

6/13/74

AGREEMENT PURSUANT TO THE
CRIMINAL EXTRADITION LAWS OF INDIANA
AND SOUTH CAROLINA

This agreement by and between the Honorable Otis R. Bowen, M.D., Governor of the State of Indiana and the Honorable John C. West, Governor of the State of South Carolina, witnesseth:

WHEREAS, on the 10th day of June A.D., 1974, the Washington Circuit Court has issued its Writ of Habeas Corpus Ad Testificandum and Subpoena to secure the attendance of Douglas Coyle to testify on behalf of the State of Indiana at a trial to be held on June 17, 1974, in the Washington Circuit Court, Salem, Indiana; and

WHEREAS, the said Douglas Coyle is currently incarcerated in the Wateree River Correctional Institution, Boykin, South Carolina; and

WHEREAS, the trial at which the attendance of the said Douglas Coyle is requested as a witness involves an indictment for Second Degree Murder entitled State of Indiana vs. Donald Hacker, Cause No. 72-CR-89. The said Douglas Coyle was present at the residence where the homicide occurred and is, therefore, a necessary and material witness for the State;

NOW, THEREFORE, pursuant to the Criminal Extradition laws of Indiana and South Carolina, respectively,

IT IS MUTUALLY AGREED, that in consideration of the return of said Douglas Coyle to the State of Indiana, as aforesaid, that said Douglas Coyle shall be returned to the State of South Carolina, at the expense of the State of Indiana, at the conclusion of said trial and that the Governor, or other acting authority of the State of Indiana shall, upon demand of the executive authority of the State of South Carolina, surrender said Douglas Coyle to the duly authorized agents of the State of South Carolina.

OFFICE OF PROSECUTING ATTORNEY

JOHN W. MEAD
Prosecuting Attorney
Mitchell Building
Salem, Indiana 47167



DAVID P. ALLEN
Deputy Prosecuting Attorney
Farmers Bank Building
Salem, Indiana 47167

42nd JUDICIAL CIRCUIT
WASHINGTON COUNTY, INDIANA
883 - 4602

June 10, 1974

The Hon. Otis W. Bowen, M.D., Governor
State House
Indianapolis, Indiana

Dear Governor Bowen:

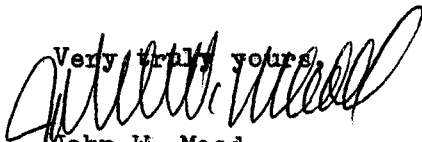
Enclosed herewith are certified copies of a Petition for Writ of Habeas Corpus, Writ of Habeas Corpus, and Subpoena to secure the attendance of Douglas Coyle to testify on behalf of the State of Indiana at a trial to be held on June 17, 1974, in the Washington Circuit Court, Salem, Indiana.

Douglas Coyle is currently incarcerated on a check-related offense in the Wateree River Correctional Institution, Boykin, South Carolina. The trial for which his attendance is requested as a witness involves an indictment for Second Degree Murder and Mr. Coyle was present at the residence where the homicide occurred. He is, therefore, a necessary and material witness for the State in this matter.

We have talked to the Governor's Office in Columbia, South Carolina, concerning his attendance at our trial. They have advised us the simplest procedure in view of the time remaining would be to enter into an Executive Agreement between our two states concerning his attendance. Such an Executive Agreement may be consummated through the Governor's Office, in South Carolina, Mrs. Katherine Dunlap, 803-758-3261.


We regret not having contacted you earlier concerning this witness, but his location was unknown to our office until Thursday, June 6, 1974. Thank you for your cooperation and assistance in this matter.

Very truly yours,


John W. Mead
Prosecuting Attorney
42nd Judicial Circuit

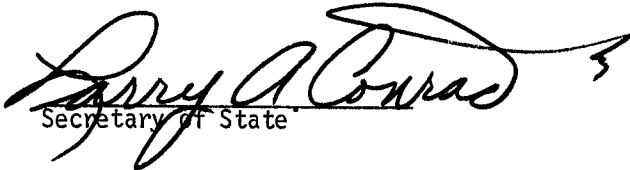
JWM:pd

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana, at the capitol, in the city of Indianapolis this 11th day of June, 1974.



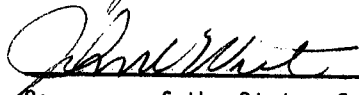
Governor of Indiana

By the Governor:



Secretary of State

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of South Carolina, at the capitol, in the city of Columbia, this 13th day of June, 1974.

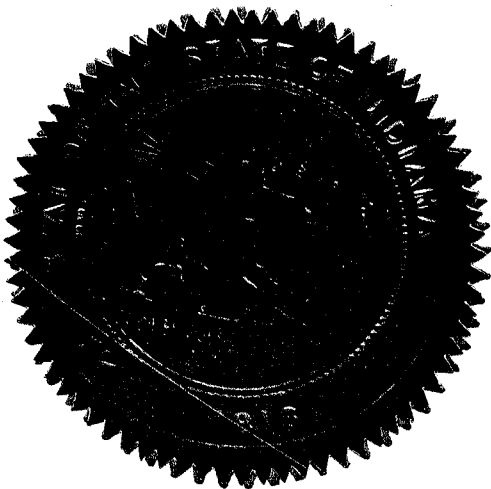


Governor of the State of
South Carolina


By the Governor:



Secretary of State



IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND CAUSED TO BE AFFIXED THE GREAT SEAL OF THE STATE OF INDIANA, AT THE CAPITOL, IN THE CITY OF INDIANAPOLIS, THIS 11th DAY OF June 19 74



GOVERNOR OF INDIANA

BY THE GOVERNOR



APPOINTMENT OF AGENT

To All Whom These Presents Shall Come, Greeting.

WHEREAS, an Executive Agreement has been entered into between the Executive Authority of the State of South Carolina, seeking the return of Douglas Coyle from the State of South Carolina which Executive Agreement contains a Writ of Habeas Corpus Ad Testificandum issued by the Washington Circuit Court, Salem, Indiana; and

WHEREAS, the purpose of such Executive Agreement and attached Writ of Habeas Corpus Ad Testificandum is to secure the presence of the said Douglas Coyle as a witness in a cause entitled State of Indiana vs. Donald Hacker, which trial will commence on June 17, 1974;

THEREFORE, Know Ye That in accordance and compliance with the Constitution and Laws of the United States and of this State, I thereby authorize and empower Clyde Nichols, Jr., Sheriff of Washington County, Indiana

as Messenger and Agent on the part of this State to demand and receive from the proper authorities of the State of South Carolina, Douglas Coyle and bring him to this State, and deliver said Douglas Coyle into the custody of the Sheriff of Washington County that he may serve as a witness pursuant to such Writ of Habeas Corpus Ad Testificandum. You will make due return of this writ to the Governor of this State. No provision has been made for the payment by the State of any expenses.



IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND CAUSED TO BE AFFIXED THE GREAT SEAL OF THE STATE OF INDIANA, AT THE CAPITOL, IN THE CITY OF INDIANAPOLIS, THIS 11th DAY OF June

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Clara K. Bowen

GOVERNOR OF INDIANA

BY THE GOVERNOR

Darius P. Bruce