

156489



Cleveland-Marshall College of Law

1801 Euclid Avenue
Cleveland, Ohio 44115

Telephone: (216) 687-2344
FAX: (216) 687-6881

THE JUVENILE DEATH PENALTY TODAY:

PRESENT DEATH ROW INMATES UNDER JUVENILE DEATH SENTENCES AND DEATH SENTENCES AND EXECUTIONS FOR JUVENILE CRIMES, JANUARY 1, 1973, TO JUNE 30, 1995

by

NCJRS

SEP 27 1995

Victor L. Streib
Professor of Law

ACQUISITIONS

July 21, 1995

©

Victor L. Streib
1995

NOTE: Views and opinions expressed in this report are those of the author and not necessarily those of Cleveland State university.

156489

**U.S. Department of Justice
National Institute of Justice**

This document has been reproduced exactly as received from the person or organization originating it. Points of view or opinions stated in this document are those of the authors and do not necessarily represent the official position or policies of the National Institute of Justice.

Permission to reproduce this copyrighted material has been
granted by

Victor L. Streib

to the National Criminal Justice Reference Service (NCJRS).

Further reproduction outside of the NCJRS system requires permission of the copyright owner.

While the sentencing to death of juvenile offenders has been fairly consistent over the past two decades, the actual execution of such offenders has been much more sporadic. However, the 1990s may be ushering in an increase in actual executions of juvenile offenders. One juvenile offender was executed in 1990, another in 1992, and four during the last six months of 1993. These six executions of juvenile offenders comprise two-thirds of all juvenile offender executions in the entire period following resumption of capital punishment in 1973. In contrast, and perhaps reflecting the sporadic nature of such execution patterns, no juvenile offenders were executed in 1994 or thus far in 1995. During this same recent period, Florida made national and international headlines with high profile homicide arrests of juveniles, some as young as thirteen. In the past decade, homicide arrests of adults have risen about 25%. In that same period, homicide arrests of juveniles have risen about 170%.

More than a few observers of this recent wave of juvenile homicide have announced that the death penalty for juvenile offenders is or should be the American people's solution of choice for this criminal justice nightmare. The spate of 1990s executions of juvenile offenders seems to suggest that they are right. However, the data compiled in this report suggest these prognosticators are not correct as to death sentencing of juvenile offenders, at least not yet. In fact, a juvenile arrested for homicide today is apparently no more likely to be sentenced to death than in the past.

This forty-seventh issue of this report documents over twenty-two years of juvenile death sentencing under modern death penalty statutes in the United States.¹ Consistent with the general pattern over this twenty-two-year period, both the annual juvenile death sentencing rate and the juvenile death row population remain very small in comparison to that for adults, each being about 1% and 2% of the totals.² The spiraling number of arrests of juveniles for potentially capital crimes has resulted neither in a comparable rise in juvenile death sentencing nor a rise in the number of juvenile offenders on death row.

¹About nine years ago I began to generate these reports in order to monitor this phenomenon. With the gracious assistance of so many people, more and more errors are edited out with each edition so that the data reported in each issue is intended to replace any inconsistent data reported in an earlier issue.

²For purposes of consistency, a juvenile crime is defined as one committed while the offender was under age eighteen, the most common age jurisdictional dividing line between juvenile and criminal courts. A juvenile death penalty is one imposed for a juvenile crime.

HISTORICAL BACKGROUND:

Actual execution of such condemned juveniles began in 1642 (Thomas Graunger, Plymouth Colony, Massachusetts). In the three and one-half centuries since that time, about 350 persons have been executed for juvenile crimes. While these 350 juvenile executions were imposed by thirty-eight states and the federal government, they constitute only 1.8% of the total of about 19,000 confirmed American executions since 1608.³

Nine of these executions for juvenile crimes have been imposed during the current era (1973-1995). These nine recent executions of juvenile offenders are only 3% of the total of about 300 executions, a somewhat higher rate than had been experienced prior to 1973. The nine executions are listed in Table 1.

TABLE 1

EXECUTIONS OF JUVENILE OFFENDERS,
JANUARY 1, 1973, THROUGH JUNE 30, 1995

<u>Name</u>	<u>Date of Execution</u>	<u>Place of Execution</u>	<u>Race</u>	<u>Age at Crime</u>	<u>Age at Execution</u>
Charles Rumbaugh	9-11-1985	Texas	White	17	28
J. Terry Roach	1-10-1986	So. Car.	White	17	25
Jay Pinkerton	5-15-1986	Texas	White	17	24
Dalton Prejean	5-18-1990	Louisiana	Black	17	30
Johnny Garrett	2-11-1992	Texas	White	17	28
Curtis Harris	7-1-1993	Texas	Black	17	31
Frederick Lashley	7-28-1993	Missouri	Black	17	29
Ruben Cantu	8-24-1993	Texas	Latino	17	26
Chris Burger	12-7-1993	Georgia	White	17	33

The periods on death row awaiting execution for these recent cases ranged from six years to nearly sixteen years. All of the juvenile offenders executed during this current era were age seventeen at the time of their crimes. The last offender executed for a crime

³The leading source for these and other data on lawful executions throughout American history is Watt Espy, Director of the Capital Punishment Research Project in Headland, Alabama.

committed at an age less than seventeen was Leonard M. Shockley (age sixteen at time of crime), executed on April 10, 1959, in Maryland.

