



10. Was your lawyer hired by you or your family? Yes( ) No( )

Appointed by the court? Yes( ) No( )

11. Did you appeal the conviction? Yes( ) No( )

To what court or courts? \_\_\_\_\_

12. Did a lawyer represent you for the appeal? Yes( ) No( )

Was it the same lawyer as in No. 9 above? Yes( ) No( )

If "no," what was this lawyer's name? \_\_\_\_\_

Address? \_\_\_\_\_

13. Was an opinion written by the appellate court? Yes( ) No( )

If "yes," give citations if published: \_\_\_\_\_

\_\_\_\_\_

If not published, give appellate case no.: \_\_\_\_\_

14. Did you seek any further review of or relief from your conviction at any other time in any court? Yes( ) No( )

If "Yes," state when you did so, the nature of your claim and the result (include citations to any reported opinions.)

\_\_\_\_\_

### **PART B**

*(If you have more than one proposition for relief, attach a separate sheet for each proposition. Answer the questions below as to each additional proposition, labelled SECOND PROPOSITION, THIRD PROPOSITION.)*

I believe that I have \_\_\_\_\_ (number of) propositions for relief from the conviction and sentence described in PART A. This is the first proposition.

\_\_\_\_\_

\_\_\_\_\_

1. Of what legal right or privilege do you believe you were deprived in your case?

\_\_\_\_\_

2. In the facts of your case, what happened to deprive you of that legal right or privilege and who made the error of which you complain?

\_\_\_\_\_

3. List by name and citation any case or cases that are very close factually and legally to yours as examples of the error you believe occurred in your case.

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4. How do you think you could now prove the facts you have stated in answer to Question No. 2, above? Attach supporting documentation.

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5. If you did not timely appeal the original conviction, set forth facts showing how you were denied a direct appeal through no fault of your own.

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6. Is this a proposition that could have been raised on Direct Appeal? Yes( ) No( )

Explain: \_\_\_\_\_

**PART C**

I understand that I have an absolute right to appeal to the Appellate Court for the Comanche Nation Tribal Court from the trial court's order entered in this case, but unless I do so within thirty (30) days after the entry of the trial judge's order, I will have waived my right to appeal.

**PART D**

I have read the foregoing application and assignment(s) of error and hereby state under oath that there are no other grounds upon which I wish to attack the judgment and sentence under which I am presently convicted. I realize that I cannot later raise or assert any reason or ground known to me at this time or which could have been discovered by me by the exercise of reasonable diligence. I further realize that I am not entitled to file a second or subsequent application for post-conviction relief based upon facts within my knowledge or which I could discover with reasonable diligence at this time.

