

**IN THE COURT OF COMMON PLEAS, GENERAL DIVISION,**

**SCIOTO COUNTY OHIO**

Tom Neilsen  
Requester

v.

Scioto County Clerk of the Court,  
Kathy Shupert  
Respondent

Case No.

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**COMPLAINT UNDER SUP.R. 47**

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**In re: Complaint for Access to Court Records**

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**I. Jurisdiction**

This complaint is filed pursuant to **Rule 47 of the Rules of Superintendence for the Courts of Ohio**, which authorizes any person aggrieved by the failure of a Clerk of Courts to provide access to court records to file a written complaint with the Administrative Judge of the court.

“As the requester of the records, Mr. Neilsen is an aggrieved person under **Sup.R. 47(A)(1)** and therefore has standing to file this complaint.”

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**II. Background**

“Between April and October 2025, Mr. Neilsen made multiple written requests to the Scioto County

County Clerk of Courts for access to records in *State v. Christina Williams*, Case No. 10-CR-061.

These requests sought but were not limited to *all trial exhibits admitted in that case*.

In response, Mr. Neilsen received only **two pages from one defendant's exhibit**—an incomplete letter from **Cecil Conley**—sent not by the Clerk but by **Assistant Prosecutor Danielle Parker**.

No written denial citing legal authority was issued as required by **Sup.R. 45(E)**.

Mr. Neilsen also contacted **Court Reporter Kari Hayslip** for transcripts, who was copied on Parker's correspondence. Despite this, no records have been produced. The pattern of incomplete and delayed responses has left Mr. Neilsen aggrieved under **Sup.R. 47(A)(1)**.

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### **III. Evidence of Record Mismanagement**

Recent public reports have confirmed that employees of the Scioto County Clerk of Courts Office improperly stored official court records off-site in a private garage. Such conduct violates the custodial and access obligations imposed by Sup.R. 45, which require the Clerk to preserve court records in a secure and accessible environment. The off-site storage of records in private, uncontrolled locations demonstrates a breakdown in the Clerk's chain-of-custody procedures and undermines confidence in the integrity of the court's recordkeeping system.

This public disclosure is directly relevant to the present complaint. The Clerk's Office has failed to provide access to the trial exhibits from *State v. Christina Williams*, Scioto C.P. No. 10-CR-061, despite multiple written requests submitted in compliance with Sup.R. 45. The recent revelation of

off-site storage raises a reasonable and specific concern that these trial exhibits may have been among the materials mishandled, misplaced, or concealed to avoid discovery or oversight.

Given the established record of improper storage and the Clerk's continuing noncompliance with the access provisions of Sup.R. 45, the possibility of mismanagement is not speculative but supported by documented events. The requester therefore asks the Court to require the Clerk to (1) identify and certify the current physical location of all trial exhibits from *State v. Williams*; (2) verify whether any-such materials were included among the off-site records; and (3) ensure that the complete case file and all exhibits are restored to proper public custody and made available for inspection as required by law.

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#### **IV. Argument**

##### **A. Court Records Presumed Open**

Under **Sup.R. 45(A)**, court records are *presumed open to public access*.

**Sup.R. 44(C)(1)** expressly defines “*case documents*” to include “*exhibits, pleadings, motions, orders, and judgments.*”

Therefore, the exhibits and transcripts requested are *case documents presumed open*.

##### **B. Clerk's Duty Cannot Be Delegated**

Under **Sup.R. 45(B)(1)**, the Clerk of Courts must *promptly acknowledge and respond* to all requests for court records.

If access is denied, **Sup.R. 45(E)** requires a written explanation stating the specific legal authority for the denial.

A communication from the Prosecutor does not satisfy this requirement and cannot substitute for a response from the Clerk.

#### C. Partial Production Without Explanation = Denial

Mr. Neilsen requested *all exhibits*. Receiving two pages from one exhibit without any explanation for withholding the remainder constitutes a denial.

Under **Sup.R. 45(E)(3)**, any restriction on access must be supported by a written finding that a higher interest outweighs the presumption of openness, and **Sup.R. 45(F)** requires the filing of a redacted version where possible. No such order or finding exists.

#### D. Court Reporter Does Not Excuse Non-Production

Under **Sup.R. 44(B)**, "*Court records are presumed open regardless of who maintains them.*"

The Clerk cannot avoid responsibility by claiming the records are held by the court reporter.

Mr. Neilsen also contacted the reporter directly and still did not receive the records.

#### E. Delay = Violation

Sup.R. 45(B) requires that records be produced *promptly*.

Months have passed with no full production, constituting a continuing violation.

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#### **IV. Recusal of Judge Kuhn**

The current Administrative Judge, **Judge Mark Kuhn**, served as the elected Prosecuting Attorney in *State v. Christina Williams*, the case whose records are requested.

Judge Kuhn has **recused himself twice previously** from matters involving Mr. Neilsen, acknowledging this conflict.

Under **Judicial Conduct Rule 2.11(A)**, a judge must disqualify himself in any proceeding where impartiality might reasonably be questioned.

Accordingly, reassignment to a neutral judge is necessary to maintain both the appearance and reality of impartiality.

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#### **V. Relief Requested**

Mr. Neilsen respectfully requests that the Court:

1. **Order the Clerk of Courts** to produce *all requested records and exhibits* in *State v. Christina Williams, Case No. 10-CR-061*, within **14 days**.
2. **Declare** that the Clerk violated **Sup.R. 45(E)** by failing to issue a valid written denial citing specific legal authority.
3. **Confirm** that the Clerk may not delegate her duties to the Prosecutor's Office or shift responsibility to the court reporter.
4. **Order the Clerk** to retrieve any responsive court records from third-party custodians, including the court reporter, and to certify completeness of the production.

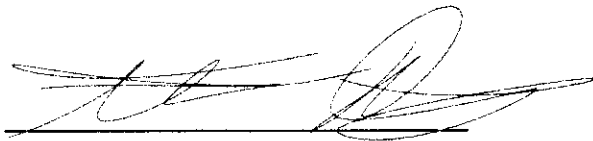
5. **Direct the Clerk and Court Reporter** to preserve all exhibits and transcripts pending production.
  6. **Reassign this matter** to a neutral judge due to Judge Kuhn's prior involvement and recusals.
  7. **Direct the Clerk to docket and refer** the attached *Motion for Juror Contact/Letter* (Exhibit B) to the reassigned judge, as the requested records are directly relevant and necessary to that motion.
  8. **Award any other relief** the Court deems just and proper under Sup.R. 47(B).
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**VI. Attachments:**

Exhibit A – Email correspondence requesting the records

Exhibit B – Motion for Juror Letter (to be docketed and ruled upon)

Respectfully submitted this 11th day of October 2025,



Thomas Neilsen  
12845 Leesburg Rd.  
Parker, Co 80134  
Phone: 303-726-7826  
Email: [inpursuitofjustice@yahoo.com](mailto:inpursuitofjustice@yahoo.com)

## CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of October 2025, I made service of the foregoing *Complaint Under Sup.R. 47* and all attachments complaint, via US Mail, postage prepaid including the \$85 filing fee to Kathy Shupert the Scioto County Clerk of the Court and emailed the following Respondents in this matter.

Danielle Parker  
c/o Scioto County Prosecutor  
612 6<sup>th</sup> St. Room E  
Portsmouth OH 45662  
[DParker@sciotocountypo.org](mailto:DParker@sciotocountypo.org)

Kathy Shupert  
Scioto County Clerk of the Courts  
602 7<sup>th</sup> Street Room 205  
Portsmouth Ohio 45662  
[kshupert@sciotocounty.net](mailto:kshupert@sciotocounty.net)

Kari Hayslip (Court Reporter)  
Scioto County Court of Common Pleas  
Scioto County Courts  
[khayslip@sciotocountypo.org](mailto:khayslip@sciotocountypo.org)

Thomas Neilsen,

A handwritten signature in black ink, appearing to read 'Thomas Neilsen', is written over a horizontal line.

12845 Leesburg Rd.  
Parker, Co 80134  
Phone: 303-726-7826  
Email: [inpursuitofjustice@yahoo.com](mailto:inpursuitofjustice@yahoo.com)

Exhibit A



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Re: 2010-CR-061

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From Tom Neilsen <inpursuitofjustice@yahoo.com>  
Date Tue 4/29/2025 7:57 PM  
To Kathy Shupert <kathy.shupert@sciotocounty.net>

Good evening, Kathy,

I hope everything is going well on your end. I hate to put you in the middle of this mess, but I am kind of forced to due to the title of your job. Please do not take it personal, I am sure that you are a wonderful person who is just trying to make a living and doing your job. Like you I am just a decent person who is trying to correct a grave misjustice. There are two things that I need from you.

1. I am aware from tracking that you got my complaints and affidavits yesterday in the mail at 12:22 pm. Can you please tell me what you did with it?
2. In response to your last correspondence with me I contacted the court reporter as you suggested. She talked to me but failed to follow-up. At this point I am making a formal open records request to you for the exhibits in the case of Christina Williams 10-CR-061. I do not know how much you have had to deal with open records, but I am aware that I am entitled to receive them. I prefer the electronic format. From my research I am supposed to make my request to the clerk of the court in the county that the records are maintained. Sorry but that is you and not the court reporter. If I do not get the records I will be forced to file a court of claims action in Columbus.

Please don't take this personal, I am sure that if it was one of your loved ones who was innocent and going to die in prison for a crime she did not commit, you would want me to do the same thing for you.

