

No. \_\_\_\_\_

\_\_\_\_\_  
IN THE  
SUPREME COURT OF THE UNITED STATES  
\_\_\_\_\_

DERRICK KNIGHT — PETITIONER  
(Your Name)

VS.

JULIE L. JONES — RESPONDENT(S)

**PROOF OF SERVICE**

I, DERRICK KNIGHT, do swear or declare that on this date, Aug. 17, 2018, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS* and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

ATTORNEY GENERAL, 1515 N. FLAGLER DR., 9<sup>TH</sup> FLOOR, W. PALM BCH., FL 33401-3432  
JULIE L. JONES, SEC. E.D.O.C., 501 S. CALHOUN ST., TALLAHASSEE, FL 32399-2500.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on Aug. 17, 2018

Derrick Knight  
(Signature)



U#M00117.  
Derrick Knight

FOR THE MIAMI-DADE POLICE DEPARTMENT  
HOMICIDE BUREAU  
MIAMI, MIAMI-DADE COUNTY, FLORIDA

CASE NUMBER 537210-B

INVESTIGATION INTO THE HOMICIDE OF CHRISTOPHER :  
MARSON, W/M/19, AND THE ATTEMPTED MURDERS OF :  
LUIS ROMERO, W/M/21, AND JONATHAN RAMESAR, :  
B/M/19, WHICH OCCURRED ON TUESDAY, OCTOBER 7, :  
2003, AT APPROXIMATELY 12:15 A.M., IN THE :  
ROADWAY OF SW 200 STREET AND SW 121 AVENUE. :

-----X

SWORN STATEMENT OF LIJIA LORIA

Taken before Joani W. Barry, Court Reporter and Notary Public  
in and for the State of Florida at Large, at the Miami-Dade  
Police Department Headquarters Complex, 9105 N.W. 25th Street,  
Miami, Miami-Dade County, Florida, on Tuesday, October 7, 2003,  
commencing at 7:10 a.m. and concluding at 7:22 a.m.

APPEARANCES:

-----  
ENRIQUE CHAVARRY, DETECTIVE  
MIAMI-DADE POLICE DEPARTMENT  
HOMICIDE BUREAU

(Exhibit #1)

Thereupon,

LIJIA LORIA

having first been duly sworn, was examined and testified upon her oath as follows:

EXAMINATION

BY DETECTIVE CHAVARRY:

Q For the record, would you please state your full name and age?

A Lijia Vanessa Loria, and I'm 19 years old.

Q What is your date of birth?

A August 20, 1984.

Q What is your home address and telephone number?

A 15601 SW 137 Avenue, Apartment #182. My phone number is 786-293-2394.

Q Calling your attention to today's date, October 7, 2003, in the early morning hours, where were you?

A I was in front of Derrick Knight's house.

Q And who were you there with?

A I was with Ronald, Michelle, Murph and his friend.

Q Do you know Ronald's last name?

A Ronald Knight.

Q Do you know Michelle's last name?

LIJIA LORIA

A Michelle Suarez.

Q And the other two being Murph and Murph's friend?

A Murph and Murph's friend, that's all.

Q While you were there, did you see or notice anything unusual?

A When I got there, I saw a guy with curly hair pass by, going towards Caribbean and making a right.

Q Was this guy a white male, black male?

A Black male.

Q Did you later see something else that occurred?

A I saw the car pass--a car passed by, a red car, four doors. Two white males in the front and one black male in the seat behind.

Q What did that car do?

A At first, they drove by. The second time it stopped and the driver asked, "Is Donald-- or, "Donald." "Derrick." Wait. "Daryl." "Does Daryl live there?" And Ronald replied, "No." As they drove off, as they drove off, you know. And then the car came back.

Q So far the car had driven by two times.

A Yes.

Q This is in front of Derrick's house.

A Yes.

Q Now you indicated he came back again.

A It came back again and made a right turn on Caribbean.

Q And what happened when it made a right turn on Caribbean?

A I believe it made a u-turn and I heard the door slam. And moments later, I saw the car pass by again. But this time with only two people in the car. The white male driving and the black guy in the passenger, behind in the back seat.

Q Did you notice anything else at that time?

