

Attorney Alice Lynd, PETITIONS

Introduction

Through a public records request, I obtained from the Office of Governor Bob Taft "all petitions or letters sent to [the Governor's] office regarding the death penalty and the use of the death penalty in connection with the disturbance at the Southern Ohio Correctional Facility in Lucasville, Ohio."¹ It is estimated that approximately 26,000 individuals signed these petitions and letters.²

Staughton Lynd and I obtained lists of the jurors in the cases of various men who were convicted of offenses committed during the uprising at the Southern Ohio Correctional Facility in April 1993:

Franklin County	Timothy Grinnell Jason Robb
Hamilton County	Derek Cannon Kenneth Law S. A. Hasan (f/k/a Carlos Sanders) James Were (second trial)
Lawrence County	Keith LaMar
Montgomery County	George Skatzes
Scioto County	Eric Scales Orson Wells

In addition, we obtained the names of the forepersons of two Scioto County Grand Juries that issued the indictments.

The objective was to see whether any of the persons who served on juries had signed petitions or letters indicating their support of the death penalty. **Four names on petitions appeared to match the names of jurors: two of the jurors who convicted Eric Scales, and two of the jurors who convicted Orson Wells.**

¹Letter to Alice Lynd from Heather S. Reed, Assistant Deputy Legal Counsel, February 8, 1999.

²Newspaper stories published on June 9, 1993 variously report the number of signatures as 26,000 (Akron Beacon Journal), about 26,000 (Columbus Dispatch), or almost 25,000 signatures (Cincinnati Enquirer). These and other stories describing the presentation of the petitions to Governor Voinovich were attached as exhibits to a "Motion to Dismiss Grand Jury due to Biased Grand Jurors" filed in the Court of Common Pleas, Scioto County, Ohio by the Ohio Public Defender.

Methodology

In order to make manageable the task of comparing the names of jurors with the huge number of signers of petitions, I developed the following methodology.

First, I identified the postal zipcodes for each of the counties listed above. I then sorted the petitions and letters by zipcode, eliminating petitions where the signers obviously did not reside in any of the relevant counties.

Next I took a map of Ohio and made lists of cities and towns that were within each county, and a "not applicable" list of cities and towns where signers who did not live in any of the relevant counties.

In addition to an alphabetical list of the jurors in each individual defendant's trial, I made an alphabetical list by last name of all jurors of defendants in Hamilton County, and an alphabetical list by last name of all the jurors of all the defendants. Finally, and most usefully, I made an alphabetical list by first names of all the jurors. It was not long before I could remember that there were six Davids but none with last names that began with A through E or after the letter M, there were no Edwards, no Johns, there was only one Susan, there were three Barbaras, etc. So any Susan with the wrong last name could be skipped, but better check the last name of every Barbara. Furthermore, if the first or last name was difficult to decipher, I could at least tell that it was too long or did not have the necessary letters to make a match.

I began with counties that had the least number of petitions, and proceeded to the huge number from Scioto County and from Lawrence County adjacent to the east. There were no addresses for many of the signers and those had to be checked by name. When a possible match was found, the address also had to be checked and in a few cases eliminated as too remote. Thus, both name and location were taken into account in preparing lists of relevant signers.

During the screening process, it became apparent that some of the officers who had been hostages, a few additional officers injured during the uprising, and many persons with the same last names had signed petitions. Similarly, some SOCF employees and many people with the same last names signed petitions. And finally, many people with the same last names as some of the jurors signed petitions. Signers who did not live in the county where the case was tried were disregarded.

For Scioto County, I put in separate piles petitions signed by: a) jurors; b) hostages, other officers who testified at the Lucasville trials, and persons with the same last names; c) other SOCF employees and persons with the same last name; and d) persons with the same last name as Scioto County grand or trial

jurors. In some cases, persons in more than one of those categories signed the same petition so those had to be moved from one pile to the next as the lists were being made.

My husband and I then sought confirmation that the signatures of individuals who signed the petitions were in all probability the same individuals who served on juries. A colleague in Scioto County compared the signatures on the petitions with voter registration cards at the Bureau of Elections in Scioto County.

For example, the first name listed on the "venire" for the trial jury in State v. Scales is "Susan Elaine Lute, 1436 Fifth Street, West Portsmouth, OH." The voter registration signature for Susan Elaine Lute at 1436 5th Street, West Portsmouth, OH matches the signature of "Susan Lute, West Portsmouth, Oh" on one of the petitions. Copies of page 1 of the "venire" in State v. Scales, and the petition signed by Susan Lute are attached.

Also attached, by way of illustration, is a copy of a petition signed by the following officers: "Mike Hensley, Hostage"; "Darrold R. Clark, Jr. hostage"; "Jeff Ratcliff ex-hostage"; "John Kemper HOSTAGE"; and Larry E. Dotson who was also a hostage.

