

IN THE SUPREME COURT  
OF THE UNITED STATES

JOHN HALL

APPLICANT

VS.

BOBBY LUMPKIN, DIRECTOR-TC03-10

RESPONDENT

CRIM. NO. W08-03139-W

CIV. NO. 3:16-CV-725-G

CAUSE NO. 21-10899

RULE 60(b)(4)

CAUSE NO. 23-10037

AFFIDAVIT OF JOHN HALL

I, JOHN HALL, DEPOSE AND STATE THE FOLLOWING FACTS ARE TRUE  
AND CORRECT UNDER PENALTY OF PERJURY TO WIT:

2) HALL WAS APPOINTED TRIAL COUNSEL KENNETH WEATHERSPOON  
BY THE STATE ON OR ABOUT NOV. 19, 2008.

3) HALL BELIEVES BASED UPON ALL INFORMATION WEATHERSPOON,  
PROVIDED CONSTITUTIONALLY IMPERFECTIVE ASSISTANCE OF COUNSEL (IAC).

HALL TALKED TO WEATHERSPOON AND PRIVATE INVESTIGATOR (P.I.)  
ALL OF THE CIRCUMSTANCE SURROUNDING THE CHARGED OFFENSE. HALL  
CLAIMED SELF-DEFENSE TO JUSTIFY HIS ACTIONS. WEATHERSPOON, ASSURED  
HALL, THAT WEATHERSPOON COULD BEAT THIS CASE AT JURY TRIAL. JUST  
TWO DAYS BEFORE TRIAL WAS TO BEGIN, WEATHERSPOON CAME TO DALLAS  
COUNTY JAIL, TO DO LAST MINUTE PREP. WEATHERSPOON TOLD HALL THAT HE  
HAD WITNESSES FOR DEFENSE READY, BUT WHEN IT CAME TIME FOR  
TRIAL, WEATHERSPOON HAD NO DEFENSIVE WITNESSES, ONLY HIS SISTER (  
LADONIS HALL) AND COUSIN (TERIKA HARRIS) ONLY FOR CHARACTER  
PURPOSES.

RECEIVED

JAN - 2 2024

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

EXH. A

RECEIVED

SEP 12 2023

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

WEATHERSPOON, PERFORMED CONST. (IAC) BECAUSE HE NEVER INFORMED HALL ABOUT (AFFIRMATIVE DEFENSE) OF SUDDEN PASSION AND ADEQUATE CAUSE FOR A LESSER-INCLUDED OFFENSE (LIO) OF MANSLAUGHTER TO BE ARGUED AT TRIAL. TO BE EFFECTIVE ASSISTANCE OF COUNSEL MUST MAKE PRE-TRIAL INVESTIGATION INTO ALL VIABLE OPTIONS, SUCH AS: (LIO), ATTACKING PRIOR CONVICTIONS, OR NOTIFYING HIM OF PLEA OFFER AND TURNING OVER WEATHERSPOON WORK CASE FILE.

HAD WEATHERSPOON, DONE THE ABOVE FACTS, THAN HALL WOULD HAVE RECEIVED HIS CONST. RIGHT 14TH AMEND. DUE PROCESS, AND COURTS HAVE NEVER GIVEN A WEIGHT TO PRIOR AFFIDAVIT, IN CAUSE NO. 21-10899 (EXH. A-C) IN WHICH HABEAS CORPUS PROCEEDING WAS INADEQUATE/INEFFECTIVE TO PROTECT HIS CONST. RIGHT TO COMPLUSORY PROCESS TO HAVE FULL AND FAIR HEARING.

HALL, PRAYS THAT HIS SUPREME COURT GRANT AN ORDER FOR ISSUANCE OF HABEAS CORPUS RELIEF IN THE FORM OF REVERSAL AND REMAND BACK TO CONVICTING COURT TO PROCEED FURTHER, IN THE FORM OF A NEW TRIAL, NEW PUNISHMENT HEARING, OR NEGOTIATE A PLEA BARGAIN OFFER UNDER §2254.

EXECUTED ON THIS 6<sup>th</sup> DAY OF SEPT, 2023

RESPECTFULLY SUBMITTED

John Hall

JOHN HALL #1608233

W/ F RAMSEY UNIT 1

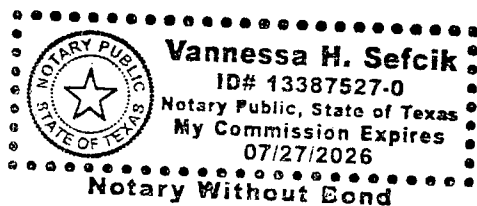
1100 FM 655

ROSHARON, TX. 75083

EXH. A

CSINIB02/CINIB02 TEXAS DEPARTMENT OF CRIMINAL JUSTICE 09/06/23  
Z391/SV00002 IN-FORMA-PAUPERIS DATA 14:44:53  
TDCJ#: 01608233 SID#: 05555005 LOCATION: RAMSEY INDIGENT DTE:  
NAME: HALL, JOHN EDWARD BEGINNING PERIOD: 03/01/23  
PREVIOUS TDCJ NUMBERS: 00766589 01156175 01423704  
CURRENT BAL: 563.30 TOT HOLD AMT: 0.00 3MTH TOT DEP: 65.00  
6MTH DEP: 65.00 6MTH AVG BAL: 835.25 6MTH AVG DEP: 10.83  
MONTH HIGHEST BALANCE TOTAL DEPOSITS MONTH HIGHEST BALANCE TOTAL DEPOSITS  
08/23 624.80 0.00 05/23 938.55 0.00  
07/23 753.95 65.00 04/23 1,022.90 0.00  
06/23 854.95 0.00 03/23 1,090.00 0.00

