

# Supreme Court of Mississippi Court of Appeals of the State of Mississippi

### **Clerk's Docket**

1999-DR-01394-SCT

# Clyde Wendell Smith v. State of Mississippi

Leflore Circuit Court
Trial Court Case # 22161
The Honorable Gray Evans
Ruling Date: 07/01/1993

# **Petitioner Attorneys**

#### **Clyde Wendell Smith**

Represented By:

Pro Se

Glenn S. Swartzfager

Alan M. Freedman

## Respondent Attorneys

#### State of Mississippi

Represented By:

Marvin L. White Jr.

Jeffrey A. Klingfuss

### **GENERAL DOCKET**

08/23/1999	Motion #1999-3500 Petitioner/Pro Se's Petition for Post Conviction Relief
08/23/1999	Motion #1999-3501 Petitioner/Pro Se's Motion for Appointment of Qualified Counsel and Stay of Execution
08/23/1999	Case Folder
09/15/1999	Order entered - Motion #1999-3501
08/14/2000	Motion #2000-3658 Motion for Appointment of Post- Conviction Counsel
11/16/2000	
11/13/2000	Order Entered Motion # 2000 - 3658
12/18/2000	Order Entered Motion # 2000 - 3658  Correspondence received - C. Jackson Williams

01/05/2001	Correspondence received - Judy T. Martin
01/08/2001	Correspondence received - Trial Court Clerk - Hon. Trey Evans
01/22/2001	Trial Court Order received
01/23/2001	Correspondence received - C. Jackson Williams
02/01/2001	Order Entered - Judy T. Martin is prohibited from participating in this case
02/05/2001	Trial Court Order received
03/16/2001	Correspondence received - Alan M. Freedman
03/19/2001	Appearance Form received - Alan M. Freedman
06/22/2001	Trial Court Order received
07/13/2001	Motion # 2001 - 3471 Motion for Leave to Amend and Supplement Post-Conviction Petition
07/13/2001	Motion # 2001 - 3470 Application for Leave to File Petition for Post-Conviction Relief
<u></u>	ا
08/15/2001	Motion # 2001 - 4050 Motion for Enlargement of Time within which to File Response to Motion and Application for Post-Conviction Relief
08/15/2001	within which to File Response to Motion and Application
	within which to File Response to Motion and Application for Post-Conviction Relief
08/23/2001	within which to File Response to Motion and Application for Post-Conviction Relief  Order Entered Motion # 2001 - 4050  Motion # 2001 - 4230 Application for Leave to File Motion
08/23/2001	within which to File Response to Motion and Application for Post-Conviction Relief  Order Entered Motion # 2001 - 4050  Motion # 2001 - 4230 Application for Leave to File Motion to Vacate Judgement and Death Sentence  Motion # 2001 - 4713 Motion for Enlargement of Time within which to File Response to Application for Post-
08/23/2001	within which to File Response to Motion and Application for Post-Conviction Relief  Order Entered Motion # 2001 - 4050  Motion # 2001 - 4230 Application for Leave to File Motion to Vacate Judgement and Death Sentence  Motion # 2001 - 4713 Motion for Enlargement of Time within which to File Response to Application for Post-Conviction Relief
08/23/2001 08/27/2001 09/24/2001 09/26/2001	within which to File Response to Motion and Application for Post-Conviction Relief  Order Entered Motion # 2001 - 4050  Motion # 2001 - 4230 Application for Leave to File Motion to Vacate Judgement and Death Sentence  Motion # 2001 - 4713 Motion for Enlargement of Time within which to File Response to Application for Post-Conviction Relief  Order Entered Motion # 2001 - 4713
08/23/2001 08/27/2001 09/24/2001 09/26/2001 10/05/2001	within which to File Response to Motion and Application for Post-Conviction Relief  Order Entered Motion # 2001 - 4050  Motion # 2001 - 4230 Application for Leave to File Motion to Vacate Judgement and Death Sentence  Motion # 2001 - 4713 Motion for Enlargement of Time within which to File Response to Application for Post-Conviction Relief  Order Entered Motion # 2001 - 4713  Trial Court Order received  Motion # 2001 - 5223 Motion for Enlargement of Time within which to File Response Application for Post-