LEGAL CONTEXT:

The constitutionality of the juvenile death penalty seems to be a reasonably well-settled issue. In *Thompson v. Oklahoma*, 487 U.S. 815 (1988), the Supreme Court held that executions of offenders age fifteen and younger at the time of their crimes are unconstitutional. The combined effect of the opinions by Justice Stevens and Justice O'Connor in *Thompson* is to hold that no state without a minimum age line in their death penalty statute can go below age sixteen without violating *Thompson*, and in fact no state with a minimum age line in its death penalty statute uses an age less than sixteen. In *Stanford v. Kentucky*, 492 U.S. 361 (1989), the Supreme Court held that the Eighth Amendment does not prohibit the death penalty for crimes committed at age sixteen or seventeen regardless of state statutory provisions.

Some rumblings of a challenge to *Thompson* have been heard from local prosecutors and trial court judges, but none have survived appellate court review. The Supreme Court of Louisiana held that *Thompson* prevents fifteen-year-old offenders from being executed in Louisiana (*State v. Stone*, 535 So.2d 362 (La. 1988); and *Dugar v. State*, 615 So.2d 1333 (La. 1993)). The same result was reached by the appellate courts in Indiana (*Cooper v. State*, 540 N.E.2d 1216 (Ind. 1989)) and Alabama (*Flowers v. State*, 586 So.2d 978 (Ala. Ct. Crim. Ap. 1991)). The Florida Supreme Court ruled that, regardless of any mandate from *Thompson*, the Florida Constitution's prohibition against cruel or unusual punishment forbids the execution of fifteen-year-old offenders (*Allen v. State*, 636 So.2d 494 (1994)).

Currently, thirty-eight states and the federal government have statutes authorizing the death penalty for certain forms of murder. Of those thirty-nine death penalty jurisdictions, fourteen (36%) have expressly chosen age eighteen at the time of the crime as the minimum age for eligibility for that ultimate punishment. Another four (10%) have chosen age seventeen as the minimum. The other twenty-one (54%) of the death penalty jurisdictions use age sixteen as the minimum age, either through an express age in the statute (nine states) or by court ruling (twelve states). Some legislative consideration of lowering the minimum age to sixteen can be detected, but it is minimal at least at this time. Table 2 on page five lists the jurisdictions in the respective minimum age categories.

TABLE 2

MINIMUM DEATH PENALTY AGES BY AMERICAN JURISDICTION

<u>Age Eighteen</u>	<u>Age Seventeen</u>	<u>Age Sixteen</u>
California*	Georgia*	Alabama*
Colorado*	New Hampshire*	Arizona**
Connecticut*	North Carolina*	Arkansas**
Illinois*	<u>Texas*</u>	Delaware**
Kansas*		Florida***
Maryland*	4 states	Idaho**
Nebraska*		Indiana*
New Jersey*		Kentucky*
New Mexico*		Louisiana*
New York*		Mississippi**
Ohio*		Missouri*
Oregon*		Montana**
Tennessee*		Nevada*
and		Oklahoma*
<u>Federal*</u>		Pennsylvania**
		South Carolina**
13 states		South Dakota**
and federal		Utah**
		Virginia**
		Washington**
		<u>Wyoming*</u>
		21 states

* Express minimum age in statute

** Minimum age required by U.S. Constitution per U.S. Supreme Court in *Thompson v. Oklahoma* (1988)

*** Minimum age required by Florida Constitution per Florida Supreme Court in *Allen v. Florida* (1994)

[Fourteen American Jurisdictions without the Death Penalty: Alaska, District of Columbia, Hawaii, Iowa, Maine, Massachusetts, Michigan, Minnesota, North Dakota, Rhode Island, Vermont, West Virginia, and Wisconsin]

JUVENILE DEATH SENTENCES IMPOSED, 1973 - JUNE 30, 1995:

The current American death penalty era began when new death penalty statutes were passed following the Supreme Court's decision in *Furman v. Georgia* (1972), which in effect struck down all then existing death penalty statutes. Sentencing began under the new

statutes in 1973 and continues through today. Although the constitutionality of these current era statutes was not recognized formally by the Supreme Court until 1976 (*Gregg v. Georgia*) and actual executions did not begin until 1977, the current era of death sentencing began in 1973.

Table 3 on page seven lists the sentences imposed each year according to the Bureau of Justice Statistics and to my research. A total of 140 juvenile death sentences have been imposed since 1973, only 2.6% of the total of the about 5,434 death sentences imposed for offenders of all ages. Over two-thirds of these juvenile death sentences have been imposed on seventeen-year-old offenders, the other third on offenders ages sixteen and fifteen, and none on offenders age fourteen or younger at the time of their crimes.

