipline Imposed:	Sanction	Code	Suspension
	<u>30 DAYS - DV</u>	<u>1X</u>	<u>0</u> for <u>0</u> days
	<u>365 DAY - EC LOSS</u>	<u>2X</u>	<u>0</u> for <u>0</u> days
	<u>90 DAYS - LEVEL 1</u>	<u>3X</u>	<u>0</u> for <u>0</u> days
			for _____ days

Basis for discipline imposed THIS TYPE OF BEHAVIOR WILL NOT BE TOLERATED. MAYBE PUNISHMENT WILL DETER FUTURE VIOLATIONS

Disciplinary Officer Signature D. Collette

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.

Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: _____ / _____ / _____

Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 12 / 24 / 09 Signature [Signature]

VI. I have received a copy of the disposition. Date 12-30-09
 Inmate's Signature and Number [Signature]

No MHR

DEPARTMENT OF CORRECTIONS OFFENSE REPORT

130548

Parole/Comm/PPCS Dkt. Date

20-14

Name of Facility

Facility Computer Code

Section I

Offender Name:

DOC#:

Date of Offense:

Time:

Lockett, Clayton

2016409

5-13-13

9:30 AM

Place of Offense:

SW 3 JJ

Housing Assignment:

SW 3 JJ

Offense: (4-4233, b# 1, 2)

Offense Computer Code:

02-33

Class of Offense: X

Description of Incident (to include any unusual offender behavior) (4-4233, b#3)

Putting random shake down cell phone was found in trash can

Staff or Offender Witness (if any) (4-4233, b#4)

Disposition of Physical Evidence (if any) (4-4233, b#5)

Taken to Main Control

Immediate Action Taken (to include the use of force and prehearing detention) (4-4233, b#6)

Phone taken

Printed Name and Title of Reporting Employee (4-4233, b#7)

Signature of Reporting Employee

Name B Monks

Date 5-13-13

Time 12:00 PM

Title CO EPL B

Section II

To be referred within 24 hours from the time the violation is reported.

Referred for investigation by:

Name S. Chunley

Title CSM I

Date 5/13/13 Time 1:04 PM

Section III Offender should initial appropriate response

I have received a copy of the written charge against me. I realize that I have a right to remain silent and I understand that I have a right to an impartial hearing.

I request a hearing.

I request a hearing, but I waive my right to 24 hours preparation time.

I waive my right to a disciplinary hearing on the above charge. I do this of my own free choice with full knowledge that this shall be considered as a plea of guilty and that allowable sanctions be imposed with no right for appeal. (4-4237)

Offender's Signature [Signature] DOC# _____ Date ____/____/____ Time _____

Offender chose not to sign for a copy of this Offense Report at this time.

Offense Report Delivered to above offender by (Print and Sign) (4-4236, 4-4238)

Date Delivered

Time Delivered

Section IV

To be approved, dismissed or handled informally upon receipt of the investigation and mental health recommendation.

Approving of the Offense Report:

Name

Title

Date ____/____/____ Time: _____

Approved Dismissed Handled Informally (if approved, notify offender of hearing)

Hearing Date ____/____/____ Time ____ Offender Notified By (Print and Sign) _____

Your disciplinary hearing will be scheduled on a docket which will commence within the next 7 days (excluding weekends and holidays) from the date the responsible staff person affirmed the charge against you. Offenders supervised by Probation and Parole will have a hearing scheduled on a docket which will commence within seven days (excluding weekends and holidays) from the receipt of this report.

