



JOSH STEIN
ATTORNEY GENERAL

STATE OF NORTH CAROLINA
DEPARTMENT OF JUSTICE

SETH DEARMIN
CHIEF OF STAFF

January 4, 2022

Representative James L. Boles, Jr.
Representative Ted Davis, Jr.
Senator Warren Daniel
Co-Chairs, Joint Legislative Oversight Committee on Justice and Public Safety

North Carolina General Assembly
Raleigh, North Carolina 27601-1096

Re: Report on Pending Post-Conviction Capital Cases

Dear Members:

In accordance with N.C. Session Law 2013-154, 15-188.1, Section 2(b), please find the attached report which provides the status of pending post-conviction capital cases in the State.

Thank you for the opportunity to provide this information. We would be happy to respond to any questions you may have regarding this report.

Very truly yours,

Seth Dearmin
Chief of Staff

SD:ml

cc: William Childs, NCGA Fiscal Research Division

Case Status	Total	Number of Pending Additional Claims	
Voluntarily Dropped Claims	2		
2 -Letters Sent to DPS Secretary (2014)			
Previous Execution Dates	1		
*Prior to RJA		1 RJA	
		1 ARJA	
		1 Lethal Injection	
Previous Execution Dates (Stayed)	5		
		5 RJA	
		2 AMAR	
		1 Lethal Injection	
		3 SBI	
USSC Cert Denial	31		
1 - Letter Sent to DPS Secretary (2014)		31 RJA	
		3 AMAR	
		17 Lethal Injection	
		3 SBI	
		1 Brady Claim	
Fed Court Remand	3		
		3 RJA	
4th Circuit Held in Abeyance	2		
		2 RJA	
		1 AMAR	
		2 Martinez Claim	
Federal District Court in Abeyance	1		
		1 RJA	
Federal District Court PWHC Pending	1		
		1 RJA	
State Complete/PWHC Not Filed	10		
		9 RJA	
		2 AMAR	
		3 SBI	
		2 ID	
NC Supreme Court PWC Granted	2		
		2 RJA	
		2 AMAR	
		1 ID	
NC Supreme Court PWC Pending	2		
		2 RJA	
		1 SBI	
NC Supreme Court Remanded	3		
		3 RJA	
MAR Complete/PWC Not Filed	2		
		2 RJA	
		1 SBI	
MAR/AMAR Pending	64		

*Also includes Pending ID Claims		60	RJA	
		13	SBI	
Appellate	13			
Total	142			
		142	Death Row	
		4	Multiple Death Sentences	
			RJA Supreme Court	
		1	Case (Ramsuer)	
		1	RJA MAR Pending	
No RJA Filed			Key	
Laws, Wayne A.	<i>RJA - Racial Justice Act Claims</i>			
Robinson, Eddie	<i>ARJA - Amended Racial Justice Act Claims</i>			
Wilkinson, Phillip	<i>MAR - Motion for Appropriate Relief</i>			
Tyler, Stacey	<i>AMAR - Amended Motion for Appropriate Relief</i>			
Davis, James	<i>ID - Intellectual Disability Claim</i>			
Holman, Allen	<i>Lethal Injection - Lethal Injection Lawsuit</i>			
Lane, Eric	<i>SBI - SBI Discovery Motions</i>			
McNeill, Mario (convicted after repeal)	<i>USSC - United States Supreme Court</i>			
	<i>PWHC - Petition for Writ of Habeas Corpus</i>			
	<i>APWHC - Amended Pet for Writ of Habeas Corpus</i>			
	<i>PWC - Petition for Writ of Certiorari</i>			