The rate of juvenile death sentencing fluctuated considerably in the early years of this current era but then settled into a consistent annual rate of about 2% of total death sentences in the mid-1980s. A change occurred from 1987 to 1989 when the juvenile death sentencing rate dropped considerably, presumably deterred by the cases then pending before the United States Supreme Court. In the 1990s, the rate appears to have returned to the previous pattern -- an annual rate of about 2% or 3% of all death sentences.

Of these 140 juvenile death sentences imposed in the current era, only forty-two (30%) remain currently in force (see Table 5 on page ten). Nine (6%) have resulted in execution, and eighty-nine (64%) have been reversed. Thus, for the ninety-eight juvenile death sentences finally resolved (excluding the forty-two death row inmates remaining under juvenile death sentences but still litigating them), the reversal rate is 91% (89/98).

TABLE 3

DEATH SENTENCES IMPOSED FOR CRIMES COMMITTED
AS JUVENILES, JANUARY 1, 1973, TO JUNE 30, 1995

Year	Total Death Sentences ⁴	Juvenile Death Sentences (Age at Crime)				Juvenile Sentences as Portion of Total Sentences
		15	16	17	Totals	
1973	42	0	0	0	0	0.0%
1974	167	1	0	2	3	1.8%
1975	322	1	5	4	10	3.1%
1976	249	0	0	3	3	1.2%
1977	159	1	3	8	12	7.5%
1978	209	0	1	6	7	3.3%
1979	172	0	1	3	4	2.3%
1980	198	2	0	3	5	2.5%
1981	245	0	2	6	8	3.3%
1982	264	0	1	13	14	5.3%
1983	259	0	4	3	7	2.7%
1984	280	3	0	3	6	2.1%
1985	273	1	1	5	7	2.5%
1986	297	1	3	6	10	3.4%
1987	299	1	0	1	2	0.7%
1988	296	0	0	5	5	1.7%
1989	251	0	0	1	1	0.4%
1990	244	1	3	4	8	3.3%
1991	266	1	0	4	5	1.9%
1992	265	0	1	5	6	2.2%
1993	282*	0	1	5	6	2.1%
1994	265*	0	4	5	9	3.4%
1995**	130	0	0	2	2	1.5%
Totals : 5,434*		13	30	97	140	2.6%

* Estimates

** Through June 30, 1995

These 140 juvenile death sentences have been imposed upon 128 different juvenile offenders in twenty-two individual states. These twenty-two states comprise well over half of the death penalty jurisdictions during this time period. Table 4 on page eight lists all death penalty jurisdictions which have imposed juvenile death sentences since 1973.

⁴The sources of the data for total annual death sentences are UNITED STATES DEPARTMENT OF JUSTICE, SOURCEBOOK OF CRIMINAL JUSTICE STATISTICS 1992 at 673, Table 6.132 (1993); and UNITED STATES DEPARTMENT OF JUSTICE, CAPITAL PUNISHMENT 1992 at 1 (1993).

TABLE 4

STATE-BY-STATE BREAKDOWN OF
JUVENILE DEATH SENTENCES, 1973-1995

Rank	State	Race of Offender			Sex of Offender		Age at Crime			Total Juvenile Sentences	Total Juvenile Offenders
		B	L	W	M	F	15	16	17		
1	Texas	15	9	7	31	0	0	0	31	31	30
2	Florida	8	0	14	22	0	3	6	13	22	18
3	Alabama	6	0	5	10	1	1	6	4	11	10
4	Georgia	4	0	6	9	1	1	0	9	10	7
	Mississippi	6	0	4	9	1	0	4	6	10	9
6	Louisiana	7	0	0	7	0	2	2	3	7	7
7	Ohio	5	0	1	6	0	0	1	5	6	6
8	No. Carolina	3	0	2	5	0	1	0	4	5	4
	Pennsylvania	4	0	1	5	0	1	1	3	5	5
	Oklahoma	0	0	5	5	0	1	2	2	5	5
11	Arizona	0	3	1	4	0	0	2	2	4	4
	Missouri	2	0	2	4	0	0	2	2	4	4
	So. Carolina	2	0	2	4	0	0	1	3	4	4
14	Indiana	2	0	1	2	1	1	0	2	3	3
15	Kentucky	1	0	1	2	0	1	0	1	2	2
	Maryland	2	0	1	3	0	0	0	3	3	2
	Nevada	1	1	0	2	0	0	2	0	2	2
	Virginia	1	0	1	2	0	0	0	2	2	2
18	Arkansas	1	0	0	1	0	1	0	0	1	1
	Nebraska	1	0	0	1	0	0	1	0	1	1
	New Jersey	1	0	0	1	0	0	0	1	1	1
	Washington	0	0	1	1	0	0	0	1	1	1
Totals:		71	13	56	136	4	13	30	97	140	128

Texas and Florida are clear leaders in this practice, each having imposed at least twice as many juvenile death sentences as any of the other jurisdictions. Only seven of these states have imposed more than five such sentences. Juvenile death sentences for black and white juvenile offenders appear to be spread around the sentencing jurisdictions fairly evenly, but the thirteen Hispanic/Latino offenders are all in Texas, Arizona and Nevada. Of those jurisdictions with more than a minimal number of juvenile death sentences, all seven Louisiana cases involved black offenders and all five Oklahoma cases involved white offenders.