VENIRE FOR PETIT A (JULY) SCIOTO COUNTY JURORS

Revised Code, Sec. 2313.01 to 2313.02 OHIO

Judge Mitchell

The State of Ohio, SCIOTO County, COMMON PLEAS COURT

95 MAR 22 AM 10:17

We command you that without delay you summon

NO.	NAME	RESIDENCE	When Served	How Served	No. of Miles
1	SUSAN ELAINE LUTE ✓ F	1436 Fifth Street, West Portsmouth, OH	✓	✓	
2	FAITH M. NEATH <i>Excused</i>	2021 Argonne Rd., Portsmouth, OH			
3	DEBRA K. MOORE ✓ F	26 Franklin Hollow Rd., Franklin Fce, OH	✓	✓	
3	CYNTHIA M. COLES <i>Vacation July 1-8</i>	1140 Graham Lane, Lucasville, OH	✓		
5	ESTHER PAULINE ANDERSON <i>Excused</i>	1013 Kent Street, #1-1, Portsmouth, OH			
6	STEPHEN MICHAEL LEACH <i>Moved out of County</i>	4020 Piketon Rd., Lucasville, OH			
4	ROGER D. HEMMING ✓ m	54 South Zuefle Dr., McDermott, OH	✓		
8	HELEH P. MALONE ✓ Q	139 U S Highway 52, Portsmouth, OH	✓	✓	
9	RAY MIKE SCOTT <i>Excused</i>	1627 Rosemount Rd., Portsmouth, OH			
10	JEANETTA A. MANN <i>Vacation June 30 - July 7</i>	55 Crull Rd., Minford, OH	✓		
6	SUSAN HUTCHINSON ✓	1327 Offnere St., #2, Portsmouth, OH	✓	✓	
12	WILLIAM G. JOHNSON <i>Vacation July 10-15</i>	35 Virginia Drive, Wheelersburg, OH	✓		
13	JIMMY L COOPER ✓	431 Hinkley Hollow Rd., Portsmouth, OH	✓		
8	FAYE E. GLASS ✓ F	2301 Northwood Street, Wheelersburg, OH	✓	✓	
9	CAROLYN J. RIDER <i>Vacation July 1-5</i>	3626 Bonser Run Rd., Sciotoville, OH	✓		
16	ARNOLD E. HICKMAN <i>Excused</i>	115 White Gravel McDaniel Rd., Minford, OH			
17	KAY E. ADKINS <i>Excused</i>	Bennett Schoolhouse Rd., So. Webster, OH			
10	PAULA J. NORDRUM ✓ F	70 Ruth Ann Drive, Lucasville, OH	✓		
11	BARBARA A. HARDIN ✓ F	1912 BloomFurnace Rd., So. Webster, OH	✓		
20	KAREN SUE JOHNSON ✓	1810 Careys Run Pond Creed Rd., Portsmouth, OH	✓		
*5	WILLIAM RUSSELL HAMILTON ✓	861 Mathiott Street, Sciotoville, OH	✓		
22	MARIE CRABTREE <i>Out of town March of July</i>	406 E. Pike Rd. Rt. 1, Box 367, Franklin Fce, OH			
23	HAROLD E. ALLEN ✓	243 Eckart Rd., Lucasville, OH	✓	✓	
*24	KERBY LYNN NELSON ✓	516 Fifth St., #C, Portsmouth, OH	✓		
25	IRMA I. QUEEN <i>70 yrs</i>	P.O. Box 192, So. Webster, OH	✓		
*7	JOYCE A. GARTIN ✓ E	2218 7th St., Portsmouth, OH	✓	✓	

Mitchell & Thompson
CLERK OF COURTS

The Honorable George V. Voinovich, Governor, State of Ohio
The Honorable Stanley Arnoff, President, Ohio Senate
The Honorable Vernal G. Riffe, Speaker, Ohio House

We the undersigned request and demand that the present statute of the Death Penalty in the State of Ohio be applied as the passers intended it to be.

We feel that Governor George V. Voinovich, President of the Senate Stanley Arnoff, and Speaker of the House Vernal G. Riffe must accept their responsibility to carry out the wishes of the Voters of the State of Ohio. Two appeals are enough.

Request for petitions or to return, write: Death Penalty, P.O. Box 1761, Portsmouth, Ohio 45662.

Residents of the State of Ohio from high school age and up may sign this petition.



