

**APPENDIX: The Defense Case in DNA Exonerates' Cases**

**Brandon L. Garrett, *Convicting the Innocent: Where Criminal Prosecutions Go Wrong* Ch. 6 (Harvard University Press 2011)**

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
Abdal, Habib	R	Alibi	<ul style="list-style-type: none"> <li>Called five alibi witnesses.</li> <li>Argued that hair samples did not match defendant.</li> </ul>	Yes	<ul style="list-style-type: none"> <li>Defendant testified that he was working on the day of the crime and worshipping at a mosque in the evening.</li> <li>He did not know how to drive.</li> <li>He testified, "No, I did not" rape the victim.</li> </ul>
Abitt, Joseph	CA	Alibi	<ul style="list-style-type: none"> <li>Alibi witnesses included employer stating he worked that week, and his brother who said at the time of the crime he no longer lived near on victim's street.</li> </ul>	No	
Adams, Kenneth	R	Alibi	<ul style="list-style-type: none"> <li>Defendant's mother said he was sleeping at home at the time of the crime.</li> </ul>	No	
Alejandro, Gilbert		Alibi	<ul style="list-style-type: none"> <li>Defendant's mother testified that he was home at the time of the crime.</li> </ul>	No	
Alexander, Richard	PD	None	<ul style="list-style-type: none"> <li>No defense witnesses called, but attorney asserted in openings that "this is a case of misidentification" and noting that forensic evidence excluded defendant in other crimes.</li> </ul>	No	
Anderson, Marvin	R	Alibi	<ul style="list-style-type: none"> <li>Defendant's mother and her neighbor both saw defendant washing car at the time of the crime.</li> <li>Defendant's girlfriend testified she was with him on the night of the crime.</li> </ul>	No	
Atkins, Herman	CA	Alibi	<ul style="list-style-type: none"> <li>Defendant's wife testified in support of alibi.</li> </ul>	Yes	Partial transcript
Avery, Steven	R	Alibi	<ul style="list-style-type: none"> <li>13 witnesses saw defendant pouring concrete at his father's house at the time of the crime.</li> </ul>	Yes	<ul style="list-style-type: none"> <li>Defendant testified that he was at his father's house at the time of the crime.</li> <li>When asked if he attacked the victim, he testified "No."</li> </ul>
Bain, James	R	Alibi	<ul style="list-style-type: none"> <li>Defendant's sister testified in support of alibi.</li> </ul>	N/A	Missing portion of transcript
Barnes, Steven	R	No info	Missing transcript of defense case.	No info	
Bauer, Chester	PD	Alibi	<ul style="list-style-type: none"> <li>Mother, father, and wife all testified that defendant was at home at the time of the crime</li> </ul>	Yes	<ul style="list-style-type: none"> <li>When asked if he was at the scene of the crime, defendant testified, "No, I was not."</li> </ul>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
Beaver, Antonio	PD	Mistaken identification	<ul style="list-style-type: none"> <li>Fingerprint of defendant did not match murderer's</li> </ul>	No	
Bibbins, Gene	CA	None	Missing transcript of defense case	No	
Blair, Michael	PD	Alibi, third party guilt	<ul style="list-style-type: none"> <li>Two roommates and the ex-girlfriend of one of the roommates all testified that defendant was asleep at the apartment the night of the crime.</li> <li>Witnesses testified about another individual at the park and had a history of sexually abusing boys.</li> </ul>	Yes	<ul style="list-style-type: none"> <li>When asked if he was at the scene of the crime, defendant replied, "No, sir."</li> <li>When asked if he killed the victim, defendant replied, "No, sir."</li> </ul>
Bloodsworth, Kirk	PD	Alibi, third party guilt	<ul style="list-style-type: none"> <li>Hair and fingerprints from the crime scene did not match defendant's</li> <li>Family members and friends testified they who saw defendant for various parts of the time when the crime was committed.</li> </ul>	Yes	<ul style="list-style-type: none"> <li>Defendant testified that he was either home with his wife's family or with friends all day</li> <li>When asked about the bloody rock that was used to assault the victim, defendant testified, "I don't know nothing of that."</li> </ul>
Booker, Donte	CA	Alibi	No transcript	Yes	No transcript
Boquete, Orlando	No info	Alibi	<ul style="list-style-type: none"> <li>Cousin testified that he was watching TV with defendant all night the night of the crime.</li> </ul>	Yes	<ul style="list-style-type: none"> <li>Defendant testified that police officers fed him information about the crime. Defendant said "Because what was I going to do, because in his time, they would have taken me to the electric chair? And I told [the officer] to take me wherever he wanted to, because I had no idea of what they were talking about."</li> <li>"I know I'm not guilty. That's why I'm here. What else can I tell you? My record, my life, I've never been a delinquent in my life."</li> </ul>
Bostic, Larry	CA	No transcript - pleaded guilty			
Bradford, Marcellius	N/A	No transcript - pleaded guilty			
Bravo, Mark	No info	Alibi, third party guilt, no crime occurred	<ul style="list-style-type: none"> <li>Four witnesses testified that defendant was in meetings with them at the time of the crime.</li> <li>Three witnesses testified that the victim told them that she was attacked by someone other than defendant.</li> </ul>	Yes	<ul style="list-style-type: none"> <li>When asked if he raped the victim, defendant answered "No, I didn't."</li> </ul>
Brewer, Kennedy	CA	None	<ul style="list-style-type: none"> <li>Defense pointed to lack of fluids, hairs, or fiber that connects defendant</li> </ul>	No	

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
			with the attacker, and that scent tracking dogs failed to pick up the defendant's scent near body.		
Briscoe, Jonny	PD	Alibi	<ul style="list-style-type: none"> <li>Defendant's stepfather and nephew both testified that they watched a baseball game on television with the defendant and saw him go to bed</li> <li>Defendant's mother testified that defendant was in bed when she got home at night and was still in bed when she got up early the next morning</li> </ul>	No	
Brison, Dale	R	Alibi	<ul style="list-style-type: none"> <li>Defendant's mother testified defendant was at home at time of crime. Other siblings testified he has at home that day.</li> </ul>	Yes	When asked if he committed the crime, he answered, "No, I didn't."
Bryson, David	R	Alibi, third party guilt	<ul style="list-style-type: none"> <li>Witness testified that defendant attended his class, far from the crime scene, beginning about 30 minutes after completion of the crime, and that defendant's behavior and appearance was in all respects normal</li> <li>Defendant's father and mother both testified that defendant was at home at the time of the crime</li> </ul>	Yes	When asked if he kidnapped, raped, and sodomized victim, defendant testified "No."
Bromgard, Jimmy Ray	CA	Alibi	<ul style="list-style-type: none"> <li>Victim described assailant as wearing brown pants. Defendant's mother and stepfather testified that defendant did not nor has ever owned brown pants</li> <li>Defendant's mother testified that defendant had returned home by the time the crime was committed</li> </ul>	Yes	When asked if he raped victim and whether he had ever been at the scene of the crime, defendant testified "No."
Brown, Danny	CA	Alibi	<ul style="list-style-type: none"> <li>A series of friends and relatives testified that defendant was across town with friends, at a store, and then at home, when victim was killed.</li> <li>Owner of the house that defendant was cleaning, verified that he came over to use phone around 7:30 p.m.</li> </ul>	Yes	When asked why the victim's 3-year old child identified him as the assailant, defendant testified, "I can only say I don't know what is in [the victim's child's] heart, you know, [he] is a child, you don't know what could have motivated him to say what he could have said, but I know for sure that [he] is mistaken."
Brown, Dennis	CA	Alibi	<ul style="list-style-type: none"> <li>Witness testified that defendant was watching television at her house at the time of the crime</li> <li>Another witness testified that she saw the defendant at the first witness's house at the time of the crime</li> <li>Defendant's father testified that defendant came home after leaving the</li> </ul>	Yes	"I wouldn't do nothing like that. . . . I was raised better than that." When asked how he felt towards the victim, defendant testified, "I feel sorry for her, what somebody else did, because I didn't do it."