Almost all juvenile offenders sentenced to death were males. The four cases involving female juveniles were in the deep south (Mississippi, Alabama, and Georgia) and in Indiana. The thirteen very young offenders (age fifteen at crime) were scattered across ten different states.

Appendix A to this report (pp. 11-15) provides a more detailed listing of name, age, race, gender, state, and current status for each juvenile death sentence.⁵

CURRENT DEATH ROW INMATES UNDER JUVENILE DEATH SENTENCES

As of June 30, 1995, forty-two persons were on death row under death sentences received for juvenile crimes. These forty-two condemned juveniles constituted just over 1% of the total death row population of about 3,000. Although all were age seventeen or younger at the time of their crimes, their current ages range from eighteen to thirty-six. They were under death sentences in twelve different states and had been on death row from a few weeks to over sixteen years. Texas has by far the largest death row for juvenile offenders, now holding seventeen (40%) of the national total of forty-two juvenile offenders.

All forty-two juvenile offenders on death row were male and had been convicted and sentenced to death for murder. The demographic characteristics of these forty-two juveniles and their fifty-three victims are outlined in Table 5 on page ten.

Over three-quarters of these cases involved seventeen-year-old offenders, and two-thirds of them were minority offenders. In contrast, 79% of the victims were adults. Well over half of the victims were white, and about half were females. The paradigm case of the juvenile offender on death row is that of the seventeen-year-old African-American or Hispanic male whose victim is a white adult.

The total number of persons under death sentences has increased by 148% in the past decade, following a steady rise from 1,209 in 1983 to about 3,000 in 1995. In contrast, the number of juvenile offenders under death sentences has remained fairly constant. Thirty-three juvenile offenders were under death sentences at the close of 1983, compared to forty-two juvenile offenders today (a 27% increase), but this number has fluctuated back and forth between these two extremes during this decade. This fairly constant death row population for juvenile offenders results from the fact that the number of new death sentences each year is roughly equal to the combination of death sentence reversals plus executions for juvenile offenders.

⁵The primary and most reliable sources for these data concerning recent death sentences are the outstanding data-gathering effort of the NAACP Legal Defense Fund, Inc. (particularly their *Death Row, U.S.A.*) and the equally fine monitoring effort of the National Coalition to Abolish the Death Penalty.

TABLE 5

CHARACTERISTICS OF OFFENDERS AND VICTIMS IN JUVENILE
DEATH PENALTY CASES CURRENTLY IN FORCE, JUNE 30, 1995

Offenders

<u>Age at Crime</u>	<u>Race</u>
16 = 9 (21%)	B = 20 (48%)
17 = <u>33</u> (79%)	L = 8 (19%)
42 (100%)	W = <u>14</u> (33%)
	42 (100%)

Victims

<u>Age</u>	<u>Race</u>	<u>Sex</u>
Under 18 = 11 (21%)	A = 5 (9%)	M = 27 (51%)
18 to 49 = 36 (68%)	B = 11 (21%)	F = <u>26</u> (49%)
50 & over = <u>6</u> (11%)	L = 6 (11%)	53 (100%)
53 (100%)	W = <u>31</u> (58%)	
	53 (100%)	

Appendix B to this report (pp. 16-20) sets forth the names of these juvenile offenders currently on death row and some brief details about their crimes and sentences. Multiple sentencing dates mean that the earlier death sentence was reversed but then a new death sentence was imposed.

