

EXHIBIT A

ARREST INFORMATIONSTATE OF ALABAMA VS. TIMOTHY J. RICHARDS

The defendant may be released on bail upon his entering into bond in the amount of 75,000.00 Dollars, with two good sureties approved by an authorized officer or by depositing cash or negotiable bonds in the above amount with the court clerk.

Defendant may be released on his own recognizance.

Janie J. Morgan
Judge/Magistrate

CERTIFICATE OF EXECUTION

I have executed this warrant by arresting the within named defendant Timothy J. Richards
on this date, 03/13, 1978 at 10:00 o'clock
P M., and: Committed To Jail

Joey Vick
Officer's Signature

Inv.
Title

DEFENDANT IDENTIFICATION

Name: TIMOTHY J. RICHARDS D.O.B. 12/13/69 Age: 28
Address: 12963 TMJ LANE Phone: _____
NORTHPORT, AL Race: W Sex: M
Height: 6'0" Weight: 225 Hair: BLU Eyes: BRO
*Social Security No.: 424-19-6738 Driver's License No.: _____
Other: _____

*Disclosure of Social Security Number is voluntary

WITNESSES

Name
RALPH WILLIAMS
Phone: _____

Name
JOEY VICK
Phone: _____

Name
FRANK COLE
Phone: _____

Name
Phone: _____

Address
WCSO
WCSO
WALKER COUNTY DIST. ATTY. OFC.

EXHIBIT B

COMPLAINT AND WARRANT

98-03-020

DISTRICT COURT OF WALKER COUNTY

THE STATE OF ALABAMA
WALKER COUNTY

Date: 16th Day of March 1998

Before me, Janis F. Morgan, Circuit Clerk or Magistrate of the District Court in and for said County, personally appeared JOEY VICK who being duly sworn deposes and says that he/she has probable cause for believing and does believe that within twelve months before making this affidavit and in said County,

TIMOTHY J. RICHARDS, did intentionally cause the death of another person RANDY MCCULLAR, by shooting him in the head with a Rifle, in violation of 13A-6-2 of the Code of Alabama, against the peace and dignity of the State of Alabama.

x Joey Vick

Sworn to and subscribed before me this 16th day of March 1998

Janis F. Morgan
Circuit Clerk or Magistrate

WARRANT OF ARREST

The State of Alabama, Walker County

To Any Lawful Officer of the State of Alabama:

You are hereby commanded to arrest TIMOTHY J. RICHARDS

and bring him before the Circuit Court/District Court of Walker County, on the

day of , 19 next to answer the State of Alabama on a charge of

MURDER

Preferred by JOEY VICK

Witness my hand this the 16th day of March, 1998

Janis F. Morgan
Circuit Clerk or Magistrate

EXHIBIT C

A TRUE BILL

Carl Stovall

Foreman of the Grand Jury

Presented to the presiding Judge in open court by
the foreman of the Grand Jury, in the presence of
13 Grand Jurors and filed in open court
by order of the court on this the 27 day of
of March, 1998.

FILED

MAR 27 1998

Clerk

Vinita B. Thompson

CIRCUIT CLERK, WALKER COUNTY, AL

INDICTMENT

Upon the arrest of Defendant let him be
admitted to bail on giving bond in the sum of

\$ 75,000.00 Dollars
with security to be approved by the Sheriff.

This 7 day of April 1998

James B. Lark

Judge Presiding

INDICTMENT

The State of Alabama
WALKER COUNTY

CIRCUIT COURT
14TH JUDICIAL CIRCUIT

March Term, 1998

The Grand Jury of said County charge, before the finding of this indictment, **TIMOTHY J. RICHARDS**, whose name is otherwise unknown to the Grand Jury than as stated, did intentionally cause the death of another person **RANDY MCCULLAR**, by shooting him in the head with a Rifle, in violation of 13A-6-2 of the Code of Alabama, against the peace and dignity of the State of Alabama.

Charles D. Baker

Charles D. Baker
 District Attorney

THE STATE OF ALABAMA
 Walker County

Witnesses

RALPH WILLIAMS
 WCSO

JOEY VICK
 WCSO

FRANK COLE
 WALKER COUNTY DIST. ATTY. OFC.

March Term, 1998

THE STATE

VS.

TIMOTHY J. RICHARDS
 S.I.D. NO.
 D.O.A.

