

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

DAVID WILSON,	)	
	)	
Petitioner,	)	
	)	
v.	)	No. 1:19-CV-00284-WKW-CSC
	)	
JOHN Q. HAMM,	)	
Commissioner of the Alabama	)	
Department of Corrections,	)	
	)	
Respondent.	)	

**Response to Order and Motion for Extension**

Pursuant to this Court’s November 3, 2023 order (Doc. 83), comes the Respondent and responds to Petitioner David Wilson’s July 19, 2023 Motion for Full Disclosure of Kittie Corley’s Statements (Doc. 81.). In response to petitioner’s motion, Respondent submits the following:

1. Wilson is seeking an order “to produce the full set of statements by Kittie [sic] Corley” *or* “discovery” in the form of an extensive order of production of a broad range of materials concerning any investigation into whether Catherine Nicole Corley was involved in the murder of C.J. Hatfield, and numerous ancillary matters. As an initial matter, Respondent notes that Wilson’s requested discovery is extraordinarily broad, delving into matters that are neither relevant nor necessary to this Court’s resolution of Wilson’s *Brady* claim and—if such matters exist—for which

Respondent does not concede that Wilson has shown good cause to obtain discovery. (Doc. 81, pp. 20-24.)

2. It is undisputed that, prior to his trial, the State produced to Wilson, in open-file discovery, a copy of a police report describing a letter – purportedly written by Catherine Corley – and describing her alleged participation in the murder of Dewey Walker. That police report was attached to Wilson’s Rule 32 petition. (Vol. 24, R32 C. 615-16.) Wilson could have raised a *Brady* claim prior to his trial or on direct appeal. He did not. Perhaps more importantly, that police report notified Wilson of the possibility that Catherine Corley had additional information regarding Walker’s murder beyond that contained in her April 15, 2004 custodial statement. It is apparent that Wilson never interviewed Corley during the intervening years.

3. Further, factual discrepancies exist between the letter’s account of Dewey Walker’s murder and what actually happened. For instance, Wilson makes much of the fact that the letter states that Corley disposed of the murder weapon, but the bat *was not* disposed of. Wilson directed police to its location, they recovered it, and he identified it during his confession. (Vol. 3, C. 501.) Similarly, the letter’s author stated that Corley had “pawned everything ... and split the money” with her accomplices. *Id.* at ¶ 7. But the evidence at trial established that the stolen goods were divvied between the accomplices, with Petitioner taking multiple items that

were recovered *from his home*.<sup>1</sup> (Vol. 8, R. 331, 336.) The purported account of Corley's supposed participation in the C.J. Hatfield murder suffers from similar material discrepancies with the facts. For instance, Wilson claims that the letter shows that Corley "confessed to buying and providing the murder weapon" in the Hatfield case. But Wilson's own supporting documents belie that assertion. The weapon that Stuckey used was purchased not by Corley, but by Stuckey's ex-wife, which Stuckey's pre-sentence report shows to be Anslee Stuckey. (Doc. 81-8, p. 2); Exhibit "A", p. 3. Nor is there any indication that Stuckey ever went by the name "David." (Ex. A.) At bottom, these facts further support the conclusion that the handwritten accounts of the Walker and Hatfield murders are neither reliable nor material for *Brady* purposes.

4. Nonetheless, pursuant to this Court's order, undersigned counsel has obtained and reviewed the Houston County District Attorney's files regarding David Wilson and Catherine Corley. No additional statements by Corley – nor, indeed, any additional writings *attributed* to Corey – were contained in those files. Since the receipt of this Court's order, undersigned counsel has spoken with people associated with the investigation and prosecution of Dewey Walker's murder. Lt. Tony Luker

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<sup>1</sup> This fact corroborates Corley's statement to police that Petitioner took "half" of the speakers and amplifiers that were stolen from Mr. Walker. (Vol 24, R32 C. 631; Vol. 8, R. 365.)

