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APPENDIX 3

LIST OF TENNESSEE CAPITAL CASES GRANTED RELIEF ON GROUNDS OF INEFFECTIVE ASSISTANCE OF COUNSEL DURING THE 40-YEAR PERIOD 7/1/1977– 6/30/2017

Tennessee capital cases granted relief in state court for IAC:

1. State v. Ransom, No. B57716 (Tenn. Shelby Co. Crim. Ct. Jan. 1, 1983) (sentence relief) (settled for life)
2. Teague v. State, 772 S.W.2d 915 (Tenn. Crim. App. 1988) (sentence relief) (settled for life)
3. Cooper v. State, 847 S.W.2d 521 (Tenn. Crim. App. 1992) (grant of sentence relief from PC court aff'd) (resentenced to less than death)
4. Johnson v. State, No. 1037, 1992 WL 210576 (Tenn. Crim. App. Sept. 2, 1992) (sentence relief) (released in 2012 on Alford plea)

5. Campbell v. State, No. 03C01-9012-CR-00283, 1993 WL 122057 (Tenn. Crim. App. Apr. 21, 1993) (sentence relief) (settled for life sentence; subsequently paroled)
6. Adkins v. State, 911 S.W.2d 334 (Tenn. Crim. App. 1994) (sentence relief) (resentenced to less than death)
7. Teel v. State, No. 1460 (Tenn. Marion Co. Cir. Ct. Apr. 12, 1995) (sentence relief) (settled for life)
8. Bell v. State, No. 03C01-9210-CR-00364, 1995 WL 113420 (Tenn. Crim. App. Mar. 15, 1995) (sentence relief) (resentenced to less than death)
9. Goad v. State, 938 S.W.2d 363 (Tenn. 1996) (sentence relief) (resentenced to life)
10. Coker v. State, No. 4778 (Tenn. Sequatchie Co. Cir. Ct. Apr. 22, 1996) (sentence relief) (resentenced to life)
11. Brimmer v. State, 29 S.W.3d 497 (Tenn. Crim. App. 1998) (sentence relief) (resentenced to less than death)
12. Smith v. State, No. 02C01-9801-CR-00018, 1998 WL 899362 (Tenn. Crim. App. Dec. 28, 1998) (conviction relief) (settled for life)
13. Hurley v. State, No. 4802 (Tenn. Cocke Co. Cir. Ct. Dec. 12, 1998) (sentence relief) (settled for life)
14. Taylor v. State, No. 01C01-9707-CC-00384, 1999 WL 512149 (Tenn. Crim. App. July 21, 1999) (conviction relief) (settled for life)

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15. Darrell Wayne Taylor v. State, Nos. P-7864, 86-03704 (Tenn. Shelby Co. Crim. Ct.) (settled for life; paroled)
16. McCormick v State, No. 03C01-9802-CR-00052, 1999 WL 394935 (Tenn. Crim. App. June 17, 1999) (conviction relief) (acquitted on retrial—exoneration)
17. Wilcoxson v. State, 22 S.W.3d 289 (Tenn. Crim. App. 1999) (sentence relief) (resentenced to less than death)
18. Caughron v. State, No. 03C01-9707-CC-00301, 1999 WL 49906 (Tenn. Crim. App. Feb. 5, 1999) (sentence relief) (resentenced to less than death)
19. State v. Bush, No. 84–411 (Tenn. Cumberland Co. Cir. Ct. Mar. 7, 2002) (sentence relief) (settled for life)
20. Vann v. State, No. 99-312 (Tenn. McMinn Co. Cir. Ct. May 29, 2008) (conviction relief) (charges dismissed—exoneration)
21. Nesbit v. State, P-21818 (Tenn. Shelby Co. Crim. Ct. July 9, 2009) (sentence relief)
22. Cribbs v. State, No. P-20670, 2009 WL 1905454 (Tenn. Crim. App. July 1, 2009) (sentence relief) (settled for life)
23. McKinney v State, No. W2006-02132-CCA-R3-PD, 2010 WL 796939 (Tenn. Crim. App. Mar. 9, 2010) (conviction relief) (after 2 subsequent mistrials (hung juries), pled to 2d degree murder and released)
24. Cole v. State, No. W2008-02681-CCA-R3PD, 2011 WL 1090152 (Tenn. Crim. App. Mar. 8, 2011) (sentence relief) (settled for life without parole)