ORIGINAL: Commitment Document Folder
FIRST COPY: Field File
SECOND COPY: Offender

Offender refused to cooperate with 5-23-13
stated he would not attend investigation
DOC 060125A (R 12/10)
Per [Signature]

✓
Digital Record: 120548

5WJJ

DMS

DISCIPLINARY HEARING REPORT

I. Name of Facility OSP Facility Code 20-14 Date of Violation 5/13/13
 Name of Offender Lockett
 Violation Pass all phone Last Name Lockett First Name Lockett M.I.
 Violation Code 02-33 Class of Offense X
 Hearing Date 6/17/13 DOC # 206409 Time 12pm Place H-unit

II. I understand that I waive the opportunity of this case being appealed if I plead guilty to this offense.

Offender's Name _____ Number _____
 PLEA: 1. Guilty _____ Offender's Initials _____ 2. Not Guilty _____ Offender's Initials _____

Confidential Statements: I have independently reviewed the reliability statement and have found that it sufficiently supports the reliability of the confidential witness statement(s).

Disciplinary Officer's Signature _____

III. Finding

1. Guilty 2. Not Guilty _____

Evidence relied on for finding of Guilt:
Considered offender's refusal to cooperate as a plea of guilt

IV. Discipline Imposed:

Sanction	Code	Suspension
<u>30 DV</u>	<u>1-X</u>	<u>0</u> for <u>0</u> days
<u>365 loss EL</u>	<u>2-X</u>	<u>0</u> for <u>0</u> days
_____	_____	for _____ days
_____	_____	for _____ days

Basis for discipline imposed: To deter future violation

Disciplinary Officer Printed Name and Signature W. Taylor

V. As a result of conviction for subsequent offense prior to expiration of the suspended punishment, the previous suspended punishment is hereby revoked: to run consecutive to the new punishment.

Previous Violation: _____
 Previous Punishment: 1. _____ 2. _____ 3. _____
 Date of Imposition: 1/1/13

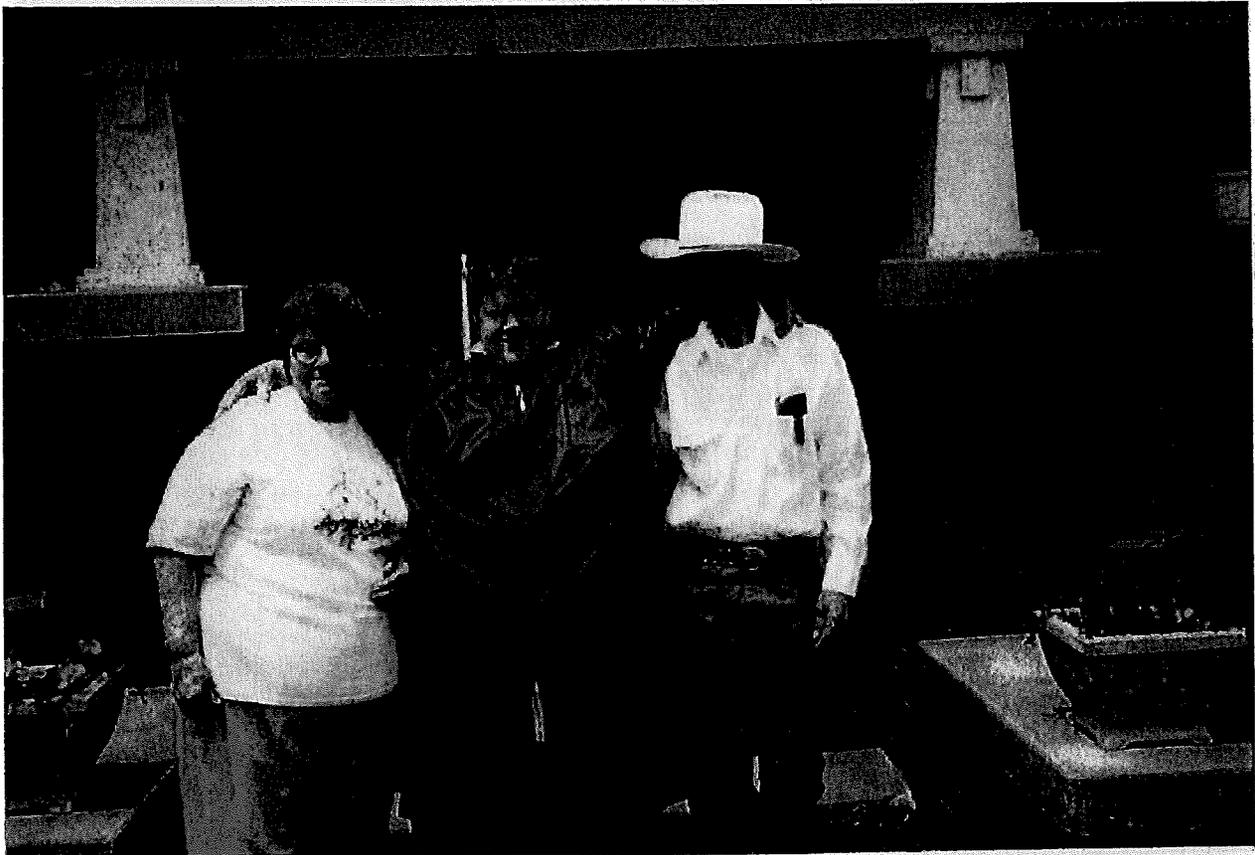
Facility Head Review Affirm _____ Dismissed _____ Modified _____ Order for re-hearing _____
 Date 6/10/13 Signature [Signature]