Thanks for all of your help,  
Tom

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**From:** Kathy Shupert  
**Sent:** Monday, April 14, 2025 6:44 AM  
**To:** Tom Neilsen  
**Subject:** RE: 2010-CR-061

Good Morning Tom,

The exhibits that are presented to the Jury in any case are maintained by the Judge's Court Reporter. Therefore, you will have to contact Judge Harcha's reporter who is Kari Hayslip. Her number is 740/355-8214. Thank you and have a Great Day!  
Kind Regards,

*Kathy L Shupert*

**SCIOTO COUNTY CLERK OF COURTS**  
602 Seventh Street, Rm. 205



2. In response to your last correspondence with me I contacted the court reporter as you suggested. She talked to me but failed to follow-up. At this point I am making a formal open records request to you for the exhibits in the case of Christina Williams 10-CR-061. I do not know how much you have had to deal with open records, but I am aware that I am entitled to receive them. I prefer the electronic format. From my research I am supposed to make my request to the clerk of the court in the county that the records are maintained. Sorry but that is you and not the court reporter. If I do not get the records I will be forced to file a court of claims action in Columbus.

The April 29, 2025 email has been forwarded to this office for review of the requests made, the law applicable to the same, and for a response on behalf of the Scioto County Clerk of Courts. The response to each of the requests is as follows:

1. I am aware from tracking that you got my complaints and affidavits yesterday in the mail at 12:22 pm. Can you please tell me what you did with it?

RESPONSE: On April 29, 2025, a correspondence was sent to you at 12845 Leesburg Road, Parker, CO 80134-7436 via certified mail advising that "[c]riminal complaints by individuals cannot be filed in the Court of Common Pleas. Therefore, the enclosed complaints, affidavits, and exhibits are being returned to you."

2. In response to your last correspondence with me I contacted the court reporter as you suggested. She talked to me but failed to follow-up. At this point I am making a formal open records request to you for the exhibits in the case of Christina Williams 10-CR-061. I do not know how much you have had to deal with open records, but I am aware that I am entitled to receive them. I prefer the electronic format. From my research I am supposed to make my request to the clerk of the court in the county that the records are maintained. Sorry but that is you and not the court reporter. If I do not get the records I will be forced to file a court of claims action in Columbus.

RESPONSE: Rules 44 through 47 of the Rules of Superintendence apply to court records including case documents which are a document and information in a document submitted to a court or filed with a clerk of court in a judicial action or proceeding, including exhibits. Sup.R. 44(B) and (C)(1). The Rules of Superintendence apply to case documents in actions commenced on or after July 1, 2009. Sup. R. 47(A)(1),(2). Trial exhibits are submitted to the court and maintained by the court reporter of the trial court. Trial exhibits are not filed with the clerk of courts. Hence, the exhibits in the case of Christina Williams 10CR061 are not in the possession of the Scioto County Clerk of Courts. The Ohio Public Records Act is not applicable to the trial exhibits requested nor does the Ohio Public Records Act require a public office to provide records that the public office does not possess. Sup. R. 47(A)(1), (2); See also, *State ex rel. Chatfield v. Gammill*, 2012-Ohio-1862. Please direct your request to the court reporter of the trial court for Case No. 10CR061.

This concludes the response to the April 29, 2025 emailed request issued to the Scioto County Clerk of Courts.

## **Danielle M. Parker**

Chief Assistant Prosecuting Attorney-Civil Division  
612 6<sup>th</sup> Street, Suite E  
Portsmouth, Ohio 45662  
Telephone: 740.981.3112  
Facsimile: 740.876.8916



Outlook

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Re: 2010-CR-061

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From Tom Neilsen <inpursuitofjustice@yahoo.com>

Date Wed 4/30/2025 12:28 PM

To DParker@sciotocountypo.org <DParker@sciotocountypo.org>

How are you able to even represent the "court". The court should be separate in all matters from the prosecutor's office.

[Yahoo Mail: Search, Organize, Conquer](#)

On Wed, Apr 30, 2025 at 1:26 PM, Danielle Parker  
<DParker@sciotocountypo.org> wrote:

Good afternoon,

I am aware of what the Rule states. As I stated in the response, the Clerk of Courts does not maintain the trial exhibits. Trial Exhibits are maintained by the Court Reporter for the respective Court of Common Pleas. The Clerk of Courts cannot provide you with copies of documents that are not in her possession. You should direct your request to the Scioto County Court of Common Pleas, Court Reporter.

## Danielle M. Parker

Chief Assistant Prosecuting Attorney-Civil Division

612 6<sup>th</sup> Street, Suite E

Portsmouth, Ohio 45662

Telephone: 740.981.3112

Facsimile: 740.876.8916

[dparker@sciotocountypo.org](mailto:dparker@sciotocountypo.org)

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**From:** Tom Neilsen <inpursuitofjustice@yahoo.com>

**Sent:** Wednesday, April 30, 2025 3:17 PM

**To:** Danielle Parker <DParker@sciotocountypo.org>

**Subject:** Re: 2010-CR-061

You need to read 45 A&B. It clearly says that the court or the "clerk of the court" must make those records available to me.

[Yahoo Mail: Search, Organize, Conquer](#)

On Wed, Apr 30, 2025 at 12:49 PM, Danielle Parker  
<DParker@sciotocountypo.org> wrote:

Good afternoon,

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**Re: 2010-CR-061**

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**From** Danielle Parker <DParker@sciotocountypo.org>

**Date** Thu 5/1/2025 7:04 AM

**To** Tom Neilsen <inpursuitofjustice@yahoo.com>; Kathy Shupert <kathy.shupert@sciotocounty.net>

**Cc** Kari Hayslip <khayslip@sciotocountypo.org>

Good morning,

The response on behalf of the Scioto County Clerk of Courts to your request for copies of trial exhibits does not assert that the Supreme Court Rules of Superintendence do not apply to you. Simply stated, the Scioto County Clerk of Courts does not possess the records you are requesting and therefore cannot provide copies of the exhibits in response to the request. Sup. R. 47(A)(1), (2); *See also, State ex rel. Chatfield v. Gammill*, 2012-Ohio-1862. To help effectuate your request for copies of the exhibits in the above referenced matter, you were advised to contact the court reporter who has possession of the subject exhibits. To further assist you with this request, I have copied the appropriate court reporter in this email correspondence.

With respect to your concerns regarding the criminal affidavit and complaint sent to the Scioto County Clerk of Courts, I will forward your email correspondence to the Scioto County Court of Common Pleas, Administrative Judge, Mark E. Kuhn. The criminal affidavit and complaint were presented to the Judge by the Scioto County Clerk of Courts prior to the Court's determination to return the affidavit and complaint to you.

This concludes the response on behalf of the Scioto County Clerk of Courts to the May 1, 2025 emailed public records request.

## Danielle M. Parker

Chief Assistant Prosecuting Attorney-Civil Division

612 6<sup>th</sup> Street, Suite E

Portsmouth, Ohio 45662

Telephone: 740.981.3112

Facsimile: 740.876.8916

[dparker@sciotocountypo.org](mailto:dparker@sciotocountypo.org)

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**From:** Tom Neilsen

**Sent:** Thursday, May 1, 2025 12:29 AM

**To:** Danielle Parker; Kathy Shupert

**Subject:** Re: 2010-CR-061

Good evening Ms. Parker and Ms. Shupert,

In response to my affidavit and complaint being mailed back to me and your allegation that "[c]riminal complaints by individuals cannot be filed in the Court of Common Pleas. Therefore, the

# Exhibit B

October 9, 2025

To the Jurors in the case of State of Ohio v. Christina Williams (Case No. 10-CR-061):

I am writing to share important facts discovered since the trial. New evidence—much of it from the prosecutors' own files—proves that the case against Christy Williams was built on false testimony and withheld information. The record you heard was not the full truth.

The prosecution's theory that Christina masterminded the robbery and murder has collapsed. Witnesses lied, and prosecutors Pat Apel and Julie Hutchinson made statements they knew were false. They withheld critical evidence from the defense and ignored proof of Christina's innocence.

Affidavits—including one sworn against penal interest by Cecil Conley—now directly contradict the trial testimony and confirm that Christina had no role in planning or committing the crime.

I want to share with you information that has come to light since the trial. I have systematically destroyed the findings of the court and the jury in Christina Williams' trial. I have broken down and destroyed all of the prosecution witness testimony and the statements made by the prosecutors or am in the final process of doing so.

The prosecution's case was built on the theory that Christina was the mastermind behind the robbery and murder, and that she participated in the planning and killing as revenge for being cut off from drugs. That theory has collapsed. The prosecutors called witnesses who lied, and prosecutors Pat Apel and Julie Hutchinson themselves told the jury things they knew were false. They also withheld volumes of information from Christina's attorney, and they have failed to investigate or correct perjured testimony that would demonstrate her actual innocence.

I have secured affidavits, including two against the affiant's own self-interest, and evidence from prosecutors' own files that undermine every critical element of the State's case. This includes a sworn affidavit from Cecil Conley and an affidavit from Roy Ledford, who admits facts that contradict what was presented to you at trial. The evidence shows Christina had no role in planning or carrying out the crime.

The purpose of this letter is not to question your service, but to ensure you know the truth. The record you were presented with was false. The evidence now shows that Christy Williams is innocent.

## Key Facts Undermining Christina Williams' Conviction

### 1. Alibi Witness Roy Ledford Ignored

- Christina testified she wasn't involved and had an alibi witness, Roy. She even took him to the police station, insisting detectives speak with him. Instead, they declined to interview him in person, only making a brief phone call later.
- At the time of trial, Roy could have easily been located—he was either incarcerated or receiving public assistance.