25. Young v. State, No. 00-04018 (Tenn. Shelby Co. Crim. Ct. Mar. 28, 2011) (sentence relief)
26. Banks v. State, No. 03-01956 (Tenn. Shelby Co. Crim. Ct. Sept. 13, 2011) (sentence relief) (settled for LWOP)
27. Smith v. State, 357 S.W.3d 322 (Tenn. 2011) (sentence relief) (settled for life)
28. Stout v. State, No. W2011-00277-CCA-R3-PD, 2012 WL 3612530 (Tenn. Crim. App. June 12, 2012) (sentence relief) (sentenced to life)
29. Rollins v. State, No. E2010-01150-CCA-R3-PD, 2012 WL 3776696 (Tenn. Crim. App. Aug. 31, 2012) (sentence relief by trial P.C. court; conviction relief on appeal) (settled for life)
30. Rimmer v. State, Nos. 98–01034, 97–02817, 98–01033 (Tenn. Shelby Co. Crim. Ct. Oct. 12, 2012) (conviction relief) (retried, convicted, sentenced to death again after mitigation waiver)
31. Hester v. State, No. 00-115 (Tenn. McMinn Co. Cir. Ct. May 20, 2013) (settled for LWOP without PC hearing; at the plea hearing, State acknowledged IAC/mitigation)
32. Davidson v. State, 453 S.W.3d 386 (Tenn. 2014) (sentence relief) (settled for LWOP)
33. Schneiderer v. State, No. 14488 (Tenn. Maury Co. Cir. Ct. Dec. 22, 2014) (settled for LWOP without PC hearing; agreed disposition order references IAC/mitigation)

Tennessee capital cases granted relief in federal court for IAC:

1. Austin v. Bell, 126 F.3d 843 (6th Cir. 1997) (sentence relief) (resentenced to death)
2. Rickman v. Bell, 131 F.3d 1150 (6th Cir. 1997) (conviction relief) (resentenced to life)
3. Groseclose v. Bell, 131 F.3d 1161 (6th Cir. 1997) (conviction relief) (resentenced to life)
4. Carter v. Bell, 218 F.3d 581 (6th Cir. 2000) (sentence relief) (settled for life)
5. Caruthers v. Carpenter, 3:91-CV-0031 Docket (Doc) #287 and #288 (June 6, 2001) (order granting sentencing relief) (on appeal)
6. Timothy Morris v. Bell, No. 2:99-CD-00424 (E.D. Tenn. May 16, 2002) (sentence relief) (settled for life)
7. Harries v. Bell, 417 F.3d 631 (6th Cir. 2005) (sentence relief) (settled for life)
8. King v. Bell, No. 1:00-cv-00017 (M.D. Tenn. July 13, 2007) (sentence relief) (resentenced to life)
9. House v. Bell, No. 3:96-cv-883, 2007 WL 4568444 (E.D. Tenn. Dec. 20, 2007) (conviction relief) (charges dismissed in 2009—exoneration)
10. Cauthern v. Colson, 736 F.3d 465 (6th Cir. 2013) (sentence relief) (sentenced to life)
11. Duncan v. Carpenter, No. 3:88-00992 (M.D. Tenn. Mar. 4, 2015) (sentence relief)

12. McNish v. Westbrooks, No. 2:00-CV-095-PLR-CLC, 2016 WL 755634 (E.D. Tenn. Feb. 25, 2016) (sentence relief)