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
			first witness's house		
Brown, Keith	CA	No transcript – pleaded guilty			
Brown, Roy	R – pro bono	Alibi	<ul style="list-style-type: none"> <li>• Bite mark analysis showed that bite marks on victim was inconsistent with defendant's teeth</li> <li>• Several witnesses told police that they were with defendant the night of the murder</li> </ul>	No	
Buntin, Harold		No transcript			
Bullock, Ronnie		Alibi	<ul style="list-style-type: none"> <li>• Two witness testified to seeing defendant at his home, away from the crime scene at the time of the crime</li> </ul>	No	
Burnette, Victor	CA	Alibi	<ul style="list-style-type: none"> <li>• Defendant's grandmother testified about his whereabouts the day of the crime; he lived at her house.</li> </ul>	Yes	He testified about his whereabouts the day of the crime and denied committed the crime, stating "No, sir" and that he never knew that a woman lived in the boarding house where the crime took place.
Butler, A.B.	R	No transcript			
Byrd, Kevin	CA	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>• As defense counsel explained in the opening statement, "Members of the jury, we intend to show -- it's not often a person can have someone else who can say where they were at a certain time -- we intend to show through witnesses, who will be his father, his stepmother and a friend of his." Each of those family members described seeing him asleep on the couch the morning of the crime.</li> </ul>	Yes	<p>"Q. Did you assault [the victim], sexually assault her?  A. No, I did not.  Q. Do you know her?  A. No, I do not."</p>
Callace, Leonard	CA	No transcript			
Cage, Dean	R	Alibi, No crime occurred	<ul style="list-style-type: none"> <li>• The defendant's fiancé testified that she was with him and that he was asleep until late the morning of the crime.</li> </ul>	Yes	<p>"Q: Now, on November the 14, 1994, did you ever come into contact with [the victim] at approximately 7000 South Wabach?  A: No, sir.  Q: On November 14th of 1994, did you ever punch [the victim] in her eye?  A: No, sir."</p>
Capozzi, Anthony	R	None	<ul style="list-style-type: none"> <li>• Defense argued innocence, with counsel saying in the opening statement: "He's a victim of it absolutely without question, mistaken</li> </ul>	No	

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
			identity."		
Chalmers, Terry	PD	None		No	
Charles, Clyde	R	Alibi	<ul style="list-style-type: none"> <li>A series of alibi witness testified, in addition to the defendant. A neighbor said that on the day of the crime early in the morning, defendant came to her house to ask for a ride. His brother said he was drinking with him until closing time. A friend from work described how the defendant came to ask for a ride around 2am and stayed for 3 hours.</li> </ul>	Yes	<p>“Q: Clyde Charles, did you rape [the victim]?” A: No, sir, I did not.”</p>
Charles, Ulysses Rodriguez		Alibi	<ul style="list-style-type: none"> <li>Witnesses described how he was at home when the crime took place, and it was a memorable evening, when a birthday party took place.</li> </ul>	No	
Chatman, Charles	CA	Alibi	<ul style="list-style-type: none"> <li>No testimony in support of alibi, aside from the defendant’s own testimony.</li> </ul>	Yes	<p>“Q: Did you rape that woman that night in her house like she says? A: No sir I didn't and that's the honest truth.”</p>
Clark, Robert	R	Third party guilt	<ul style="list-style-type: none"> <li>Witness testified that she had seen another man, Tony Arnold (who matched the victim's initial description of her attacker), driving the victim's car shortly after the rape occurred. Defense attorney had earlier stated during cross-examination of one of the arresting officers, that Tony Arnold's social security card had been found in the car.</li> </ul>	No	
Coco, Allen	PD	None		Yes	<p>“Q: Sir, what do you know about the attack that was committed on [the victim]? What do you know about that? A: Nothing, really.”</p>
Cole, Timothy	R	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Four friends testified that the defendant was studying for a biology lab at home earlier in the evening, and that they were with him at a small party at the defendant’s apartment the night of the crime.</li> </ul>	Yes	<p>Defendant described how he was at home the entire night of the crime, studying and then drinking with friends. “Q. Tim, are you the man who raped [the victim]?” A. No, sir, I am not</p>
Cotton, Ronald	CA	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Nine witnesses testified that defendant was home at the time of the crime.</li> <li>As evidence supporting third party guilt, witness testified that man fitting</li> </ul>	Yes	<p>He testified only in his second trial, for which I was unable to obtain a transcript. He describes testifying in an interview with Frontline:</p>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
			description of perpetrator worked across the street from the gym where victim worked.		<a href="http://www.pbs.org/wgbh/pages/frontline/shows/dna/interviews/cotton.html">http://www.pbs.org/wgbh/pages/frontline/shows/dna/interviews/cotton.html</a>
Cowans, Stephan	R	Third party guilt	<ul style="list-style-type: none"> <li>Three witnesses testified that perpetrator had close-cut hair cut, which defendant did not have at the time of the crime.</li> </ul>	No	
Criner, Roy	CA	Alibi, No crime occurred	<ul style="list-style-type: none"> <li>Witness testified that defendant was at work site with him the entire day and did not leave until well after the crime occurred.</li> </ul>	No	
Cromedy, McKinley	PD	None	<ul style="list-style-type: none"> <li>Defense argued mistaken identification</li> </ul>	No	
Crotzer, Alan	PD	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Palm print did not match defendant but another person</li> <li>Four witnesses testified that defendant was with them at the time of the crime.</li> </ul>	Yes	<p>“Q: You have been in here as various people have been identified as victims of the crimes with which you are charged. Do you know any of these people? A: No sir. Q: Have you ever seen any of these people before other than proceedings surrounding these charges? A: No sir.”</p>
Cruz, Rolando	PD	Alibi	<ul style="list-style-type: none"> <li>Defendant’s sister testified that defendant was babysitting her children at the time of the crime.</li> </ul>	No	
Dabbs, Charles	PD	N/A	<ul style="list-style-type: none"> <li>Missing transcript of defense case</li> </ul>	No	
Dail, Dwayne	CA	Alibi	<ul style="list-style-type: none"> <li>Missing transcript of defense case</li> </ul>	Yes	Missing portion of trial transcript
Danziger, Richard		Alibi	<ul style="list-style-type: none"> <li>Defendant was the only witness in support of the alibi.</li> </ul>	Yes	<p>“Q: Had you ever met [the victim]? A: No. That's a public fact. You can go through all my records or whatever. I never even met the girl.”</p>
Davidson, Willie		Alibi	<ul style="list-style-type: none"> <li>Defendant’s mother and brother testified that defendant was asleep at the time of the crime.</li> <li>Witnesses testified that, on the night of the crime, defendant took asthma medication that puts him into a deep sleep.</li> </ul>	Yes	<p>“Q: How do you look upon that lady? A: Like a mother or grandmother... Q: Would you ever harm her? A: No sir. Q: Did you harm her in the early morning hours of November 24, 1980? A: No sir, I wouldn't dream of it.”</p>
Davis, Cody	R	None	<ul style="list-style-type: none"> <li>Defense lawyer argued that “they got the wrong person” and that neither eyewitness was credible.</li> </ul>	No	
Davis,	CA	Alibi, No crime	<ul style="list-style-type: none"> <li>Four witnesses testified that</li> </ul>	Yes	“A: ...[The victim] has been around

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
Dewey		occurred	defendant was drunk and non-functional on the night of the crime.		me drunk, sober, and whatever all through her life and she's also been respected. Q: Can you think of any reason then why she would say in open court, point to you and say you are the man that sat and watched her while she was raped, and begged you for help, and you said, "No, I can't help you. I ain't your uncle"? A: I can't figure why she said that."
Davis, Gerald	CA	Alibi, No crime occurred	<ul style="list-style-type: none"> <li>Defendant testified that he and his father were out drinking and did not come back until 11:00 (victim claimed she went over to defendant's trailer at 8:30)</li> </ul>	Yes	<p>"Q: Mr. Davis, during the evening hours of February 18th and the morning hours of February 19th, did you at any time attempt to have sexual intercourse with [the victim]?"</p> <p>A: No, sir. I did not.</p> <p>Q: Did you attempt to remove her clothes forcibly?"</p> <p>A: No, sir.</p> <p>Q: Did you attempt to detain her against her will for the purpose of having sexual relations with her?"</p> <p>A: No, sir.</p> <p>Q: Did you hit or threaten her in any way?"</p> <p>A: No.</p> <p>Q: Did you touch her or hold her in any way?"</p> <p>A: No, sir.</p> <p>Q: During the entirety of the visit, you never touched this woman?"</p> <p>A: No, sir. I did not."</p>
Daye, Frederick, Renee	CA	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Defendant's fiancée and another witness testified to seeing defendant away from scene of the crime.</li> <li>Mother of David Pringle, the other man charged with the crime, testified to her son's acquaintance with Eddie Smallwood, who matched the eyewitness' descriptions of the second attacker.</li> <li>Cousin of David Pringle testified that shortly after the attack, Eddie Smallwood offered to sell her two rings that were similar to the rings stolen from the victim.</li> </ul>	No	
Dean, James	CA	Pleaded guilty – no trial			