(Ret.) of the Dothan Police Department who has no recollection of any additional statements by Corley. Similarly, former Assistant Houston County District Attorney Gary Maxwell has no recollection of any further investigation into or statements by Corley. However, efforts to comply with this Court’s order to “certify ... that no covered material exists” are ongoing. (Doc. 83) Undersigned counsel has also contacted the Dothan Police Department who are reviewing their files to determine whether any additional statements or information regarding Catherine Corley are contained therein. Similarly, undersigned counsel has contacted the Henry County District Attorney’s Office – the county in which the C.J. Hatfield murder was prosecuted – in an effort to determine whether their files indicate that Catherine Corley was interviewed in connection with that crime. An effort to review those files is ongoing.

5. Recognizing the requirements of Rule 11(b) to complete a reasonable inquiry before making factual representations to the Court, Respondent is unable to certify at this time that no documents responsive to Wilson’s desired discovery exist. Consequently, Respondent moves this Court for an additional 21 days in which to complete ongoing efforts to determine whether responsive materials exist. Respondent likewise has not determined that “covered material exists but is not discoverable[.]” (Doc. 83.) Consequently, Respondent moves this Court to likewise extend the deadline for addressing discoverability by 21 days.

WHEREFORE, premises considered, Respondent moves this Court to extend Respondent's deadline for certification by twenty-one days.

Respectfully submitted,

**/s/ Richard D. Anderson**

Richard D. Anderson

*Assistant Alabama Attorney General*

## CERTIFICATE OF SERVICE

I hereby certify that on November 16, 2023, I electronically filed the foregoing with the Clerk of the Court using CM/ECF system which will send notification of such filing to the following: **Bernard E. Harcourt.**

*s/ Richard D. Anderson*  
Richard D. Anderson  
*Assistant Attorney General*

### ADDRESS OF COUNSEL:

Office of the Attorney General  
Capital Litigation Division  
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Montgomery, AL 36130  
(334) 353-2021 Office  
(334) 353-8400 Fax  
richard.anderson@alabamaag.gov

# Exhibit A

(Excerpts from James Stuckey Clerk's File)

ALABAMA BOARD OF PARDONS AND PAROLES

REPORT OF INVESTIGATION

**Type of Investigation:** PSI **Date Dictated:** 04/16/2010  
**Name:** STUCKEY JAMES ADGAR **PR#:** PR200801634700  
**Alias:**  
**RS** WM **DOB:** [REDACTED] **Est. Age:** 34 **Height and Weight:** 5'08" | 175  
**Complexion:** **Color of Hair:** BRO **Color of Eyes:** BRO  
**Bodily Marks:**  
**Driver's License:** AL **SSN:** [REDACTED]  
**AIS#:** 000000 **FBI#:** 861618KC6 **SID:** AL01988558  
**Phone #:** 0000000000  
**Address:** [REDACTED]

*Confidential*

OFFENSE(S) OF INVESTIGATION

**County:** Henry **Case #:** CC 2004 000106.00  
**Offense(s):** MURDER

Sentence(s)	Date	Begin Date	Conf Imp	Conf Susp	Probation	Restitution
MURDER : C						\$ 0.00

**Date of Arrest:** 03/16/2004 **Date of Bond:** **Bond Amt.:** \$ 100000.00  
**Judge:** S EDWARD JACKSON **D.A.:** VALESKA DOUGLAS ALBERT  
**Attorney:** BRUNSON PAUL WESTERFIELD **Retained:** **Appointed:** X  
**Court Ordered Restitution:** \$0

NOTES:

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## PRESENT OFFENSE(S)

**County Court and Case Number:** Henry, CC 2004 000106.00

**Offense(s)**

MURDER

Sentence(s)	Date	Begin Date	Conf Imp	Conf Susp	Prob.	Rest.
MURDER : C						\$ 0.00

**Date of Sentence:****Details of Offense:**

(1) In count 1 according to Henry County summary and chronological reports, on Saturday March 13, 2004 at approximately 6:00 a.m. the body of a white male without identification was found by hunters on a dirt road in western Henry County. Photographs of the unique tattoos on the victim's body were shown on WTVY News and the deceased victim was identified by the mother as Charles James Hatfield, aka CJ.

