

3. PREVIOUS

exhibit 3

Sentencing

IN THE CIRCUIT COURT
THIRD JUDICIAL CIRCUIT
MADISON COUNTY, ILLINOIS

FILED

MAR 17 2003

CLERK OF CIRCUIT COURT #41
THIRD JUDICIAL CIRCUIT
MADISON COUNTY, ILLINOIS

PEOPLE OF THE STATE OF ILLINOIS,

Plaintiff,

VS.

#96-CF-2297

CLIFTON WHEELER,

Defendant.

REPORT OF PROCEEDINGS

Report of Proceedings held the 21st day of January, 1999, before the Honorable Charles Romani, Jr., one of the Circuit Judges of said Third Judicial Circuit, at the Courthouse, in the City of Edwardsville, Madison County, Illinois.

APPEARANCES:

MR. KEITH JENSEN, Assistant State's Attorney, Appearing on behalf of the People of the State of Illinois.

MR. BEN ALLEN, Attorney At Law, Appearing on behalf of the Defendant.

Katrina Rotsch, C.S.R.
Official Court Reporter
License #084-002763

1 BE IT REMEMBERED AND CERTIFIED, that heretofore on
2 to-wit: The 21st day of January, 1999, said cause entitled
3 as hereinabove set forth, came on for hearing before the
4 Honorable Charles Romani, Jr., at the Courthouse, in the City
5 of Edwardsville, Madison County, Illinois.

6 WHEREUPON the following proceedings were held of
7 record, to-wit:

8 COURT CONVENED: January 21st, 1999.

9 *****

10 THE COURT: This cause before the Court, People of
11 the State of Illinois Vs. Clifton Wheeler, #96-CF-2297.

12 People present by Assistant State's Attorney, Keith
13 Jensen. Mr. Wheeler is present with his attorney, Ben
14 Allen.

15 This matter comes before the Court for change of plea
16 pursuant to negotiations.

17 MR. ALLEN: Your Honor, I think I will defer to Mr.
18 Jensen, I will accede to his comments.

19 THE COURT: Okay.

20 MR. JENSEN: Your Honor, at this time there have been
21 negotiations which would include, the defendant would plead
22 guilty to the charge of murder. The State and the defendant
23 would agree to a sentence of twenty-three years, to be served
24 in the Illinois Department of Corrections.

1 That in addition to that, the defendant is agreeing
2 to cooperate and testify when requested in the prosecution of
3 anyone else involved in the death of Dwight Riddlespriger,
4 including Jeffrey Ewing. And the defendant will further
5 cooperate in the investigation in the death involving Nekemar
6 Pearson.

7 The Court, we would ask the Court to retain
8 jurisdiction over this matter. And at any time, if any of
9 the other people are sentenced to the penitentiary, we would
10 then ask the Court to enter an Order that Mr. Wheeler not be
11 placed in the same penitentiary as any of the people that he
12 testifies or cooperates against.

13 That is basically the negotiations, Your Honor.

14 THE COURT: Mr. Allen?

15 MR. ALLEN: That's correct, Your Honor.

16 THE COURT: Okay, Mr. Wheeler, is that your
17 understanding of your negotiations?

18 MR. ALLEN: It is my understanding, off the record.

19 *****

20 (Conference held at the Bench
21 between Court and Counsel.)

22 *****

23 THE COURT: You will get day for day good time. That
24 means that you also get credit for the time that you have