V.

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Judicial Circuit

Shelby County, IL

IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT SHELBY COUNTY, ILLINOIS PEOPLE OF THE STATE OF ILLINOIS,) PLAINTIFF || NO. 1995 **ROBERT M. WOODALL** DEFENDANT.

ORDER

THIS CAUSE came on for Status Hearing, at the request of the parties, concerning pending post-conviction matters, on the 18th day of October, 2023, before the Honorable Joel Powless. All parties to the hearing appeared by Zoom application. Shelby County State's Attorney Robert T. Hanlon and Special Assistant State's Attorney Elizabeth Dobson appeared on behalf of the People. Michael Frazier appeared as counsel and stand-by counsel for the Defendant. The Defendant, Robert M. Woodall appeared from the Illinois River Correctional Center.

Cause called for Status Hearing.

- 1. The Defendant offered to withdraw, for now and forever, the written Amended Motion to Vacate and Motion for Forensic Testing. The defendant knowingly and understandingly agrees that he will for now and forever waive the issues contained in those pleadings and waive oral arguments concerning those issues, including, but not limited to: alleged fraud upon the court, alleged Brady violations by the State, his motion to dismiss the charges, his motion to proceed to a new trial, his motion to proceed to a new sentencing hearing, his motion to proceed to a 3rd stage post-conviction hearing, and his verbal claim of actual innocence.
- 2. The Defendant Indicates for the record that he knowingly and voluntarily withdraws the written motions and knowingly and voluntarily waives the argument contained in the written pleadings, as well as the issues raised verbally at the hearing on September 26, 2023.
- 3. The State concedes the issues raised in the Second Amended Successive Post-Conviction Motion, filed by then-counsel Nathan Frisch and adopted by current counsel, Michael Frazier, together with the Affidavit prepared by Dr. Lawrence Jeckel



- 4. The Defendant agrees that he is satisfied with the services and advice provided to him by counsel, Michael Frazier. The Defendant agrees that he has had sufficient time to discuss these matters with counsel and to consider his position moving forward.
- 5. The Court finds that the Defendant's offer to withdraw his pleadings, to withdraw his verbal claims, and to bind himself forever to the abandonment of post-conviction claims, to has been made knowingly and voluntarily.
- 6. The cause is to be set over for a new sentencing hearing.
- 7. The State agrees to cap, or limit, its sentencing recommendation to 55 years in the Illinois Department of Corrections. The Court agrees to bind Itself to that limitation.
- 8. The Shelby County Court Services Department Is directed to prepare an updated pre-sentence report and to have the same on file, with copies to the Count and counsel, two weeks before the sentencing hearing.
- 9. The Shelby County Circuit Clerk is directed to contact the office of the Chief Judge of the Fourth Judicial Circuit and obtain a date in February, 2024, for a new sentencing hearing, presided over by the Honorable Joel Powless. It is anticipated that the sentencing hearing should take approximately 3 hours.

DATE:	November 8th, 2023.	-
ENTER:	Jud Je Powless	
	Joel J.C. Powless, Circuit Judge 4th Judicial Circuit, Clay County, IL	_