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party, Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
Dedge, Wilton	PD	None		Yes	“Q: Did you enter [the victim’s] home and rape her? A: No sir.”
Deskovic, Jeff	CA	None	<ul style="list-style-type: none"> <li>• Counsel asserted that the jury did not have enough evidence to convict beyond a reasonable doubt.</li> </ul>	No	
Diaz, Luis	R	None	<ul style="list-style-type: none"> <li>• Counsel argued that the defendant was the wrong man.</li> </ul>	No	
Dillon, William	CA	Alibi	<ul style="list-style-type: none"> <li>• Two witnesses testified that defendant spent the night at their apartment on the night of the murder.</li> </ul>	Yes	Defendant described his whereabouts the night of the murder, and when asked if he murdered the victim, he explained “No, sir, I did not.”
Dixon, John	PD	Alibi	<ul style="list-style-type: none"> <li>• Guilty plea – no trial, but did assert alibi in motion to revoke plea.</li> </ul>		
Dominguez, Alejandro	PD	Alibi	<ul style="list-style-type: none"> <li>• Three witnesses testified that defendant was not at the scene of the crime.</li> </ul>	Yes	“Q: Did you see [the victim] on September 19, 1989 A: No.”
Doswell, Thomas	CA	Alibi	<ul style="list-style-type: none"> <li>• Three witnesses testified that defendant was asleep on the night of the crime.</li> </ul>	Yes	“As God is my witness, I did not rape that woman.”
Dotson, Gary	PD	N/A	<ul style="list-style-type: none"> <li>• Missing transcript of defense case</li> </ul>		
Durham, Timothy	R	Alibi	<ul style="list-style-type: none"> <li>• A large number of witnesses testified that defendant was in Dallas all weekend when the rape was committed in Tulsa.</li> <li>• Defense presented a number of credit card receipts bearing the defendant’s signature for purchases made at stores in Dallas throughout the weekend.</li> </ul>	No	
Echols, Douglas	Unknown	Alibi, No crime occurred	<ul style="list-style-type: none"> <li>• Witness testified to seeing both defendants away from the crime scene at the time the crime occurred.</li> </ul>	Yes	“Q: Did you commit the crimes you're charged with? A: No sir.”
Elkins, Clarence	R	Alibi	<ul style="list-style-type: none"> <li>• Eight witnesses testified seeing defendant at a bar away from the crime scene at various points in the night while the crime was being committed.</li> <li>• Defendant’s wife testified that defendant came home after being out at the bar.</li> </ul>	Yes	“Q: Clarence, the early morning hours of June 7th, 1998 in Barberton, did you kill your mother-in-law? A: No, I did not. Q: Were you even there in Barberton at that time? A: No, I was not. Q: Did you hit Brooke? A: No, I did not. Q: Did you attempt to rape Brooke? A: No, I did not. Q: While all that was happening, where were you?”



Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					A: Well, I was in bed if this happened, I don't know what time it happened, but I was in bed after I come home from the bars? Q: And you didn't leave your house? A: Absolutely not. Q: Are you innocent of these charges? A: Yes, I am innocent."
Erby, Lonnie	R	Alibi	<ul style="list-style-type: none"> <li>Defendant's girlfriend testified that defendant was with her during the times of two of the attacks. This testimony was corroborated by her daughter.</li> <li>Defendant's sister testified to dropping off clothes for defendant at his home around the time of fourth attack.</li> <li>Clerk at a Rent-a-Center testified that, based on receipts, defendant and his girlfriend were at the store at the time of the first attack.</li> </ul>	No	
Evans, Jerry Lee		Alibi	<ul style="list-style-type: none"> <li>No witnesses called except for exoneree</li> </ul>	Yes	"I'm under oath and I'm saying that I did not [commit the rape]."
Evans, Michael	R	N/A	Missing the defense case portion of trial transcript	No	
Fain, Charles Irvin	PD	Alibi	<ul style="list-style-type: none"> <li>Defendant's father and mother testified that, at the time of the murder, the defendant lived at their house, which was located in a different state than the one in which the murder occurred.</li> </ul>	Yes	"Q: Are you guilty of any of these offenses charged? A: No sir, I did not do any of them."
Fappiano, Scott		None	<ul style="list-style-type: none"> <li></li> </ul>	No	
Fears, Joseph		Alibi	<ul style="list-style-type: none"> <li>Two alibi witnesses testified.</li> </ul>	No	
Fountain, Wiley	CA	Alibi	<ul style="list-style-type: none"> <li>Defendant's cousin testified that defendant was asleep at the time of the crime.</li> </ul>	Yes	"Q: Did you rape [the victim]? A: No, sir, I didn't."
Fritz, Dennis	CA	None (but Third Part Guilt asserted in openings and closings)	<ul style="list-style-type: none"> <li>None</li> </ul>	Yes	"Q: Dennis, did you kill [the victim]? A: No, I did not. I did not kill [the victim], and I don't know anything about the death of [the victim] whatsoever. I've been locked up over in that county jail for 11 months on circumstantial evidence, and I'm the kind of person that I've never

