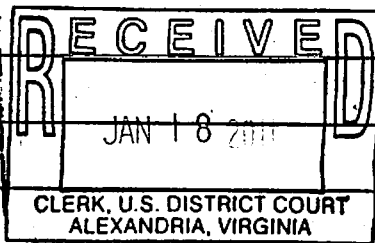
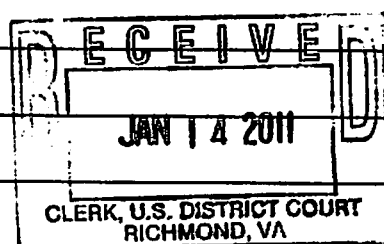


January 12<sup>th</sup> 2011

Dear Clerk,



Pursuant to the provisions of 28 USC § 2253 and Fed. R. App. p. 22(b), I, Corey Remell McNeil, hereby request a certificate of appealability from a Circuit Justice or Judge.

My claim of innocence is based upon the following evidence: Due process unavailable Exculpatory Evidence sufficient to justify the issuance of the writ.

The evidence was previously unknown and unavailable to either me or my attorney at the time the conviction(s) became final in the circuit court.

This evidence became available to me on March 13<sup>th</sup> 2008.

The circumstances under which the evidence was discovered were:

Unavailable witness at trial, Affidavit of the witness who actually witnessed the incident, and was not present during trial in the circuit court proceedings,

and who's testimonial evidence was not considered by the trial Court nor the appellate Court's.

This evidence could not have been discovered or obtained by the exercise of diligence before the expiration of (21) days following entry of the final order(s) of conviction by the Court.

This evidence when considered with all of the other evidence in the record, will prove that no rational trier of fact could have found me to be guilty beyond a reasonable doubt of the charge(s).

I am requesting that this Court please grant me a certificate of appealability so that I may proceed to the court of appeals. I pray that this Court issues such certificate.

Respectfully yours,

Carey P. McNeil  
Carey P. McNeil