

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA
v.
DARNELL DAVIS

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No. 89 CR 580
Judge Milton I. Shadur

SPECIAL FINDINGS

PART A

We, the jury, unanimously find the existence of the following aggravating factors has been established beyond a reasonable doubt:

1. Defendant Darnell Davis intentionally killed Robert Parker, or engaged in conduct intending that Robert Parker be killed or that lethal force be employed against Parker which resulted in Parker's death.

YES X
NO _____

2. Defendant Darnell Davis committed the offense described in Finding 1 as consideration for the receipt, or the expectation of the receipt, of a thing of pecuniary value.

YES X
NO _____

3. Defendant Darnell Davis committed the offense described in Finding 1 after substantial planning and premeditation.

YES X
NO _____

4. Defendant Darnell Davis committed the offense described in Finding 1 for one or more of the following reasons: (a) to

prevent Robert Parker from cooperating with federal law enforcement officers; or (b) to prevent Robert Parker from cooperating as a witness in the grand jury and in court against Alexander Cooper's continuing criminal enterprise; or (c) to interfere with and impede a federal criminal investigation of Cooper and his continuing criminal enterprise; or (d) to discourage and prevent members of Cooper's continuing criminal enterprise from cooperating with federal law enforcement officers.

YES X
NO

5. Defendant Darnell Davis murdered Clifton (Calvin) Wade because he thought Wade was cooperating with authorities.

YES
NO X

6. Defendant Darnell Davis was previously convicted of crimes.

YES X
NO

PART B

One or more members of the jury find the existence of the following mitigating factors has been established by a preponderance of the evidence.

1. Darnell Davis was youthful, although not under the age of eighteen.

YES
NO X

2. Alexander Cooper is equally culpable in the crime and will not be punished by death.

YES _____
NO X

3. Harrison Oliver is equally culpable in the crime and will not be punished by death.

YES _____
NO X

4. Darnell Davis' mother died shortly after his birth, and his father did not participate in his upbringing; Rosie Dunn was the only stable parental figure Darnell Davis ever had.

YES X
NO _____

5. During his developmental years, Darnell Davis was subjected to frequent physical abuse in the home.

YES X
NO _____

6. Darnell Davis was reared in an environment of alcoholism.

YES _____
NO X

7. As a young child, Darnell Davis was led to believe that he was responsible for the death of his mother.

YES X
NO _____

8. As a youth, Darnell Davis was the victim of frequent and random violence.

YES X
NO _____

9. Throughout his life, Darnell Davis has had a chronic alcohol problem.

YES _____
NO X

10. Darnell Davis' involvement in the selling of drugs was related to his own narcotic addiction.

YES X
NO _____

11. Darnell Davis is lacking in formal education.

YES _____
NO X

12. Peer pressure led Darnell Davis to street gang affiliation at an early age.

YES X
NO _____

13. Darnell Davis has maintained a close and warm relationship with his sisters Diane Davis and Tina Pillow and with his nephews.

YES _____
NO X

14. Darnell Davis has had a stable, long term relationship with Shirley Kight, and a close and warm relationship with Shirley Kight's daughters.

YES _____
NO X

15. Darnell Davis has shown concern for the well being of others, including family and neighbors.

YES _____
NO X

16. Darnell Davis has recognized the problems that narcotics were causing in his life and made an effort to refrain from the use of drugs.

YES _____
NO X

17. Darnell Davis' sisters, his nephews, Shirley Kight, and Shirley Kight's daughters, will continue to offer emotional and psychological support to him during his incarceration.

YES _____
NO X

18. Emmett Hudson had a role in the killing of Robert Parker and has not been punished by death.

YES _____
NO X

19. Leon Holton had a role in the killing of Robert Parker and has not been punished by death.

YES _____

NO

20. Darnell Davis has expressed regret for his past mistakes.

YES _____

NO

21. Other factors in Darnell Davis' background or character mitigate against imposition of the death penalty.

YES _____

NO

_____	_____
_____	_____
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_____	_____
_____	_____
_____	_____
_____	_____

FOREPERSON

Dated: October _____, 1991