VI. I have received a copy of the disposition Date 6/17/13
Offender's Signature and Number Chosen to sign / cooperate

ORIGINAL: Commitment Document Folder
 FIRST COPY: Field File
 SECOND COPY: Offender

DOC 060125C (R 12/10)

STEPHANIE NEIMAN AND HER GRANDPARENTS



STEPHANIE AND HER TRUCK



Victim Impact Statement

On June 3, 1999 our daughter, Stephanie, got off work and was asked by her friend, Summer to drive her to another friends house, Bobby. Stephanie did Summer that favor and sat outside in her truck as Summer made her way inside Bobby's house. Shortly, Summer was made to lure Stephanie inside the house. Stephanie declined; however, with continual persistence Stephanie relented and entered Bobby's house. This was the beginning of the end for Stephanie. Her nightmare was about to begin.

The next day, June 4, my husband, Steve, and I would have to begin our nightmare and as much as we would like to pinch ourselves and wake up from it we have had to endure a living "HELL" for the last fifteen years.

Stephanie was lured into a house, beaten about the head with a butt of a gun, made to do unspeakable things, she was kidnapped and then taken to a secluded spot and was shot. After the first shot hit her and didn't kill her the gun jammed. The gun was fixed and Stephanie was shot a second time. Racked with pain and still half alive she was coved with dirt and left to die alone and coughing.

Every day we are left with horrific images of what the last hours of Stephanie's life was like. Did she cry out for us to help her? We are left with the knowledge that she needed us and we were not aware of it and therefore unable help her.

We go through the motions of living, we eat, we sleep, Steve goes to work and comes home again. We do what we have to do to make it through the day and we start all over again the next. We exist.

We were left with an empty home full of memories and the deafening silence of the lack of life within it's walls. We have moved, but in our new home Stephanie also has a bedroom which is filled with her treasures and belongings.

We had hopes and dreams for Stephanie. We were not able to see Stephanie continue her education. She had just graduated from high school and was excited about going to college. She told us she wanted to go into law enforcement.

We dreamed about and now have been denied the opportunity to witness Stephanie meeting the love of her life and the ability to help her plan a wedding and Steve to walk her down the aisle.

Steve and I will never know the joy of grandchildren. Stephanie was an only child. We will never feel the pride of seeing her become a mother herself.

I can't even begin to explain to people, unless they have experienced a similar experience, what an unnatural progression of family it is to have to bury a child. It is suppose to be the other way around. The death of a child is the worse loss there is in our opinion. Stephanie's life was stripped away from her with two fatal gunshots. All of the things that she endured that night was done with not so much as a second thought, in our opinion.

