

IN THE DISTRICT COURT IN AND FOR PONTOTOC COUNTY
STATE OF OKLAHOMA

FILED

OCT 10 2023

LACEE FLANNERY, Court Clerk
Pontotoc County, Oklahoma
By [Signature]
Deputy

PERRY JAMES LOTT,)
)
Petitioner,)
)
v.)
)
THE STATE OF OKLAHOMA,)
)
Respondent.)

CASE NO.: CRF 87-219

AGREED ORDER VACATING CONVICTION AND DISMISSING WITH PREJUDICE

This matter having come before this Court on this 10th day of October 2023, the State of Oklahoma appeared by District Attorney Erik C. Johnson asks this Court to grant Petitioner’s Supplemental Application for Post-Conviction Relief Pursuant to 22 OKL.ST.ANN. §1373.5 (Application) and vacate Petitioner’s convictions in CRF 87-219.

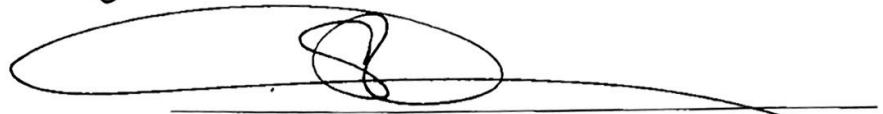
The Application establishes that post-conviction DNA test results excludes Mr. Lott as the genetic contributor of the male DNA recovered from the scene. These DNA results are therefore “favorable” under 22 OKL.ST.ANN. §1373.5. The favorable post-conviction DNA results warrant vacation of Petitioner’s conviction. The District Attorney further moves to dismiss the case in CRF 87-219.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that Petitioner’s Supplemental Application for Post-Conviction Relief is **GRANTED** and the conviction in CRF 87-219 is hereby **VACATED**.

IT IS THEREFORE FURTHER ORDERED, ADJUDGED, AND DECREED that the indictment in CRF 87-219 is **DISMISSED WITH PREJUDICE**.

IT IS SO ORDERED.

Signed this 10th day of OCTOBER, 2023

A handwritten signature in black ink, consisting of a large, sweeping loop followed by a smaller, more intricate scribble.

JUDGE OF THE DISTRICT COURT