Recently, Roy gave an affidavit against his own self-interest, confirming Christina was not involved. The State deliberately kept his testimony from being heard.

## 2. Wrongful Death Suit Dismissed Against Christina

- Nina Mannering's family filed a wrongful death suit against Christina and two others.
- The same judge who presided over the murder trial also presided over the wrongful death case.
- That suit was eventually dropped only against Christina.
- Depositions in the wrongful death case contradict Detectives Blane and Conkel's trial testimony.
- Most notably, the judge himself ruled there was no relationship between Nina and Gary Sr., directly undercutting the prosecution's alleged "jealousy motive" presented at trial.

## 3. Eyewitnesses Excluded Christina

- Two people survived the crime:
- The seven-year-old child, whose statements never wavered.
- Cecil Conley himself, who later provided detailed accounts.
- Both have the same accounts of how it happened and consistently stated Christina wasn't there. Their accounts align with the physical evidence and newly discovered evidence.

## 4. Cecil Conley's Detailed Confession Matches the Evidence

- Conley has described step-by-step how he committed the murders: including why he wore the K Swiss women's tennis shoes, disposing of them, arriving barefoot in thermal underwear at Jeffrey Kirk's house.
- Physical evidence confirmed: boot prints remained in the garage only, never inside the victim's home—contradicting Detective Blane's testimony.
- Prosecutor Apel falsely told the jury Conley wore size 10.5 shoes. In reality, Conley's feet measure size 8, as shown on video. Apel misled the jury to have you incorrectly believe that only Christina could have worn the shoes.
- Prosecutor Apel made a fatal mistake. If the boots were never in the house how did Conley commit the murders? Very simple, Conley wore the tennis shoes.

## 5. Prosecutor Apel's Own Affidavit Contradicts Trial Theory

- Preparing for Conley's trial, Apel filed an affidavit with federal prosecutors in Tennessee to secure leniency for Jeffrey Kirk in exchange for testimony.
- Apel's sworn statement described that the robbery planning occurred in December at Kirk's residence in Senecaville, with only Kirk, Conley, and Ledford present.
- Christina was not present when the planning took place.
- This directly contradicts Apel's trial theory that planning took place at Christina's house in January with her participation.

## 6. Improper Deals with Jailhouse Informants

- Prosecutor Apel told the jury no deals were offered to informants. That was false.
- Evidence uncovered since trial shows:
  - o Shannon Tomblin – Jackson County handwritten note confirms she received a deal.
  - o Sharon Pennington – Had 15 serious charges in Scioto County dismissed after testifying.

Apel also interviewed and sent a signed follow up letter to Conley's bunkmate, William Blake, confirming his testimony as "true, accurate and not motivated by personal gain." Blake stated that Conley told him that Christina was not involved.

The State ignored exculpatory witnesses, suppressed favorable evidence, and presented false testimony. Wrongful-death rulings, eyewitness statements, physical evidence, and even the prosecutor's own sworn filings all contradict the story told at trial.

Together, these materials point to one unavoidable conclusion: Christina Williams was not involved in these crimes.

Respectfully,  
Tom Neilsen

Requester is GRANTED leave to transmit the juror letter (Exhibit C) to the trial jurors, subject to Court supervision and procedures established by the Court.

The Clerk shall serve copies of this Order upon the parties.  
SO, ORDERED.

Judge \_\_\_\_\_  
Date: \_\_\_\_\_

## **Summary of Facts that Demonstrate Christina Williams Innocence**

### **Pat Apel and Julie Hutchinson lied to Judge Harcha in a sidebar by failing to tell the whole truth about Shannon Tomblin's perjured testimony**

There is a handwritten note in the cover of the Jackson County district attorney file maintained by the district attorney on state witness Shannon Tomblin. A copy of the note was provided to me by Randy Dupree, head prosecutor for Jackson County Ohio. The note demonstrates that both Pat Apel and Julie Hutchinson stood just feet in front of Judge Harcha, looked Judge Harcha in the eye and lied to him by failing to tell the whole truth in a sidebar during the trial of Ms. Williams. The note indicates that Shannon Tomblin received a deal to testify in the criminal trial of Ms. Williams and the criminal trial of Gary Markins junior and Prosecutors Apel and Hutchinson lied about it to Judge Harcha.

The handwritten note, in the cover of Shannon Tomblin's Jackson County district attorney file states, "confirmed with Scioto County that [Tomblin] was helpful in 2X murder prosecution". Shannon Tomblin only testified as a state witness in the "murder prosecution" of Christina Williams and the trial of Gary Markins Jr. in Scioto County in 2010.

Prosecutor Apel presented evidence to you the Jury in the trial of Ms. Williams that Shannon Tomblin was forced under subpoena to testify and that she received no benefit for testifying against Christina Williams. That was a lie. Prosecutor Apel led the Jury to believe that Shannon Tomblin's only outstanding legal issue was a probation violation out of Pike County that resulted in a 10 month prison sentence. That was a significant misrepresentation. Prosecutor Apel failed to inform the Jury, Judge Harcha or the defense that Shannon Tomblin was facing significant criminal charges in Jackson County and that he had arranged to get those charges dismissed or reduced for her favorable testimony in the murder trials of Christina Williams and Gary Markins junior.

During the sidebar in question, Gene Meadows, Christina Williams' attorney, wanted to cross-examine Shannon Tomblin about her credibility and her motive to lie for the prosecution. Judge Harcha was listening to arguments from both sides when he stated to Pat Apel and Julie Hutchinson "well, you've already said you didn't have anything to do with it" in response to Pat Apel's statement that "what he (meaning Gene Meadows, William's attorney) wants to show is that there---was some kind of a deal with the Pike County Prosecutor". Julie Hutchinson interrupted Judge Harcha and stated, "not in relation to this case" and further lied to Judge Harcha when she stated, "in another county unrelated to this case". Pat Apel further lied to Judge Harcha when he stated, "unrelated to this all together". Prosecutors Hutchinson and Apel knew there was a deal with the Jackson County Prosecutor and Prosecutors Hutchinson and Apel knew that revealing the deal with Jackson County would destroy their credibility as prosecutors and the credibility of their witness Shannon Tomblin. What Prosecutors Apel and Hutchinson were doing in this sidebar was criminal. When this sidebar

occurred, Prosecutor Apel had already suborned the perjured testimony of Shannon Tomblin by asking her if she had been offered anything for her testimony to which she replied, “no sir”.

Prosecutors Apel and Hutchinson knew that on February 18, 2010, Shannon Tomblin was arrested after blowing up a meth lab while in the process of manufacturing methamphetamines. Prosecutors Apel and Hutchinson knew that Tomblin sustained significant injuries from the explosion. Prosecutors Apel and Hutchinson knew that Shannon Tomblin was charged with manufacturing/cultivating illegal drugs, a second degree felony, endangering children a first degree misdemeanor, obstructing justice a fifth degree felony, and two counts of drug paraphernalia a fourth degree misdemeanor. Prosecutors Apel and Hutchinson used that knowledge to leverage Shannon Tomblin to testify falsely against Christina Williams.

After testifying falsely for Prosecutors Apel and Hutchinson, Ms. Tomblin entered a plea of guilty to one count of conspiracy to possession of chemicals to manufacture methamphetamine and was placed on community sanctions for a period of five years. Prior to Ms. Tomblin testifying favorably for Prosecutors Apel and Hutchinson against Ms. Williams, Ms. Tomblin was facing many years in prison.

#### The perjured testimony of Shannon Tomblin

The note described above demonstrates that Shannon Tomblin committed perjury, and that Prosecutor Pat Apel knowingly suborned her perjured testimony when she testified in the trial of Christina Williams. On page 294 of Christina Williams trial transcripts, Prosecutor Apel asked Shannon Tomblin the question “was anything offered to you for your testimony in this case?”. Shannon Tomblin answered, “no sir”. That was a lie. Tomblin committed perjury and Prosecutor Apel knowingly suborned her false testimony. On page 308 of Christina Williams trial transcripts, Prosecutor Apel asked Shannon Tomblin “and we brought you down here, there wasn’t any volunteering about it, right.” Shannon Tomblin replied “right”. Shannon Tomblin did more than just volunteer to testify falsely against Christina Williams; she negotiated the terms under which she would testify.

#### The perjured testimony of Sharron Nichole Pennington

After I received the records pertaining to Nichole Pennington’s cases from 2009, I made Prosecutor Tieman aware that both Ms. Pennington and assistant Prosecutor Pat Apel both lied to the court in Ms. Williams case. Prosecutor Apel suborned Pennington’s perjured testimony concerning the facts of the case and both Ms. Pennington and Prosecutor Apel lied to the Court about the motivation for Ms. Pennington to lie. Ms. Pennington was given an unbelievable deal by Prosecutor Apel for fabricating evidence and lying to the Jury in the trial of Ms. Williams. Prosecutor Apel was instrumental in getting dismissed three solid third degree felonies, one fourth degree felony and eleven fifth degree felonies.



