

IN THE CRIMINAL COURT FOR SHELBY COUNTY, TENNESSEE
THIRTIETH JUDICIAL DISTRICT, AT MEMPHIS
DIVISION 3

JASON WHITE)

Petitioner)

vs.)

STATE OF TENNESSEE)

Docket No. 17 01568
Post Conviction

Filed 5.4.21
Heidi Kuhn, Clerk

BY JM D.C.

STATE'S RESPONSE TO
PETITION FOR POST CONVICTION RELIEF

Comes now the State of Tennessee by and through the District Attorney General for the 30th Judicial District of Tennessee, and in response to petitioner, Jason White's pro se Petition for Post-Conviction Relief would show to the Court as follows:

1. The State submits petitioner's filing meets the threshold requirement of Tenn. Code Ann. § 40-30-106.
2. The State is currently not aware of any procedural bar to petitioner's pro se petition as it appears the petition was filed in the court of conviction; within the time set forth in the statute of limitations; and, that no prior petition, which has previously been resolved on the merits, has been filed attacking the instant conviction. See Tenn. Code Ann. § 40-30-106 (b).
3. The allegations of the Petition for Post-Conviction Relief are hereby denied in their entirety and strict proof is demanded thereof;
4. The State avers petitioner received effective assistance of counsel;
5. The State denies any and all allegations of prosecutorial misconduct and demands strict proof thereof;
6. The State submits the nature of the allegations do require an evidentiary hearing;
7. The State by the filing of this response does not waive any of its other responses, factual or legal, and/or defenses, factual or legal, to this matter. Such are reserved and may be brought before the Court at a hearing on this matter.

CERTIFICATE OF SERVICE

I hereby certify a true and correct copy of the foregoing pleading has been personally delivered to defendant's elbow counsel, Shae Atkinson, this the 4th day of May 2021.

Leslie Ryzel