

**MIDWESTERN INNOCENCE PROJECT (MIP) AT UMKC
SCREENING QUESTIONNAIRE
(Privileged Information)**

Instructions:

- ! Please respond as fully as possible to each of the following questions regarding your legal case.
- ! Complete and accurate answers will allow us to make better decision about what action, if any, we should take on your case.
- ! Other than a completed questionnaire, DO NOT send any other document to the MIP until we specifically request it.
- ! If you do not understand a question, please write “do not understand.”
- ! If information requested is not applicable to your case, please write NA. If an answer is applicable but you don’t know, please put DK.

Return this form along with your authorization and release form as soon as possible in the enclosed envelope to:

**Midwestern Innocence Project at UMKC
c/o UMKC School of Law
5100 Rockhill Road
Kansas City, Missouri 64110**

NAME: _____

INMATE #: _____ HOUSING UNIT/NUMBER _____

MAILING ADDRESS: _____

Privileged Information

Your Name_____

2. **Do you currently have an attorney?**_____

a) If so, name, address & phone #_____

Can we discuss your case with your attorney? YES___ NO___

b) Are you aware of any filing deadlines in your case?

c) If so, what deadline and for what action?

3. Contact person(s) outside of prison

a) Name, address, phone, e-mail (if available), relationship

Can we discuss your case with this individual? YES___ NO___

b) Name, address, phone, e-mail (if available), relationship

Can we discuss your case with this individual? YES NO

Privileged Information

Your Name_____

Community Group? YES___ NO___ If so, provide details (name of group, date of consideration, result).

5. In the space provided below ONLY, please give a summary of the incident(s) for which you were convicted and are currently incarcerated.

6. In the space provided below ONLY, please briefly describe why your case should be taken by the Midwest Innocence Project (MIP).

Privileged Information

Your Name _____

b) Date of arrest: _____

c) Investigating Detective (name/address): _____

d) Charge(s) filed against you: _____

e) Was anyone else charged in this crime (were there co-defendants)? _____

If so, what happened to them? _____

Please list names of co-defendant(s)

f) Name(s) of Victim(s): _____

g) Date of Conviction and Length of Sentence: _____

h) Place of Conviction (Town, County and State): _____

i) What were you convicted of? _____

j) How much time do you have left to serve? _____

k) Have you previously been convicted of other offenses? _____

If so, please provide dates, charges, sentence and location: _____

Privileged Information

Your Name_____

8. Information About the Crime and Investigation

a) What was the government's theory of the case (why did they believe you committed this crime?)_____

b) Why do you think the "victim(s)" made complaints against you?_____

c) Did you know the victim?_____

If so, how?_____

d) Do you have an alibi that proves you could not have committed the crime?

YES___ NO___

If "Yes",

1) What is it?

2) Do you have some way to prove the alibi? YES___ NO___

If "Yes", how?

Privileged Information

Your Name _____

At trial

Yes ____ No ____

Other (explain)

Yes ____ No ____

b) Did anyone else identify you? Yes ____ No ____

If "Yes," Who? When? Where? What was that person's relationship to you or the crime?

10) Statements and Confessions

a) Did the police or an investigating detective ever interview you?

Yes ____ No ____

If "Yes",

1) How many times were your interviewed?

Privileged Information

Your Name _____

- b) When was the first time you spoke with your lawyer.

- c) Did you sign papers *during* the interview? Yes _____ No _____

- d) Did you sign papers *after* the interview? Yes _____ No _____

If "Yes", what did you sign?

- e) Did you give a statement/confession? Yes _____ No _____

If "Yes",

- 1) Who did you give the statement to?

- 2) Was your lawyer with you when you signed the statement?

Yes _____ No _____

- 3) Was it a written statement? Yes _____ No _____

If "Yes", Did you sign it? Yes _____ No _____

- 4) Why did you give a statement?

11. Physical/Biological Evidence

Privileged Information

Your Name _____

vaginal swabs, anal swabs, blood, or saliva) Yes _____ No _____

If "Yes", What samples were obtained?

- c) Were any bodily fluids or hair samples obtained from you? (For example: blood, saliva, hair) Yes _____ No _____ If "Yes", What samples were obtained?

- d) Were bodily fluids or hair found at the crime scene? Yes _____ No _____
If "Yes", What was found?

- e) Were bodily fluids or hair found on your clothing? Yes _____ No _____

- f) Were any bodily fluids found on the victim's clothing? (For example: blood or semen stains) Yes _____ No _____ If "Yes", What was found?

- g) Was any testing done on the bodily fluids or hair samples? Yes _____ No _____
If Yes,

- 1) What kind of testing was done?

Privileged Information

Your Name _____

h) Was a second test done? Yes _____ No _____

If Yes,

1) What type of testing was done the second time?

2) Who arranged to have the second test done? Prosecution _____ Defense _____

3) Who actually did the test?

I) Was testing done on all of the physical/biological evidence recovered during the investigation of your case? Yes _____ No _____

j) Were the results of the tests used at trial? Yes _____ No _____

If "No", Why Not?