APPENDIX A

JUVENILE DEATH SENTENCES IMPOSED, JANUARY 1, 1973, TO JUNE 30, 1995

<u>Year</u>	<u>Offender's Name</u>	<u>Age at Crime</u>	<u>Race /Sex</u>	<u>State</u>	<u>Current Status</u>
1973	(apparently none)				
1974	Harris, John	17	B/M	OH	reversed in 1978
	Thompson, Larry	17	W/M	FL	reversed in 1976
	Vasil, George	15	W/M	FL	reversed in 1979
1975	Battie, Billie Joe	17	B/M	TX	reversed in 1981
	Bell, Willie Lee	16	B/M	OH	reversed in 1978
	Bridgeman, Ronnie	17	B/M	OH	reversed in 1978
	Brown, Henry	16	B/M	FL	reversed in 1979
	Gibson, Samuel III	17	B/M	GA	reversed in 1976?
	Hawes, Gary Lee	15	B/M	GA	reversed in 1976
	Jones, Larry	17	B/M	MS	reversed in 1977; resentenced to death in 1977; reversed in 1983
	(see also 1977)				
	Pickle, Clanton D Jr.	16	W/M	MS	reversed in 1977
	Stewart, Rodney L.	16	B/M	NB	reversed in 1977
	Tyler, Gary	16	B/M	LA	reversed in 1976
1976	Davis, Mark Anthony	17	B/M	OH	reversed in 1978
	Johnson, Willie	17	B/M	OH	reversed in 1978
	Simpson, Willie	17	B/M	FL	reversed in 1982
1977	Eddings, Monty Lee	16	W/M	OK	reversed in 1982
	Ferguson, Bernard	17	W/M	TX	reversed in ?
	Jones, Larry	17	B/M	MS	reversed in 1983
	(see also 1975)				
	Legare, Andrew	17	W/M	GA	reversed in 1981; resentenced to death in 1982; reversed in 1983; resentenced to death in 1984; reversed in 1986
	(see also 1982 and 1984)				
	Magill, Paul	17	W/M	FL	reversed in 1980; resentenced to death in 1981; reversed in 1987
	(see also 1981)				

(continued)

<u>Year</u>	<u>Offender's Name</u>	<u>Age at Crime</u>	<u>Race /Sex</u>	<u>State</u>	<u>Current Status</u>
(1977)	Morgan, James (see also 1981, 1985, and 1990)	16	W/M	FL	reversed in 1981; resentenced to death in 1981; reversed in 1984; resentenced to death in 1985; reversed in 1989; resentenced to death in 1990; reversed in 1994
	Roach, James Terry	17	W/M	SC	executed 1-10-86
	Rodriguez, Magdaleno	17	L/M	TX	reversed in 1981
	Ross, Frank	15	B/M	FL	reversed in 1980
	Rumbaugh, Charles	17	W/M	TX	executed 9-11-85
	Starks, Paul	17	W/M	OH	reversed in 1978
	Valencia, Frank	16	H/M	AZ	reversed in 1982
1978	Boutwell, John Ken.	17	W/M	OK	reversed in 1983
	Bracewell, Debra	17	W/F	AL	reversed in 1981
	Burger, Christopher (see also 1979)	17	W/M	GA	reversed in 1978; resentenced to death in 1979; executed 12-7-93
	Coleman, S. Kelvin	16	B/M	MS	reversed in 1979
	High, Jose	17	B/M	GA	now on death row
	Prejean, Dalton	17	B/M	LA	executed 5-18-90
	Tyner, Rudolph	17	B/M	SC	reversed in 1979
1979	Brown, Joseph	17	B/M	LA	reversed in ?
	Burger, Christopher (see also 1978)	17	W/M	GA	executed 12-7-93
	Harris, Curtis (see also 1983)	17	B/M	TX	reversed in 1982; resentenced to death in 1983; executed 7-1-93
	Smith, Reginald	16	B/M	LA	reversed in 1981
1980	Davis, Timothy	17	W/M	AL	now on death row
	Ibanez, Efran Castro	17	L/M	TX	reversed in 1986
	Ice, Todd	15	W/M	KY	reversed in 1984
	Marshall, Joseph	15	B/M	LA	reversed in 1982
	Roney, James Lawrence	17	W/M	TX	reversed in 1982
1981:	Burns, Victor	17	B/M	TX	reversed in 1985
	Buttrum, Janice	17	W/F	GA	reversed in 1989
	Graham, Gary	17	B/M	TX	now on death row
	Jackson, Carnel	16	B/M	AL	reversed in 1986

(continued)

<u>Year</u>	<u>Offender's Name</u>	<u>Age at Crime</u>	<u>Race /Sex</u>	<u>State</u>	<u>Current Status</u>
(1981)	Magill, Paul (see also 1977)	17	W/M	FL	reversed in 1987
	Morgan, James (see also 1977, 1985, and 1990)	16	W/M	FL	reversed in 1984; resentenced to death in 1985; reversed in 1989; resentenced to death in 1990; reversed in 1994
	Pinkerton, Jay Kelly	17	W/M	TX	executed 5-15-86
	Tokman, George	17	W/M	MS	reversed in 1988
1982	Barrow, Lee Roy	17	W/M	TX	reversed in 1985
	Cannon, Joseph J.	17	W/M	TX	now on death row
	Cannaday, Attina	16	W/F	MS	reversed in 1984
	Carter, Robert A.	17	B/M	TX	now on death row
	Garrett, Johnny F.	17	W/M	TX	executed 2-11-92
	Johnson, Lawrence (see also 1984)	17	B/M	MD	reversed in 1983; resentenced to death in 1984; reversed in 1988
	Lashley, Frederick	17	B/M	MO	executed 7-28-93
	Legare, Andrew (see also 1977 and 1984)	17	W/M	GA	reversed in 1983; resentenced to death in 1984; reversed in 1986
	Moe, Randall	17	W/M	FL	reversed in 1983
	Peavy, Robert	17	B/M	FL	reversed in 1983
	Stanford, Kevin	17	B/M	KY	now on death row
	Stokes, Freddie (see also 1983)	17	B/M	NC	reversed in 1982; resentenced to death in 1983; reversed in 1987
	Thompson, Jay	17	W/M	IN	reversed in 1986
	Trimble, James	17	W/M	MD	reversed in 1990
1983	Bey, Marko	17	B/M	NJ	reversed in 1988
	Harris, Curtis P. (see also 1979)	17	B/M	TX	executed 7-1-93
	Harvey, Frederick	16	B/M	NV	reversed in 1984
	Hughes, Kevin	16	B/M	PA	now on death row
	Lynn, Frederick (see also 1986)	16	B/M	AL	reversed in 1985; resentenced to death in 1986; reversed in 1992
	Mhoon, James	16	B/M	MS	reversed in 1985
	Stokes, Freddie (see also 1982)	17	B/M	NC	reversed in 1987