*Testimony of Pennington page 345 of Christina's trial transcripts.*

*Apel: Your knowledge and experience, you knew Joe Hale as the prosecutor, 30 months is a heavy sentence for two F5s and F3?*

*Pennington: Yes. And they're not -- and they ran consecutive, they're not even concurrent. I mean my sentence -- my charges are consecutive.*

*Apel: You got hammered?*

*Closing argument by Pat Apel page 851 of Christina's trial transcripts.*

*Apel: Pennington is not credible? Well, she's in prison too. She had this deal. Folks, she pled guilty to two F5s and an F4. She got a deal? Folks, that is the maximum. She got hammered.*

In case 09-CR-709 Ms. Pennington had seven charges against her, all drug related, three F-3s, three F-5s, and one M-1. In case 10-CR-108 Ms. Pennington had one F-3 for escape. In case 10-CR-107 Ms. Pennington had one F-5 for receiving stolen property that was dismissed by the district attorney on March 9th, 2010, for insufficient evidence to prosecute. In case 09-CR-185 Ms. Pennington had nine charges brought against her all F-5s, two for theft, one for theft by deception, one for receiving stolen property, and four for forgery. While these charges in 185 were all F-5s they happened separately and could have been stacked. All totaled, Ms. Pennington faced 18 charges against her, and had the charges been stacked, she was facing up to 33 years in prison. After Pennington's interview on February 18, 2010, with detective Blaine concerning Christina Williams and with her subsequent cooperation with Pat Apel, Ms. Pennington had fifteen serious charges against her dismissed. That left Pennington with three charges against her with a net sentence of 2.5 years..

In addition, Ms. Pennington on August 8, 2010, wrote Pat Apel a personal letter asking him to help her with additional special treatment. The letter was not addressed to prosecutor Joe Hale, (the prosecutor in her case) and it was to "Pat", not Mr. Apel., It was simply a "Dear Pat" my best friend letter.

In addition to the lies told about Ms. Pennington's motivation to lie, it is now proven that Ms. Pennington lied about the following on pages 331- 349 of Ms. Williams trial transcripts. (exhibit 9)

- *Apel: Okay. Were you offered anything, promised anything, have any deals about your testimony here today?*

*Pennington: No, I don't.*

*Apel: Okay. You're on your own?*

*Pennington: Yes.*

- *Apel: Okay. Now, as you were there a while did she talk more about her case?*

*Pennington: She did. And more about like what had happened. Like Nina begged for her life whenever Cecil was, you know, I guess he shot Gary first is what I was told, and Nina was begging for her life.*

*Apel: Okay. Now is this the defendant telling you this?*

*Apel: Okay. And was this in a conversation*

*Pennington: Yes*

This line of questioning by Prosecutor Apel was simply intended to infuriate the Jury. This conversation never took place between Cecil Conley and Christina Williams. and Prosecutor Tieman is aware that he must correct this fabrication of suborned perjured testimony.

- *Apel: Did she say where she was?*

*Pennington: Out front of the house. This is like 9:30 --whenever, the morning of, she was in front of the house.*

*Apel: Okay. So, when the shooting occurred Markins, Jr., was in the back of the house and she was in front of the house?*

*Pennington: Right. She wasn't in the house, right.*

Against his own self-interest Roy Ledford stated in his affidavit "Christina Williams never left her house from the time Cecil, and I got there on January 7, 2010, until we all left together to go to her mother's house, except for the one time she bought the one pill described in the letters." And "Christina Williams never left the house during the timeframe when the robbery/murders were taking place."

- *Apel: Okay. Now did she say anything about what their plan was?*

*Pennington To get -- he had pills in a Ohio State bag or some kind of, you know, little satchel bag and to get the pills and he also had a gun in there and they wanted to get in the safe but she also had said that she knew that -- she told them that they had to kill him to get in his safe because he wouldn't let them in the safe.*

*Apel: So, she indicated she knew they were going to have to kill him?*

*Pennington: Right.*

*Apel: Okay. Now did she say -- did you observe what her attitude toward all of this was?*

*Pennington: There wasn't -- there wasn't any remorse.*

Prosecutor Tieman knows that this line of questioning by prosecutor Apel was both misleading and perjured and was presented to infuriate the Jury. Ms. Williams repeatedly tried to dissuade everyone who ever thought about robbing Gary Markins of his pills by telling them that they would get shot. Christina Williams did not want someone else to "steal" the pills that she would get from Gary Markins. Christina Williams was friends with both Gary Markins and Nina Mannering and never wanted any harm to come to either of them. Pennington's testimony was a lie.

- *Apel: Okay. Was there a comment about Cameron and the wiping of blood from her mother's face?*

*Pennington: Yes. That Cecil had told her [Christina Williams] that Cameron was wiping the blood off of her mom's face when she was in the house that day.*

Prosecutor Tieman is fully aware that this line of questioning was perjured and was meant to inflame the Jury. I have provided Prosecutor Tieman screenshots of his conversations with Cecil Conley concerning everything that happened that day. Cecil Conley was there; Sharon Pennington was not. Sharon Pennington lied for Pat Apel to get herself a better deal in her case.

### The perjured testimony of Detective Jodi Conkel

From page 531 of Christina Williams trial transcripts: (*exhibit #11*)

*Apel: And when they said 1151 Sherborne Road were you familiar with that address?*

*Conkel: Yes, it make me sick. Actually, I had been out there numerous times on numerous calls. The minute I heard it I knew that Gary Markins, Jr., and Christina Williams would be a part of it. I instantly knew that they*

*MEADOWS: Objection. Speculating.*

*THE COURT: Overruled. Go ahead.*

*Apel: Go ahead.*

*Conkel: I had been out there so much and every time, like I said, I've been there for so many years and every time it was the same people involved, about the same situation. Very, very, familiar with them. I'd spent a lot of time with Big Gary, Gary, Sr., looking for stolen property and helping him with different situations. So, I was very familiar and knew. I basically knew, yes.*

*Apel: You knew where you were going?*

*Conkel: I knew where I was going and I knew what I was going to find, basically.*

Before investigating and before any of the facts were even developed in this case, the Prosecution and the Detectives were hell bent on convicting Christina Williams of a crime she was not part of. Detective Jodi Conkel told the Jury, “the minute I heard it I knew that Gary Markins, Jr., and Christina Williams would be a part of it. I instantly knew.” How did Conkel know? She obviously didn’t! Now an innocent person is going to die in prison because of Jodi Conkel’s failure to investigate.

During the deposition of Jodi Conkel for the civil trial that followed this trial, Conkel testified that “it got to the point where there were so many reports that when we would go question little Gary he would lawyer up”. This is significant because both Detective Blaine and Detective Conkel testified that they knew the robbery/murder was tied to Gary Markins junior and “Chistina Williams”. In their eyes Christina Williams was guilty by association with Gary Markins junior even though she had nothing to do with the crime.

In the civil trial, attorneys questioned Jodi Conkel about the many thefts that had previously occurred and in every instance but one, [the one incident Conkel identified against Ms. Williams was unfounded] it was never Christina Williams that was identified as the person committing the theft, it was always Markins junior. In the one instance that Conkel alleged in the deposition, Christina

Williams was simply named by Markins senior as a suspect, that report has never been produced. Conkel testified in the deposition about many instances in which either she alone, or with Markins senior, would go to drug dealers' residences and retrieve the stolen property taken from Markins senior by Markins junior. There was never any incident where Jodi Conkel testified to Christina Williams being involved.

I have repeatedly requested records where Conkel interviewed Christina Williams as a suspect or had any contact with Ms. Williams prior to the robbery/murders. The Scioto County Prosecutor and/or the Scioto County Sheriff's office have not been able to provide a single report confirming any interaction between Jodi Conkel and Ms. Williams prior to the botched robbery/murder. In the Relator's Court of Claims action against the Scioto County Prosecutor, Danielle Parker represented to the Court of Claims that no records exist that tied Christina Williams to any previous thefts or illegal activity. Since no records exist, detectives Conkel and Blaine simply lied to the jury about Christina Williams' past involvement in any criminal activity.

#### The perjured testimony of Detective Blaine concerning how the break-in happened

Prosecutor Tieman has been given screenshots of conversations between Relator and Cecil Conley detailing how Cecil Conley used the pry bars to break into the house of Gary Markins. This is "newly discovered evidence" from Cecil Conley who admitted to breaking into the house and committing the murders. Christina Williams' DNA was not on the prybars. Prosecutor Apel suborned the fabricated testimony of detective Blaine and repeatedly told the Jury in Christina Williams' trial that it was a "three man job" to use pry bars to break into the house. Prosecutor Apel intentionally mislead the Jury that Christina Williams was one of the "three men" that broke into the house. Prosecutor Shane Tieman now has detailed information from Cecil Conley himself how the break-in with the pry bars occurred. Conley's version is consistent with the physical, testimonial and credible evidence.

Prosecutor Apel and Detective Blaine's "theory" of the case was simply wrong. In the United States of America, people are not to be imprisoned based on a prosecutor or detective's "theory" about what happened. "Prosecutors may not allude to matters not supported by admissible evidence." *State v. Robinson*, 2007 Ohio 3501, 18 (Ohio Ct. App. 2007) Cecil Conley's version of how the break-in occurred is consistent with the physical evidence. Christina Williams' DNA was not on any of the pry bars. The damage to the door was consistent with Conley's version. The testimony of Cameron Spencer was consistent with Cecil Conley's version of the events. All physical, testimonial, and credible evidence. The prosecutor's version was that "Moe, Larry, and Curly" broke into Markin senior's house by each of them carrying a prybar and busting through the door like a herd of elephants. The evidence simply doesn't support that "theory". "Moe, Larry, and Curly" were not present, and neither was Christina Williams. Cecil Conley broke into the home of Gary Markins senior and committed the murders, while Markins junior stood by the back window of the Markins home as a lookout, and Roy Ledford kept an eye on Christina Williams, who was passed out on the couch, to make sure that she didn't regain consciousness and interfere.

