

STATE OF GEORGIA

COUNTY OF APPLING

AFFIDAVIT OF L [REDACTED] P [REDACTED]

Comes now the affiant, L [REDACTED] P [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 in September 1998.
3. I have lived in Appling County and the surrounding area for all my life. I remember being called to jury service in the King case, as I had just moved into a new house in Baxley. At the time I was working at a machine shop. Today, I work at a local plant. I took my role as a juror very seriously.
4. During trial, I did not know which of the two men pulled the trigger and killed Karen Crosby. As I listened to the evidence, I felt like Mr. King's codefendant Walter Smith was at least as guilty as Mr. King, but probably more, as Mr. Smith was the brains of the operation. Now, based on that and what I have learned since Mr. King's trial, I fully believe that Mr. Smith took advantage of Mr. King's mental impairments and manipulated him into committing this crime.
5. During jury deliberations about punishment, I had misgivings about voting to sentence Mr. King to death, but I was a young man at the time, and I remained silent about my feelings. Also, everyone was tired and ready to return home after a week in the hotel. In hindsight, I wish I had voiced my thoughts during deliberations. If I could go back in time, I would choose to speak up.

6. It worries me that race may have played a role in Mr. King's trial and death sentence. Mr. King is a black man, and Karen Crosby was a white woman. Also, as one of only two black people who served on Mr. King's jury, which was otherwise all white, I felt like there was a racial divide and tension in the jury room between us and the white jurors.
7. Although I voted for the death penalty, today I do not believe that Mr. King should be executed. I would support a sentence of life or life without parole for him. Based on the information I have been given since the trial, I believe Mr. King needs treatment for schizophrenia, not the death penalty.
8. I spoke with members of Mr. King's legal team in 2008 and again now. I have reviewed my prior affidavit, dated November 21, 2008, and agree with everything I said in it then.

Further affiant sayeth naught.

Dated this 9 day of October, 2023



L [REDACTED] P [REDACTED]

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



Notary Public



State of Georgia

Appling County

Affidavit of I [REDACTED] P [REDACTED]

COMES NOW, I [REDACTED] P [REDACTED] being duly sworn by an officer authorized to administer oaths, and hereby states the following:

1. My name is I [REDACTED] P [REDACTED] I am over the age of 18 and competent to make this affidavit.
2. I served as a juror during Warren King's murder trial in Baxley, Georgia, in 1998.
3. I clearly remember Warren King's trial. I took my responsibility in his case very seriously. Although I voted that Warren King receive the death penalty, I have never felt 100% comfortable with that sentence.
4. I never knew whether I should believe Walter Smith's testimony. At trial, I suspected that Walter Smith was squealing on Warren to save himself.
5. My impression of Walter Smith at the time of trial was that he was the brain behind the robbery and as responsible for the death of Karen Crosby as Warren King. I did not really know who pulled the trigger that night, but Karen Crosby would not have been shot if Walter Smith had not brought the gun with him. I do not believe that it is fair or right that Walter Smith is serving a life sentence and might get out someday, while Warren King is on death row. Warren King's sentence should be commuted, in my view.
6. I have reviewed the affidavit of crime scene expert Wayne Hill. I wish that Warren King's lawyers had put on someone like Mr. Hill during the trial.

Testimony from an expert like him would have helped me to better understand the evidence and all that happened that night

7. I was especially interested in Mr. Hill's analysis of the time that passed from Walter Smith's exiting the store and the first time that a gun shot was heard on the videotape that we watched at trial. If I had heard this type of testimony during the trial, I probably would have decided to do something different in this case.
8. Based on Wayne Hill's analysis, I now doubt Walter Smith's testimony even more than I did at trial.
9. I have also reviewed the report of Dr. David Fassler in this case. The jury was never presented with evidence that Warren King had been diagnosed with schizophrenia or that he was being treated for schizophrenia. This information would have been very important to me in making a decision about this case. I wish I had known that there was credible evidence that Warren King was truly mentally ill (and not faking like the DA told us) when I was deliberating because I likely would not have voted for the death penalty if I had had this information.
10. I believe that people suffering from mental illness and who have low intelligence can often be manipulated by other people who are not mentally ill. I now believe that Warren King was manipulated in the course of this crime by Walter Smith, who testified against him at trial. For this reason, I believe Warren King should not now be on death row.
11. I have felt uneasy about the sentence rendered in Warren King's case during the last decade. Based on the new information that I have received, I do not believe that he should be executed and would urge commutation of his sentence.

I swear that the foregoing is true and accurate to the best of my knowledge and belief this day of 11/21, 2008.

Further affiant saith not.

[Redacted]
L [Redacted] P [Redacted]

Sworn and subscribed before me,
this 21st day of November, 2008.

Robyn A. Painter

Robyn A Painter
Notary Public
DeKalb County
State of Georgia
My Commission Expires 11-11-2012

*ID verified by
GA diver's license:*

[Redacted]