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					taken a life. I've never thought about taking a life. I've never wanted to rape a woman. I've never had any thoughts of this kind of activity in my life."
Fuller, Larry	R	Alibi	<ul style="list-style-type: none"> <li>Defendant's live-in girlfriend testified that she did not hear him leave their water-bed at any time between one-thirty and seven o'clock when the crime occurred.</li> <li>Victim could not describe defendant's facial hair.</li> </ul>	No	
Gates, Donald Eugene	CA	N/A	No trial transcript		
Giles, James		Alibi	<ul style="list-style-type: none"> <li>Defendant's wife testified that her husband went to bed with her and stayed in bed all night.</li> <li>Victim's description of assailant did not match defendant in height, age, facial hair, clothes, or watch.</li> </ul>	Yes	"Q: Are you guilty? A. No, I am not guilty."
Godschalk, Bruce	R	Alibi	<ul style="list-style-type: none"> <li>Defendant's mother testified that if defendant had gone out she would have heard him and their dog would have barked</li> <li>Defense challenged defendant's confession and the lack of physical evidence to support it.</li> <li>Defense also presented a stipulation that serology excluded the defendant.</li> <li>Defense also argued that the attacker had a mustache and defendant did not at the time.</li> </ul>	Yes	<p>"Q: Can you indicate to the panel of jurors why it was that you would give such a [confession]?" A: I was under a great deal of pressure, and I did. ... Q: What do you mean by that? A: They were questioning me, they started out right away just questioning me, right? -- and I was under pressure, and -- Q: You mean from the time they got you in the car, or what? A: Yes. I was nervous and -- what would you like me to -- Q: Just what happened. A: They started questioning me down at the station and I was quite upset, and I was denying it most of the time, and I thought they would let me go. And so -- Q: What would you have to do if they would let you go? What did you think? A: I was answering the questions for them. Q: You thought they would let you go? A: Yes, I did.</p>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					... Q: To what end? What was your purpose in making such statements? A: I don't know why I did it. Most of them were just guesses. Because they had asked me the questions, I was guessing. They were giving me multiple-choice questions.”
Gonzalez, Hector	CA	None	<ul style="list-style-type: none"> <li>Fingerprint on knife did not match defendant's.</li> </ul>	No	
Gonzalez, Kathy	CA	No trial – pleaded guilty			
Good, Donald Wayne	CA	Alibi	<ul style="list-style-type: none"> <li>The only witness in support of the alibi was the defendant.</li> </ul>	Yes	No transcript obtained of second trial at which he testified.
Goodman, Bruce Dallas	CA	Alibi	<ul style="list-style-type: none"> <li>Three witnesses saw the defendant at a warehouse, working, the day of the crime. Defense presented receipt from a Radio Shack located 12 hours away from location of crime.</li> </ul>	Yes	<p>“Q: I'm sorry. The night of November 29th and early morning of November 30th, were you in [victim's] company? A: No. I haven't seen [the victim] since the 25th of November. Q: Specifically, did you cause her death by a beating . . . ? A: I did not.”</p>
Gossett, Andrew		Alibi	<ul style="list-style-type: none"> <li>Defense questions accuracy of eyewitness testimony.</li> </ul>	No	
Gray, Anthony		No trial – pleaded guilty			
Gray, David A.	CA	Alibi	<ul style="list-style-type: none"> <li>Defendant's parents, defendant's girlfriend, and defendant's girlfriend's mother all testified that defendant was with them at the time of the crime.</li> <li>Witness testified that defendant was at work during the time that the attacker visited the victim the week before the crime.</li> </ul>	No	
Gray, Paula	R	None	<ul style="list-style-type: none"> <li>N/A</li> </ul>	Yes	<p>“Q: The story that you told before the Grand Jury, where did that story come from? A: The State had made me tell a lie. ... Q: Now, directing your attention to the deceased parties, did you at any time see these parties while they were alive? A: No. Q: Are you aware of any of the</p>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					circumstances--what if any of the circumstances are you aware of that caused their death? A: None.”
Green, Anthony	CA	Alibi	<ul style="list-style-type: none"> <li>The defendant was the only witness to discuss his alibi.</li> </ul>	Yes	Defendant made general assertions of innocence and denied committing the rape.
Green, Edward	PD	No trial transcript			
Green, Kevin Lee	R	Alibi, Third party guilt, no crime occurred	<ul style="list-style-type: none"> <li>Worker at the fast food restaurant testified to seeing defendant at the fast food.</li> <li>Prosecution witness police officer testified that the take out food on defendant’s kitchen counter was still warm, which supports defendant’s alibi that he was out getting take out when crime occurred.</li> </ul>	Yes	<p>“Q: Again referring -- this is September 30th -- you did not inflict the injury to [the victim]?</p> <p>A: No, I didn’t.”</p>
Gregory, William	PD	N/A	Missing trial transcript of defense case		
Halsey, Byron	PD	Alibi	<ul style="list-style-type: none"> <li>Bartender and police officer testified that defendant was at a bar away from the scene at the time of the crime.</li> </ul>	No	
Halstead, Dennis	R	Alibi	<ul style="list-style-type: none"> <li>Witness testified that defendant was working at her house at the time of the crime.</li> </ul>	Yes	<p>“Q: Dennis, did you ever see or meet or have the opportunity to be in the company of [the victim]?</p> <p>A: Never.</p> <p>Q: Did you know her or even hear of her prior to the day she disappeared?</p> <p>A: No.</p> <p>Q: On November 10th, 1984, Dennis, were you involved in any way with the abduction, rape and murder of [the victim]?</p> <p>A: Absolutely not.”</p>
Harris, William	CA	Alibi	<ul style="list-style-type: none"> <li>Defendant’s girlfriend and her parents testified that defendant was at their house the day of the crime.</li> </ul>	Yes	<p>“Q: I would like to ask you if you did that violent, vicious crime?</p> <p>A. No, I didn’t.”</p>
Harrison, Clarence		Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Witnesses testified defendant periodically came and went to their house throughout the night that the crime took place.</li> </ul>	Yes	<p>“Q: Mr. Harrison, did you rape [the victim]?</p> <p>A: No, I didn’t.</p> <p>Q: Do you know who did?</p> <p>A: No.</p> <p>Q: Do you have any knowledge whatsoever of this crime?</p> <p>A: No more than, you know, what I</p>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					heard, what Kenney said and what people said on the street, you know. Q: Have you ever harmed her in any way? A: No, I haven't."
Hatchett, Nathaniel	R	Alibi	<ul style="list-style-type: none"> <li>Three witnesses testified that defendant was with them at the time of the crime.</li> </ul>	No	
Hayes, Travis	R	None	<ul style="list-style-type: none"> <li>None</li> </ul>	No	
Heins, Chad	CA	Third party guilt	<ul style="list-style-type: none"> <li>Three witnesses testified that victim's husband (who was also the defendant's brother) made inculpatory statements suggesting he was responsible for his wife's murder.</li> </ul>	Yes	<p>"Q: Chad did you have anything to do with the death of [the victim]?</p> <p>A: No sir.</p> <p>Q: Did you kill [the victim]?</p> <p>A: No sir.</p> <p>Q: Did you attempt to have any type of sexual relationship with her on April 17, 1994?</p> <p>A: No sir."</p>
Henton, Eugene	CA	No transcript			
Hernandez, Alejandro	PD	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Five witnesses all testified working with victim at the time of the crime.</li> <li>Three witnesses all testified that another man confessed he was responsible for the crime in question.</li> </ul>	No	
Hicks, Anthony	R		<ul style="list-style-type: none"> <li>Defense presented alibi witnesses but they were unable to account for defendant's whereabouts from about 7:00-8:10, the time in which the crime occurred.</li> </ul>	No	
Holdren, Larry	CA	Alibi	<ul style="list-style-type: none"> <li>Missing testimony from defense case, but apparently family members testified he was at home at the time of the crime.</li> </ul>	No	
Holland, Dana	PD	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Defense argued that another man – who was wearing the same cloth and hair style as the defendant – was the actual perpetrator.</li> </ul>	Yes	<p>"Q: Were you ever -- did you ever participate in any of the events that [the victim] testified to here in court this afternoon?</p> <p>A: No, I didn't.</p> <p>Q: Did you have anything whatsoever to do with the incident that [the victim] testified to?</p> <p>A: No, I didn't."</p>
Honaker, Edward	CA	Alibi	<ul style="list-style-type: none"> <li>Defense argued that defendant had a vasectomy and was incapable of producing sperm; sperm was found during the physical examination of the victim after the rape.</li> </ul>	Yes	<p>"Q: Have you any explanation for the court, or for the jury, why they would look you in the eye, be so absolutely positive you are the person that perpetrated these crimes?"</p>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
			<ul style="list-style-type: none"> <li>Three witnesses accounted for defendant's whereabouts during the time the crime occurred.</li> </ul>		A: No, sir, I don't offer an explanation to it. I know there is no question in my mind that they both feel that I am the one that did it. It's a mistake. I didn't do it. I am not the one that did that to her."
Hunt, Darryl	R	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Three witnesses testified to being with defendant the entire night that the crime occurred.</li> <li>Two witnesses testified to seeing another man around the crime scene with blood stains on his shirt. One witness testified that this other man had intimidated her; another witness testified that he exposed himself to her.</li> </ul>	Yes	<p>"Q: Mr. Hunt, did you have anything to do with the rape or murder of [the victim]?</p> <p>A: No, I didn't.</p> <p>Q: Do you have any knowledge about who did it?</p> <p>A: No."</p>
Ireland, Kenneth	PD	No transcript			
Jackson, Willie		Alibi	<ul style="list-style-type: none"> <li>Defendant lives in Nachtez, which was at least a three-hour drive away from the town where the crime took place. Defendant does not own a car and three witnesses testified that defendant was in Nachtez on the night of the crime.</li> <li>Although victim claimed to have seen the perpetrator at the bar earlier in the night, bartender testified that he never saw defendant in his bar.</li> </ul>	No	
Jean, Lesly	CA	N/A	Missing transcript for defense case	Yes	Missing transcript for defense case
Jimerson, Vermeal	CA	Alibi	<ul style="list-style-type: none"> <li>Defendant's wife testified that she was with the defendant throughout the night when the murder occurred.</li> </ul>	Yes	<p>"Q: Now, I'm going to ask you Vermeal, were you involved in this horrendous crime?</p> <p>A: No, I wasn't."</p>
Johnson, Albert K.		No transcript			
Johnson, Arthur		No transcript			
Johnson, Calvin Crawford	R	Alibi	<ul style="list-style-type: none"> <li>Defendant's girlfriend and his girlfriend's mother testified that defendant was asleep at his girlfriend's house the night of the first attack.</li> <li>Defendant's mother testified that defendant was asleep at her house the night of the second attack.</li> </ul>	Yes	<p>"Q: Did you rape [the victims]?</p> <p>A: No, sir.</p> <p>Q: Have you told the truth today, Calvin?</p> <p>A: Yes, sir."</p>
Johnson, Larry	PD	None	<ul style="list-style-type: none"> <li>Defense argued mistaken identity and challenged victim's identification</li> </ul>	No	
Johnson, Richard	PD	None	<ul style="list-style-type: none"> <li>Defense argued that fingerprints on knife did not match defendant's.</li> </ul>	No	