An interview with the victim's mother identified Sara Drescher as Hatfield's girlfriend and Jason Stuckey as a companion. Interviews were conducted with Sara Drescher.

A search was initiated for Stuckey throughout that Sunday thru Monday, until a man known as Scott Mathis, came forward with information. Mathis stated that Stuckey called him on Sunday and gave him a reason to believe that Stuckey killed Hatfield.

Mathis also identified a mutual friend known as Mark Hammond. Hammond was known to Houston County Sheriff's Investigators, who in turn located Hammond. Hammond provided information that led to the arrest of Stuckey as he left James Bailey and Lynn Brown's home located at 204 Southport Street in Dothan.

A search of Bailey's home led to the discovery of clothing thought to belong to Stuckey as well as a truck tool box and empty Taurus handgun box with a serial number that was traceable to Stuckey.

Late Monday night, Henry County Authorities were contacted by Andrew White, who released to authorities a Taurus handgun believed to have been used to shoot Hatfield.

It was determined that White received the weapon from Hammond and Mathis on Sunday March 14, 2004 and that Mathis had received instruction from Stuckey to dispose of the weapon.

As the investigation continued, due to their concealment of the weapon and other evidence, Mathis was soon arrested for hindering prosecution, and Hammond was eventually arrested for the same.

As the investigation continued into 2005, it was believed that Stuckey and others were responsible for Hatfield's death. A person, who said he was present when Hatfield was shot, gave a statement as to who was present, where the death occurred, who fired shots, and who transported the victim's body to another location. The statement was corroborated and additional arrests were made.

Stuckey's charges were upgraded to Capital Murder while Scott Mathis, Mark Hammond, James Bailey, Sara Drescher, and John Parmer were arrested for Murder. Patrick Bushman, who assisted Stuckey and Bailey in hiding Stuckey's truck, was later arrested for hindering prosecution.

James Bailey was later indicted as follows: The Grand Jury of said county charge that, before the finding of this indictment, James William Bailey IV, whose name is otherwise unknown to the Grand Jury, did intentionally cause the death of another person, Charles James Hatfield, by shooting him with a gun.

**On Probation At Arrest:** No

**On Parole At Arrest:** No

**Serious Physical**

**Injury Barring Parole:** No

**Subject's Statement:**

**Case Status of Co-defendants:** (1) Morris Mathis CC2005-379 (Murder) Pending Jury Trial

Mark Hammond CC2005-265 (Murder) Pending Jury Trial

Sara Drescher CC2005-298 (YO/Murder) Acquitted

John Parmer CC2005-380 (Murder)- 08-17-09 Guilty- Sentenced to 20 Years

Patrick Bushman CC2005-313 (Hindering Prosecution) 08-17-09- Dismissed

*James Baily*

**Victim Notification Information:**

**Victim Impact:**

**Victim Age:** None

**Location of Offense:** Henry County, Alabama

**Court Ordered Restitution:** \$0

**RECORD OF ARREST(S)**

Date	Agency ORI	Type	Charge	Disposition
12/19/2005	Houston County Sheriff's Department	Prior Adult	UPCS (38-CC-05-2127)	Other: 09-08-08- Guilty-04-14-10- Sentencing Hearing

**PERSONAL/SOCIAL HISTORY**

**Marital Status/History Married**

Name	Address	DOB	DOD	Marriage Begin/End
Annslee Stuckey	Panama City, Florida 32408			

**Children**

Name	Address	DOB	DOD	Other Parent
Tyler Stuckey		[REDACTED]		
Joshua Stuckey		[REDACTED]		
Logan Stuckey		[REDACTED]		

**Housing History**

<b>Orphanage:</b>	No	<b>Homeless:</b>	No
<b>Foster Home:</b>	No	<b>Other Institution:</b>	No
<b>Boarding School:</b>	No		