Clayton Lockett not only murdered Stephanie but is also responsible for the part of us that died along with her.

Stephanie will no longer bound through the back door so full of enthusiasm and anxious to share her day with us or talk to us about her friends, work, or her plans for the future.

There is no more Stephanie.

There are no more dreams. There is no more future.

What is left is a grave.

What is left is emptiness. What is left is a void that can't be filled.

What is left is Clayton Lockett, who for the last fifteen years, has been allowed to live.

Clayton Lockett, is the man who murdered Stephanie. She did not know this man and not until she walked in Bobby's house on June 3, 1999 had she ever laid eyes on him. He was a complete stranger to her.

What is left to do?

We feel that the only thing left to do is to let Clayton Lockett serve out the sentence of death that a jury sentenced him to.

Anything less is a travesty of justice. He had his days in court. He has filed and been turned down on any appeals that he has made.

Clayton Lockett made choices on June 3, 1999.

Actions have consequences.

It is time that he face the full consequences of murdering our daughter Stephanie. She deserves that.

A jury decided Clayton Lockett's fate and we believe it is time for justice to finally be carried out.

To whom it may concern

I have had nightmares and still to this day certain things trigger these nightmares like certain sounds, gun shots, shot by others not myself, doors slamming shut, noises at night and any loud noise that resembles a gun shot. When I got the call about this hearing I cried in fear of having to see him again. This is really hard for me. I don't want to do this. Bringing back all these emotions and the nightmare of that night is hard. I will be glad when he is dead that way my Best Friend Stephanie can rest in peace and I can try to move on. I feel like he deserves to have the same thing done to him as was done to us instead of taking the easy way out. For the longest time I didn't want anyone to touch me whether it be physical or emotionally man or woman. I felt violated. He took so much from me. My face was messed up from the hit that I had blood clots that I had to rub all the time until they went away. I was afraid to get a job. I was afraid of colored people even the ones that I knew my whole life. It took me a long time to even talk to a colored person. When I go to

bed I check to make sure the doors are locked several times before going to bed and I still do that I am scared of the dark especially if I am by myself I don't like being alone but I did learn to shoot a gun I will not be attending the execution he is not worth my time I took several months before I would have sex with my husband at the time I cried over and over again There is really no words to describe the things and feelings I have gone thru in these last almost 15 years Am I scared of him? You bet your ass I am He should have died when he was convicted.

Summer Thoodles

February 7, 2014

Oklahoma Attorney General Office
Attn: VSU
313 N.E. 21st Street
Oklahoma City, OK 73105

To whom it may concern:

My name is Bobby Bornt and in June 1999, I lost two of my good friends. Stephanie Nieman was murdered and Summer Bradshaw was raped multiple times. I don't see Summer anymore because I don't want to have to relive that horrible night. When I do see her, I can still see and hear the awful things that Clayton Locket, Alfonzo Locket and Shawn Mathis did to her. She did not deserve it nor did Stephanie deserve to be killed. Since then I think about this horrible night almost daily. It all started one night in June 1999 when I was home alone with my son. I had put him to bed and was sleeping on the couch when the door to my house was kicked in by Clayton, Alfonzo & Shawn. From that point on I was gagged, beaten and bound with duct tape, all while my son lay sleeping in the next room.

Two of my friends came by that evening while Clayton, Alfonzo & Shawn were beating me and stealing things from my house. Their lives were never the same, since that night. Summer was raped multiple times all night long in my own bed. As I lay beaten and bound I could hear her scream as they did unforgettable things to her. Stephanie got it the worse way that I could ever imagine that night; she fought them and would not let them rape her like they did Summer. When they took us out on a dirt road she was forced to kneel in front of a grave that they all made us watch them dig. Clayton shot her and the first shot did not kill her. She laid there screaming, and the gun jammed. They got the gun unjammed and shot her again then burying her there on that dirt road. I hold this in my heart to this day and I blame all three of them. They all three need to be held responsible for their actions that night. The life they took that night from Stephanie the nicest person in the world and she had a big heart and she was going to be someone special and she was still a kid and had her whole life in front of her.