A Moments later, I noticed a guy walk towards Derrick's house with a t-shirt wrapped around his head. He had a white shirt on and, white male, and he had like short hair.

Q How was he walking?

A He was walking not in a straight line but he was passing himself over there.

Q Was he--did it look strange or anything the way he was walking?

A He looked like as he was like he was holding onto a shirt wrapped around his hand, and he was making his way towards us. He wasn't trying to move his hand like swinging it much, so he was walking with his hand straight towards his side.

(indicating).

Q When we spoke earlier, you indicated to me that he was like staggering.

A Yes, he was slurring like when he pulled up to us when he asked for Daryl. He's like said the name all slurry. He didn't say it correctly.

Q Is this the same guy that had asked for Daryl earlier?

A He was the same guy in the driver's seat. No, the driver had passed by and this was the guy in the passenger seat because the passenger seat was empty.

Q Go ahead. What else happened, what did he do?

A As he was halfway across the house next door, he--I noticed his hands was wrapped around with something. And I felt suspicious as I walked behind a pickup truck, as he was coming towards us. I wasn't feeling comfortable.

Q Did you notice what he had underneath the shirt?

A After I got behind the truck, we looked like after we ducked, we got up and I saw a long black barrel, like his shirt was unraveling and we saw the piece of a gun just sticking out.

Q What's the next thing that happened?

A I saw that he was just standing there. So we proceeded to make our way towards the house.

Q Who is we?

A Me and Michelle, made a move towards the house because I noticed that he had a gun. And as we got to the door, I believe Murph and his--or his friend asked him what did he have in his hands, and he said, "What do you think?" And at that time, I looked back and I saw him go in the air and he shot the firearm (indicating).

Q You're motioning with your right hand up in the air.

A Right, it was his right hand that was covered.

Q And you saw him shoot?

A Yes.

Q What's the next thing you did?

A I ran inside to Derrick's room and Michelle informed him; as she was informing him, I proceeded to the kitchen. Because it was the backest (sic) part of the house. And after that, I stayed there and I heard several rounds be fired.

Q How many more shots did you hear?



A I don't recall. Was rapid shots. All at one time.

Q Go ahead.

A And I stayed there, and I heard Ronald's mom, Mrs. Knight, go to the door or something and told everybody to come back inside. As they was happening, I proceeded back towards the door and I saw Derrick come back in. You know, it must have been like...okay, after the first shot was fired, I went inside and I was in the kitchen for a good five minutes. Before I heard the shots fired. And, you know, I waited a little while, because I didn't want to go by the windows.

Q After Derrick's mom went to the door and told everybody to come inside, what's the next thing that happened?

A I was still in the kitchen. And like I heard everybody come inside. And then I go there, and I see Derrick coming in and he's like--he was walking around, he went to his room. He came back and he's like, "If anybody asked, they shot first." And it was--I--I--it was in self defense. He said. And then he was saying something but...

Q Do you remember exactly what he said?

A "They shot first." And it was in self defense.

Q Did he ever tell you, "I shot in self defense."

A I didn't hear him say that. Not come out of his mouth.

Q Did you ever see Derrick with a gun?

A No, not today.

Q Have you ever seen any of these guys in the car before?

A Never.

Q You indicated that before the car had driven by earlier, during the day, you had seen a black male walk by.

A Well I saw--okay. Today was the first time that I ever seen him. But before, I never seen him before.

Q Do you remember you indicated that when you were at Derrick's house--

A When I got there, I saw the black guy walking towards Caribbean.

Q Was that the same guy you had seen in the car?

A Yes, I recognized him because of his curly hair. He had curly hair and a hat, it was in a ponytail in the back.

Q Is everything you've stated true and correct to

the best of your knowledge?

A To the best of my knowledge, yes.

Q Have you given this statement freely and voluntarily?

A Yes, I have.

DETECTIVE CHAVARRY: Thank you.

(Whereupon, at 7:22 a.m., the  
sworn statement was concluded.)

\* \* \* \* \*

AND FURTHER WITNESS SAITH NOT.