**Health**

**Physical Disability:** No

*Cobb's*

**Mental Disability:** No  
**Psychological Report:** No  
**Prescribed Medications:** Yes Asacol-Prednisone-Omeprazole-Rhumacald Infusions  
**Defendants Opinion Of Drug Problem:**  
**Past Drugs:** Yes Marijuana-Ice-Nubain  
**Treatment History:**  
**Present Drugs:** No  
**Defendants Opinion Of Alcohol Problem:** Denies

**Education**

High School

Last Grade Completed	Name/Year	If DropOut, Reason why:
HSGraduate	Dothan High School, 1999	

College

Last Level Completed	Name/Year	If DropOut, Reason why:
AttendedCollege	Liberty Home Bible Institute,	

Further Education/Training

Type	Place	Length	Completed
Electrical Trades	Northview	2 Years	Yes

**Financial Status**

**Owns:**

**Employment History**

Type/Employer	Begin Date	# Months	Pay	Reason For Leaving
\ Emerald Point Community Church/		4	Love Offering	Current
\ Bay Co. Alum.	/	12	\$10.00 Hour	No Work
\ Brannon Alum.	/	24	\$10.00 Hour	No Work
\ Dothan Awning	/	9	Not Listed	Not Listed

**Military Record**

Registered W/Selective Service	Served	Length Of Service	Discharge Type
Yes	None		

Discharge Reason	Highest\Discharge Rank	Military Job Title	Medals/Awards

**Notes:**

**Offender's Family**

Parents

Father	Address	DOB	Felony Conv.	Deceased

Jimmie Stuckey Panama City, Florida  
**Mother** **Address** **DOB** **Felony Conv.** **Deceased**

Glyn Stuckey

**Siblings**

**Name** **Address** **DOB** **Felony Conv.**  
 None Listed

**Notes:**

**Personal Relationship**

**Relationship w/father:** Good

**Relationship w/mother:** Good

**Relationship w/siblings:** N/A

**PROBATION PLAN**

**Home**

Living With	Address	Relation
Annslee Stuckey	[REDACTED]	Wife

**Employment**

Employer	Address	Phone	Pay Rate
Dothan Awning	Dothan, Alabama		

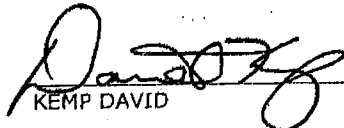
**Treatments**

Treatment Type	Treatment Description

**Officer Remarks:** Mr. Stuckey has a prior felony conviction in Houston County for Unlawful Possession of a Controlled Substance.

**Recommendations To Court:** It is the recommendation of this officer that Mr. Stuckey receive a maximum sentence.

Signed and dated at ABBEVILLE  
 Alabama the 31<sup>ST</sup> day of MARCH 2010

  
 KEMP DAVID  
 Alabama Probation and Parole Officer

PBF 203

Reviewed By

Grand Jury No. 152

Agency No. 04-03-0209

DC No. 04-0201

CC-04-0106

**INDICTMENT**

The State of Alabama  
HENRY COUNTY



**CIRCUIT COURT  
TWENTIETH JUDICIAL**

MARCH Term, 2004

**COUNT I**

The Grand Jury of said county charge that, before the finding of this indictment, JAMES ADGER STUCKEY, whose name is otherwise unknown to the Grand Jury, did in Henry, County, Alabama, intentionally cause the death of another person, CHARLES JAMES HATFIELD, by SHOOTING HIM WITH A GUN, in violation of Section 13A-6-2 of the Code of Alabama, against the peace and dignity of the State of Alabama.

Douglas Albert Valeska  
District Attorney

THE STATE OF ALABAMA  
Henry County

THE CIRCUIT COURT  
Twentieth Judicial Circuit

THE STATE  
vs.  
James Adger Stuckey

Witnesses:

INVESTIGATOR TROY SILVA, HENRY COUNTY SO, ABBEVILLE, AL 36310  
OFFICER JR WARD, ABI DOTHAN, DOTHAN, AL 36301  
DERRICK WRIGHT, COUNTY CORNER, HEADLAND, AL 36345

Charges: 1. MURDER