11/26/2001	within which to File Response Application for Post- Conviction Relief
12/21/2001	Motion # 2001 - 6287 Motion for Enlargement of Time within which to file Reponse Motion to Application for Post-Conviction Relief
01/25/2002	Motion # 2002 - 454 Motion for Enlargement of Time within which to File Repsonse Application for Post-Conviction Relief
02/19/2002	Order Entered Motion #2002-454, Motion #2001-5792 and Motion #2001-6287
02/25/2002	Motion # 2002 - 953 Motion for Enlargement of Time within which to File Reponse Application for Post-Conviction Relief
03/04/2002	Order Entered Motion # 2002 - 953
03/27/2002	Motion # 2002 - 1551 Motion for Enlargement of Time within which to File Response Application for Post-Conviction Relief
04/10/2002	Order Entered Motion # 2002 - 1551
<u></u>	
04/24/2002	Motion # 2002 - 1907 Motion for Enlargement of Time within which to File Response Application for Post-Conviction Relief
04/24/2002	within which to File Response Application for Post-
	within which to File Response Application for Post- Conviction Relief
04/30/2002	within which to File Response Application for Post-Conviction Relief  Order Entered Motion # 2002 - 1907  Motion # 2002 - 2210 Motion for Enlargement of Time Within Which to File Response Application for Post-
04/30/2002	within which to File Response Application for Post-Conviction Relief  Order Entered Motion # 2002 - 1907  Motion # 2002 - 2210 Motion for Enlargement of Time Within Which to File Response Application for Post-Conviction Relief
04/30/2002 05/28/2002 06/11/2002	within which to File Response Application for Post-Conviction Relief  Order Entered Motion # 2002 - 1907  Motion # 2002 - 2210 Motion for Enlargement of Time Within Which to File Response Application for Post-Conviction Relief  Order Entered Motion # 2002 - 2210  Motion # 2002 - 2564 Motion for Enlargement of Time within which to file Response Application for Post-
04/30/2002 05/28/2002 06/11/2002 06/27/2002	within which to File Response Application for Post-Conviction Relief  Order Entered Motion # 2002 - 1907  Motion # 2002 - 2210 Motion for Enlargement of Time Within Which to File Response Application for Post-Conviction Relief  Order Entered Motion # 2002 - 2210  Motion # 2002 - 2564 Motion for Enlargement of Time within which to file Response Application for Post-Conviction Relief

08/14/2002	Response filed Motion # 2001 - 3470
08/14/2002	Response filed Motion # 2001 - 4230
08/28/2002	Motion # 2002 - 3215 Petitioner's Motion for an Enlargement of Time to File His Reply Brief in Support of Petitioner's Post-Conviction Petition
08/30/2002	Response filed Motion # 2001 - 4230
11/04/2002	Response filed Motion # 2001 - 3470
03/04/2003	Case Submitted without Oral Argument
03/11/2003	Appearance Form received - William J. Clayton and Louwlynn Vanzetta Williams
06/19/2003	Motion # 2003 - 1945 Motion for Leave to File Amended Claim XVIII
06/25/2003	Response filed Motion # 2003 - 1945
07/02/2003	Response filed Motion # 2003 - 1945
	Motion # 2004 - 111 Petitioner's Ex Parte Motion,
01/15/2004	Pursuant to Miss. Code Ann. Sec.99-15-18, for Review and Authorization of Court-Ordered Payment of Attorney Fees and Out-of-Pocket Expenses, and Review and Authorization
01/15/2004	and Authorization of Court-Ordered Payment of Attorney Fees and Out-of-Pocket Expenses, and Review and
	and Authorization of Court-Ordered Payment of Attorney Fees and Out-of-Pocket Expenses, and Review and Authorization  Motion # 2004 - 114 Motion to Stay Proceedings for 90 Days to Allow Opportunity for Petitioner's Expert to
01/15/2004	and Authorization of Court-Ordered Payment of Attorney Fees and Out-of-Pocket Expenses, and Review and Authorization  Motion # 2004 - 114 Motion to Stay Proceedings for 90 Days to Allow Opportunity for Petitioner's Expert to Conduct Appropriate Testing
01/15/2004	and Authorization of Court-Ordered Payment of Attorney Fees and Out-of-Pocket Expenses, and Review and Authorization  Motion # 2004 - 114 Motion to Stay Proceedings for 90 Days to Allow Opportunity for Petitioner's Expert to Conduct Appropriate Testing  Response filed Motion # 2004 - 114
01/15/2004 01/15/2004 01/27/2004	and Authorization of Court-Ordered Payment of Attorney Fees and Out-of-Pocket Expenses, and Review and Authorization  Motion # 2004 - 114 Motion to Stay Proceedings for 90 Days to Allow Opportunity for Petitioner's Expert to Conduct Appropriate Testing  Response filed Motion # 2004 - 114  Response filed Motion # 2004 - 114
01/15/2004 01/15/2004 01/27/2004 03/22/2004	and Authorization of Court-Ordered Payment of Attorney Fees and Out-of-Pocket Expenses, and Review and Authorization  Motion # 2004 - 114 Motion to Stay Proceedings for 90 Days to Allow Opportunity for Petitioner's Expert to Conduct Appropriate Testing  Response filed Motion # 2004 - 114  Order Entered
01/15/2004 01/15/2004 01/27/2004 03/22/2004 05/20/2004	and Authorization of Court-Ordered Payment of Attorney Fees and Out-of-Pocket Expenses, and Review and Authorization  Motion # 2004 - 114 Motion to Stay Proceedings for 90 Days to Allow Opportunity for Petitioner's Expert to Conduct Appropriate Testing  Response filed Motion # 2004 - 114  Response filed Motion # 2004 - 114  Order Entered  Order Entered Motion # 2002 - 3215  Order Entered Motions #1999-3500, #2001-3470, #2001-
01/15/2004 01/15/2004 01/27/2004 03/22/2004 05/20/2004	and Authorization of Court-Ordered Payment of Attorney Fees and Out-of-Pocket Expenses, and Review and Authorization  Motion # 2004 - 114 Motion to Stay Proceedings for 90 Days to Allow Opportunity for Petitioner's Expert to Conduct Appropriate Testing  Response filed Motion # 2004 - 114  Response filed Motion # 2004 - 114  Order Entered  Order Entered Motion # 2002 - 3215  Order Entered Motions #1999-3500, #2001-3470, #2001- 3471, #2001-4230, #2003-1945 and #2004-114