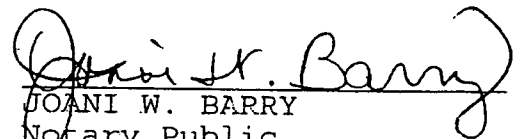
CERTIFICATE

STATE OF FLORIDA        ]  
                              :   SS  
COUNTY OF MIAMI-DADE ]

I, JOANI W. BARRY, Court Reporter and Notary Public duly commissioned and qualified in and for the State of Florida at Large, do hereby certify that the foregoing transcript, pages one to and including nine, is a true and correct transcription of my stenographic notes of the sworn statement given by LIJIA LORIA at the Miami-Dade Police Department Headquarters Complex, 9105 N.W. 25th Street, Miami, Miami-Dade County, Florida, on the 7th day of October, 2003, commencing at 7:10 a.m.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Miami, Miami-Dade County, Florida, this 15<sup>th</sup> day of November, 2003.

My Commission Expires:  
April 7, 2007  
DD201187

  
JOANI W. BARRY  
Notary Public  
State of Florida at Large



Joani W. Barry  
My Commission DD201187  
Expires April 7, 2007

\* \* \* \* \*

LIJIA LORIA

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(14)

Priv

2CC

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT  
IN AND FOR MIAMI-DADE COUNTY, FLORIDA

STATE OF FLORIDA,  
*Plaintiff,*

vs.

DERRICK KNIGHT,  
*Defendant*

Case No. F03028569  
Section No. 14  
Judge Butchko

**AGREED ORDER TO RETURN PROPERTY**

THIS CAUSE having come on the State's Motion to Return Property, it is hereby

ORDERED AND ADJUDGED that the Clerk of the Circuit Court of Miami-Dade

County, Florida, shall return the property, to wit: A GLOCK .357 CALIBER HANDGUN

*CFR 404US*  
SERIAL # ~~CSR~~404US, to the victim, to wit: JEFFREY WEINKLE, ESQ. with proof of photo identification, as the foregoing is being held as evidence in this cause. The victim has shown the State Attorney's Office documentation that he is the true owner of the item above that was taken in an unrelated burglary.

DONE AND ORDERED at Miami, Miami-Dade County, Florida, this 31<sup>ST</sup> day of

*Jan*, 2008.

*Beatrice Butchko*  
BEATRICE BUTCHKO  
CIRCUIT COURT JUDGE *2/4/08*

**MOTION**

The undersigned Assistant State Attorney moves for entry of the above order. The undersigned Assistant State Attorney also hereby certifies that he has conferred with David Peckins, Esq., Trial Counsel for Derrick Knight, and Tom Renier, Esq., Assistant Public Defender and Appellate Counsel for Derrick Knight, BY PHONE, and they have no objection to the issuance of this order to return property.

By: *CZ*

ELIJAH LEVITT  
Assistant State Attorney  
Florida Bar # 725560  
1350 Northwest 12th Avenue  
Miami, Florida 33136-2111  
(305) 547-0100

...

Subj: **Hello**  
Date: 8/4/2 07 7:13:55 PM Eastern Daylight Time  
From: CarmenFlores810  
To: DP20650

Dear Mr. Peckins;

I served as one of the jurors this past two weeks in the trial of Derrick Knight.

I felt the need to write to you, being I was not able to speak to you in court.

It was my first time ever called for jury duty, and my experience was not the best. I fully understand that the law has to be followed. However, the way it is written in my opinion leaves a lot to be said. Needing to follow exactly what was written, there was no way it could have had a different outcome, although it was what I most hoped for. Besides the fact tht I was almost attacked in the deliberation room!

I was very impressed by you, and I hope I never need your services, but if I do, I am sure I could find no one better to be represented by.

One last thing I would like to say is that the "old lady" (the prosecutor) gave me a look when we finally stepped out that I will never forget. She's a scary woman!

It was a pleasure

Carmen Flores

*just curiosity---(20650) in your e-mail address wouldn't happen to be your b-day?*

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No. \_\_\_\_\_

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(Your Name)

VS.

JULIE L. JONES — RESPONDENT(S)

**PROOF OF SERVICE**

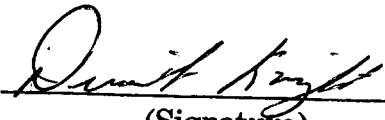
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Executed on Aug. 17, 2018

  
(Signature)