Privileged Information

Your Name _____

k) Were the results of the tests used on appeal? Yes ____ No ____

If “No”, Why Not?

l) List any item or items of evidence that you think can be subjected to a DNA test [and how that test will show that you are innocent]:

m) Is there any other physical evidence that is still available (other than bodily fluids or hair)? Yes ____ No ____

If “Yes”,

1) What is it? Where is it? Who has it?

2) Was it used at trial? Yes No

Privileged Information

Your Name_____

3) Your Trial Attorney (Name, Address, Telephone):

4) Trial Prosecuting Attorney (Name, Address, Telephone):

5) Judge(s) (Name):_____

b) Case number: _____

County & State:_____

c) Did you: plead guilty?_____ (If yes, go to Question 13 and fill out the Supplemental Questions at the end of this questionnaire)

Did you: go to trial? _____ (If so, continue)

d) Trial Proceedings

1) Were there any motions filed? (Example: Confession Suppression Hearing; Evidence Suppression Hearing)

If so, describe motion and result:

Privileged Information

Your Name_____

- 5) Did any other witnesses receive a benefit for testifying against you?____
If so, who testified and what did they get?_____

- 6) Who else testified at your trial?

a) For the Defense (include name, address, telephone):

b) For the Prosecution (include name, address, telephone);

- 7) What was your theory of defense?

- 8) Did an expert(s) testify for the defense or the prosecution? (For example:

Privileged Information

Your Name _____

- b) Prosecution Experts (include area of expertise, names, address, telephone):

- 9) Was any evidence that you (your attorney) attempted to offer kept out of the trial? Yes ____ No ____

- a) If yes, explain what the evidence was and why it was refused?

- b) Was an offer of proof made to the judge? _____

13. Information about Your Appeal(s)

If you did not appeal, please go to Question 14

- a) Attorneys

- 1) Your Appellate Attorney(s) (Name, Address, Telephone):

Privileged Information

Your Name_____

b) First Appeal

1) Date of Decision of first appeal:_____

2) What Court heard your first appeal? (provide division, case number and citation if applicable)

3) What legal arguments were presented in your first appeal?

4) What was the result of the appeal?

5) On what date did the court issue its mandate finalizing your first appeal?

c) Second Appeal (if any)

1) Date of Decision of Second Appeal_____

Privileged Information

Your Name _____

3) What legal arguments were presented in your second appeal?

4) What was the result of the appeal?

5) On what date did the court issue its mandate finalizing your second appeal?

14. Information about Post-Conviction Proceedings

If you did not file post-conviction proceedings, please go to Question 15.

a) Attorneys

1) Your Post-Conviction Attorney(s) (Name, Address, Telephone):

2) Post Conviction Prosecutor(s) (Name, Address, Telephone):

Privileged Information

Your Name _____

5) Has the court responded to the Petition? If yes,

a) date decided _____

b) what result? _____

c) cite to reported decision (if any) _____

If additional PCR motions/petitions were filed, please provide information regarding each petition on a separate page and attach to this questionnaire.

d) Have any other proceedings been filed in your case? If so, explain.

e) Have any other attorneys been involved in your case? If so, identify and explain.

15. Proving Your Innocence

Privileged Information

Your Name _____

- b) Do you think you know who actually committed the crime for which you are incarcerated? Yes ____ No ____ If so, who do you think did it and why?

- c) If you were able to personally prove your innocence, how would you go about doing so?

- d) Any other information about your case that we should know? If so, briefly, describe below.

Privileged Information

Your Name_____

16. Information About You

- a) Date of birth_____
- b) Highest grade completed in school_____
- c) Occupation/Profession before incarceration_____
- d) Work status just prior to incarceration_____
- e) What is your native language?_____
- f) Do you speak any other languages_____
- g) Any other information about you that we should know? _____

If so, which?_____

If so, please briefly describe

Privileged Information

Your Name _____

Trial Transcript	_____	_____	_____
Police Reports	_____	_____	_____
Laboratory Reports	_____	_____	_____
Appellate Briefs: Appellant (Defense)	_____	_____	_____
Respondent (State)	_____	_____	_____
Post-Conviction Briefs Petitioner (Defense)	_____	_____	_____
Respondent (State)	_____	_____	_____
Other: Please describe			
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

SUPPLEMENTAL INFORMATION FOR GUILTY PLEAS

Privileged Information

Your Name _____

-
2. If English is not your native language, did an interpreter help to explain the plea agreement to you? Yes ____ No ____
3. Did you understand the plea agreement? Yes ____ No ____
- a. Did you understand the charges that you were pleading to? Yes ____ No ____
- b. What did it mean to you?

-
4. Was the plea in writing? Yes ____ No ____
- a. If the plea was in writing, did you sign it? Yes ____ No ____
- b. If "Yes," was your attorney with you when you signed? Yes ____ No ____
- c. Did you understand what you were signing? Yes ____ No ____
- d. What did you think you signed?

-
5. When did you go to court and plead guilty?

-
6. Did the judge ask if you understood the plea agreement? Yes ____ No ____
7. Was your attorney with you in court when you pled guilty? Yes ____ No ____
8. Why did you plead guilty?

Privileged Information

Your Name_____

envelope to:

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5100 Rockhill Road
Kansas City, Missouri 64110**