Name	Address	Name	Address
Linda Salyer	Wheelerburg Oh	Deborah Lynet	Wheelerburg, Ohio
Brian E. Bennis	Wheelerburg Oh	D. W. Wheelerburg	Wheelerburg
Susan Sute	Westport Ohio	P. S. Overth	Wheelerburg
Brenda Schuster	Circleville Oh	Jeff Wheeler	Portsmouth
Grace Ashworth	Porter	John E. Price	Wheelerburg
C. Douglas	95 and 1/2 Wheelerburg	Dianra Stagg	Wheelerburg
A. Charles	210 Park St Wheelerburg	Daniel J. Jupp	W. Portsmouth
John K. Eber	813 Kellen Rd Wheelerburg	Angie Sue	Wheelerburg, Ohio
Jamie Bradford	Rt 4 Box 18	Bernie Seely	St Rt 502 Wheelerburg
Roy M. Charles	210 Park St Wheelerburg	Frank M. Mowbray	Wheelerburg, Ohio
Ethel Ellis	P.O. 502 Lucasville	Lisa Crace	Wheelerburg Oh
Sandra D. Davis	Rt #3 Box 304A Junction	Linda Crace	Wheelerburg Ohio
Mike Opdan	2043 SR 335 Box 204	John Craft	Granville Ohio
Tom Helmick	P.O. Box 192 Wburg	Frank M. Mowbray	Wheelerburg, Ohio
Steve Helmick	P.O. Box 192 Wburg	Donna Porter	Rt #6 Burg
Donna Porter	Rt #6 Burg	Chicki Jaggerman	Wheelerburg, Ohio
John Sibrey	Wheelerburg	Sharon K. Mouton	Columbus, Oh 43213
Kurt A. Madden	Wheelerburg	Debra J. Owens	Dalhiff, O.
Midland L. Pizant		Boys Evan	Dalhiff, O.
Red Pined	Rt 2 Wheelerburg	Janice M. M... ..	Wheelerburg, O.
Patricia	707 W. Main Wheelerburg, Oh	Bolva E. Clark	Rt. 1 Salem Rd, Ohio
Jim Ann	38 EDGWOOD, PORTS. OH	Archie W. C... ..	Wheelerburg, Oh
Mike Ann	2152 Midland WHELBURG OH	Patty Brown	Lawson Wheelerburg
Steve Jella	411 Bloom St. Portsmouth	Richard Brown	Lawson ST. Wheelerburg
Don Mary	Rt 4 Wheelerburg	John Ann	7259 Ballia St. SCOTSDALE, OHIO 45662
Ellen M... ..	Rt #4 Wheelerburg	Toy Perkins	R31 P. Noble, PA CT Wheelerburg Ohio 45662
Jan Ann	Rt 4 Wheelerburg Ohio	Shirley Howard	753 Hillside Wheelerburg Ohio 45662
Jean Smith	Circleville	Jessie Numan	733 Sun Hill Dr. 45662
Ralph B. Smith	Circleville	Nadine Lawson	11610 - 28 ST D. Portsmouth
Deby Lewis		Opal Bryler	602 90-5th Wheelerburg Ohio

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Name	Address	Name	Address
MIKE Hensley	Hostage 117 1/2 Lincoln St. Ohio	Nancy Howard	1744 Rosemont Rd Pto OK
Kim Hensley	" " " "	Judy Allins	RT 5 Box 139 A.W. Pto.
Becky Clark	sister of Hostage 1502 Lakewood Ave. New Pto. Ohio	George Allins	RT 5 Box 139 A.W. Pto.
Darwin R Clark Jr.	x hostage 4331 Dale St Portsmouth, OH.	Linda Pack	2528 Jade Ct. Grove City, O. 43123
Kristi Clark	wife of hostage 4331 Dale St Portsmouth, OH.	Monna Pack	2528 Jade Ct. Grove City, O. 43123
Donna Patchiff	915-30th Portsmouth, Ohio	Thomas Pack	1418 Julia Ct. Kallaway, OH 43119
Allan E. Patchiff	915-30th St. Portsmouth, Ohio	Douglas Fleming	1803 5th St Portsmouth, Ohio
Jeff Patchiff	ex-Hostage Portsmouth, Ohio		
Roger Joerenguth	ROCK CAMP OHIO		
Shirley Lawrence	with		
Candice Lawrence	" "		
Mike Hensley Jr.	210 Oakdale St. Canton, Ohio		
Ron M. Hensley	Hostage 1034 Regenic Ave. Akron, Ohio		
John Kemmer	1034 Regenic Ave. Akron, Ohio		
Larry C. Dutton			
Robert Smith	1216 High St. Akron, Ohio 44302		
Dennis D. Fisher	1970 Pond Run Start, Ohio 45624		
Deane C. ...	41144 ...		
Deane C. ...	8537 Swan St. ...		
Deane C. ...	1558 5th St. Pto. Ohio		
Deane C. ...	3114 N. Hill Rd. Pto. O.		
Mami Blackburn	2007 20th St. Pto. O.		
Cindy Gray	Portsmouth, Ohio		
Sam Wesley	1146 Sunset St. Pto., OH		
Pat ...	8232 Hazelwood Ave. ...		
Rose ...	1018 9th City, OH		
Tracey Crisp	1018 = 9th St. City Pto. OH		