Prosecutor Apel's lies to the Jury about the K Swiss tennis shoes

During the trial of Christina Williams, the K Swiss tennis shoes were used by Prosecutor Apel to link Ms. Williams to the crime scene, by claiming that she was the only person who could possibly have worn them. Without that link there is no credible evidence that Christina Williams participated in either the planning or the murder. Christina Williams never denied being at Markin senior's house prior to the murders and admitted to smoking in the house and the garage prior to the murder. DNA evidence on the cigarettes in the garage was pointless and was just meant to confuse the Jury.

Prosecutor Apel's closing arguments on page 850 of Christina Williams trial transcripts. (*exhibit #12*)

*Give me a break. Where are the shoes? Where is the herringbone pattern? Now we don't have them. What's the deal with the herringbone pattern shoes? Cecil wears 10 and 1/2 boots. But she tried to say that Cecil put them on for tennis shoes. Actually, her daughter's tennis shoes, they're 7 and 1/2. What are we thinking now? Why are we saying that? Well, the conclusion you can draw from that is that those 7 and 1/2s had the herringbone pattern and she wants them on Cecil because she knows Cecil was there. Sorry. But Cecil is wearing his Enforcer boots in that house. Somebody else was there in the herringbones. Now where are the herringbones? We submit they went the way of the guns and the cell phone. When they left that place, they were dumping everything. Where are they? They're out there somewhere.*

Prosecutor Apel made the following statements to the Jury that were all lies and not supported by any physical evidence. (*see exhibit # 1*)

- “Cecil wears 10 and 1/2 boots”. That was a lie!! Prosecutor Apel fabricated evidence. Prosecutor Tieman now knows that Cecil wears a men's size 8 shoe. Prosecutor Tieman also knows where Cecil Conley resides and could go and measure Conley's feet to confirm what Conley told me if he had any doubt. I also have a video of Cecil measuring his feet and confirming that he wore the shoes in question.
- “Actually, her daughter's tennis shoes, they're 7 and 1/2”. That was a lie!! Again, Prosecutor Apel fabricated evidence. Prosecutor Tieman now knows that Chasity Gillenwater, Christina William's daughter, wears a woman's size 8 1/2 to a women's size 9 depending on the shoe.
- “Cecil is wearing those Enforcer boots in that house”. That was a lie!! There was no evidence that the “Enforcer boots” **were ever inside the house**. The Enforcer boots were only in the garage and outside. If the boots were not in the house how did Cecil Conley commit the

murders? Obviously, the testimony of Ms. Williams was true when she testified that Cecil Conley wore the shoes. In addition, there is no evidence that the Enforcer boots stepped on any of the “herringbone patterns” in the house or outside. The fact that the “herringbone pattern” shoes stepped on the Enforcer pattern is 100% consistent with Cecil Conley’s version of the events that happened that day and 100% inconsistent with the big lie Prosecutor Apel told the Jury. For Prosecutor Apel and Hutchinson’s version of events to have been possible there would have been some cross-contamination of the shoe prints. Ms. Williams would have stepped on Conley’s boot print and Conley would have stepped on hers. That didn’t happen. Conley’s version of events is consistent with the physical evidence. The herringbones stepped on the Enforcers prints because he Conley wore them “after” he got the Enforcer boots wet. Prosecutor Apel and Hutchinson’s fabrication of events is not even possible. The Enforcer boots were never in the house!! In order for Prosecutor Apel and Hutchinson’s version to be possible, the prosecution would have to admit that Conley was not in the house to commit the murders. If Conley was wearing the boots and the boots were not in the house, Conley was not in the house, unless the prosecutors can demonstrate that Conley is stretch Armstrong and can reach into the house from the garage.

- “Somebody else was there in the herringbones”. That was a lie!! Prosecutor Apel lied to the Jury that someone else, other than Cecil Conley, was wearing the “herringbone pattern” shoes by inferring that Christina Williams was the “somebody” that participated in the murder.
- “Why are we saying that? Well, the conclusion you can draw from that is that she wants them on Cecil because she knows that Cecil was there.” Turns out that Christina Williams was the only one telling the truth and had Prosecutor’s Apel and Hutchinson taken the time to properly investigate, an innocent Christina Williams would not be in prison!!

In hindsight it has been proven that Cecil Conley has the same size shoe as Chasity Gillenwater, the owner of the shoes in question. I have screenshots of conversations and videos from Cecil Conley about the size of his feet. I provided that evidence to Prosecutor Tieman. I have an affidavit from Chasity Gillenwater about the size of her feet. A copy of the affidavit has been provided to Prosecutor Tieman. Gillenwater and Conley have essentially the same size of feet. In addition, Conley also described in detail wearing the shoes and where he threw the shoes out to the Relator. Conley looked at the street view pictures from Google Earth and confirmed that is where he threw them out. Conley described in detail taking the shoes off his feet in the stolen car and having them on the seat of the car before throwing them out.

Prosecutor Apel suborned the perjured testimony from Detective Blaine about the Enforcer boots being worn in the house

From page 278 of Christina Williams trial transcripts:

*Apel: And again, it’s a picture of the zip ties. What do you see over here on the right hand side?*

*Blaine: More footprints.*

*Apel: Okay. And this part down here, do you see anything similar to that?*

*Blaine: That appears to look like one of the boots that we recovered from Christina's house.*

*Apel: Sometimes called an Enforcer boot?*

*Blaine: Yes, sir.*

Prosecutor Apel intentionally suborned the perjury of detective Blaine in the above exchange. The footprints in the house do not match the Enforcer boots found in Christina Williams trailer. That was a lie. In screenshot 20240714-172914, I asked Cecil Conley if he ever wore the Enforcer boots in the house. I further stated to Conley that it was his understanding that Conley "only wore the tennis shoes in the house". Conley responded to me that was correct, "I [Conley] had the tennis shoes on". Conley further stated that "I stepped in the creek in the wee hours and my feet got cold, so cuz said here's a pair of Chaz's shoes. Those are the only shoes that went inside the actual house."

This statement is consistent with the trial testimony of Christina Williams when she was asked about the shoes in question. The only difference is that Ms. Williams thought Cecil Conley was working on a car in the wee hours of the morning when he got his feet wet.

Prosecutors Apel and Hutchinson withheld the affidavit and proctor agreement concerning Jeffery Kirk from the defense. The proctor agreement is consistent with the screenshots Relator provided to Prosecutor Tieman from Cecil Conley and the affidavit of Roy Ledford attached to this pleading

Prosecutor Tieman and now Judge Harcha are now aware that there is an affidavit signed by Prosecutor Apel and proctor agreement with the federal government concerning Jeffery Kirk that has never been discovered to Christina Williams. The legal issues raised with the affidavit and the proctor agreement are newly discovered evidence, the withholding of exculpatory evidence, perjured testimony by prosecution witnesses, and false statements to Judge Harcha and the jury by Prosecutor Apel and Hutchinson that the prosecutors knew were not true when they made them.

The affidavit signed by Prosecutor Pat Apel, given to the federal government by Prosecutor Pat Apel, to secure the proctor agreement from the federal government for Jeffery Kirk states that the testimony of Jeffery Kirk was essential to the prosecution's case against Cecil Conley. Kirk was going to testify for Prosecutor Apel in Cecil Conley's trial that prior to Christmas 2009 Cecil Conley and Roy Ledford were planning multiple robberies of known drug dealers including the robbery of Markins senior. This evidence is consistent with the affidavit of Roy Ledford and the screenshots of conversations with Cecil Conley, Relator provided Prosecutor Tieman. The affidavit of Roy Ledford states the following.

- "I [Roy Ledford] know that unless Cecil [Conley] and Gabby [Gary Markins Jr.] had some dumbass scam already baking in their brains, before me and Cecil arrived at your place

[Christina Williams's place] there was never a word spoken" [about a robbery/subsequent murder].

- "I [Roy Ledford] can say 100% percent positive that you [Christina Williams] didn't plan, say, or participate with a f\*\*\*ing robbery, murder or discuss it!"

If the robbery was planned weeks prior to Conley and Ledford arriving at Christina Williams' trailer, then Ms. Williams was not the mastermind and was not part of the planning. This is significant because Prosecutor Apel stated these facts under oath when he signed the affidavit. Prosecutor Apel has a major problem. Prosecutor Apel told the truth to the federal government when he signed his name to the affidavit. Prosecutor Apel lied at Christina Williams's trial by misleading the jury that Ms. Williams was the mastermind and co-conspirator in the planning of the botched robbery and subsequent murders that happened. Every time that Prosecutor Apel and Hutchinson had witnesses testify that Ms. Williams was involved in the planning and execution of the botched robbery and subsequent murder, their testimony was a lie known to the prosecutors. In essence, Prosecutor Apel confirmed in the affidavit and under oath that the perjury he suborned in the trial of Ms. Williams concerning the planning of the botched robbery/murder was a lie.

Prosecutors Apel and Hutchinson fabricated evidence that Christina Williams had a motive to participate in the murder of Nina Mannering due to Nina Mannering taking Ms. Williams' place in a sexual relationship with Gary Makins Sr.

Shane Tieman is now aware that the civil case against Christy Williams and co-defendants contain some pretty powerful information. Judge Harcha's order on July 11, 2013, stated that he found that there was an employer/employee relationship between Nina Mannering and Gary Markins senior. Judge Harcha found that Nina Mannering was an employee of Markins senior, and that Nina, was hired to provided cleaning services. Every person deposed in the civil trial testified that Nina, was hired to clean, and not to provide sexual favors in exchange for drugs. Nina had a boyfriend. This is also consistent with the testimony of Ms. Williams in her criminal trial.

