

MAY 29 2019

To Whom it Concerns:

5-27-19

I'm writing a ^{STATE OF NORTH DAKOTA} letter about the decision of my post-conviction. First I'd like to address a few case laws that should be in my favor as well.

* Lesser included offense of facilitation - where the same evidence from which a juror could infer that the defendant ~~aided another~~ with intent that the other commit an offense (accomplice liability) could also allow a juror to infer that she/he only aided another with knowledge that the other intended to commit an offense. (Facilitation), there was evidence which could create a reasonable doubt as to accomplice liability and support a conviction of (Criminal facilitation), and the trial courts refusal to give a lesser included offense instruction constituted prejudicial error. State vs. Langan

* Evidence that defendant was present at the scene of the crime and did not attempt to prevent the crime was insufficient to establish the defendant as an accomplice where there was no evidence that defendant commanded, induced, procured, aided, and abetted, or encouraged the commission of the crime. Zander vs. K. - State vs. Berger, State vs. Helmenstein
No evidence of predesign or preconcert. Being simply at the scene doesn't make accomplice.

(*) At this time I'm asking to Appeal my decision of my Post-Conviction, and I'm asking for a Court-appointed lawyer. (Indigent lawyer) Thank you for your time!

Case # 09-2015-CR-01700

← OVER for notary →

Jessy Olson

Jessy Olson

Signed and sworn to be on this 28th day
of May 2019.

[Signature]

DANIEL SURDEEN
Notary Public
State of North Dakota
My Commission Expires April 10, 2023