

DATE	ACTIVITY	COURT HOURS	OUT OF COURT HOURS
04-20-85	Conference w/Steve Shankman		2.0
	Review of Preliminary Hearing		2.5
04-25-85	Initial Interview w/Marcia Owens	1.0	1.0
05-02-85	Marty & Emmons appointed		.5
05-05-85	Prepare Motion for Discovery		1.5
05-15-85	File Motion for Discovery		
05-23-85	Prepare & File Motion to Suppress Statement		1.5
06-05-85	Prepare & File Motion for Change of Venue		1.5
	Prepare & File Motion to Suppress Oral Confession		1.0
06-17-85	Prepare & File Motion to Suppress Warrantless Search of Home	1.0	
	Court Appearance - Report Date	.5	
06-19-85	Court Appearance - Motions		2.0
07-26-85	Meeting w/Gen. Stanton		3.0
07-30-85	Discovery Conference at Attorney General's Office		
08-02-85	Court Appearance - Report & Motions	1.0	2.5
08-07-85	Visit w/Owens at Jail		
08-08-85	Court Appearance - Motions (reset)	1.0	1.0
09-30-85	Prepare & File Motion for Mental Exam		1.0
	" " Motion for Severance		1.0
	" " Motion to Declare Death Penalty Unconstitutional		1.0
	Prepare & File Motion for Continuance		1.0
	" " Motion for Exculpatory Evidence		2.0
	Prepare & File Motion on Death Qualified Jury		1.0
10-02-85	Prepare & File Motion for Individual Voir Dire		1.0
	Prepare & File Motion in Limine/Prohibit Prosecution from Showing Photos of Victim		2.0
	Prepare & File Motion to Suppress Electronically Intercepted Communications		
10-03-85	Court Appearance - Motions Pre-trial		
	Motion to Suppress Notice of Insanity - State Response Motion Death Qualified Jury		
	Response Motion Death Penalty Unconstitutional		
	Response Motion for Individual Voir Dire		
	Response Motion for Severance		
	Response Motion to Suppress Oral Statements		
	Mental Evaluation of Owens	1.0	
11-04-85	Court Appearance for Trial - Reset	1.0	2.0
12-06-85	Court Appearance - Emmons withdraw		1.0
12-10-85	Interview with Marcia Owens		
12-18-85	Plea Bargain session w/Attorney General		3.0
	Interview with Marcia Owens		4.0
12-26-85	Conference with Brett Stein		2.0
	Investigation of Witnesses		2.0
12-27-85	Review Tape Recordings		3.0
12-30-85	Interview with Marcia Owens		2.0
12-31-85	Prepare & File Motion to Sever and Accept Guilty Plea		
01-06-86	Court Appearance - Trial		2.0
	File Owens Motion for Continuance and Affidavit		
01-07-86	Court Appearance - Trial		7.5
01-08-86	Court Appearance - Trial		11.5

Mr. Paul Owens
Disallowed 2.0
 3302

cc

(1) A
 I hear
 herein
 This
 JUDGE

1 Day @ 20.0
 2.0

1 Day @ 20.0
 2.0
1 Day
 7.5
 11.5

IN Maureen Gail Owens
 COURT HOURS OUT OF COURT HOURS

DATE	ACTIVITY	IN COURT HOURS	OUT OF COURT HOURS
01-09-86	Court Appearance - Trial	<u>11.0</u>	
01-10-86	Court Appearance - Trial	11.5	
01-11-86	Court Appearance - Trial	<u>6.0</u>	
01-13-86	Court Appearance - Trial	<u>7.0</u>	3.0
	Research & Draft Special Jury Instructions	<u>2.5</u>	
01-14-86	Court Appearance - Trial		6.0
	Special Jury Instructions Filed & Denied		
02-09-86	Prepare & Draft Motion for New Trial		5.0
	Review Trial Notes		1.0
02-11-86	File Motion for New Trial	<u>1.0</u>	
02-12-86	Court Appearance - Motion for New Trial		3.0
02-17-86	Prepare & Draft Supplemental Motion for New Trial		1.0
02-19-86	Prepare & File Motion to File Amended Motion for New Trial		
02-21-86	Court Appearance - Motion for New Trial	<u>3.0</u>	
06-09-86	Prepare & File Order Extending Time Limit for Preparing & Approving Transcript		2.0
			<i>dis allowed pm</i>
06-16-86	Prepare & File Stay of Execution		2.0
06- -86	Phone Conversations w/Owens RE: Newspaper & TV Interviews		1.0
			<i>dis allowed pm</i>

