

Ex # 26

7 exhibit

FILED

MAR 17 2003

STATE OF ILLINOIS)
COUNTY OF *Randolph*) SS

IN THE CIRCUIT COURT OF MADISON COUNTY
PEOPLE V. JAMES A. EVANS, NOS. 98-CF-2131 & 99-CF-634
CLERK OF CIRCUIT COURT #41
THIRD JUDICIAL CIRCUIT
MADISON COUNTY, ILLINOIS

AFFIDAVIT OF ROBERT D. FLETCHER

I, ROBERT D. FLETCHER, BEING FIRST DULY SWORN UPON MY OATH, DEPOSES AND STATES AS FOLLOWS:

1. That in July of 1997, while incarcerated at the Southwestern Correctional Center, I was contacted by two Madison County Sheriff Detectives; who identified themselves as; Brady and Wells.
2. They explained to me that this was concerning the murder of a close friend; Nekemra Pearson. They told Me that Brian Warr and James Evans, were both suspects for murdering Nekemar, and due to their investigation, they believed Clifton Wheeler also had something to do with the murder.
3. The Detectives went on to tell me that James Evans beat the victim and after an extensive beating, Evans and Warr took Nekemar Pearson's battered body to a wooded area in Godfrey and shot him until he died.
4. The Detectives said that they Believe Evans, also known as "Raven", to be the trigger man, but Ware and Wheeler are just as guilty.

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CONTINUED PAGE TWO OF FOUR PAGES.

5. I asked them if these guys were in custody of Nekemar Pearson's murder and the Detectives informed me that they were all questioned and eventually released and I then asked to be returned to my cellhouse and the interview was terminated.
6. In June of 1998 I was in custody of the Madison County Sheriff Department for an unrelated offense, I was contacted again by Detectives Brady and Wells, who told me that they wished to update me about the Nekemar Pearson murder.
7. The Detectives told me that they had gathered more evidence and that Wheeler who was also presently in custody, had changed his story numerous times.
8. The Detectives showed me one wallet size picture of Nekemar Pearson, (a school picture), and a book full of what they said were crime scene photos. They said these were the skeleton remains of Nekemar Pearson.
9. Detectives went on to tell me that several cars had been taken from James Evans for investigation purposes.
10. Then the Detectives gave me certain facts, (their words), about what happened to the victim in this case.
11. The detectives told me that while my friend Nekemar was at a party near James Evans house, Evans tricked Nekemar Pearson into Evans house and killed him sometime thereafter.
12. I, Robert D. Fletcher, was then RELEASED from the County Jail to confront Evans and Warr about these said "Facts" at the request of another Detective named John Laken, who told me he had the approval of the State's Attorney and Judge to release me before the completion of my sentence.

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AFFIDAVIT OF ROBERT D. FLETCHER;
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13. With the information from all these Detectives, and happy to be free early, I confronted Evans and Warr with these so called facts, and they both denied they killed Nekemar and that the Detectives were trying to set them up for Nekemar Pearson's murder.

14. Several months later Brian Warr was killed, and I was charged with his death in September, 1998, and James Evans was arrested and charged with the Nekemar Pearson murder.

15. Pending trial for the Warr murder, my Attorney; Tyler J. Bateman, had given me a copy of the James Evans discovery motions and answers, and told me to study them, because it could be helpful, in beating my case. Sometime after James Evans was convicted, my attorney Batemen gave me a copy of James Evans transcripts to "STUDY".

16. Attorney Batemen, then told me that the State wanted to "Bury" Evans, and I was merely a pawn and that if I would testify on behalf of the State and say that Evans was the mastermind behind all these killings, an agreement would be Made, resulting in me serving as little time as possible.

17. My Attorney Batemen then stated that Larry Greer had already signed up for the deal and told me to think about it. I replied that larry was a "crackhead" and would do and say anything to obtain drugs and get free to smoke some more, and that I was not going to lie for the State, and I wanted nothing to do with being a "lying snitch"..

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18. Finally, I was available and willing to testify to these and any other appropriate matters herein, but I was never contacted by James Evans Defense Attorney.

I. ROBERT D. FLETCHER, SWEAR UPON PENALTY OF PERJURY THAT THE STATEMENTS CONTAINED IN PARAGRAPHS NUMBERED ONE THROUGH EIGHTEEN HEREIN THIS FOUR PAGE AFFIDAVIT, ARE TRUE IN BOTH SUBSTANCE AND FACT, TO THE BEST OF MY KNOWLEDGE AND ABILITY, AND IF CALLED TO TESTIFY IN ANY COURT OR HEARING, MY TESTIMONY WOULD ESSENTIALLY BE CONSISTENT WITH IT'S CONTENTS;

FURTHER AFFIANT SAYETH NOT:

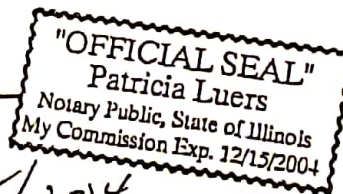
AFFIANT: Robert Fletcher
ROBERT D. FLETCHER

WITNESS: _____

SUBSCRIBED AND SWORN TO
BEFORE ME THIS 3rd DAY

OF Jan, 2002
Patricia Luers
NOTARY PUBLIC

MY COMMISSION EXPIRES 12/15/2004



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