07/29/2004	Rehearing Denied Motion # 2004 - 1633
08/05/2004	Mandate Issued
11/01/2006	Letter Issued by Court
01/08/2007	Trial Court Order received - Robert M. Ryan
02/01/2007	Motion # 2007 - 296 Application for Approval of the Trial Court's Granting of Expert Fees and Expenses Regarding an Atkins v. Virginia Evidentiary Hearing
04/05/2007	Motion - 2007-296 - Status Report
06/06/2008	Trial Court Order received -
10/29/2009	Order Entered
12/23/2009	Petitioner's Response to the Court's October 29, 2009 Show Cause Order - Alan M. Freedman
12/29/2009	Respondent's Response to Order to Show Cause Why No Post-Conviction Relief Petition Has Been Filed in the Trial Court - Marvin L. White, Jr.
ļ <u> ————————————————————————————————————</u>	
03/07/2011	Letter Issued by Clerks Office
03/07/2011	Letter Issued by Clerks Office  Letter Issued by Clerks Office
11/17/2011	Letter Issued by Clerks Office
11/17/2011	Letter Issued by Clerks Office  Trial Court Order received -
11/17/2011 12/07/2011 01/24/2012	Letter Issued by Clerks Office  Trial Court Order received -  Exact Status Letter has been sent - Alan M. Freedman
11/17/2011 12/07/2011 01/24/2012 02/28/2012	Letter Issued by Clerks Office  Trial Court Order received -  Exact Status Letter has been sent - Alan M. Freedman  Order Entered Motion # 2007 - 296  Motion # 2012 - 1117 Petitioner's Motion for Extension of Time to Complete Expert's Evaluation and File any
11/17/2011 12/07/2011 01/24/2012 02/28/2012 04/26/2012	Letter Issued by Clerks Office  Trial Court Order received -  Exact Status Letter has been sent - Alan M. Freedman  Order Entered Motion # 2007 - 296  Motion # 2012 - 1117 Petitioner's Motion for Extension of Time to Complete Expert's Evaluation and File any Report Submitted to and Including September 4, 2012
11/17/2011 12/07/2011 01/24/2012 02/28/2012 04/26/2012 04/27/2012	Letter Issued by Clerks Office  Trial Court Order received -  Exact Status Letter has been sent - Alan M. Freedman  Order Entered Motion # 2007 - 296  Motion # 2012 - 1117 Petitioner's Motion for Extension of Time to Complete Expert's Evaluation and File any Report Submitted to and Including September 4, 2012  Order Entered Motion # 2012 - 1117
11/17/2011 12/07/2011 01/24/2012 02/28/2012 04/26/2012 04/27/2012 09/20/2012	Letter Issued by Clerks Office  Trial Court Order received -  Exact Status Letter has been sent - Alan M. Freedman  Order Entered Motion # 2007 - 296  Motion # 2012 - 1117 Petitioner's Motion for Extension of Time to Complete Expert's Evaluation and File any Report Submitted to and Including September 4, 2012  Order Entered Motion # 2012 - 1117  Exact Status Letter has been sent - Alan M. Freedman

03/08/2013	Exact Status Letter has been sent - Jason Davis and Alan M. Freedman
03/13/2013	Order Entered
06/01/2015	Exact Status Letter - to Marvin L. White and Alan M. Freedman
09/22/2015	Appearance Form received - Alexander Kassoff
02/23/2016	Status Letter
04/19/2016	Trial Court Order received - Hon. Elmus Stockstill
05/19/2016	Trial Court Order received - Hon. Elmus Stockstill
09/14/2016	Trial Court Order received - Hon. Elmus Stockstill
10/21/2016	Status Letter
10/27/2016	Letter
10/27/2016	Trial Court Order received - Hon. Elmus Stockstill