

## Tenth Circuit Court of Appeals – Death Penalty Cases

### Disposition Time

In answering questions submitted by the Office of Legislative Research and General Counsel to the Tenth Circuit Court of Appeals, the court indicated that a death penalty case must first exhaust all state issues or remedies. After exhausting the state appeals process, an individual may file a petition challenging his conviction and/or sentence. Generally speaking, an individual may only file one appeal petition. In order to file a second petition, an individual must first obtain permission from the court of appeals. Such permission is very rarely granted.

In the last five years, the Tenth Circuit has received a total of 58 death penalty appeals. Of those 58 cases, 44 cases have had a dispositional order issued, while 14 cases remain open. The following table summarizes the death penalty case information received from the court, including the date the appeal petition was filed and the date the case was closed (i.e. the date the disposition order was issued). The disposition time was calculated by determining the time between the filing date and the date closed.

State	Case Number	Case Name	Date Filed	Date Closed	Disposition Time
OK	11-5001	Grant v. Workman	1/3/2011	8/15/2013	2 years 8 months
OK	11-5031	Wilson v. Workman	3/4/2011	2/11/2013	1 year 11 months
OK	11-5048	Williams v. Workman	4/11/2011	8/26/2013	2 years 4 months
OK	11-5102	Browning v. Trammell	7/15/2011	5/6/2013	1 year 10 months
OK	11-5133	Cole v. Trammell	10/3/2011	2/18/2014	2 years 4 months
OK	11-5147	Myers v. Workman	10/31/2011	1/2/2013	1 year 3 months
OK	11-6022	Davis v. Workman	1/25/2011	8/28/2012	1 year 7 months
OK	11-6040	Lockett v. Workman	2/16/2011	4/1/2013	2 years 2 months
OK	11-6096	Lott v. Workman	4/8/2011	1/14/2013	1 year 8 months
OK	11-6143	Hooper v. Workman	5/27/2011	11/1/2011	6 months
OK	11-6161	Hogan v. Workman	6/10/2011	2/20/2013	1 year 8 months
OK	11-6193	Stouffer v. Workman	7/26/2011	9/26/2011	2 months
OK	11-6225	Dodd v. Trammell	8/30/2011	9/16/2013	2 years 1 month

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State	Case Number	Case Name	Date Filed	Date Closed	Disposition Time
OK	11-6236	Warner v. Workman	9/9/2011	4/1/2013	1 year 7 months
OK	11-6293	Stouffer v. Trammell	11/14/2011	12/26/2013	2 years 1 month
OK	11-7072	Magnan v. Trammell	10/24/2011	6/14/2013	1 year 8 months
UT	12-4203	Carter v. Bigelow	12/11/2012	6/2/2015	2 years 6 months
OK	12-5190	Williams v. Trammell	11/14/2012	4/10/2015	2 years 5 months
OK	12-6000	In re: Stouffer	1/3/2012	3/6/2012	2 months
OK	12-6014	Howell v. Trammell	1/17/2012	9/5/2013	2 years 9 months
OK	12-6094	Allen v. Workman	4/11/2012	4/12/2012	1 day
OK	12-6202	Hooper v. Jones	8/6/2012	8/10/2012	4 days
OK	12-6253	Allen v. Workman	10/2/2012	10/18/2012	16 days
OK	12-6255	Hancock v. Warrior	10/5/2012	8/18/2015	2 years 10 months
OK	12-6310	Ochoa v. Trammell	12/3/2012	12/3/2012	1 day
OK	12-7065	In re: Murphy	8/10/2012	11/1/2012	2 months
OK	12-7086	United States v. Barrett	12/27/2012	8/19/2015	2 years 8 months
UT	13-4060	In re: Turley	4/19/2013	6/27/2013	2 months
OK	13-5071	Cannon v. Chrisman	5/29/2013	8/11/2015	2 years 3 months
OK	13-5100	Hanson v. Sherrod	7/31/2013	8/13/2015	2 years 1 month
OK	13-5119	Jackson v. Warrior	9/16/2013	11/10/2015	2 years 2 months
OK	13-5131	Fitzgerald v. Trammell	10/18/2013	2/11/2015	1 year 4 months
OK	13-5133	Fitzgerald v. Trammell	10/21/2013	2/11/2015	1 year 4 months
OK	13-6030	Fairchild v. Trammell	2/8/2013	4/23/2015	2 years 2 months
OK	13-6048	Hooper v. Jones	2/28/2013	9/4/2013	7 months
OK	13-6141	Jones v. Warrior	6/12/2013	11/10/2015	2 years 5 months

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OK	13-7073	Ryder v. Chrisman	11/12/2013	1/11/2016	2 years 2 months
<b>UT</b>	14-4122	In re: Turley	10/9/2014	11/18/2014	1 month
OK	14-6012	Eizember v. Duckworth	1/16/2014	9/15/2015	1 year 8 months
OK	14-6117	Pavatt v. Chrisman	6/3/2014		[2 years + ]
OK	14-6131	Grant v. Chrisman	6/18/2014		[2 years + ]
OK	14-6177	Littlejohn v. Chrisman	8/28/2014		[2 years + ]
OK	14-6201	Smith v. Chrisman	10/16/2014	6/6/2016	1 year 8 months
OK	14-6210	Rojem v. Chrisman	10/27/2014		[1 year 9 months + ]
OK	14-6211	Stouffer v. Duckworth	10/27/2014	6/17/2016	1 year 8 months
OK	14-6244	Warner v. Gross	12/23/2014	1/12/2015	1 year
OK	15-5111	Lay v. Chrisman	11/6/2015		[8 months + ]
OK	15-6043	Sanchez v. Duckworth	3/19/2015	1/8/2016	10 months
OK	15-6086	Jones v. Trammell	6/1/2015		[1 year + ]
OK	15-6087	Jones v. Trammell	5/6/2015		[1 year + ]
OK	15-6190	Andrew v. Moham	9/24/2015		[10 months + ]
OK	15-7041	Murphy v. Duckworth	6/3/2015		[1 year + ]
<b>WY</b>	15-8013	Eaton v. Wilson	3/19/2015		[1 year 4 months + ]
<b>KS</b>	16-3038	Gray v. Gray	2/19/2016	4/8/2016	2 months
OK	16-6001	Wood v. Chrisman	1/4/2016		[7 months + ]
OK	16-6191	Simpson v. Duckworth	6/30/2016		[1 month + ]
OK	16-7035	In re: Barrett	5/12/2016		[2 months + ]
OK	16-7039	In re: Barrett	5/23/2016		[2 months + ]

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