The events from that night have left me dealing with things I can't get over. I refused to go to the victims counseling after the incident because I thought I could get past it on my own. I have realized I should have gone. I don't sleep much; because I am afraid to go to sleep for fear that someone will break into my house again. Loud noises scare me; someone screaming in pain makes me see Stephanie screaming as she laid there; gun shots remind me of that night and I see it all over again in my head. I constantly try to stay busy so I don't have to think about it. I have pushed all my kids, family and friends away from me so they won't get hurt. I don't like to talk about that night. I am constantly afraid that one of their friends will come after me. I am especially afraid that once Clayton is put to death that someone will try to come and find me or my family and try to hurt them. I don't know if this will change after Clayton has been put to death or if it will even help me fight the memories of that night. I hope

that his death will make it easier. But I feel that Clayton being put to death by lethal injection is almost too easy of a way to die after what he did to us. He will never know what Stephanie felt when the gun jammed and she had to be shot again. Nobody has raped him multiple times, and nobody has beaten, bound and gagged him. He will just be strapped to the table and will go to sleep and his heart will stop beating.

Bobby Bornt
Victim of Clayton Locket

February 4, 2014

Oklahoma Attorney General Office
Attn: VSU
313 N.E. 21st Street
Oklahoma City, OK 73105

To whom it may concern:

I remember that day in June of 1999 very well. I was scheduled to get off early and go to Perry for some personal banking business that day. I had already planned to meet up with my little brother Bobby Bornt for lunch that day. That morning while working I got a phone call that said when I came to Perry just to go straight to my mother's house that something terrible had happen and that my mom had already called my dad and he was there helping her. I was instructed that I was not to go to my brother's apartment that was in my mother's back yard at all but go straight to my mom's house and not to stop anyplace in Perry until I got there. As I drove down 10th street I could see police cars and sheriff cars every place. There was also yellow crime scene tape that seemed like it went the length of the alley. Once I saw the crime tape, I immediately tried to do what I was told not to do and that was head straight for my little brothers apartment, not knowing if he was dead or alive or what had happened. The Sherriff officer that I had known for many years had told me to go on around the block that my parents were waiting on me and would tell me what had happened when I got there. I was scared to death and my heart was beating out of my chest for the rest of the trip around the block. When I arrived at my mother's house all I wanted to do was set my eyes on my brother. I wanted to know where he was and I wanted to see for myself that he was okay. They explained to me that he out with the Under Sherriff Raymond Henry trying to find Stephanie Nieman. I knew that Stephanie and Bobby had been a longtime friends since they had gone to the YMCA daycare together as kids. My parents and a Sherriff deputy explained the events of the night and what all had happened to my brother Bobby Bornt and his longtime friends Summer Bradshaw and Stephanie Nieman.

You ask how this traumatic event changed our family; I have watched my brother for the last 15 years hardly sleep at all. When he would come home at night he would take his shower and get completely dressed again including shoes in case he had to get up and run in if his house was broken into again. He never sleeps and when he does sleep it is not a deep healthy sleep. He couldn't sleep at all with my nephew in the house for fear that someone would come back and hurt him. My nephew went to stay at my mother house for a while, because my brother was scared to be left alone with his own son. My nephew has lived with my mom most of his life. Loud noises and screams bother my brother and make him relive that night. You could no longer play practical jokes that siblings play on each other for fear you would set him back. It's not fair that they took my brother from me. We grew up playing jokes on each other and when this happened it totally changed my brother. The first time that I realized this event had traumatized him so bad was when I attended a gathering at my mom's house. I had a gun that made a loud bang and confetti went all over. Something that would cause a normal person to jump and then get over and each have a good laugh. But not in this case, Bobby went into fight mode before he even realized it was me that had jumped out to scare him. I watched many people be mistreat my brother because he lived and Stephanie didn't. He doesn't talk about the events of that night but we have discussed some and more since the execution date has been set for Clayton. My brother was sitting in his truck at a local convenience store in Perry about the one year anniversary of Stephanie's death and in front of his own family a gentleman that was extremely upset over Stephanie's death had reached thru the window of his truck pulling Bobby out the truck window, the entire time screaming that he didn't save Stephanie that

