

FILED
IN COURT OF CRIMINAL APPEALS
STATE OF OKLAHOMA

NOV 6 2000
JAMES W. PATTERSON
CLERK

IN THE COURT OF CRIMINAL APPEALS OF THE STATE OF OKLAHOMA

APRIL ROSE WILKENS,

Appellant,

v.

THE STATE OF OKLAHOMA,

Appellee.

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Case No. F-99-927

NOTICE OF RECUSAL

I hereby recuse from the above numbered and styled case. 5 O.S.1991,
Ch. 1 App. 4.

WITNESS MY HAND AND THE SEAL OF THIS COURT this 6th day of
November, 2000.


CHARLES A. JOHNSON, Judge

ATTEST:


(Clerk)

ZUHDI LAW OFFICES

P.O. Box 1077
Oklahoma City, OK 73101
(405) 235-0304

PETITIONER'S
EXHIBIT A

Bill Zuhdi, J.D.

Licensed to practice Law
in Oklahoma and Texas

February 7, 2000

April Rose Wilkens, #282399
L.A.R.C. A-2-C
P.O. Box 876
Lexington, OK 73051

Re: April Rose Wilkens v. State of Oklahoma; Direct Appeal to
Oklahoma Court of Criminal Appeals; Appeal No.: F-99-927

Dear Ms. Wilkens:

I have received your recent letters, including the letter you wrote to your pervious attorney, Gail Gunning of the Oklahoma Indigent Defense System. I am presently reviewing your transcripts; the trial was long and there are thirteen volumes to read and review. I anticipate completing the read-through of the trial by the end of February or the first week of March. Your appeal brief will be filed at the Oklahoma Court of Criminal Appeals no later than April 3, 2000. Until I finish the read-through of your transcripts, I will not have a good handle on the meritorious issues that should be presented for your appeal. Please note that factual issues should have been resolved at the trial level and are not usually able to presented on direct appeal.

I will contact you as soon as I have completed reading the transcripts. If, in the interim, you have any questions, please contact me. Also, if you get transferred to Mabel Basssett or some other facility, please let me know as soon as possible.

Sincerely,

ZUHDI LAW OFFICES



Bill Zuhdi

BZ/db

Williams said by law jurors could disregard her statement entirely if they decided it was not voluntarily made. He contended that detectives did not adequately cover the "Miranda" rights to remain silent and to be represented by a lawyer when they questioned a confused and "intimidated" woman who had never been arrested before.

Williams said the "persecution" of Miller involved a surreptitious recording at the police station in which concealed equipment was used, including a microphone located in an air-conditioning duct.

COUNTY OF OKLAHOMA)
) SS.
STATE OF OKLAHOMA)

AFFIDAVIT OF APRIL WILKENS

I April Wilkens, of sound mind, and of lawful age, do state upon personal oath the following:

1. On the morning of April 28, 1998, I was raped by Terry Carlton.
2. After law enforcement arrived at Terry Carlton's residence, I repeatedly asked them *prior* to the video-taped statement later on the morning of April 28, 1998, that I wanted to have a rape examination. *and medical treatment for injuries. DW*
3. I feel I was coerced into making the statement to law enforcement because I felt I had no choice but to make the statement first in order to get law enforcement to agree to allow me to have the rape examination done.
4. I told my attorney Christopher Lyons the information contained in Paragraph Nos. 1 and 2 above.

April Wilkens
signature

Subscribed and sworn to before me this 5th day of June, 2000.

Laylene G. Colbert
Notary Public

12/31/02
My Commission Expires