Indictment
 MURDER

EXHIBIT D

STATE OF ALABAMA,
PLAINTIFF
VS.
TIMOTHY RICHARDS,
DEFENDANT

IN THE CIRCUIT COURT OF WALKER
COUNTY, ALABAMA

CASE NUMBER: CC98-142

ARRAIGNMENT

On this date MAY 11, 1998, comes St. of Al. by its DA and def. in person by attorney, Hon. C UMSTEAD FOR G HUDSON and def. being served with copy of indictment; nature, substance & consequences being explained to def. by the Court; def. being advised by the Court of his right to plead not guilty to said indictment; his right to speedy & public trial on the issues by an impartial jury which would determine his guilt or innocence; his right to compulsory process of witnesses in his behalf; his right to confrontation in open court by his accusers; his right to be heard by himself and counsel; his right to testify in the cause or not testify, as he might elect; his right not to be compelled to give evidence against himself; his right to waive all of the above and plead guilty to the indictment, in which event his guilt would be pronounced by the Court without a trial and without the intervention of a jury; his right, if convicted, to appeal to a higher court; his right not to be deprived of life, liberty or property without due process of law; & def. having been heretofore adjudged by the Court as being capable of making reasonably intelligent, voluntary and conscious decisions and of exercising freedom of choices, stating to the Court that he fully understands the proceedings; that he is prepared to exercise such alternatives as are legally his; that he has not been promised anything which would induce a plea one way or the other, and that he understands that if he pleads guilty, any sentence, probationary or otherwise, he receives will come from the Court which is not bound by any agreement which may have been made by the state and def. and his attorney, and said def. being arraigned on the indictment, now on oath, pleads as follows:

Def. after waiving reading of indictment & explanation of constitutional rights pleads not guilty with leave to file any additional pleadings deemed necessary. Case ordered to jury trial docket.



Circuit Judge

FILED

MAY 12 1998

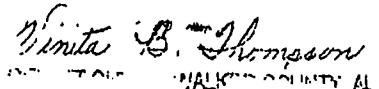

Vinita B. Thompson
CLERK OF COURT
WALKER COUNTY, AL

EXHIBIT E

IN THE CIRCUIT COURT OF WALKER COUNTY, ALABAMA

State of Alabama,)
Plaintiff,)
VS.) Case No.: CC98-142
Timothy J. Richards,)
Defendant.)

MOTION TO DISMISS

Comes now the State of Alabama, by and through the Walker County District Attorney or his authorized assistants and moves this Honorable Court to dismiss the above referenced case. As grounds for this motion the State asserts separately and severely as follows:

1. That the defendant was taken before the January, 1999 and indicted for Capital Murder.
2. That the defendant was indicted in the above referenced case by the March, 1998 Grand Jury on murder.
3. That the above referenced case is due to be dismissed because of the new indictment.

Wherefore the above premised considered the State of Alabama request that the Court dismiss the case in the above cause.

Respectfully submitted this the 26 day of January, 1999.

26/99
Motion granted
HB Judge

BRW
William Reid Adair, Jr.
Chief Assistant District Attorney

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy on Ronald Sandlin, attorney for defendant, by placing a copy of the same in the U.S. mail properly addressed with postage pre-paid on this the 26 day of January, 1999.

B Adair

FILED

FEB 9 - 1999

Vinita B. Thompson
CIRCUIT CLERK - WALKER COUNTY, AL

EXHIBIT F

THE STATE OF ALABAMA

WALKER COUNTY

Court Court

JANUARY 19 1999

A TRUE BILL.

Phillip C. Lee

Grand Jury Foreman

Presented in open Court to the presiding Judge
by the Foreman of the Grand Jury in the presence
of _____
of other members of the
Grand Jury this

TIMOTHY J. RICHARDS

INDICTMENT

2nd day of July 1999

Timothy J. Richards

PROSECUTOR

WITNESSES

JOY VICK

NEAL COOK

The Defendant will be admitted to bail on giving
bond with security to be approved by the Sheriff
In the sum of 200.00 Dollars

Phillip C. Lee

Ruled in open Court

FEB 02 1999
Mark B. Hamman Court

FILED

FEB 02 1999

COURT

INDICTMENT

CC-99-20

THE STATE OF ALABAMA, }
Walker County }

CIRCUIT COURT

122

JANUARY

99

Term, 19

The Grand Jury of said County charge that before the finding of this Indictment

Timothy J. Richards, whose name is otherwise unknown to the Grand Jury, other than as stated, did intentionally cause the death of Randy Allen McCullar by shooting the said Randy Allen McCullar with a gun, to-wit: a rifle and/or by causing to be shot the said Randy Allen McCullar and/or aiding and abetting another person.