he only saved himself, that he didn't deserve to be called a man. The gentleman proceeded to call him a few other names, another person had seen what was happening and called the police. My brother didn't press charges against the guy for assault because he was just as upset that his friend got killed in front of him. He says he relives that every day that not a day goes by that he doesn't think about something that happened that night.

As I said earlier my nephew has lived most of his life with my mother. My mother found my brother beaten that day when she went to take out the trash the front door on his apartment had been left open a little and she thought that he must have not got it shut when he went to work since his truck was gone. As my mom goes went shut the door she sees that there is glass broken all over the porch and opens up the door further to make sure everything is okay. She found my brother in a state of shock with several blows to the face. He couldn't hardly speak his eyes and face were severely swollen. This scared my mother so much that this horrific crime happened in her own back yard. There where extra locks installed in her house, and she doesn't go outside at night.

I hope and pray that Clayton knows what he did was an unforgivable sin. He might have spent the last 15 years in prison on death row but in the Bible the sixth commandment says "Thou shalt not kill." he not only killed Stephanie, but he killed the spirit in my brother. For that I hope his spirit spends eternity in hell.

Thank you for taking the time to review my letter.

Sincerely,



Angie Bornt-Simon
Sister of Bobby Bornt

February 5, 2014

Members of the Oklahoma Pardon and Parole Board
C/O The Honorable Scott Pruitt
Attorney General of Oklahoma
313 NE 21st Street
Oklahoma City, OK 73105

Re: Clemency Petition of Clayton Lockett

Dear Members:

I was a law enforcement officer from 1980 through 2001. I served in various cities and towns across Oklahoma and ended my career in January 2001 after eighteen years of service. I held various ranks throughout my career from Patrol Officer, Sergeant, Lieutenant, and Chief. The last five years of my career was as a Detective Lieutenant in the investigations office.

Over the course of my career I have assisted with and worked many heartless and cruel homicides. This being said, I would describe the horrific murder of Stephanie Neiman as extremely atrocious and cruel. Ms. Neiman was only eighteen years old and had graduated high school only two weeks prior to her tragic death. I was assigned as the lead investigator in the Neiman murder and was assisted by Detective Sergeant Quent Tubbs.

If the phrase "being in the wrong place at the wrong time" ever had meaning, Ms. Neiman's case truly was the essence of the phrase. After offering a ride to a friend, Ms. Neiman was drawn into a night of terror that included kidnapping, a brutal assault, and eventually her murder. At the hands of Clayton Lockett, Ms. Neiman was struck violently in the face with the butt end of a sawed-off 12 gauge shotgun. She was kidnapped, gagged; her arms duct taped, and was taken to a remote area on a county road in Kay County with two other adult victims, and a six month old baby. Because Ms. Neiman had been "uncooperative" with Clayton Lockett and his accomplices she was led down into a ravine and assisted over a barbed-wire fence, her mouth and hands still bound in duct tape. As she stood there awaiting her fate, Clayton Lockett walked down into the ravine and from a distance of approximately six feet he chambered a quarter ounce slug into the chamber of the shotgun. Maliciously and without any sense of remorse, he fired the shotgun striking Ms. Neiman in the upper shoulder spinning her to the ground in excruciating agony. After firing the first shot Clayton Lockett tried to chamber a second round but encountered a jam that prevented him from extinguishing her piercing screams. While Ms. Neiman lay on the ground screaming in misery, Clayton Lockett walked back onto the roadway where he and the adult male victim used a screwdriver to clear the jam in the shotgun. After clearing the jam another round was chambered and Clayton Lockett walked back down into the ravine. As Ms. Neiman lay on the ground next to the barbed-wire fence still screaming in anguish, Clayton Lockett walked up to the fence and gently leaned over pointing the shotgun toward Ms. Neiman firing a second round into her chest. At the direction of Clayton Lockett, his accomplices dragged Ms. Neiman into a shallow grave, still alive and gasping for air, as dirt was thrown over her head and body. Witnesses stated dirt could be seen blowing upwards as Ms. Neiman struggled for her last breath.