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party, Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
			<ul style="list-style-type: none"> <li>• Defense argued mistaken identity and emphasized that the victim's description of the attacker did not match defendant.</li> </ul>		
Johnson, Rickey	PD	Alibi	<ul style="list-style-type: none"> <li>• Defendant's mother, brother, and then girlfriend all testified that, on the night of the murder, the defendant was at home because he had an abscessed tooth that caused him a lot of pain.</li> </ul>	No	
Jones, David Allen	PD	N/A	<ul style="list-style-type: none"> <li>• Missing transcript of defense case</li> </ul>		
Jones, Joe	PD	Alibi	<ul style="list-style-type: none"> <li>• Employee at store testified that defendant was a regular customer at the Kwick Shop and was at the store eating sandwiches for some time the night of the crime.</li> </ul>	No	
Jones, Ronald	PD	None	<ul style="list-style-type: none"> <li>• Defense argued that defendant signed confession in order to stop police from abusing him.</li> </ul>	Yes	<p>Defendant testified that he was beaten during interrogation: "[The officer] asked me, he said, are you going to tell me what I want to know or not. I said, I don't know what to tell you. So, he swung me upside my head with the black object."</p> <p>Q: Did you kill [the victim]?</p> <p>A. No, I did not.</p> <p>Q. Why did you tell [the police officers interrogating you] that you did?</p> <p>A. Because it seemed like the only way he was going to stop beating me."</p>
Karage, Entre Nax	R	Alibi	<ul style="list-style-type: none"> <li>• Missing trial transcript portion with defense case</li> </ul>	No	
Kelly, William		No transcript – pleaded guilty			
Kogut, John		Alibi	<ul style="list-style-type: none"> <li>• Friends described that he was a birthday party the evening the murder took place. Defendant also described his whereabouts the night of the crime.</li> </ul>	Yes	<p>"Q: Now, on November 10th or at any time, did you ever pull a girl into a van and help anybody rape her?</p> <p>A: No, I didn't.</p> <p>Q: Have you ever killed anyone?</p> <p>A: No, I haven't.</p> <p>Q: Did you kill [the victim]?</p> <p>A: No, I didn't."</p>
Kordonowy, Paul D.		Alibi	<ul style="list-style-type: none"> <li>• Witnesses described that at the time the crime occurred, defendant was miles away and his car was disabled.</li> </ul>	Yes	Missing transcript for defense case
Kotler, Kerry		No transcript			

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
Krone, Ray	CA	Alibi	<ul style="list-style-type: none"> <li>The exoneree was the only witness testifying in support of the alibi</li> </ul>	Yes	Missing transcript for defense case
Laughman, Barry	PD	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>None</li> </ul>	N/A	
Lavernia, Carlos Marcos	CA	None		No	
Linscott, Steven	CA	Alibi	<ul style="list-style-type: none"> <li>Defendant's wife supported alibi</li> </ul>	Yes	Defendant denied murdering the victim and described how he called the police and told them about a dream he had about the crime.
Lindsey, Johnnie	CA	Alibi	<ul style="list-style-type: none"> <li>Defendant's employer at a laundry testified on his behalf, and said he had been at work the day of the crime, presenting defendant's time card.</li> </ul>	No	
Lloyd, Eddie Joe	CA	None	<ul style="list-style-type: none"> <li>Defense lawyer did not claim his client's innocence.</li> </ul>	No	
Lowery, Eddie	R	Alibi	<ul style="list-style-type: none"> <li>Three witnesses testified that defendant hit a parked car around the time that the crime was occurring.</li> </ul>	Yes	"Well, after that, after I was crying and everything and really just couldn't – couldn't handle myself or anything, you know, and finally they wanted to hear a confession and everything so I just made up a confession and told them."
Lyons, Marcus		Alibi	Missing defense case portion of trial transcript		
Mahan, Dale		No transcript			
Mahan, Ronnie		No transcript			
Maher, Dennis	R	Alibi	<ul style="list-style-type: none"> <li>Two witnesses testified that they were with defendant at a location away from the crime scene until 5:15 pm. Victim claimed she was attacked around 5:10 pm.</li> </ul>	Yes	<p>“Q: Was your picture published in the Lowell Sun?  A: Yes, it was.  Q: When?  A: On November 21, 1983.  Q: Were you subsequently identified after that picture was taken?  A: Yes, I was.  Q: Did you have anything at all to do with [the victim]?  A: No, I did not.  Q: Did you have anything at all to do with [the witness]?  A: No, I did not.  Q: Did you ever see them before you came to this court this morning?  A: Just when I was in the lineups and they came in to pick the person out and I seen [the witness] once before</p>



Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					in the District Court courtroom when she walked around the courtroom and tried to identify the person. Q: Did she come close to you? A: She walked right by me. Q: Did she look at you? A: Yes, she did.”
Marshall, Michael	PD	No trial – pleaded guilty			
Matthews, Ryan	PD	None	• Defendant’s DNA was not on the mask that gunman wore.	No	
Mayes, Larry	PD	None	•	No	
McCarty, Curtis	R	Alibi	• Two alibi witnesses testified for the defendant.	Yes	Defendant described his whereabouts the day of the crime, denied committing the murder or learning that it had occurred until the next day.
McClendon, Robert	CA	Alibi	• Phone records show that defendant received a call at 4:59 pm when the crime was occurring. Victim did not testify to hearing a call or a beeper page during the attack.	Yes	“Q: Did you ever, either on the 19th or the 25th, remove [the victim] from her back yard? A: Of course not. Q: Have you ever seen that young lady in her back yard? A: Never. I never been to the house. Q: Did you ever have any contact with that young lady -- A: Never. Q: -- as she described, ever? A: Never.”
McCray, Anton	R	None	• Defense argued confession was involuntary.	No	
McGee, Arvin	PD	None		No	
McGowan, Thomas	PD	None		No	
McKinney, Lawrence	PD	No trial transcript			
McMillan, Clark Jerome	PD	Alibi	• Defendant’s girlfriend testified that she was with him the entire night when the crime occurred. • Defendant’s sister testified that defendant was at her house the entire night when he crime occurred.	No	
McSherry, Leonard	PD	Alibi	• Defendant’s father testified that he called home and spoke with his son, who was painting his house on the evening when the crime occurred.	No	