(continued)

<u>Year</u>	<u>Offender's Name</u>	<u>Age at Crime</u>	<u>Race /Sex</u>	<u>State</u>	<u>Current Status</u>
1984	Aulisio, Joseph	15	W/M	PA	reversed in 1987
	Brown, Leon	15	B/M	NC	reversed in 1988
	Johnson, Lawrence (see also 1982)	17	B/M	MD	reversed in 1988
	Legare, Andrew (see also 1977 and 1982)	17	W/M	GA	reversed in 1986
	Patton, Keith	17	B/M	IN	reversed in 1987
	Thompson, W. Wayne	15	W/M	OK	reversed in 1988
1985	Cantu, Ruben	17	L/M	TX	executed 8-24-93
	Kunkle, Troy Albert	17	W/M	TX	now on death row
	Livingston, Jesse J.	17	B/M	FL	reversed in 1988
	Morgan, James (see also 1977, 1981, and 1990)	16	W/M	FL	reversed in 1989; resentenced to death in 1990; reversed in 1994
	Ward, Ronald	15	B/M	AR	reversed in 1987
	Williams, Raymond	17	B/M	PA	reversed in 1987
	Willis, Robert J.	17	B/M	TX	now on death row
1986	Comeaux, Adam	17	B/M	LA	reversed in 1987
	Cooper, Paula R.	15	B/F	IN	reversed in 1989
	Jackson, Jimmy	17	B/M	TX	now on death row
	LeCroy, Cleo	17	W/M	FL	now on death row
	Lynn, Frederick (see also 1983)	16	B/M	AL	reversed in 1992
	Matson, John, Jr.	17	B/M	TX	reversed in 1991
	Mitchell, Gerald L.	17	B/M	TX	now on death row
	Sellers, Sean	16	W/M	OK	now on death row
	Wilkins, Heath	16	W/M	MO	reversed in 1995
	Williams, Alexander	17	B/M	GA	now on death row
1987	Dugar, Troy	15	B/M	LA	reversed in 1993
	Lamb, Wilburn Aaron	17	W/M	FL	reversed in 1988
1988	Adams, Thomas	17	W/M	NC	reversed in 1994
	Hain, Scott Allan	17	W/M	OK	reversed in 1993
	Hegwood, Bernell	17	B/M	FL	reversed in 1991
	Jimenez, Jesus	17	L/M	AZ	reversed in 1990
	Lee, Percy	17	B/M	PA	now on death row
1989	Joyner, Richard	17	W/M	NC	reversed in 1991

(continued)

<u>Year</u>	<u>Offender's Name</u>	<u>Age at Crime</u>	<u>Race /Sex</u>	<u>State</u>	<u>Current Status</u>
1990	Blount, John	17	B/M	PA	now on death row
	Ellis, Ralph	17	W/M	FL	reversed in 1993
	Flowers, Clayton Joel	15	W/M	AL	reversed in 1991
	Furman, Michael M.	17	W/M	WA	reversed in 1993
	(see also 1977, 1981, and 1985)				
	Hart, Gary Davis II	16	B/M	AL	now on death row
	Morgan, James	16	W/M	FL	reversed in 1994
	Neal, John	16	B/M	AL	reversed in 1992
	Slayton, Nathan	17	W/M	AL	now on death row
1991	Allen, Jerome	15	B/M	FL	reversed in 1994
	Barraza, Mauro	17	L/M	TX	now on death row
	Bonifay, James	17	W/M	FL	reversed in 1993
	Foster, Ron Chris	17	B/M	MS	now on death row
	Thomas, Douglas Chris	17	W/M	VA	now on death row
1992	Farina, Jeffrey	16	W/M	FL	now on death row
	Knotts, William T.	17	W/M	AL	now on death row
	Martinez, Miguel	17	L/M	TX	now on death row
	McGinnis, Glenn C.	17	B/M	TX	now on death row
	Rey, Johnny	17	B/M	TX	now on death row
	Wright, Dwayne Allen	17	B/M	VA	reversed in 1994
1993	Alvarado, Steven	17	L/M	TX	now on death row
	Blue, David	17	B/M	MS	now on death row
	Holley, William	17	W/M	MS	now on death row
	Hudgins, Joseph	17	W/M	SC	now on death row
	Miles, Laquan	17	B/M	TX	now on death row
	Richardson, Antonio	16	B/M	MO	now on death row
1994	Burgess, W. Roy, Jr.	16	B/M	AL	now on death row
	Conyers, Robert L.	16	B/M	SC	now on death row
	Curtis, Memwaldy	17	B/M	FL	now on death row
	Domingues, Michael	16	L/M	NV	now on death row
	Jackson, Levi Jaimes	16	W/M	AZ	now on death row
	Fong, Martin P.	17	LC/M	AZ	now on death row
	Perez, Efrain	17	L/M	TX	now on death row
	Simmons, Christopher	17	W/M	MO	now on death row
	Villareal, Raul	17	L/M	TX	now on death row
1995*	Beazley, Napoleon	17	B/M	TX	now on death row
	Dixon, Anthony Jerome	17	B/M	TX	now on death row