The deposition of Loretta Alley for the civil trial is even more revealing demonstrating Ms. Williams' innocence, Lorretta describes in detail the daily life occurring during the last couple of months and particularly the last couple of days prior to the murder at Gary Markin seniors' house. She talks about the housekeeper situation and states that Nina and Cameron had a bedroom of their own, Nina was an excellent housekeeper and was not in a relationship with Gary senior. Cameron Spencer describes, in her deposition, her mom getting paid in cash for the work that she had done. Even more telling during this time frame Loretta Alley describes in detail how Christina Williams took care of Markin senior's drug business. She stated that Christy would get the drugs and take the drugs to the clients of Markin seniors. Loretta Alley testified that Ms. Williams sometimes met the drug customer at the front door and often Christina Williams would meet the client in the driveway.



Prosecutor Apel in the criminal trial of Ms. Williams' led the jury to believe, through false testimony of jailhouse snitches, that Nina Mannering was pursuing a sexual relationship with Markins senior in exchange for drugs and that relationship infuriated Christina Williams. Prosecutor Apel led the Jury to believe that Ms. Williams was jealous of Nina Mannering for taking her place in that sexual relationship and Ms. Williams was enraged because her drug supply was getting cut-off. Judge Harcha and the prosecution cannot have findings both ways. Prosecutor Apel and prosecution witnesses in the criminal trial of Ms. Williams presented fabricated evidence. Judge Harcha was correct when he found that there was no evidence of a sexual relationship between Markins senior and Nina Mannering. Judge Harcha's finding was consistent with the testimony of Christina Williams in her criminal trial and opposite the lies Prosecutor Apel lead the Jury to believe in the trial of Ms. Williams.

Judge Harcha's order.

07/11/2013 DECISION AND JUDGMENT ENTRY THIS COURT FINDS, THEREFORE, THERE WAS A SPICAL RELATIONSHIP BETWEEN MARKINS, SR AND NINA MANNERING AND THAT MARKINS, SR HAD A DUTY TO WARN NINA MANNERING OF THE DANGER. THIS COURT FURTHER FINDS, PURSUANT TO ORC SECTION 4101.11 AND 4101.12 THAT GARY MARKINS, SR HAD A DUTY TO FURNISH A SAFE PLACE TO PERFORM WORK AND TO PROTECT THEM FROM DANGEROUS CONDITIONS ON THE PROPERTY; THIS COURT FINDS THAT ALTHOUGH THERE IS SPECULATION ON THE RELATIONSHIP BETWEEN NINA MANNERING AND GARY MARKINS, SR THIS COURT FINDS THERE IS SUFFICIENT EVIDENCE TO FIND AN EMPLOYER/EMPLOYEE RELATIONSHIP FOR THE PURPOSE OF DECIDING THE DEFENDANT'S MOTION FOR SUMMARY JUDGMENT. THIS COURT FINDS THE DEFENDANT'S MOTION FOR SUMMARY JUDGMENT IS NOT WELL TAKEN AND IS OVERRULED. THIS COURT FINDS THERE IS NO JUST CAUSE FOR DELAY AND THIS IS A FINAL APPEALABLE ORDER; 376/48 Receipt: 22452 Date: 11/13/2013

The deposition of detective Blaine in the civil trial contradicts the prosecution's theory of the case.

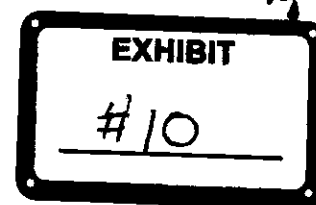
During the deposition of Detective Blaine for the civil trial, Blaine stated that he met with a state patrolman Dave Richendollar approximately 24 hours after the murder and that the state patrolman told him that they have been looking for a guy named Cecil in a stolen car and that "they were robbing everyone in this area". Obviously the "they" that the patrolman was talking about was Cecil Conley and Roy Ledford. Obviously, Dave Richendollar with the state patrol, knew that Cecil Conley and

Roy Ledford had been robbing people and they were trying to stop them. This further confirms that Conley and Ledford had planned the robbery of Markin's senior while at Kirk's residence and the state patrol knew about it and were trying to stop them. This also confirms that Christina Williams was not part of the planning.

In the civil trial deposition detective Blaine testified; "and I met with a State Highway patrolman named Dave Richendollar, and Dave was telling me that, he goes, "Hey, there's a guy who has come into, is supposed to be driving a silver Monte Carlo," or a white one at the time, wasn't sure which, and he said, "They are actually supposed to be robbing everybody in this area." I said, "Really." He goes, "Yeah, his name's supposed to be Cecil."

This was evidence that the "state" had prior to the trial of Christina Williams and the "state" withheld that information knowing that if they revealed that to the defense, the defense would use that information to discredit prosecution witnesses concerning what was testified to about the planning and the commission of the crime. Prosecutor Apel mislead the Jury over and over implying that Ms. Williams was central to the planning of the botched robbery/murder. This deposition testimony further confirms that Ms. Williams was not a part of the planning and is also consistent with the affidavit of Roy Ledford and the screenshots of conversations I had with Cecil Conley already provided to Prosecutor Tieman.

Pg 1 of 2



## **Affidavit**

### **Affidavit of Roy Ledford**

I, Roy D. Ledford, declare under oath that I am over 18 years old and a legal resident of the State of Ohio. The following facts will apply to Christina William's criminal case from 2010 that began the night of January 7, 2010, and concluded the end of the day, January 8, 2010. Scioto County case number 10-CR-061.

I swear under oath that the following statements are true to the best of my knowledge and are currently verifiable and were verifiable in 2010 had anyone questioned me about the facts of the case. I wrote Christina Williams the four letters that are attached to this affidavit. I further state that everything I said in the attached letters is true and was true at the time of Christina Williams' conviction.

Highlights of facts in the attached letters that I sent to Christina Williams that were true in 2010 and are still true today.

1. "I [Roy Ledford] know that unless Cecil [Conley] and Gabby [Gary Markins Jr.] had some dumbass scam already baking in their brains, before me and Cecil arrived at your place [Christina William's place] there was never a word spoken" [about a robbery/subsequent murder].
2. "I [Roy Ledford] can say 100% percent positive that you [Christina Williams] didn't plan, say, or participate with a f\*\*\*ing robbery, murder or discuss it"
3. I was taken by Deb German, along with Christina Williams and Gary Markins Jr., to speak with the police the night of the murder.
4. Subsequently the police called me, and I talked to detective Jodi Conkel for 5-7 minutes on the phone.

In addition, I further declare under oath.

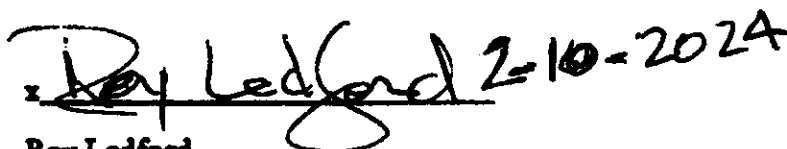
5. During the timeframe the robbery/murders were taking place, I observed that Christina Williams, was extremely dopesick and faded in and out of consciousness. She was irritable, her body was aching, and she was withdrawing from opioids.



6. I observed that Christina Williams was freezing to death with chills and nausea, while profusely sweating the drugs out of her system.
7. I observed that she was weak and shaky when she went to perform a simple task.
8. Christina Williams took many Xanax pills to knock herself out of the pain she was suffering from. The many Xanax pills made her unaware of her surroundings, it made her blackout for periods and when she was coherent, she was not fully aware of the events taking place that day.
9. Christina Williams never left my sight except to go to the bathroom or take a shower while I was there on November 7 and 8, 2010.
10. Christina Williams never left her house from the time Cecil, and I got there on January 7, 2010, until we all left together to go to her mother's house, except for the one time she bought the one pill described in the letters.
11. Christina Williams never left the house during the timeframe when the robbery/murders were taking place.
12. Christina Williams, in a brief moment of consciousness and prior to the robbery/murder taking place, told Cecil not to rob Gary [Markin's senior].
13. During the ride to Christina's mom's house Christina expressed concern about the safety of the little girl [Cameron Spenser] in Markin's Sr.'s house.
14. During the ride to Christina's mom's house not a word was spoken about coveting-up the robbery/murder. Everyone was in shock about what just happened.

I swear under penalty of perjury the above statements are true and correct and I am voluntarily signing this affidavit on this date without pressure or coercion by anyone.

January 2, 2024,

 2-10-2024

Roy Ledford



Page 1 of 2

Affidavit of Cecil Conley  
State of Ohio  
County of Pickaway

I, Cecil Conley, being of lawful age and competent to testify, hereby swear and affirm as follows:

1. I am currently incarcerated at Pickaway Correctional under inmate number A635-311.
2. I have personal knowledge of the events that occurred on or about January 8, 2010 at 1151 Sherborne Road, Lucasville Ohio, and I make this affidavit based on that personal knowledge.
3. On that date, the pair of boots described in the prosecution's case file in State of Ohio v. Christina Williams, 10-CR-061 became wet when I stepped into a frozen creek. The ice broke and I soaked my boots.
4. After the boots were wet, I went to Mrs. Williams trailer and obtained a pair of women's tennis shoes from there.

## Affidavit of Cecil Conley continued

5. I wore those tennis shoes thereafter. The boots were later found in Mrs. Williams' trailer. Several days after the events in question.
6. The boots were never present inside the residence where the events occurred on the date in question, and I have personal knowledge that Mrs. Williams did not wear the tennis shoes during those events.
7. The prosecution has claimed that I could not have worn the tennis shoes because I wear a size 10.5 men's shoe. This is false. My actual shoe size is men's size 8.
8. I have personally measured my feet on video and photographs and shared that video and photographs with Tom Neilson, confirming my shoe size as men's size 8.