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
Mercer, Michael		No trial transcript			
Miller, Billy Wayne	R	Alibi	<ul style="list-style-type: none"> <li>Defendant's housemate testified that defendant was home throughout the evening when the crime occurred.</li> </ul>	No	
Miller, Neil	PD	None	<ul style="list-style-type: none"> <li>Defense lawyer asserted innocence without raising a defense, stating "We are here simply to say that this man, Neil Miller, had nothing to do with it."</li> </ul>	No	
Miller, Jerry	PD	Alibi	<ul style="list-style-type: none"> <li>Defendant's father testified that defendant was home with him watching a fight throughout the evening that the crime occurred.</li> </ul>	No	
Miller, Robert	PD	None	<ul style="list-style-type: none"> <li>Defense argued confession was false.</li> </ul>	Yes	Defendant recanted his confession of "visions" or a "nightmare" concerning the crimes, and claimed his innocence, denying ever having come into contact with the victims.
Mitchell, Marvin		No trial transcript			
Mitchell, Perry	PD	Alibi, No crime occurred	<ul style="list-style-type: none"> <li>Doctor who performed rape kit testified that there was no sign of recent sexual intercourse and no "gross evidence" of trauma to vagina</li> <li>Two witnesses testified to seeing defendant immediately before the attack wearing a black cowboy hat and boots. Victim did not describe her attacker wearing either of these articles of clothing.</li> </ul>	Yes	Defendant presented his alibi.
Moon, Brandon		Alibi	<ul style="list-style-type: none"> <li>Defendant's girlfriend testified as an alibi witness</li> </ul>	Yes	<p>"Q. When is the first time you have ever seen the lady? A. Here. Q. Today? A. Yes, sir."</p>
Moto, Vincent		No trial transcript			
Mumphrey, Arthur		No trial transcript			
Nelson, Bruce		No trial transcript			
Nesmith, Willie	PD	No trial transcript			
Newton, Alan		Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Defendant's fiancée and her daughter testified that they were with the defendant the entire day.</li> </ul>	Yes	<p>"Q: And did you stay at that address, South Ozone Park, Queens the entire early morning hours of une 23rd? A: Yes. Q: Did you leave at any time? A: No, sir."</p>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					<p>Q: Did you go up to Crotona Park? A: No, sir.</p> <p>Q: Did you go to some bodega in the Bronx? A: No, sir.</p> <p>Q: Did you go out of that house at any time in the early morning hours of June 23rd? A: No, sir.</p> <p>Q: You heard testimony here from [the victim] and [a witness that saw the perpetrator]; is that correct? A: Yes.</p> <p>Q: Did you ever enter that bodega that [the witness] worked in? A: No, sir.</p> <p>...</p> <p>Q: Did you do it to [the victim], did you rape, sodomize and assault [the victim] in the early morning hours of June 23rd, 1984, sir? A: No, sir.”</p>
O’Donnell, James	PD	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Defendant’s long time girlfriend testified that defendant was asleep at the time the crime occurred. This was corroborated by her son who testified to seeing defendant asleep at this time.</li> <li>Defense presented witness who came forward with a suspect that matched the sketch she saw in the newspaper.</li> </ul>	No	
Ochoa, Christopher	CA	No trial – pleaded guilty			
Ochoa, James	CA	No trial – pleaded guilty			
Ollins, Calvin	CA	None		Yes	
Ollins, Larry	CA	Third party guilt	<ul style="list-style-type: none"> <li>Hairs found were consistent with another suspect.</li> </ul>	No	
Ott, Chaunte	CA	Alibi	<ul style="list-style-type: none"> <li>No alibi witnesses.</li> </ul>	No	
Ortiz, Victor	PD		Missing defense case portion of trial transcript	Unknown	
Peacock, Freddie	PD	Alibi	<ul style="list-style-type: none"> <li>Neighbor heard defendant get into bed from her apartment.</li> </ul>	No	
Pendleton, Marlon	R	Alibi	<ul style="list-style-type: none"> <li>Mother and step-father testified they woke defendant up and drove him to work the day of the crime; they also testified he had false teeth and no gold</li> </ul>	No	Defendant interjected “You know I ain’t the one” during the victim’s testimony.

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
			tooth as victim had described.		
Peterson, Larry	PD	Alibi	<ul style="list-style-type: none"> <li>Two alibi witness testified</li> </ul>	Yes	Defendant described his whereabouts the day of the crime and testified “No, sir, I didn’t” attack the victims.
Phillips, Steven	R		<ul style="list-style-type: none"> <li>Defense argued that victim misidentified defendant.</li> </ul>	No	
Pierce, Jeffrey Todd		Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Witness testified to being with defendant during the time the crime occurred.</li> <li>Defense presented maintenance man also fit the victim’s description of the attacker.</li> </ul>	No	
Piszczek, Brian		None	<ul style="list-style-type: none"> <li>Witness testified that defendant did not come home late.</li> <li>Defendant never wore an earring as the victim described (defendant did not even have his ears pierced).</li> </ul>	No	
Pope, David Shawn		Alibi	Missing defense case portion of the trial.	No	
Powell, Anthony	CA	Alibi	<ul style="list-style-type: none"> <li>Defendant’s mother and two friends testified in support of the alibi.</li> </ul>	Yes	Defendant described his whereabouts the evening of the crime and denied ever knowing or assaulting the victim.
Rachell, Ricardo	CA	No trial transcript			
Rainge, Willie	R	Alibi	<ul style="list-style-type: none"> <li>Defendant’s girlfriend testified that she was with defendant at his house when the crime occurred.</li> </ul>	Yes	<p>“Q: Did you at any time see either of the deceased? A: No I didn’t.”</p>
Restivo, John	R	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Telephone records showed defendant receiving a call at his home from his mother-in-law for 11 minutes at the time the crime occurred. Friend described sanding floors with defendant the night of the crime.</li> </ul>	Yes	<p>“Q: Were you with John Kogut and Dennis Halstead on the night of November 18th, 1984? A: No. Q: Were you in your van in Lynbrook on November 10th, 1984? A: No. Q: Did you rape [the victim]? A: No. Never. Absolutely not. Q: Did you watch her be killed? A: No. Q: Did you watch her strangled? A: No. Q: Were you there at all, John? A: No. Q: Where were you that night? A: I was home.”</p>
Reynolds, Donald	PD	No transcript of defense case			
Richardso	CA	No crime	<ul style="list-style-type: none"> <li>Testimony of defendant describing</li> </ul>	Yes	“Q: So, all of this time you're

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
n, James		occurred, Third party guilt	whereabouts the evening of the crime.		<p>thinking that you kind of saved the little girl's life, right?</p> <p>A: Yes.</p> <p>Q: And you felt good about that?</p> <p>A: Yes, sir.</p> <p>Q: Did you think you were kind of a hero, sort of?</p> <p>A: No, not really.</p> <p>Q: Mr. Richardson, did you kill [the victim]?</p> <p>A: No, sir, I did not.</p> <p>Q: Did you burglarize her home?</p> <p>A: No, sir, I did not.</p> <p>Q: Did you sexually assault her without her consent?</p> <p>A: No, sir, I did not.”</p>
Richardson, Kevin	R	None	<ul style="list-style-type: none"> <li>Witnesses described defendant’s whereabouts earlier the evening of the crime. Two defense witnesses took the Fifth Amendment</li> </ul>	No	
Robinson, Anthony	CA	No crime occurred	<ul style="list-style-type: none"> <li>Defendant had chicken pox bumps, scars on his arm, and a large gap in his teeth that were not mentioned in the victim’s description.</li> <li>Perpetrator mentioned that he had spent time in jail but defendant did not have a criminal record.</li> <li>Victim claimed that attacker smelled of smoke but defendant did not smoke.</li> </ul>	Yes	<p>“A: He said why did I do it. I said, ‘I told you before I didn’t do anything.’ And I said, you know, ‘I didn’t do anything.’ And he said, ‘Well, you know, that is going to be for you to prove.’)</p> <p>...</p> <p>Q: Have you ever seen that lady in your life before this trial?</p> <p>A: No, sir.”</p>
Rodriguez, George	CA	Alibi, Third party guilt, No crime occurred	<ul style="list-style-type: none"> <li>Two witnesses testified that defendant was at work when the crime occurred.</li> <li>Witness testified to seeing two other men – and not defendant – with victim around the time of the crime.</li> </ul>	Yes	<p>“Q: Are you the person [the victim] described as the fat man?</p> <p>A: No, sir.</p> <p>...</p> <p>Q: Have you ever driven a 1984 Chrysler Cordova [vehicle driven by perpetrator]. White over green? A: No, sir.</p> <p>...</p> <p>Q: Other than what you have heard here in court today, do you know anything at all about this offense?</p> <p>A: No, sir, I don’t, just that I don’t believe it, you know, about the girl saying it was me. She is confused or something. I don't know what is wrong with her, and I know the cops don’t like my family. That I know.</p> <p>Q: I'm asking you what you know and not what you think about the</p>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					<p>police not liking your family. Do you know anything about the offense?</p> <p>A: Well, no, really I don't. I just know I have been accused of it. That's all I know.</p> <p>Q: And you know something else, don't you? You know you didn't do it, don't you?</p> <p>A: Yeah, I know I didn't do it.</p> <p>...</p> <p>Q: Would you ever rape anyone?</p> <p>A: No, sir, never in my life.</p> <p>Q: Have you ever raped anyone?</p> <p>A: No, and I never will."</p>
Rollins, Lafonso	PD	Alibi	<ul style="list-style-type: none"> <li>Defendant's foster father testified that defendant and he had lunch and went to defendant's girlfriend's house during the time the crime occurred.</li> </ul>	No	
Roman, Miguel	R	Alibi	<ul style="list-style-type: none"> <li>Witness testified that she was with him at the time the crime occurred.</li> </ul>	No	
Rose, Peter	CA	Third party guilt	<ul style="list-style-type: none"> <li>Defense presented another man who fit victim's description, and confessed that he had sex with a young girl [victim was a young girl].</li> </ul>	No	
Ruffin, Julius	R	No transcript			
Saecker, Frederic	PD	N/A	Missing transcript of defense case		
Salaam, Yusef	R	None	<ul style="list-style-type: none"> <li>Defense attorney did assert innocence and that confession was coerced.</li> </ul>	Yes	"I told him I was never in the park with a female jogger."
Salazar, Ben		Alibi	<ul style="list-style-type: none"> <li>Defendant's wife and brother-in-law testified that he was home the day of the crime</li> </ul>	No	
Santana, Raymond	R	None	<ul style="list-style-type: none"> <li>Defense attorney argued that the confession was involuntary.</li> </ul>	No	
Sarsfield, Eric		None	<ul style="list-style-type: none"> <li>Defense attorney argued that there was a mistaken eyewitness identification.</li> </ul>	Yes	<p>"Q: Did you make an intelligent decision to talk?</p> <p>A: Yes.</p> <p>Q: You did that of your own free will?</p> <p>A: Yes.</p> <p>Q: Why did you do that?</p> <p>A: Because I didn't commit a rape, and I just wanted to get out of that.</p> <p>...</p> <p>Q: When was the first time you saw [the victim]?</p> <p>A: When she walked in that door on</p>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					Tuesday morning. Q: You've never seen that woman before in your life? A: Never. Q: Did you rape that woman? A: No. Q: Did you listen to what she said you did to her? A: Yes. Q: Did you do those things? A: No.”
Saunders, Omar	CA	None	• Defense argued that informant recanted testimony and that co-defendant’s confession was unreliable	No	
Scott, Calvin Lee	CA	N/A	Missing trial transcript of most of defense case	Yes	When asked if he committed the crime, defendant responded, “I did not. God knows I didn’t. God sees all thing, God knows all things.”
Scott, Samuel	CA	Alibi, No crime occurred	• Witness testified to seeing both defendants away from the crime scene at the time the crime occurred.	Yes	“Q: Did you commit the crimes you're charged with? A: No sir.”
Scruggs, Dwayne D.	PD	Alibi	• Defendant’s uncle and cousin testified to being with defendant throughout the day when the crime occurred.	Yes	“Q: You have already said, in answer to – the questions that the officers asked you – did you – do you know, first of all, [the victim]? A: No I do not. Q: Have you ever seen her before today? A: No I have not. Well, yesterday. Q: Before this trial started? A: No I haven't. Q: Did you commit, or do what this is all about? In other words, did you rape her and rob her? A: No I did not.”
Shepard, David		No transcript			
Sheldon, Debra	CA	No trial – pleaded guilty			
Smith, Billy James	CA	Alibi	• Defendant’s sister testified that defendant was asleep during the night that the crime occurred.	Yes	“Q: Did you assault [the victim] as she has indicated from the witness stand? A: No sir, I did not. I've never seen this woman a day in my life.”
Smith, Frank Lee	PD	None	• Attorney argued that no physical evidence tied the defendant to the crime and that he did not commit it.	No	
Smith, Walter D.	CA	None		No	