~~THE STATE OF ALABAMA~~ June 1997 Term of the Grand Jury for the 25th Judicial Circuit, Grand Jury Docket Number 58, Criminal Case Number CC-97-76 on behalf of the State of Alabama in the State of Alabama vs. Shonda Nicole McIntyre and the aforesaid murder did stem from, was caused by or was related to the capacity and/or role of Randy Allen McCullar as a witness in said Grand Jury, to-wit: for the purpose of causing the death of Randy Allen McCullar who had been a witness in said Grand Jury, that returned an Indictment in the State of Alabama vs. Shonda Nicole McIntyre, CC-97-76 in the 25th Judicial Circuit, to prevent him from testifying on behalf of the State of Alabama in further criminal proceedings in said case, in violation of Section 13A-5-40(a)(14) of the Code of Alabama, against the peace and dignity of the State of Alabama.

INDICTMENT

THE STATE OF ALABAMA, }
Walker County }

CIRCUIT COURT

No.

Term, 19

The Grand Jury of said County charge that before the finding of this Indictment

WALKER COUNTY, STATE OF ALABAMA	
I, Vinita B. Thompson, Clerk of the Circuit Court of Walker County, Alabama, hereby certify that the above is a true and correct copy as recorded in this office.	
DONE this the 3	
March 2005	
SEAL	
Vinita B. Thompson	
Clerk of the Circuit Court	

INDICTMENT

against the peace and dignity of the State of Alabama.

THE STATE OF ALABAMA, }

Walker County }

Charles D. Baker
District Attorney of 14th Judicial Circuit

EXHIBIT G

1999

Day of Feb

THIS 4th
10:10 AM

EXECUTED THE WITHIN WARRANT BY ARRESTING THE DEFENDANT AND
 PLACING DEFENDANT IN THE WALKER COUNTY JAIL
 RELEASING DEFENDANT ON APPEARANCE BOND

EXECUTION

NAME: TIMOTHY J RICHARDS
 ADDRESS: 12953 TOWER LANE
 CITY: NORFOLK
 STATE: VA
 ZIP: 00000 0000
 ALIAS:
 ADDRESS:
 CITY: NORFOLK
 STATE: VA
 ZIP: 00000 0000
 ALIAS:
 EMPLOYMENT:
 DOB: 12/13/69
 SSN: 424-19-6738
 EYE: HEIGHT: 0.00
 SEX: M
 HAIR:

CHARGES: MURDER CAPITAL F FELONY

CLERK/MAGISTRATE OF CIRCUIT COURT
John B. Thompson

(2)

(2)

2ND SET AT: (1) NO BOND SONG TYPE:

DATE THIS 03 DAY OF FEBRUARY, 1999.

YOU WILL RECEIVE UNTIL YOUR CUSTODY AND DETAIN HIM/HER UNTIL THE
 AND HAVE YOU THEN AND THERE THIS WRIT WITH YOUR RETURN THEREON
 OF ALABAMA ON A CHARGE(S) OF:
 YOU ARE HELD BEFORE THE CIRCUIT COURT OF WALKER COUNTY TO ANSWER THE STATE
 HIM/HER COMMAND TO ARREST TIMOTHY J RICHARDS AND BEING
 TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA

STATE OF ALABAMA
 WALKER COUNTY
 CIRCUIT COURT
 WRIT OF ARREST - GRAND JURY INDICTMENT
 (cc-99-20)
 RETURN ON THIS COPY

AGENCY NUMBER: 0240000
 WARRANT NUMBER: 01 99 000122, 00
 OTHER CASE NBR:

EXHIBIT H

STATE OF ALABAMA,
PLAINTIFF
VS.
TIMOTHY RICHARDS,
DEFENDANT

IN THE CIRCUIT COURT OF WALKER
COUNTY, ALABAMA

CASE NUMBER: CC99-020

ARRAIGNMENT

On this date APRIL 12, 1999, comes St. of Al. by its DA and def. in person by attorney, Hon. R SANDLIN & R SANFORD, and def. being served with copy of indictment; nature, substance & consequences being explained to def. by the Court; def. being advised by the Court of his right to plead not guilty to said indictment; his right to speedy & public trial on the issues by an impartial jury which would determine his guilt or innocence; his right to compulsory process of witnesses in his behalf; his right to confrontation in open court by his accusers; his right to be heard by himself and counsel; his right to testify in the cause or not testify, as he might elect; his right not to be compelled to give evidence against himself; his right to waive all of the above and plead guilty to the indictment, in which event his guilt would be pronounced by the Court without a trial and without the intervention of a jury; his right, if convicted, to appeal to a higher court; his right not to be deprived of life, liberty or property without due process of law; & def. having been heretofore adjudged by the Court as being capable of making reasonably intelligent, voluntary and conscious decisions and of exercising freedom of choices, stating to the Court that he fully understands the proceedings; that he is prepared to exercise such alternatives as are legally his; that he has not been promised anything which would induce a plea one way or the other, and that he understands that if he pleads guilty, any sentence, probationary or otherwise, he receives will come from the Court which is not bound by any agreement which may have been made by the state and def. and his attorney, and said def. being arraigned on the indictment, now on oath, pleads as follows:

Def. after having been read the indictment by the Hon. Bill Adair, Chief Assistant District Attorney & waiving explanation of constitutional rights pleads not guilty with leave to file any additional pleadings deemed necessary. Case ordered to jury trial docket.

Rosemary Beale

Circuit Judge

FILED

APR 14 1999

Vineta B. Thompson
CIRCUIT CLERK - WALKER COUNTY, AL

b7c - 101

EXHIBIT I

ACSB0370
OPERA: PAW
PAGE: 1

ALABAMA JUDICIAL INFORMATION SYSTEM
CASE ACTION SUMMARY
CIRCUIT CRIMINAL

CASE: CC 98 000142.00

RUN DATE: 04/14/98

IN THE CIRCUIT COURT OF WALKER

STATE OF ALABAMA

CASE: CC 98 000142.00

VS RICHARDS TIMOTHY J
12963 TMJW LANE

JUDGE: JDE

H-1

NORTHPORT, AL 00000 0000

DOB: 12/13/69 SEX: M RACE: W HT: 0 00 WT: 000 HR: EYES:
SSN: 424196738 ALIAS NAMES:

CHARGE1: MURDER CODE1: MURD LIT: MURDER
MORE?: OFFENSE DATE: AGENCY/OFFICER: TYP: F

DATE WAR/CAP ISS: DATE ARRESTED: 03/13/98
DATE INDICTED: 03/27/98 DATE FILED: 03/27/98
DATE RELEASED: 03/17/98 DATE HEARING:
BOND AMOUNT: \$75,000.00 SURETIES:

DATE 1: DESC: TIME: 0000
DATE 2: DESC: TIME: 0000

DEF/ATY: Sandlin, Ronald TYPE: A
PROSECUTOR: BAKER, CHARLES D TYPE:

OTH CSE: CHK/TICKET NO: GRAND JURY: 47
COURT REPORTER: SID NO:
DEF STATUS: BOND DEMAND: Y

OPER: PAW

DATE ACTIONS, JUDGEMENTS, AND NOTES

4-28-98 Motion for discovery
4-29-98 Order for district attorney to produce JCB
5-11-98 Arraignment
6-19-98 Motion for funds to hire private
investigator - granted - investigator
fees up to \$750.00 allowed at this
time - JCB

7-3-98 Motion to Continue - motion - JCB
7-11-98 Motion to withdraw - Deonda Hudson - granted JCB
12-2-98 Motion to suppress statements - denied JCB

11-10-98 Motion for discovery - "moot" JCB
10-23-98 Attorney appointment - denied Sandlin
12-17-98 Request of defendant for production
JCB stated

1-21-99 Motion for extraordinary expenses - 1/26/99
Granted JCB

1-26-99 Order for approval of overbread expenses - JCB
1-29-99 Request for hearing on motion to suppress
statements - 2/1/99 - hearing set - 2/4/99 at
10:00 AM - JCB

1-11-99 Motion for court ordered mental exam
1-20-99 States motion for production and disclosure
1-22-99 Motion to dismiss - 1/9/99 granted JCB