



Counties
Clay
Craighead
Crittenden
Greene
Mississippi
Polk

David N. Laser
Circuit Judge, Division 9
Second Judicial District
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March 14, 2011

Ms. Ann Hudson
Circuit Clerk
Craighead County Courthouse
511 Union Street
Jonesboro, AR 72401

Ms. Janet Kilbreath
Circuit Clerk
Clay County Courthouse
800 W. 2nd Street
Corning, AR 72422

- Re: Charles Jason Baldwin v. State of Arkansas
Craighead Circuit (WD) No. CR-93-450
- Re: Damien Wayne Echols v. State of Arkansas
Craighead Circuit (WD) No. CR-93-450A
- Re: Jessie Lloyd Misskelley, Jr. v. State of Arkansas
Clay County Circuit (WD) No. CR-93-47

Dear Ms. Hudson and Ms. Kilbreath:

Please find herewith Court's First Scheduling Order for filing in each of the respective matters. By copy of this letter, I am providing same to all counsel.

Best regards,

A handwritten signature in black ink, appearing to read "David N. Laser", with a long horizontal line extending to the right.

David N. Laser
Circuit Judge

DNL:bw
Enc:stated

cc: All Counsel

IN THE CIRCUIT COURT OF CRAIGHEAD COUNTY, ARKANSAS
WESTERN DISTRICT
CRIMINAL DIVISION

CHARLES JASON BALDWIN DEFENDANT/PETITIONER

V. NO. CR-93-450

STATE OF ARKANSAS PLAINTIFF/RESPONDENT

DAMIEN WAYNE ECHOLS DEFENDANT/PETITIONER

V. NO. CR-93-450 A

STATE OF ARKANSAS PLAINTIFF/RESPONDENT

IN THE CIRCUIT COURT OF CLAY COUNTY, ARKANSAS
WESTERN DISTRICT
CRIMINAL DIVISION

JESSIE LLOYD MISSKELLEY, JR. DEFENDANT/PETITIONER

VS. NO. CR-93-47

STATE OF ARKANSAS PLAINTIFF/RESPONDENT

COURT'S FIRST SCHEDULING ORDER

The Court, after reviewing pre-hearing briefs of all parties, enters the following Order regarding scheduling and related matters:

1. The evidentiary hearing in this case will be scheduled for up to three weeks (continuous) between the period October 1, 2011, and December 15, 2011. Specific dates will be given to counsel within two weeks of the date of this Order. The evidentiary hearing will, by agreement of the parties, be held jointly and in Jonesboro, Arkansas. Proceedings will be had in

accordance with the respective Supreme Court Opinions/Mandates in each of these cases, applying applicable standards set forth, and resolving contested evidentiary issues on the usual adversarial basis. Whether or not additional DNA or other forensic evidence is to be obtained will be for further Order of the Court.

2. Requests for additional DNA testing by any party is required to be made by motion with accompanying brief in support showing need, relevance, feasibility, etc., within fifteen (15) days of the date of this Order; adverse party responses within ten (10) days thereafter; any reply within five (5) days thereafter.

3. Any additional DNA or forensic testing ordered by the Court is to be complete and reported back within ninety (90) days of the Court's Order granting such request, which assumes materials for testing are to be made available to the requesting party within seven (7) days of the Court's Order regarding such tests.

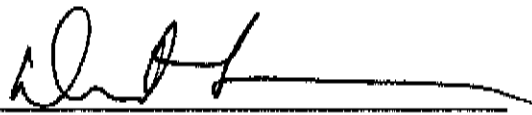
4. The question of alleged juror misconduct will be resolved by the Court upon adversarial briefs as follows: defense brief by May 1, 2011; response by May 15, 2011; reply by May 25, 2011.

5. All discovery to be requested and fully responded to/completed no later than August 1, 2011; all evidence depositions must be accomplished by September 1, 2011.

6. Any Daubert motions or motions in limine are to be filed on or before September 15, 2011, with responses to be filed within ten (10) days thereafter.

7. The Court requests input of counsel regarding the request of the Public Defender Commission to admit additional counsel to practice by comity and/or to prevent entry of their appearance in addition to the several counsel already representing Defendant Echols. Such input to be received by the Court from counsel within fifteen (15) days from the date of this Order.

DONE AND ORDERED this 15 day of March, 2011.



Circuit Judge

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March 15, 2011

Honorable David Laser
 Second Judicial Circuit
 P.O. Box 420
 Jonesboro, AR 72403
 Via fax only: (870) 933-7707

Re: State v. Echols, Baldwin and Misskelley

Dear Judge Laser:


I am not admitted as an attorney in Arkansas and do not purport to represent any party via this letter.

I write as a member of the public and long time observer of the West Memphis Three matter.

Along with many others, I am distressed to hear that the evidentiary hearing ordered by the Supreme Court may not occur until the fall. It is not simply a matter of this case receiving considerable media attention; it is a matter of this case being of a matter of public concern in the interests of justice. One man sits on death row (regularly reporting increasing physical and mental abuse by the prison) and two others are living in hell. If, as many suspect, there is nowhere near sufficient evidence to justify this, then one day incarcerated is too long.

I am obviously aware that attorneys have busy schedules and that counsel in this matter have other commitments, but I would hope that this case warrants inter-court communication so as to schedule the hearing as soon as possible - certainly before the fall.

Respectfully,


 David Perry Davis, Esq.

Cc: Attorney General Dustin McDaniel
 Damien Echols
 Jason Baldwin
 Jessie Misskelley

DD/jj

Untitled10

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