

STATE OF GEORGIA  
COUNTY OF APPLING

AFFIDAVIT OF K [REDACTED] M [REDACTED]

Comes now the affiant, K [REDACTED] M [REDACTED] who, having been duly sworn by an officer authorized by law to administer oaths, deposes and states as follows:

1. I am over the age of eighteen and competent to testify to the matters herein.
2. I served as a juror in the death penalty trial of Warren King in Appling County, Georgia in September 1998. At the time of the trial, I was working as a medical technologist at Appling County Hospital. I still work in this field today.
3. I have reviewed my prior affidavit dated November 22, 2008 and affirm everything I stated in that affidavit.
4. I am still very upset that the jury did not hear evidence that Mr. King was diagnosed with schizophrenia around the time of his trial and was being treated with antipsychotic medication. I feel like it was a disservice to us jurors that we were not provided with this information.
5. If I would have known that Mr. King had schizophrenia, I would not have voted for a death sentence. I also believe that many of my fellow jurors would have not voted for a death sentence if they had a full understanding of Mr. King's mental illness, the history of psychosis in his family, and the symptoms that Mr. King was beginning to experience immediately prior to the crime, such as staring off into space and talking and laughing to himself.
6. At the time of trial, I assumed that Mr. King and Mr. Smith would receive the same sentence. I was shocked and disappointed to learn that Mr. Smith is instead serving a much lighter sentence than Mr. King, life with parole, because of a plea bargain. I do not believe that is a just outcome. I believe Mr. Smith's testimony was not credible and Mr. Smith took advantage of Mr. King's vulnerabilities.

7. As a medical professional who has met many people with psychotic disorders such as schizophrenia, I know that these conditions can rule your life. People with schizophrenia need treatment to cope with everyday challenges. Mr. King never received this.
8. While I still believe Mr. King knew right from wrong, I believe that it would have been much harder for him to make split second decisions, understand the long-term consequences of his behavior, and stand up to peer pressure, given his mental illness, intellectual limitations, and the traumatic events he experienced as a child.
9. I feel that a poor child in need of mental health care and attention like Mr. King would have received more treatment if he were growing up now than he did in the 1990s. I feel like Mr. King got lost in the system. He seems like a lost boy who did not get a chance in life, and not someone who deserves the death penalty.
10. Although I still believe that Mr. King deserved a harsh sentence for his role in Karen Crosby's death, I would support a sentence of life with parole or life without parole for Mr. King. I believe this is the most just outcome and would not undermine the verdict that we reached as a jury.
11. I firmly believe that some people deserve the death penalty for the crimes they have committed. In light of the information I have learned since the trial, I also firmly believe that Warren King does not deserve the death penalty.

Further affiant sayeth naught:

Dated this 9 day of October, 2023.

  
K. M. 

Sworn to and subscribed before me, this 9 day of October, 2023.

  
Notary Public



State of Georgia  
County of Appling

Affidavit of K [REDACTED] M [REDACTED]

Comes Now, K [REDACTED] M [REDACTED] being duly sworn by an officer authorized to administer oaths, and hereby states the following:

1. My name is K [REDACTED] M [REDACTED], I am over 18 and competent to make this affidavit.
2. I served as a juror during Warren King's murder trial in Baxley, GA in 1998.
3. I took my jury service very seriously. During the guilt-innocence phase of the trial, I recall the defense arguing that Warren King was mentally retarded. As a medical professional, I listened carefully to the mental health evidence, but in the end I was not convinced that Mr. King was mentally retarded beyond a reasonable doubt.
4. I do not recall hearing any evidence that Warren King was diagnosed with schizophrenia. I remember thinking Mr. King was probably slow and uneducated, but not that he had any mental illness. In the end, I felt that he was just an uncaring and heartless teen who was deserving of the death penalty.

5. I have since been contacted by representatives of the Georgia Resource Center of Atlanta, GA.

They provided me with an affidavit of Dr. Ernest Miller. I read it carefully and have learned that Warren King was diagnosed with schizophrenia pre-trial. This information would have been extremely important to me at the trial. I know mentally ill people often need medication and can get into trouble and be manipulated.

6. Knowing that Warren King had been diagnosed as schizophrenic would have changed my mind whether to give the death penalty. Although this might not have changed my guilty verdict, it could have made me ~~make~~ change my mind about ~~the~~ the right penalty for him.

7. I also learned of an incident when Mr. King was sixteen where he found his mother dead and tried to warm her cold body by the fire. These kind of tragic details about Warren's life would have made me more ~~empathetic~~ sympathetic towards him. If I had known more details about ~~the~~ Warren's life, they could have also affected my decision to vote for death.

8. The incident with Warren King's mother showed that he was human and loved his mother. It also indicated that he suffered from some mental illness to not realize that she was already dead. This ~~is~~ incident, along with knowing that Warren has suffered from schizophrenia, completely

changes the picture I had of Warren King from the trial. Had I heard them at the time, I would have wanted to spare his life.

9. In light of this new information about Warren King's mental illness and life history, I now support a life without parole ~~and~~ sentence for him. I believe that is the most just verdict for him in light of his mental health and background.

Further Affiant Sayeth Not.

A [redacted] M [redacted]  
K [redacted] M [redacted]

Sworn and subscribed to before me this 22<sup>nd</sup> day of November.

Lynn Damiano  
Notary Public