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 The
 JUDGE

EXECUTIVE SECRETARY
Supreme Court
State of Tennessee
Nashville 37219

APPROVED
Ray Brock Jr
CHIEF JUSTICE

12-31-86

CLETUS W. McWILLIAMS
EXECUTIVE SECRETARY

MEMORANDUM:

TO: Honorable Ray L. Brock, Jr., Chief Justice
FROM: Cletus W. McWilliams, Executive Secretary *CMW*
DATE: December 18, 1986
SUBJECT: AUTHORIZED PAYMENT OF CAPITAL CASES

I hereby recommend approval of the payment of the following fees pursuant to the provisions set forth by the Tennessee Code Annotated Section 40-14-207 and pursuant to the guidelines of Rule 13 of the Supreme Court governing compensation for the representation of indigent defendants charged with a capital offense.

State v. Rickey Van Cox
Docket #165127; 164175; 164176
Hamilton County Criminal Court
John C. Cavett, Jr., Attorney.....\$2182.00

State v. Jimmy Ray Hale
Docket #6955F
DeKalb County Criminal Court
W. Michael Corley, Attorney.....\$3,051.40

State v. Jimmy Ray Hale
Docket #6955 F
DeKalb County Criminal Court
Benjamin Waldo Fann, Attorney.....\$3,713.00

State v. Marcia Gaile Owens
Docket #85-01174
Shelby County Criminal Court
James O. Marty, Attorney.....\$3,240.00

State v. Marcia Gaile Owens
Docket #85-01174
Shelby County Criminal Court
Brett B. Stein, Attorney.....\$2,665.00

State v. Roger Morris Bell
Docket #162477; 162496; 162498; 162948
Hamilton County Criminal Court
Jacqueline E. Schulten, Attorney.....\$5,176.00

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the
E)
PH

STATE OF TENNESSEE)
) ss
COUNTY OF DAVIDSON)

AFFIDAVIT

I, LIBBY SYKES, after having been duly sworn, aver and say as follows:

1. I am employed as Director of Statistics for the Administrative Office of the Courts, 511 Union Avenue, Suite 600, Nashville, Tennessee, 37243-0607. In that capacity, I review and recommend payment of claims for attorney fees for services rendered pursuant to appointment under TCA 40-14-201 et. seq. or TCA 37-1-150 (c).

2. Attached to this affidavit is a copy of the Claim for Attorney Fee submitted by Brett B. Stein for payment in the case of *State vs. Marcia Gaile Owens*, Docket # 85-01174. A statement of time and expense incurred during the representation of Mrs. Owens was submitted to the Administrative Office of the Courts by Mr. Stein.

3. The attached Claim For Attorney Fee submitted by Brett B. Stein is a true and exact copy of the original maintained by the Administrative Office of the Courts.

FURTHER THE AFFIANT SAITH NOT

Libby Sykes
Libby Sykes, Affiant

Sworn to and subscribed before me on this the 12th day of March, 1997. My
commission expires: 3-27-99

Mary L. Andrew
NOTARY PUBLIC

7
13.5 (D)
53.0

Expert Witness Fee Per TCA 40-14-207(b).....	2,166.50
SUB-TOTAL.....	2,166.50
(E) SUBTRACT Amount Reimbursed Per TCA 40-14-202(e) (g).....	2,841.00
TOTAL PAYMENT AUTHORIZED.....	2,841.00

APPROVED
I hereby certify that I appointed the above named attorney to represent the person herein listed indigent in compliance with TCA 40-14-201 et. seq. per TCA 37-1-150(c).
This is the 12th day of March, 1997
Signature of Judge
JUDGE PLEASE NOTE: FILL OUT REVERSE SIDE IF ORIGINAL OFFENSE IS MURDER 1.

INSTRUCTIONS: (See Supreme Court Rule 13)
 Type and submit in duplicate. Deliver copies to clerk of trial court signed by attorney and judge. Clerk shall retain one copy for files and forward original to Executive Secretary, Supreme Court Building, Nashville, Tennessee 37219.