A jury found that Clayton Lockett was guilty of the crime of murder and that the only penalty deserving of his vicious act was the death penalty. Their judgment has been judiciously and carefully reviewed. The process by which that judgment was rendered has been painstakingly analyzed and affirmed. Just as Clayton Lockett showed no mercy for Stephanie Neiman, I have no mercy for him. Justice demands that the execution of Clayton Lockett be carried out so closure can be realized by all those affected by his inhumane actions.

Respectfully,

Lieutenant David Farrow (Retired)

MARK L. GIBSON
2705 Creekview Pl
Norman, OK 73071
damarkgibson@yahoo.com

February 11, 2014

Oklahoma Pardon and Parole Board
First National Bank
120 North Robinson Ave., Suite 900W
Oklahoma City, OK 73102

Re: Clayton Derrell Lockett, Noble County Case CF-1999-53

Dear Members of the Board:

On behalf of Stephanie Nieman & her parents, Steve & Susie, who had their only and beloved child ripped away from them, as well as the people of Perry, Noble County, and the State of Oklahoma, Clayton Derrell Lockett *deserves* to be executed!

In 28 years as a prosecutor, I never met or prosecuted anyone more filled with evil, and who thrived on being evil, than Clayton Lockett, including coming face to face with Tim McVeigh. On that fateful night in June, 1999, just days after Stephanie had graduated from Perry High School, Lockett raped the other 19-year old victim, violently assaulted her, Stephanie and Bobby Bornt, and kidnapped the three of them (along with Bornt's 9-month old son, who he threatened to kill if Bornt reported the crimes). Finally, because Stephanie refused to bow down at the altar of Lockett, he shot her over a shallow grave with a shotgun. As they started to throw dirt on top of her, he saw that she was still alive, as her breath was blowing dirt into the air. At that point he commented on what a "tough bitch" Stephanie was and shot her again.

In the weeks and months that followed, Lockett *proudly* confessed to all the charges against him (save raping the other victim, which was the only thing he denied), and lamented that his big mistake was that he should have killed the other two victims as well! He repeatedly threatened the lives of the victims, of jailers, and other law enforcement officers, which threats he enhanced by prolifically making weapons while incarcerated (from everything from toothbrushes to metal pieces he broke off in his cell), and promising escape. And *no* killer was more remorseless than Lockett, as he was absolutely proud of his actions and who he is.

Shamefully, Clayton Lockett has lived for 15 years since he heartlessly murdered Stephanie, and brutalized Summer Hair and Bobby Bornt. He has had the benefit of every legal and constitutional protection he could possibly receive, including a vigorous defense at trial. Twelve good and thoughtful people determined beyond a reasonable doubt that Clayton Derrell Lockett deserves to die for his horrific night of terror, a decision that was agreed with by the Trial Judge. No appellate court found any reason to question this verdict and sentence. There was never *any* doubt about what he did that night, about his lifetime of violence and evil, or about his 100% lack of shame or remorse. Our criminal justice system has performed woefully by allowing his appeals to linger for 15 long years where no legal issues existed! I respectfully beseech you to finally let justice be served - deny clemency for Clayton Derrell Lockett.

Very Respectfully,

Mark L. Gibson
District Attorney, District 21 (ret.)

**EXCERPTS FROM INTERVIEW WITH
CLAYTON LOCKETT**