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
Snyder, Walter		Alibi	<ul style="list-style-type: none"> <li>Defendant's mother testified that defendant was at home asleep at the time the crime occurred.</li> </ul>	Yes	<p>"A: Then, that's when they started yelling at me 'What are you doing down here for?' I'm supposed to be a suspect in some type of rape. We got to talking about how it occurred. This guy was supposed to have went through a window or something like that. He said, 'How do you know about this?' What happened is we were talking about how I got there. They said, I did it. They wanted me to admit it. They said I did it. I did not do this. We started talking about, you know, how women come over to a guy.</p> <p>Q: Who was saying that?  A: The police officer.  Q: Saying it to you?  A: Saying it to me. 'You know how when women comes on to you, gets you off and start things. Carry on and different things start to happening, and one thing leads to another.' What two people do when they get together. 'No, it never happened...'"</p>
Stinson, Robert Lee	CA	Alibi	<ul style="list-style-type: none"> <li>Alibi witnesses described defendant having been with them at a party the night of the crime.</li> </ul>	Yes	Defendant described his alibi and claimed innocence.
Sutherlin, David Brian	PD	None		No	
Sutton, Josiah	CA	Alibi	<ul style="list-style-type: none"> <li>The defendant's testimony supported the alibi.</li> </ul>	Yes	No transcript of defendant's testimony.
Taylor, Ada Joanne	CA	No trial – pleaded guilty			
Taylor, Ronald	CA	Third party guilt	<ul style="list-style-type: none"> <li>Defense presented another man who was dressed in the exact way victim described and had a history of sexual assaults.</li> </ul>	N/A	
Terry, Paul	R	None	<ul style="list-style-type: none"> <li>Defense argued mistaken witness identification.</li> </ul>	No	
Thomas, Victor Larue		No transcript			
Thurman, Phillip Leon		No transcript			
Tillman,	PD	Alibi	<ul style="list-style-type: none"> <li>Witness testified that defendant spent</li> </ul>	Yes	"Q: Did you tell them that you did



Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
James			the entire night at her house the night that the crime occurred.		<p>not do this?  A: Yes, I did.  Q: Did they tell you that you better confess, is that what you just said?  A: They kept telling me over and over again to confess, to confess, and I told them I'm not confessing to nothing 'cause I didn't do anything.  ...  "Q: You told them you didn't do this, is that right, Mr. Tillman?  A: Yes.  Q: Have you ever told them that you did do this?  A: No, I didn't.  Q: Did you do it, Mr. Tillman?  A: No, I didn't.  Q: Did you kidnap that woman that night?  A: No, I didn't.  Q: And assault her?  A: No.  Q: And rape her?  A: No.  Q: You didn't do that?  A: No, I never seen that woman before, until I seen that picture that they showed me."</p>
Toney, Steven	PD	N/A	Missing trial transcript of defense case		
Townsend, Jerry	PD	Alibi	<ul style="list-style-type: none"> <li>Alibi witnesses included his employer, probation officer and landlord</li> </ul>	No	
Turner, Keith		Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Three witnesses testified that defendant was with them watching a football game when the crime occurred.</li> </ul>	Yes	<p>"Q: Keith, have you ever been anyplace, anywhere near Belmont Street where a washateria is located?  A: No, sir.  Q: Have you ever been around a person that you would know to be the person by the name of [the victim]?  A: No.  Q: That you are aware of?  A: No, sir."  ...  Q: Would you tell this jury whether or not you raped [the victim]?  A: No, I didn't. I wasn't there. I didn't do that. I don't have to, and I – you know, I have a mother and a sister,</p>

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					and I have practically I whole lot of ladies in my family.”
Vasquez, David	PD	No trial – pleaded guilty	Alibi notice presented prior to guilty plea.		
Velasquez, Eduardo	CA	Alibi	<ul style="list-style-type: none"> <li>Friends described defendant’s whereabouts the night of the crime</li> </ul>	Yes	<p>“Q: Yes, on December 9th of 1987, did you attack a woman with a knife, sir, in Chicopee, Massachusetts?  A: No, sir.  Q: Mr. Hernandez, did you have anything to do with this case whatsoever?  A: No, sir, I had nothing to do with this.”</p>
Villasana, Armand		No trial transcript			
Waller, James	CA	Alibi, Third party guilt	<ul style="list-style-type: none"> <li>Defendant’s girlfriend testified that defendant was sleeping in bed with her the entire night that the crime occurred. This testimony was corroborated by defendant’s two cousins who were living with defendant and his girlfriend.</li> </ul>	Yes	<p>[Victim described attacker wearing a cowboy hat and bandana]  “Q: James, do you own a brown or tan cowboy hat?  A: I have never owned a cowboy hat. I don't even wear cowboy hats.  Q: How about a red bandana?  A: I never owned a red bandana.  ...  “Q: James, you didn't break in on the house there on Bryan, the apartment over there and sexually abuse [the victim]; did you?  A: No, I didn't.”</p>
Waller, Patrick	R	Alibi	<ul style="list-style-type: none"> <li>Three alibi witnesses testified in addition to the defendant. A security guard at the apartment complex described seeing the defendant and his girlfriend and her children arrive at home the evening of the crime. Defendant’s girlfriend and a friend of theirs describes how he was home that evening.</li> </ul>	Yes	Defendant described that he was at home the night of the crime; “I did not go back outside at all until the next day.”
Wallis, Gregory	PD	Alibi	<ul style="list-style-type: none"> <li>Defendant’s wife testified that he was home with her the nights that the crimes occurred.</li> </ul>	No	
Wardell, Billy	PD		<ul style="list-style-type: none"> <li>Missing defense portion of trial transcript.</li> </ul>		
Warney, Douglas	PD	Alibi	<ul style="list-style-type: none"> <li>Two witnesses testified that defendant was at home the night when the crime occurred.</li> </ul>	Yes	Defendant described his alibi and recanted his confession. He said he was “being threatened” during the interrogation and that he signed the confession statement “Because I was being forced by threats to submit this