Page 3

9. All of the information that I have shared with Tom Nielsen is true and correct to the best of my knowledge.
10. The above statements are true and correct to the best of my knowledge and are made voluntarily without any promise of benefit or threat of harm.

I declare under penalty of perjury under the laws of the United States and the State of Ohio that the foregoing is true and correct.

Executed on this 20 day of Sept., 2025, at  
Pickaway Correctional.

Signature: Cecil Conley Jr

Printed Name: Cecil W. Conley JR

Notary Section

Subscribed and sworn to before me on this  
day of , 2025.

Notary Public:

My Commission expires:

I am witness to Cecil W. Conley Jr.  
his signature signed on this 20<sup>th</sup>  
day of September, 2025 at Hickory  
Correctional Institution;

Signature: 

Print: Christopher Roberts

I am second witness to Cecil W. Conley  
signed this on September, 20<sup>th</sup>, 2025  
at Hickory Correctional Institution

Signature: Carrie L. Allen  
Print: Carrie A. DeFoe

I wrote this statement freely and  
voluntarily to assist Tom Nelson in  
affirming that all the information I  
have stated him about my involvement  
in Christina Williams' murder case is  
true. I have been unable to get  
a Notary (Notary) to witness this and  
am using two independent witnesses.  
Cecil Conley / Cecil W. Conley JR

Christy's trial transcripts page 375 Cameron testifying for Hutchinson

Q Nobody would answer the door or the phone?

A No.

Q Okay. The day that this happened did you see Gabby?

A No.

Q Okay. Did you see Christy?

A No.

Q Okay. When you were in the bedroom and you could  
things, did you hear either one of those people in there?

A Huh-uh.

Q No? Okay.

Cecil measuring his foot



I have ordered photos to share

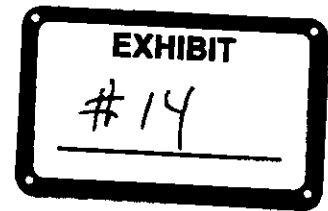


1 with the door open and the keys were in it. Thought,  
2 "well, that's odd." So, he says the only thing he done  
3 was move the truck back, plowed the thing, and plowed the  
4 driveway and he moved the truck back. He said the truck  
5 ran fine. So, I went out there, I secured the truck. Got  
6 the keys out of it. Well, actually, I left the keys in  
7 it. I had that sealed up and brought to the Scioto County  
8 Sheriff's Office and I had BCI to come down and process  
9 that. In the meantime that day, I was still focused on  
10 looking for Cecil. And I met with a State Highway  
11 Patrolman named Dave Richendollar, and Dave was telling me  
12 that, he goes, "Hey, there's a guy who has come into, is  
13 supposed to be driving a silver Monte Carlo," or a white  
14 one at the time, wasn't sure which, and he said, "They are  
15 actually supposed to be robbing everybody in this area."  
16 I said, "Really." He goes, "Yeah, his name's supposed to  
17 be Cecil." So, I started thinking well, that Cecil's the  
18 same Cecil I'm looking for. I said, "okay." So, I  
19 started mainly looking for Cecil. In the process, while  
20 I'm looking for him, Dave Richendollar tells me about, and  
21 I heard about this, is that somebody up in Pike County on  
22 Germany-Piketon Road had got robbed by a guy in a white  
23 Monte Carlo at gunpoint. So, started putting that  
24 together. But anyway, while I looked for Cecil, I got a  
25 phone call from a guy, from his cousin, Andy, Andy Conley,





<u>Date</u>	<u>Docket Text</u>	<u>Image Avail.</u>
	Party from: R D ERNEY & ASSOC CO LPA	
08/12/2011	COMPLAINT (WITH JURY DEMAND ENDORSED HEREON)	
08/15/2011	SUMMONS ISSUED WITH CERT COPY OF COMPLAINT TO DEFTS BY CERTIFIED MAIL	
08/17/2011	ENVELOPE RETURNED. ADDRESSED TO: JOHN DOE #1-4 INDIVIDS NAME UNKN "INSUFFICIENT ADDRESS"	
08/17/2011	ENVELOPE RETURNED. ADDRESSED TO: JOHN DOES #5-8 PARTNERSHIPS CORPS ADDRESSES UNKNOWN "INSUFFICIENT ADDRESS"	
08/22/2011	RETURN RECEIPT FILED. SERVED CHRISTINA L WILLIAMS #W079027 ORW 1479 COLLINS AVENUE MARYSVILLE, OH 43040 S/ C.O. CARLA LAMB D/8-17-11	
08/22/2011	RETURN RECEIPT FILED. SERVED CECIL W. CONLEY #A635311 SCI 5900 B.I.S. ROAD, LANCASTER, OH 43130 S/PERLEY CLAWSON D/8-19-11	
08/24/2011	RETURN RECEIPT FILED. SERVED KIM SETTY, ADMINISTRATOR OF THE ESTATE OF GARY D. MARKINS, SENIOR, DECEASED 1574 DACE ROAD, LUCASVILLE, OH 45648 S/KIM SETTY D/8-23-11	
08/24/2011	RETURN RECEIPT FILED. SERVED GARY D MARKINS JR #A636662 LECI 3891 ST RT 63 LEBANON OH S/MICHAEL LAKE D/8-22-11	
09/15/2011	ANSWER OF DEFENDANT CHRISTINA M WILLIAMS #79027 (FILED PRO-SE) (FAX FILED)	
09/30/2011	STIPULATION FOR LEAVE TO PLEAD	
10/11/2011	ANSWER OF DEFENDANT KIM SETT W/JURY DEMAND	
10/17/2011	PLAINTIFFS STEPHANIE REFFIT, LEGAL GUARDIAN OF CAMERON SPENCER, A MINOR AND WILLIAM EDDIE MANNERING, ADMINISTRATOR OF THE ESTATE OF NINA L MANNERING, DECEASED'S MOTION FOR DEFAULT JUDGMENT AGAINST DEFENDANTS GARY D MARKINS JR AND CECIL W CONLEY	
10/21/2011	JUDGMENT ENTRY PLAINTIFFS' MOTION FOR DEFAULT JUDGMENT AGAINST DEFENDANTS GARY D MARKINS JR AND CECIL W CONLEY IS GRANTED A DAMAGES HEARING WILL BE SET AT A LATER DATE 353/114	
12/15/2011	STIPULATED EXTENSION OF TIME FOR PLFTS TO RESPONSE TO DEFT KIM SETTY ADM FIRST COMBINED SET OF INTERROGATORIES REQUEST FOR PRODUCTION OF DOCUMENTS & REQUEST FOR ADMISSIONS	
01/13/2012	NOTICE OF HEARING. STATUS CONFERENCE IS SCHEDULED FOR 03-01-12 AT 3:30 PM BEFORE JUDGE HARCHA	
01/13/2012	PLAINTIFFS' NOTICE OF SERVICE OF RESPONSES TO DEFT KIM SETTY ADMINISTRATOR'S FIRST SET OF INTERROGATORIES AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS	
01/18/2012	PLAINTIFFS' NOTICE OF SERVICE OF PLAINTIFFS' FIRST SET OF INTERROGATORIES REQUEST FOR ADMISSIONS AND FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO DEFT KIM SETTY ADMINISTRATOR	
03/16/2012	NOTICE OF HEARING. STATUS CONFERENCE - SCHEDULED 4-12-12 AT 11:30 AM BEFORE JUDGE HARCHA	
03/21/2012	NOTICE OF PARTIAL VOLUNTARY DISMISSAL OF DEFENDANT CHRISTINA L WILLIAMS PLTFS HEREBY NOTIFY THE COURT AND ALL PARTIES THAT THEY VOLUNTARILY DISMISS WITHOUT PREJUDICE THEIR CLAIMS AGAINST DEFENDANT CHRISTINA L WILLIAMS. THE VOLUNTARY DISMISSAL WITHOUT PREJUDICE IS MADE PRUSUANT TO CIV R 41(A)(1)(A) PLTFS CLAIMES REMAIN IN FULL FORCE AND EFFECT AGAINST ALL REMAINING DEFTS INCLUDING BUT NOT LIMITED TO KIM	



## AFFIDAVIT

Affiant, Pat Apel, First Assistant Prosecuting Attorney, Scioto County, Ohio,  
having been duly sworn, states the following:

1. I am the First Assistant Prosecuting Attorney in Scioto County, Ohio.
2. I am lead counsel in the case of State of Ohio v. Cecil W. Conley, Jr., who is indicted for capital murder of two individuals during the January 8, 2010 home invasion in Lucasville, Scioto County, Ohio.
3. I prosecuted his two co-defendants in separate non-capital cases, each resulting in consecutive life sentences.
4. Mr. Jeffrey Allen Kirk, a resident of Senecaville, Ohio. (in Guernsey County, east of Columbus, approximately 125 miles from Scioto County) who is being held in federal custody at the Bradley County Detention Center and who is awaiting sentencing, has proffered testimony against Mr. Conley describing Mr. Conley's pre-Christmas visit to Mr. Kirk's central Ohio residence in which Mr. Conley and another described their "opportunity" to enter the deceased's home and rob him. According to Mr. Kirk, Mr. Conley also invited Mr. Kirk to join in the scheme but Mr. Kirk refused.
5. Mr. Kirk also stated that Mr. Conley came to his residence the day after the January 8, 2010, murders and described to him how he carried out the home invasion and shot the victims, each in the head, in what appear to be "execution-style" murders.
6. Mr. Kirk has provided key information which the State did not have before his proffer. His testimony fills in several gaps in the State's case and is crucial to the prosecution.

file copy



7. Mr. Conley's trial is scheduled to begin on January 30, 2012, in the Common Pleas Court of Scioto County, Ohio. Jury selection is anticipated to take approximately a week and the State's case will take approximately a week. I anticipate that we will call want to call Mr. Kirk as a witness the week of February 6, 2012.