I Certify This to be an Original Copy.
James O'Keefe

STATE OF TENNESSEE
 COUNTY OF SHELBY DOCKET NO. 85-01174

NAME OF DEFENDANT MARCIA GAILE OWENS IN THE CRIMINAL COURT

1. Felony Juvenile Post Conviction
 ACCESSORY BEFORE THE FACT OF MURDER IN THE ORIGINAL OFFENSE FIRST DEGREE

2. Disposition of case:
Plea of Guilty Nolle Prosequi 39-2-206
X Plea of Not Guilty and Trial by Jury Plea of Not Guilty and Trial by Judge
 IN VIOLATION OF TCA SECTION

3. Sentence or Penalty, if any, did the Defendant Receive Death Penalty

4. Date of Disposition January 14, 1986 Date of Last Activity June, 1986
 In Relation to the case

Date	ACTIVITY (SEE S/C RULE 13) Legal services rendered in trial court. Itemize out-of-pocket expense. Itemize other approved expense and attach certified copy of court's prior approval to this claim.	(A)	(B)	(C)
		In Court Hours In Tenths	Out Of Court Hours In Tenths	Itemize Expense See S/ Rule
	SEE ATTACHED			
RECEIVED EXECUTIVE SECRETARY TENNESSEE SUPREME COURT NOV 17 1986 AM 7,8,9,10,11,12,1,2,3,4,5,6 PM				
		13.5		
TOTALS		59.5	53.0	

ATTACH ADDITIONAL SHEET IF NEEDED

I certify that the foregoing represents an accurate and complete statement of time and expense in connection with the above action or proceeding and these services were rendered pursuant to appointment under TCA 40-14-201 et. seq. or TCA 37-1-150(e).

PLEASE PRINT FULL NAME AND ADDRESS
BRETT B. STEIN
236 Adams Avenue
Memphis, TN 38103

Signature of Attorney *Brett B. Stein*
 412-54-2603
 Social Security Number

Corrected audit
 59.5
 53.0
 13.5
 53.0

TO BE COMPLETED BY JUDGE

Total Approved In Court Hours @ \$30.00 per Hour	16.0500	1,785.00
Total Approved Out Of Court Hours @ \$20.00 per Hour	6.0000	1,060.00
Total of Approved Expenses		0.00
Expert Witness Fee Per TCA 40-14-207(b)		
SUB-TOTAL	2,665.00	
AMOUNT SUBTRACTED Per TCA 40-14-202(e), (g)	2,665.00	
TOTAL PAYMENT AUTHORIZED		2,845.00

I hereby certify that I appointed the above named attorney to represent the juvenile herein listed indigent in compliance with TCA 40-14-201 et. seq. or TCA 37-1-150(e).
 This is the EXECUTIVE day of NOV 1986
James B. Stein
 Signature of Judge

JUDGE PLEASE NOTE: FILL OUT REVERSE SIDE IF ORIGINAL OFFENSE IS MURDER 1.

APPROVED
 1-5-86
James B. Stein

INSTRUCTIONS: Please fill out and sign on all claims where the original offense is MURDER I.

STATE VS. MARCIA GAILE OWENS

DOCKET # 85-01174

ATTORNEY BRETT B. STEIN

1. Was this indigent defendant indicted for an offense punishable by death? YES NO
2. Were the prospective jurors examined with respect to the attitude as to capital punishment? YES NO

OR

3. Did the district attorney general announce prior to the presentation of proof that the state would ask that the death penalty be assessed as punishment? YES NO
4. What sentence or penalty, if any, did the defendant receive? Death

[Signature]
Signature of Judge

COMMENTS: This was the most savage, brutal murder that one

could imagine.
[Signature]

Robert D. Owen, Esq.

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12-07-85	Review Court's Jacket		2.0
12-10-85	Interview with Marcia Owens		2.0
12-18-85	Plea Bargain session w/Attorney General		1.0
12-25-85	Interview with Marcia Owens		2.0
12-26-85	Interview with Marcia Owens Conference with Jim Marty		3.0 4.0
12-27-85	Investigation of Witnesses		2.0
12-30-85	Review Tape Recordings		2.0
12-31-85	Interview with Marcia Owens		3.0
01-04-86	Research in Law Library		6.0
01-06-86	Prepare & File Motion to Sever and Accept Guilty Plea <u>Court Appearance - Trial</u>	<i>May 2 200.00</i> <u>7.0</u>	2.0
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On

Supreme Court
State of Tennessee
Nashville 37219

CLETUS W. MCWILLIAMS
EXECUTIVE SECRETARY

APPROVED
Ray Brock Jr.
CHIEF JUSTICE

12.31-86

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