STATE OF TEXAS COUNTY OF  
ON THIS THE 06 DAY OF September, 2023, I CERTIFY THAT THIS DOCUMENT IS A TRUE,  
COMPLETE, AND UNALTERED COPY MADE BY ME OF INFORMATION CONTAINED IN THE  
COMPUTER DATABASE REGARDING THE OFFENDER'S ACCOUNT. NP SIG:  
PF1-HELP PF3-END ENTER NEXT TDCJ NUMBER: 1608233 OR SID NUMBER: \_\_\_\_\_



*Vanessa H. Sefcik*

IN THE UNITED STATES DISTRICT COURT  
FOR THE \_\_\_\_\_ DISTRICT OF TEXAS  
\_\_\_\_\_  
DIVISION

JOHN HALL #1606233  
Plaintiff's name and ID Number

W.F. RAMSEY UNIT 1  
Place of Confinement

CASE NO. \_\_\_\_\_  
(Clerk will assign the number)

V.

APPLICATION TO PROCEED  
IN FORMA PAUPERIS

BOBBY CAMPKIN DIRECTOR TDCJ-ID  
Defendant's name and address

I, JOHN HALL, declare, depose, and say I am the Plaintiff in the above entitled case. In support of my motion to proceed without being required to prepay fees, costs, or give security therefor, I state because of my poverty, I am unable to pay in advance the filing fee for said proceedings or to give security for the filing fee. I believe I am entitled to relief.

I, further declare the responses which I have made to the questions and instructions below are true.

1. Have you received, within the last 12 months, any money from any of the following sources?

- |  |                              |  |
|--|------------------------------|--|
| a. Business, profession or from self-employment?   | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| b. Rent payments, interest or dividends?           | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| c. Pensions, annuities or life insurance payments? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| d. Gifts or inheritances?                          | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| e. Family or friends?                              | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| f. Any other sources?                              | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

If you answered **YES** to any of the questions above, describe each source of money and state the amount received from each during the past 12 months.

\_\_\_\_\_  
\_\_\_\_\_

2. Do you own cash, or do you have money in a checking or savings account, including any funds in prison accounts?

Yes ☐ No ☒

If you answered **YES** to any of the questions above, state the total value of the items owned.

\_\_\_\_\_  
\_\_\_\_\_

3. Do you own real estate, stocks, bonds, note, automobiles, or other valuable property, excluding ordinary household furnishings and clothing?

Yes ☐

No ☒

If you answered YES, describe the property and state its approximate value.

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**I understand a false statement in answer to any question in this affidavit will subject me to penalties for perjury. I declare (certify, verify, or state) under penalty of perjury that the foregoing is true and correct (28 U.S.C. §1746).**

Signed this the 6<sup>th</sup> day of September, 20 23.

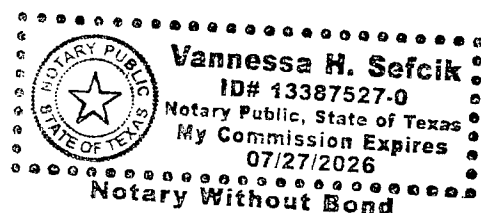
John Hall  
Signature of Plaintiff

#1608233  
ID Number

**YOU MUST ATTACH A CURRENT SIX (6) MONTH HISTORY OF YOUR INMATE TRUST ACCOUNT. YOU CAN ACQUIRE THE APPROPRIATE INMATE ACCOUNT CERTIFICATE FROM THE LAW LIBRARY AT YOUR PRISON UNIT.**

CSINIB02/CINIB02 TEXAS DEPARTMENT OF CRIMINAL JUSTICE 10/03/23  
Z391/AL00101 IN-FORMA-PAUPERIS DATA 10:49:30  
TDCJ#: 01608233 SID#: 05555005 LOCATION: RAMSEY INDIGENT DTE:  
NAME: HALL, JOHN EDWARD BEGINNING PERIOD: 04/01/23  
PREVIOUS TDCJ NUMBERS: 00766589 01156175 01423704  
CURRENT BAL: 464.48 TOT HOLD AMT: 0.00 3MTH TOT DEP: 65.00  
6MTH DEP: 65.00 6MTH AVG BAL: 749.91 6MTH AVG DEP: 10.83  
MONTH HIGHEST BALANCE TOTAL DEPOSITS MONTH HIGHEST BALANCE TOTAL DEPOSITS  
09/23 563.30 0.00 06/23 854.95 0.00  
08/23 624.80 0.00 05/23 938.55 0.00  
07/23 753.95 65.00 04/23 1,022.90 0.00

STATE OF TEXAS COUNTY OF Braxton  
ON THIS THE 3<sup>rd</sup> DAY OF October 2023 I CERTIFY THAT THIS DOCUMENT IS A TRUE,  
COMPLETE, AND UNALTERED COPY MADE BY ME OF INFORMATION CONTAINED IN THE  
COMPUTER DATABASE REGARDING THE OFFENDER'S ACCOUNT. NP SIG:  
PF1-HELP PF3-END ENTER NEXT TDCJ NUMBER: 1606233 OR SID NUMBER: \_\_\_\_\_



*Vanessa H. Sefcik*

