

IN RE: CLEMENCY APPLICATION
OF TYRA PATTERSON

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AFFIDAVIT OF ROBERT REED

I, Robert Reed, under penalty of perjury and having sworn to tell the truth, state the following:

1. I'm a sixty-five year-old man who lives in Montgomery County, Ohio.
2. I am of sound mind and have personal knowledge of the facts stated below.
3. In 1995 I served as a juror in the case *State v. Tyra Patterson*, 94-CR-2753. The jury convicted Ms. Patterson of several counts of aggravated robbery and one count of aggravated murder in connection with the shooting death of Michelle Lai.
4. Because of the passage of time, I no longer remember everything that happened at trial. But there are a few things I remember clearly.
5. One thing that stands out in my mind is how one-sided the case seemed. The prosecution presented evidence that Ms. Patterson was part of a group of five who robbed five teenage girls who were sitting in a car. The prosecution presented Ms. Patterson's videotaped confession, during which she admitted to snatching a necklace from one of the victims.
6. As best I can remember, the defense did not discuss the confession and did not give us any reason to believe a person would falsely confess to a crime she did not commit.

7. The defense didn't give us any reason to question the prosecution's evidence that Ms. Patterson was part of the group that harmed the victims.
8. The defense did not provide a different explanation for Ms. Patterson's presence at the scene.
9. For the first time on May 6, 2013, I listened to the 911 call that Ms. Patterson made from her apartment shortly after Michelle Lai was shot. David Singleton, one of Ms. Patterson's current lawyers, played the tape, which he said he obtained from the prosecutor's file.
10. I didn't know that Ms. Patterson called 911 after the shooting. We didn't hear the tape at trial.
11. The fact that Ms. Patterson sought help for the shooting victim makes me think she was more likely innocent than guilty.
12. The fact that Ms. Patterson called 911 from her home weakened the prosecution's argument that she was part of the group that committed the crimes.
13. If I had heard the 911 call at trial, it may have given me a reason to doubt the prosecution's case against Ms. Patterson.
14. Mr. Singleton also showed me a transcript from the trial of Kellie Johnson, one of the robbers who was tried nearly one year before Ms. Patterson. In that trial, Holly Lai, Michelle's sister, testified that it was Kellie Johnson who snatched the necklace from one of the victims.

15. If my recollection is correct, the prosecutor argued at trial that it was Ms. Patterson who grabbed the necklace from one of the victims.
16. I don't recall the defense using the transcript to challenge the prosecution's assertion that Ms. Patterson was the one who snatched the necklace from one of the victims. If Ms. Patterson's lawyers used the transcript I should remember it because it would have given me another reason to doubt the prosecution's case.
17. I feel bad that Ms. Patterson is still in prison. When I first learned of her sentence, I couldn't believe she received such a long term given what I understood at the time to be her involvement in the case. I am even more troubled now that I know she called 911 after the shooting and that Holly Lai said Kellie Johnson was the individual who ripped the necklace from one of the victims. I no longer confident that Ms. Patterson is guilty of the crimes we convicted her of committing.
18. I don't blame myself or the other jurors for convicting Ms. Patterson. I think we reached the right verdict based on the evidence that was presented to us at trial. But if I had known about the 911 call or that Holly Lai testified in another case that someone else took the necklace, I may very well have voted to acquit rather than convict. The likelihood that I would have voted to acquit Ms. Patterson would have been even greater had the defense presented evidence that her confession was false.

19. I hope Ms. Patterson is released from prison soon.

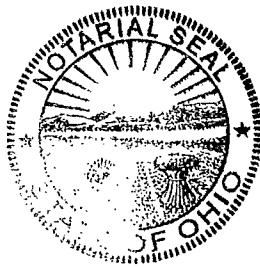
Robert Reed

Robert Reed

Sworn to and subscribed in my presence this 22nd day of June, 2013.

[Signature]

Notary Public



David A. Singleton, Attorney At Law
NOTARY PUBLIC - STATE OF OHIO
My commission has no expiration date
Sec. 147.03 R.C.