

UNIVERSITY OF HOUSTON: TEXAS INNOCENCE NETWORK QUESTIONNAIRE

PERSONAL INFORMATION

- A. Full name (first, middle, last): _____
- B. Inmate Number: _____
- C. Current unit and mailing address: _____

- D. Date of Birth: _____
- E. Are you currently represented by an attorney or innocence organization? Yes No
If yes, list the name, address, and phone number of the attorney or organization and describe the proceedings in which you are represented:
- F. Name and contact information of anyone who helped you fill out this form:

CASE MATERIALS

Check the materials that are available to you. DO NOT SEND ANY OF THE MATERIALS until asked to do so.

- A. Pretrial transcripts _____
- B. Trial transcripts _____
- C. Police offense reports _____
- D. Police field notes (i.e. – handwritten notes) _____
- E. Affidavits _____
- F. Witness Statements _____
- G. Laboratory reports _____
- H. Direct appeal brief – Petitioner (yours) _____
- I. Direct appeal brief – Respondent (State’s) _____
- J. Petition for Discretionary (PDR) _____
- K. State Habeas documents _____
- L. Federal Habeas documents _____
- M. Chapter 64 (DNA) Motion _____
- N. Other documents or legal materials of any kind (please specify) _____

CURRENT CONVICTION INFORMATION

Original Charge(s) Filed	
Charge(s) Convicted of	
City, County	
Trial Cause Number	
Offense (Police Report) Number	
Offense Date	
Arrest Date	
Conviction Date	
Conviction By (circle one)	PLEA BENCH TRIAL JURY TRIAL
Sentence Length	
Have you been released to parole/probation on the conviction?	YES NO
If you were released to parole/probation on the conviction, was the parole/probation revoked?	YES NO
If your parole/probation was revoked, is the innocence claim on the underlying offense or the revocation?	OFFENSE REVOCATION
Were you convicted under law of the parties?	YES NO

LAW ENFORCEMENT INVESTIGATION

- A. List the law enforcement agency that investigated the crime and the names of the investigating officers:

- B. List the name(s) of all alleged victim(s) of the offense for which you were convicted:

- C. How did you become a suspect in the investigation?

- D. Why do you think the “victim(s)” made complaints against you?
- E. To your knowledge, were there any other suspects the police investigated? If so, whom?
- F. To your knowledge, why did the investigation into that person/those people stop?
- G. When was the first time you spoke with your trial lawyer?
- H. Did the police or investigating detective(s) ever interview you? If so, how many times were you interviewed and how long were the interview(s)?
- I. Did you ask to speak to a lawyer during the interview(s)? Yes No
 If yes, did the interview stop when you requested your lawyer? Yes No
- J. Did you sign any papers during the interview, and if so, what did you sign?
- K. Did you sign any papers after the interview, and if so, what did you sign?
- L. Did you give a confession or make statements to investigating officers? Yes No
 Please give a detailed description of what you told officers:

 Why did you give the statement?

 Was it a written statement? Yes No
 If it was a written statement, did you sign it? Yes No
 Was your lawyer with you when you signed the statement? Yes No
 Was the statement admitted at trial? Yes No

M. List the name(s) of all co-defendants (others who were charged with the same crime):

N. Did any of your co-defendant(s) testify against you? Yes No

If yes, do you know if the co-defendant(s) were offered anything in exchange for their testimony? Yes No

O. What sentence(s) did your co-defendant(s) receive and where are they now?

P. Did the victim identify you, and if so, where/when/how? (e.g. – at the crime scene three hours later, in a photo line-up four months after, in court two years after, etc.)

Q. If anyone else identified/implicated you, specify who they were and whether they testified at trial.

EVIDENCE (if physical evidence was not collected, skip this section and go to “COURT PROCEEDINGS”)

A. Non-Biological Physical Evidence

Was any physical/non-biological evidence (e.g. – fingerprints, weapons, fibers, tire tracks, etc.) recovered during the investigation of your case? Yes No

If yes, please describe:

Was the physical/non-biological evidence tested? Yes No

What is the name/address/phone number of the lab/expert that performed testing for the State?

What is the name/address/phone number of the lab/expert that performed testing for the Defense?