* As of June 30, 1995

APPENDIX B

CASE SUMMARIES FOR CURRENT DEATH ROW INMATES UNDER JUVENILE DEATH SENTENCES, JUNE 30, 1995

ALABAMA

Burgess, Willie Roy, Jr.: Black male; age 16 at crime and now age 18; murder of white male age 16(?) (fellow student) in Morgan County on 8-12-93; sentenced on 12-9-94.

Davis, Timothy Charles: White male; age 17 at crime and now age 34; robbery of store and rape and murder of white female age 60 in Coosa County on 7-20-78; sentenced 7-28-80.

Hart, Gary Davis II: Black male; age 16 at crime and now age 22; robbery and murder of white male age 22 in Mobile on 8-12-89; sentenced 5-9-90.

Knotts, William Thomas: White male; age 17 at crime and now age 23; burglary and murder of black female age 37 in Montgomery County on 10-18-89; sentenced in August 1992.

Slaton, Nathan D.: White male; age 17 at crime and now age 25; rape and murder of white female age 68 in Albertville (Marshall County) on 6-4-87; sentenced 5-22-90.

ARIZONA

Fong, Martin Paul (Soto-Fong): Latino/Chinese male; age 17 at crime and now age 20; robbery and murder of 3 Asian males, ages 32, 45, and 77, in Pima County (Tucson) on 6-24-92; sentenced on 2-3-94.

Jackson, Levi Jaimes: White male; age 16 at crime and now age 19 (DOB: 1-15-76); car jacking and murder of white female age 40 in rural Pima County on 12-7-92; sentenced on 1-26-94.

(continued)

FLORIDA

Curtis, Memwaldy: Black male; age 17 at crime and now age 20 (DOB: 3-12-75); robbery and murder of white (Syrian) male age 28 in Jacksonville on 12-21-92; sentenced on 7-28-94.

Farina, Jeffery: White male; age 16 at crime and now age 19 (DOB: 7-27-75); robbery and murder of white female age 17 in Daytona Beach on May 9, 1992; sentenced on 12-16-92.

LeCroy, Cleo Douglas: White male; age 17 at crime and now age 32 (DOB: 3-7-63); robbery and murder of white male age 27 and white female age 25 in Palm Beach County on 1-4-81; sentenced on 10-1-86.

GEORGIA

High, Jose Martinez: Black male; age 17 at crime and now age 36 (DOB: 8-16-58); kidnap and murder of white male age 11 in Crawfordville on 7-26-76; sentenced on 12-1-78.

Williams, Alexander Edmund, IV: Black male; age 17 at crime and now age 276 (DOB: 3-29-68); rape and murder of white female age 16 in Richmond County on 3-4-86; sentenced on 8-29-86.

KENTUCKY

Stanford, Kevin N.: Black male; age 17 at crime and now age 31 (DOB: 8-23-63); rape and murder of white female age 20 in Louisville on 1-7-81; sentenced on 9-28-82.

MISSISSIPPI

Blue, David: Black male; age 17 at crime and now age 2019; robbery and murder of black female age 35 in Greenwood (Leflore County) on 6-6-92; sentenced on 4-2-93.

Foster, Ronald Chris: Black male; age 17 at crime and now age 23 (DOB 1-8-72) robbery and murder of white male adult in Lowndes County on 6-10-89; sentenced on 1-17-91.

Holley, William: White male; age 17 at crime and now age 20 (DOB: 8-6-74); robbery and murder of black male age 37 in Grenada County on 7-12-92; sentenced on 3-3-93.

(continued)

MISSOURI

Richardson, Antonio: Black male; age 16 at crime and now age 20 (DOB: 9-3-74); rape and murder of two white females ages 19 and 20 in St. Louis County on 4-4-91; sentenced on 7-2-93.

