

APPENDIX- A

OCTOBER 6,1995 JOURNAL ENTRY

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STATE OF OHIO,
CUYAHOGA COUNTY

SS.

IN THE COURT OF COMMON PLEAS

SEPTEMBER

Term. 19 95

STATE OF OHIO

To-wit: OCTOBER 6, 1995

19

No. CR-323987 & CR-325283

KIDNAPPING

INDICTMENT AGGR. MURDER W/FEL MURD. W/FIREARM

HAVING WEAPON UNDER DISB. W/VIOL

1. FIREARM SPEC.

WILLIE S. SMITH

JOURNAL ENTRY

CASES CR-323987 AND CR-325283 ARE CONSOLIDATED FOR TRIAL. CHARGES
RENUMBERED. CASE CR-323987 KIDNAPPING COUNT ONE, CASE CR-325283, AGGR. MURDER
W/FEL MURD W/FIRM SPEC & AGGR. CTR. SPEC CTS TWO AND THREE, HAVING WEAPON UNDER
DISABILITY W/VIOL & FIREM. SPEC COUNT FOUR.

This day again comes the prosecuting attorney on behalf of the State
and defendant, Willie S. Smith in open court, represented by Attorneys Tom Lobe
and Gary Puzin, with Prosecutors John Kosko and Darcy Moulin present.

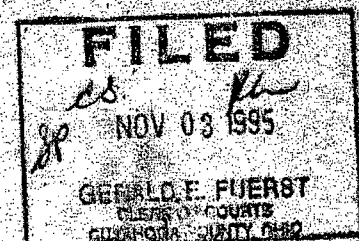
Now comes the Jury conducted into Court by the Bailiff and returned
the following verdicts in writing, to-wit: "We, the Jury being duly impaneled
and sworn, do find the defendant, Willie S. Smith Guilty of Kidnapping per
ORC 2905.01, as charged in the First Count of the indictment." and "WE, the Jury
further find and specify that the defendant Did Not release the victim in a safe
place unharmed while committing the offense charged in this count of the indictment."
and "WE, the Jury do find the defendant, Willie S. Smith Not Guilty of Aggravated
Murder per ORC 2903.01, as charged in the Second Count of the indictment." and "We,
the Jury do find the defendant, Willie S. Smith Guilty of Aggravated Murder per
ORC 2903.01 as charged in the Third Count of the indictment." and "WE, find and
specify that the defendant Did Not have a firearm on or about his person, or under
his control while committing the offense charged in the indictment." in regards to
Specification One; Specification Two; "We, the Jury find defendant, Not Guilty
of committing this offense while he was committing, attempting to commit or fleeing
immediately after committing or attempting to commit Kidnapping and defendant was the
principal offender in the aggravated murder or if not the principal offender, com-
mitted the aggravated murder with prior calculation or design." and "We, the Jury
do find the defendant, Willie S. Smith Not Guilty of Having Weapon While Under
Disability, per ORC 2923.13, as charged in the Fourth Count of the indictment."

Defendant was informed of the verdict of the Jury and inquired of if he had
anything to say and he having nothing but what he had already said.

It is ordered by the Court that defendant, Willie S. Smith is sentenced to
the Lorain Correctional Institution under both counts; Count One for term of ten
(10) years to twenty-five (25) years, and pay a fine of \$10,000.00 Count Three for
term of LIFE, and pay a fine of \$25,000.00, Count One to run Consecutive to Count
Three. Pay court costs. Defendant read his rights to Appeal. Defendant found
to be indigent, Public Defender appointed to for his Appeal. All documents and
Transcripts are ordered at the State's expense. Defendant given No Credit for time
served, due to the fact that defendant was on probation in another Court on two (2)
separate felonies at time he committed this Kidnapping and Aggravated Murder.

Timothy J. McGinty, Judge
va 10/12/95 n

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Appendix- B

OCTOBER 16,2017 JOURNAL ENTRY

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IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO

STATE OF OHIO
Plaintiff

WILLIE S SMITH
Defendant

Case No: CR-95-325283-ZA

Judge: STEVEN E GALL

INDICT: 2903.01 AGGRAVATED MURDER W/FELONY
MURDER & FIREARM SPECS
2903.01 AGGRAVATED MURDER W/FELONY
MURDER & FIREARM SPECS
2923.13 HAVING WEAPON WHILE UNDER
DISABIL. W/VIOLENT W/ARM

JOURNAL ENTRY

DEFENDANT'S MOTION TO CORRECT VOID JUDGEMENT IS DENIED.

10/13/2017
CPROB 10/13/2017 14:06:18

Judge Signature

10/16/2017

HEAR
10/13/2017

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NAILAH K. BYRD, CLERK