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
					statement...”
Washington, Calvin	CA	None	<ul style="list-style-type: none"> <li>Defendant’s lawyer argued that there was not sufficient evidence of guilt.</li> </ul>	No	
Washington, Earl	R	Alibi	<ul style="list-style-type: none"> <li>Defense called two witnesses: the defendant and his sister.</li> </ul>	Yes	The defendant recalled that he was out of work that month and said that he was probably “at home cleaning up in the yard” the day of the crime.
Waters, Kenneth	PD	Alibi	<ul style="list-style-type: none"> <li>Co-worker testified in support of the alibi. Defendant was in district court at the time of the murder.</li> </ul>		
Waters, Leo	R	Alibi	<ul style="list-style-type: none"> <li>Defendant’s wife had their only car at the time the crime occurred and defendant was home by himself.</li> </ul>	Yes	<p>“Q: Have you ever been to [address of crime scene]?</p> <p>A: No, sir, I have not.</p> <p>Q: Have you ever seen [the victim] before these charges were brought against you?</p> <p>A: No, sir, I’ve never seen her before.”</p>
Watkins, Jerry	PD	Alibi	<ul style="list-style-type: none"> <li>A series of alibi witnesses included his minister, employer, and relatives.</li> </ul>	Yes	Defendant described his whereabouts during the time period of the crime and denied confessing to jailhouse informant.
Webb, Mark	PD	No transcript			
Webb, Thomas		No transcript			
Webb, Troy	PD	None		No	
Webster, Bernard	PD	Alibi	<ul style="list-style-type: none"> <li>Two witnesses testified to seeing defendant far away from crime scene immediately prior to when crime occurred.</li> </ul>	No	
White, John	R		<ul style="list-style-type: none"> <li>Defense argued victim made mistaken identification.</li> </ul>	No	
White, Joseph	CA	None		Yes	<p>“Did you know [the victim]?”</p> <p>A. No, I didn’t.</p> <p>Q. Did you know anything about her?</p> <p>A. No.</p> <p>Q. Did you participate in her apartment on the 5<sup>th</sup> of February, 1985?</p> <p>A. No.”</p>
Whitfield, Arthur Lee	CA	Alibi	<ul style="list-style-type: none"> <li>Missing defense portion of trial transcript.</li> </ul>	Yes	
Whitley, Drew	R	None	<ul style="list-style-type: none"> <li>Defendant’s attorney noted that when police interviewed him after the crime, he told them, “I didn’t do it.”</li> </ul>	No	

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party, Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
Williams, Dennis	R	Alibi	<ul style="list-style-type: none"> <li>Defendant was the sole alibi witness.</li> </ul>	Yes	<p>“Q: Then what, if anything did you do? A: In went into the house and I stopped in the kitchen and got me some popcorn and a cup of pop and went on into my room and got a yoga book and started briefing through the book. I had been through it before. I was just reviewing and I was eating the popcorn and drinking the pop all along, you know. And after that I just went to bed.”; “Well, all I was advising them of was I didn’t know anything about what they was charging me with.”</p>
Williams, Michael Anthony		Alibi	<ul style="list-style-type: none"> <li>Defendant’s grandmother and sister testified that defendant was asleep the night the crime occurred.</li> </ul>	Yes	Defendant described being at home at his grandmothers house the night of the crime and denied committing the crime.
Williams, Willie	R	Alibi	<ul style="list-style-type: none"> <li>Defendant’s friend’s mother testified that defendant was at her house at the time the crime occurred.</li> </ul>	Yes	Defendant denied committing the offense and described his whereabouts the evening of the crime. He testified “I’m not familiar with that area” where the crime took place and that “I don’t have a driver’s license or a car” with which he could have travelled there.
Williamson, Ronald	CA	None	<ul style="list-style-type: none"> <li>Defendant’s attorney argued that a prosecution witness, the last person seen with the victim, should have been a “prime suspect.”</li> </ul>	Yes	<p>“Q: Did you kill [the victim]? A: No sir I did not.”</p>
Willis, Calvin	PD	Alibi	<ul style="list-style-type: none"> <li>Two witnesses testified that defendant was with them all night and that they dropped him off at home with his wife at the end of the night on the night that the crime occurred.</li> </ul>	Yes	Defendant described his whereabouts the evening of the crime and denied committing it.
Willis, John	PD	No trial transcript			
Winslow, Thomas	CA	No trial – pleaded guilty			
Wise, Kharey	R	Alibi	<ul style="list-style-type: none"> <li>Two alibi witnesses asserted Fifth Amendment privilege.</li> </ul>	Yes	<p>“Q: What else did [Hartigan] say? A: So he said tell Nugent a lie. Q: Ah ha. And did he say specifically what you should tell Nugent? A: No. He said tell him a lie. Say you was there. Q: That you were there. A: Yeah.”</p>
Woodall,	PD	Alibi	<ul style="list-style-type: none"> <li>Defendant’s brother testified that</li> </ul>	Yes	“Q: Glen, did you in any way assault

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
Glen			defendant was working with him for the entire day on the dates that the crimes occurred.		[victim 1]? A: No, sir. Q: Did you, Glen, in any way assault [victim 2]? A: No, sir. Q: Have you told the truth here today, Glen? A: Yes.”
Woodard, James Lee		Alibi	<ul style="list-style-type: none"> <li>Alibi witnesses described him being home all day of the crime at his girlfriend’s aunt’s house.</li> </ul>	Yes	“I’m testifying because I’m an innocent man. What else can I do.”
Woods, Anthony	PD	Alibi	<ul style="list-style-type: none"> <li>Defendant’s father, sister, and two brothers all testified that the defendant was sleeping in his basement bedroom when the crime occurred.</li> </ul>	Yes	Described whereabouts the day of the crime.
Wyniemko, Kenneth	PD	Alibi	<ul style="list-style-type: none"> <li>Defendant described alibi.</li> </ul>	Yes	<p>“Q: Prior to seeing her in district court in August, had you ever met [the victim]?</p> <p>A: No, I hadn’t.</p> <p>Q: How about her husband [ ]?</p> <p>A: I knew her husband.</p> <p>Q: How do you know - or, how did you know [the victim’s husband]?</p> <p>A: [The victim’s husband] is – he’s a very good bowler. He’s a good friend, a good friend of mine. He used to bowl on a league at Shore Lanes when I worked at Shore Lanes.</p> <p>...</p> <p>Q: Ken, you sat through this trial for several days now, and there’s been some horrendous testimony. I’m going to ask you, did you at any time break into [the victim’s] home?</p> <p>A: Absolutely not.</p> <p>Q: Did you at any time sexually assault an individual by the name of [victim’s name]?</p> <p>A: Absolutely not.</p> <p>Q: Did you at any time take money and/or rob an individual by the name of [victim’s name]?</p> <p>A: Absolutely not.”</p>
Yarris, Nicholas	R	Alibi	<ul style="list-style-type: none"> <li>Witnesses including owner of deli, parents and sister testified that defendant was away from the scene of the crime when the crime occurred.</li> </ul>	Yes	Missing portion of trial transcript with defendant’s testimony, but he apparently recanted his confession and asserted his innocence.
Youngblood, Larry	CA	Alibi	<ul style="list-style-type: none"> <li>Defendant’s then-girlfriend testified that she was with him when the crime</li> </ul>	No	

Name of Exoneree	Type of Trial Lawyer (CA, PD, R)	Type of Innocence Defense (Alibi, Third Party Guilty, Asserted by Attorney)	Description / Quotes from Testimony Concerning Defense	Exoneree testified at trial	Quotes from Exoneree Testimony
			occurred.		