8. Further, Affiant sayeth naught.

*Pat Apel*

Pat Apel, Affiant  
Ohio Bar No. 0067805

County of Scioto

State of Ohio

I, STACEY JO MILLER, a Notary Public, do hereby certify that the foregoing Affidavit was duly subscribed and sworn to before me by PAT APEL to be true and correct to the best of his knowledge and belief.

This 3<sup>rd</sup> day of January 2012.

*Stacey Jo Miller*

NOTARY PUBLIC

My Commission expires

August 20, 2013



Stacey Jo Miller  
Notary Public, State of Ohio  
My Commission Expires Aug. 20, 2013

**Pat Apel**

**From:** Woods, Jay (USATNE) [Jay.Woods@usdoj.gov]  
**Sent:** Monday, September 05, 2011 10:36 PM  
**To:** Denis Bakkom; Samuel Robinson III  
**Cc:** Pat Apel  
**Subject:** RE: Jeffrey A. Kirk

After I received Sam's email proposing dates for this proffer, I forwarded those dates to the First Assistant, but as of Friday, the email I sent was "delayed". I have also added my assistant to the recipients of this email so that she may facilitate the scheduling of this proffer.

**From:** Denis Bakkom [mailto:dlbakkom@gmail.com]  
**Sent:** Thursday, September 01, 2011 8:33 PM  
**To:** Samuel Robinson III  
**Cc:** Woods, Jay (USATNE); [papel@sciotocountypa.org](mailto:papel@sciotocountypa.org)  
**Subject:** Re: Jeffrey A. Kirk

Pat Apel is the prosecutor, not the detective. The local DEA office is handling this.

On Thursday, September 1, 2011, Samuel Robinson III <[samuelrobinson3@gmail.com](mailto:samuelrobinson3@gmail.com)> wrote:

> Guys -

> I'm forwarding Jay Woods (the AUSA on Kirk's case) a summary of the information that Mr. Kirk has in regard to the Ohio murder we've discussed in the past. The purpose of this email is, first of all, to give Jay the summary provided but, also, to try to get all interested persons in the same email so that we can set up a proffer at a mutually convenient time. I believe there's also a DEA agent in Florida who may want to attend too who's not on here? Denis - please let me know about that. Anyway, I'm glad we have the Ohio detective on here. If you guys could suggest who else needs to sit in on this proffer (if anyone) and reply with their email addresses, then I will add their addresses and we can pick a date for the proffer that works for everyone. Thanks.

> Sam Robinson III

> Robinson Law Firm PLLC

> Chattanooga, TN

> 423-266-1111 <<tel:423-266-1111>>

>

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> On Thu, Sep 1, 2011 at 11:00 AM, Denis Bakkom <[dlbakkom@gmail.com](mailto:dlbakkom@gmail.com)> wrote:

>>

>> Mr. Apel,

>>

>> On 8/30/11 I interviewed Jeffrey A. Kirk at the Bradley County jail, Cleveland, TN, where he is being held on Federal drug charges. The purpose of this interview was to get a summary of information Kirk can provide regarding the murder of Gary Markins, Sr. and Nina Mannering in January of 2010.

>>

>> • and Cecil Conley came to Kirk's house on Pelican Lane, in Senacaville,

Ohio before Christmas 2009, to spend the holidays. When they arrived, they were driving a gray car they said was stolen. Kirk believes Conley was arrested driving that car.

>>  
>> • Conley and [redacted] talked about some robberies they had planned, including the robbery of Gary Markins. Sometime after Christmas, they left Kirk's.

>>  
>> • The morning after the murder, Conley came to Kirk's house. He told Kirk it had gone bad. He shot the victim's with Markin's gun, after a struggle. After shooting them, a child came out. The child said don't shot me, I am just a kid.

>>  
>> • Within one or two days of the murder, Kirk saw [redacted] He does not recall if [redacted] came to Kirk's house or to Scott Von Schriltz's house. [redacted] told Kirk that Conley should have been aware the child was at Markin's. They had done surveillance on Markins for a day previous to the murders, from Markin's son's house next door. [redacted] said Conley went to the Markin's alone. After the murder, Conley stole the victim's truck and left the crime scene. Conley then called [redacted] to come and pick him. When he did Conley was playing with the victim's gun. This made [redacted] nervous. [redacted] eely talked about the murders with Kirk.

>>  
>> • Von Schriltz and Kirk soon left for Florida. Von Schriltz is Kirk's co defendant in the Federal drug case.

>>

>>

>>

>> --

>> Denis Bakkom

>> Denis Bakkom Investigation

>> PO Box 17446

>> Chattanooga, TN 37415

>> (423) 991-5113 <tel:%28423%29%20991-5113>

>

>

>

> --

> Samuel Robinson III

> Robinson Law Firm PLLC

> 1010 Market Street, Suite 401

> Chattanooga, TN 37402

> 423-266-1111 <tel:423-266-1111>

> 423-634-0639 <tel:423-634-0639> (fax)

> [www.robinsoninjurylaw.com](http://www.robinsoninjurylaw.com) <http://www.robinsoninjurylaw.com/>

>

>

>

--

Denis Bakkom

Denis Bakkom Investigation

PO Box 17446

Chattanooga, TN 37415

(423) 991-5113

The deleted name is Ledford  
Talked about robberies they  
had planned before Christmas



3 of 4

**MARK E. KUHN**  
**PROSECUTING ATTORNEY**  
**SCIOTO COUNTY, OHIO**

Pat Apel  
First Assistant

December 30, 2011



Mr. William Blake  
#637-182  
Ross Correctional Institute  
PO Box 7010  
Chillicothe, OH 45601

Re: State v. Cecil W. Conley

Dear Mr. Blake:

**CRIMINAL DIVISION**

James Scott Smith  
Joseph L. Hale  
Julie Cooke Hutchinson  
Matthew Wisecup

**CIVIL DIVISION**

Danielle Parker  
David M. Huddleston

**INVESTIGATIONS**

Larry Gray

**VICTIM ADVOCACY**

Norma Crawford  
Julie Ratcliff

**SUPPORT STAFF**

Debbie Zoellner  
Debbie Huddleston  
Stacey Miller  
Lana Crawford  
Jan Bobst

602 Seventh Street, Rm.  
310  
Portsmouth, Ohio 45662

Telephone: 740.355.8215  
Facsimile: 740.354.5546

I have received your letter of December 12, 2011 concerning the evidence you have relayed to us about your conversations with Cecil Conley. As you stated, you are aware of the nature of this case and the seriousness of the crimes committed. You mentioned in the letter that we have not offered you a "reward" for your testimony. You stated in your original letter that your motivation for testifying was to "place guilt where it should be" that is, to clear up Conley's claim that his cousin was mistaken for the role he played that night. Therefore, we thought there was no need to discuss "reward." We made an evaluation of your testimony that it was true, accurate and not motivated by personal gain.

There is, at the federal level, consideration for "substantial assistance" to inmates who provide needed information to federal prosecutors. The state courts have a practice of doing the same thing. It is not at all uncommon for prosecutors to make agreements with witnesses concerning their sentences or charges. That most often happens when the prosecutor has control over the case being discussed, that is, a case in our county. Your case is in Montgomery County which is outside our jurisdiction. We cannot guarantee any results. We can put in a "good word", so to speak, but we don't have control over that case. In fact, in another case, I called a Kentucky prosecutor to report that an inmate had helped us substantially in a case and she politely thanked me and told me to mind my own business. Most of the time, other prosecutors are agreeable, but not always. But we will not under any circumstances "pay" for testimony.

We would certainly be willing to talk with the Montgomery County Prosecutor's Office and recommend to them that you be considered for judicial release because of your "substantial assistance" in the prosecution of this case. However, we cannot do that under the threat that you will not testify "if such compensation is not reached." Our goal in prosecuting this case is to give Mr. Conley a fair and honest trial. That is what we intend to do.

Sincerely

Pat Apel  
Assistant Prosecuting Attorney

William C Blake #6351-182  
Correctional Reception Center  
P.O. Box 300 C-3-1096  
Orient, Ohio 43146

Scioto County Prosecutors Office  
602 7th Street #310  
Portsmouth, Ohio 45662

4 of 4

MARCH 24th 2011

DEAR PROSECUTOR,

MY NAME IS WILLIAM BLAKE, I AM  
PRESENTLY HOUSED AT THE CORRECTIONAL RECEPTION CENTER  
C-3-1096 WHERE I HAVE BEEN SINCE SEPT 2010.

I WAS CELLIES WITH CECIL CONLEY #635-311  
WHILE WE WERE CELLIES. CONLEY ALWAYS TALKED ABOUT  
WHAT HAPPENED THAT NIGHT OF THE MURDERS AND HE BEING  
HIGH ON OXCOY'S... WHAT I FOUND DISTURBING IS HE  
ADMITTED THAT HIS COUSIN AT MARYSVILLE IS MISTAKIN  
FOR THE ROLE HE PLAYED THAT NIGHT AND THAT HE AND  
HER BOYFRIEND DID EVERYTHING. I HAVE INFORMATION IT  
CERTAIN YOU WOULD LIKE TO HEAR. EVEN IF IT JUST  
PLACE GUILT WHERE IT SHOULD BE.

THANK YOU

William C Blake

cc