Which side(s) presented the non-biological physical evidence at trial? Defense State

B. Biological (DNA) Evidence

Was any biological evidence recovered in your case? Yes No

What biological evidence was recovered at the crime scene? (e.g. – blood, hair, saliva, fingernail scrapings, etc.)

What biological evidence was recovered from the victim? (e.g – vaginal swabs, anal swabs, blood, hair, fingernail scrapings, saliva, etc.)

If biological evidence was found on you, your clothing/car/home/etc., what was found and where?

What biological evidence was obtained from you? (e.g. – hair, blood, saliva, etc.)

Was the physical/non-biological evidence tested? Yes No

If the State tested the evidence, what test(s) were performed and who performed the testing?

If the Defense tested the evidence, what test(s) were performed and who performed the testing?

What were the test results?

Which side(s) presented biological evidence test results at trial? Defense State

List what items(s) of evidence you think can be subjected to a post-conviction DNA test:

Have you received written notice that evidence in your case has been destroyed? If so, when did you receive the notice and who sent you the notice?

Have you filed a Chapter 64 Motion for post-conviction DNA testing? Yes No

COURT PROCEEDINGS

A. Pre-Trial:

What was your trial attorney’s name and contact information?

Were you offered a plea bargain? Yes No

What was it? _____

What was your final plea (circle one): NOT GUILTY NOLO CONTENDERE GUILTY

Name, address, and phone number of any investigator (other than police officers) who worked on your case:

Name(s) of the prosecuting District Attorney(s):

Name of the presiding judge:

B. Trial Information (if you pled guilty or nolo contendere, skip and go to Section C., below):

Did you testify at trial? Yes No

Did the victim(s) testify at trial? Yes No

List the witnesses that testified for the STATE and provide a brief description of each witness’ testimony (attach additional pages, if needed):

List the names and contact information for any of the STATE’S expert witnesses, along with a description of what type of expert they are (e.g. – doctor, handwriting expert, scientist, etc.):

List the witnesses that testified for the DEFENSE and provide a brief description of each witness’ testimony (attach additional pages, if needed):

List the names and contact information for any of the DEFENSE’S expert witnesses, along with a description of what type of expert they are (e.g. – doctor, handwriting expert, scientist, etc.):

C. Direct Appeal

What is your appellate attorney’s name and contact information?

What is your direct appeal cause number? _____

INNOCENCE CLAIM

A. Check all that apply to your case:

- _____ DNA will prove my innocence
- _____ An alibi will prove my innocence
- _____ The victim(s) mistakenly identified me as the criminal actor
- _____ The victim lied about the incident
- _____ The victim has recanted
- _____ Someone else has admitted committing the crime and said I was not involved
- _____ I gave a false confession
- _____ **Other:** Describe what new evidence exists that would prove your actual innocence. Include additional pages, if needed.

B. Describe what the police or prosecutor say you did to commit the crime for which you were convicted but are claiming innocence. If you were charged as an accomplice, or as a party-to-the-crime, describe what role they say you played in the offense. Include additional pages, if needed.

C. Describe your version of events. Include a detailed description of what you were doing, what happened, what witnesses (along with their contact information) could verify your alibi/version of events, and any other information you feel is important. Include additional pages, if needed.

D. Provide the names/contact information of any other potential witnesses who did not testify at trial, along with a brief description of their potential testimony. Include additional pages, if needed.

SEXUALLY BASED CRIMES INVOLVING CHILDREN (if you are not convicted a sexually based crime involving children, skip this section)

- A. How many children accused you of a crime? _____
- B. For each child, list the child's name, age at time of the alleged crime(s), current age, gender, and relationship to you (e.g. – daughter, son, step-child, niece, nephew, neighbor, stranger, etc.)

- C. What did the child/children say that you did?

- D. When did the child/children first make the accusation and whom did they tell?

- E. Why do you think the child/children made complaints against you?

- F. Did a doctor examine the child/children? Yes No
If yes, what is the doctor's name and contact information?

- G. Describe the results/findings of the exam and any evidence collected:

- H. Has the child/children told anyone that they lied or made up the accusation? Yes No
If yes, what did they say and to whom did they say it?