Simmons, Christopher: White male; age 17 at crime and now age 19 (DOB: 4-26-76); burglary and murder of white female age 46 in Jefferson County on 9-9-93; sentenced on 8-19-94.

NEVADA

Domingues, Miguel (Michael): Latino male; age 16 at crime and now age 18; burglary, theft, and murder of Asian female age 24 and Asian male age 4 in Las Vegas on 8-?-93; sentenced on 9-16-1994.

OKLAHOMA

Sellers, Sean Richard: White male; age 16 at crime and now age 26 (DOB: 5-18-69); murder of white male age 35 in Oklahoma City on 9-8-85 and murder of mother age 32 and stepfather age 43 in Oklahoma City on 3-5-86; sentenced on 10-2-86.

PENNSYLVANIA

Hughes, Kevin: Black male; age 16 at crime and now age 33 (DOB: 3-8-62); rape and murder of black female age 9 in Philadelphia on 3-1-79; sentenced on 10-27-83.

Lee, Percy: Black male; age 17 at crime and now age 26; murder of black female adult and black female teenager in Philadelphia on 2-26-86; sentenced on 1-28-88.

SOUTH CAROLINA

Conyers, Robert Lewis: Black male; age 16 at crime and now age 20; murder of white female age 2 in Clarendon County on 11-24-91; sentenced on 2-17-94.

Hudgins, Joseph: White male; age 17 at crime and now age 19 (DOB: 9-1-75); murder of white male age 21 (deputy sheriff) in Anderson County on 12-7-92; sentenced on 7-28-93.

(continued)

TEXAS

Alvarado, Steven: Latino male; age 17 at crime and now age 21; robberies and murder of adult Hispanic male and adult Hispanic female in El Paso on 9-22-91; sentenced on 10-5-93.

Barraza, Mauro Morris: Latino male; age 17 at crime and now age 22 (DOB: 5-?-72); murder of white female age 73 in Haltom City (Tarrant County) on 6-14-89; sentenced on 4-8-91.

Beazley, Napoleon: Black male; age 17 at crime and now age 18; robbery and murder of white male adult in Dallas on 4-19-94; sentenced in 1995.

Cannon, Joseph John: White male; age 17 at crime and now age 35 (DOB: 1-13-60); robbery and murder of white adult female in Bexar County on 9-30-77; sentenced on 2-22-82.

Carter, Robert Anthony: Black male; age 17 at crime and now age 31 (DOB: 2-10-64); robbery of store and murder of Hispanic female age 18 in Houston on 6-24-81; sentenced on 3-10-82.

Dixon, Anthony Jerome: Black male; age 17 at crime and now age 18; robbery and murder of white female adult on 5-15-94 in Houston; sentenced in 1995.

Graham, Gary L.: Black male; age 17 at crime and now age 31 (DOB 9-5-63); robbery and murder of white male adult in Houston on 5-13-81; sentenced on 10-26-81.

Jackson, Jimmy: Black (?) male; age 17 at crime and now age 27; robbery and murder of adult male in Houston on 7-6-85; sentenced in 1986.

Kunkle, Troy Albert: White male; age 17 at crime and now age 28; robbery and murder of white male adult in Corpus Christi on 8-12-84; sentenced in 1985.

Martinez, Miguel Angel: Latino male; age 17 at crime and now age 22; robberies and murders of white male age 33 and 2 Hispanic males (ages 14 & 22) in Laredo (Webb County) on 1-18-91; sentenced on 4-8-92.

McGinnis, Glenn Charles: Black male; age 17 at crime and now age 22; murder of white female adult in Montgomery County on 8-1-90; sentenced in spring 1992.

(continued)

(TEXAS, continued)

Miles, Laquan: Black male; age 17 at crime and now age 21 (DOB: 3-12-74); kidnappings and murders of two black male adults in Waco (McLennan County) on 8-24-91; sentenced on 6-2-93.

Mitchell, Gerald Lee: Black male; age 17 at crime and now age 27; murder of white male adult in Harris County on 6-4-85; sentenced on 4-12-86.

Perez, Efrain: Latino male; age 17 at crime and now age 19; rape and murder of white female age 14 and Latino female age 16 in Houston on 6-24-93; sentenced on 9-22-94.

Rey, Johnny: Latino male; age 17 at crime and now age 21; murder of white male age 72 in Randall County on 5-12-91; sentenced on 2-?-92.

Villareal, Raul: Latino male; age 17 at crime and now age 19; rape and murder of white female age 14 and Latino female age 16 in Houston on 6-24-93; sentenced on 9-22-94.

Willis, Robert J.: Black male; age 17 at crime and now age 28 (DOB: 1-28-67); robbery and murder of white female in Orange County on 1-17-85; sentenced on 5-14-85.

VIRGINIA

Thomas, Douglas Christopher: White male; age 17 at crime and now age 22 (DOB: 5-29-73); murder of white female and white male (both age 33) in Piankatank Shores (Middlesex Co.) on 11-10-90; sentenced on 11-21-91.