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Office of the Prosecuting Attorney, Oakland County Michigan

Conviction Integrity Unit

Oakland County Prosecutor's Office

Instructions for CIU Review

This application is a request for the Oakland County Prosecutor's Office Conviction Integrity Unit (CIU) to review a conviction. Applicants are encouraged to use the CIU application. The CIU will not consider applications through telephone calls.

The CIU initial review is based on this application, so take your time to carefully complete the application. We discourage sending additional documents and they will not be returned.

This application may be completed by the convicted person or anyone authorized by the convicted person. However, in order for an investigation to proceed, **it must include the signed Consent Form from the convicted person.**

If the convicted person is represented by counsel, communication will only be with their lawyer unless expressly waived.

Due to the high volume of requests, the CIU cannot provide a time when the application review will be completed. Be assured that you will be notified when your application is received and if additional information is needed.

Applicants may return completed forms by mail to:

Oakland County Prosecutor's Office
Conviction Integrity Unit
1200 N. Telegraph Rd., West Wing - Building 14E
Pontiac, MI, 48341

Or email to: ciu@oakgov.com

The application may also be submitted through the website.



Eligibility for CIU Review

The Conviction Integrity Unit accepts requests for review that meet these requirements:

1. The applicant must be living.
2. The applicant must have been prosecuted by the Oakland County Prosecutor's Office and sentenced by the 6th Circuit Court, Oakland County.
3. The final judgment of conviction and sentence must have been entered and all appeals final.
4. The applicant claims actual innocence. Actual innocence means the applicant played no role in the crime of conviction.
5. There is new, credible, material evidence that has not been specifically addressed by any court. This new evidence may be known to the applicant or developed during the Conviction Integrity Unit's investigation.

The Conviction Integrity Unit may also, in its discretion, investigate other claims in the interest of justice under MRPC 3.8.



Consent Form

Please read and **initial at the end of each line.**

1. I am the convicted person filing this application *OR*
I am the convicted person and I authorize the filing of
this application on my behalf. _____
2. I have read the Mission Statement, Instructions,
Eligibility, and Process for Review. _____
3. I understand the CIU review is not part of a court
proceeding and is not governed by court rules of procedure. _____
4. I understand there is no right to review or appeal
the CIU decision. _____
5. I understand that the CIU is not my attorney and
does not represent me. _____
6. I understand that statements made in this application
are not confidential. _____
7. I certify that all of the statements in this application are
true and accurate to the best of my knowledge. _____

SIGNATURE OF CONVICTED PERSON: _____

PRINT NAME: _____

DATE: _____



Application for CIU Review

A. Applicant's Information

1. Full Name: _____
First Middle Last

2. Date of Birth: Month/ _____ Day/ _____ Year/ _____

3. Primary Language: English Spanish Other: _____

4. Do you read, write and speak English? Yes No

5. Do you read, write and speak another language? Yes No

If "yes" what language? _____

6. Are you a U.S. citizen? Yes No

The answer to this question will NOT affect whether your case is considered.

7. At the time of your conviction, what is the highest level you completed in school?

8. Are you currently incarcerated? Yes No

If "yes," please provide inmate number: _____

If "yes," how long have you been in custody on this matter? _____

9. Are you currently represented by an attorney? Yes No

If "yes," please provide your attorney's name and contact information:

Note: If you are represented by an attorney, the CIU will communicate with your attorney.

10. Do you have a disability we should know about?

- Learning disability Mobility disability
 Medical disability Mental Health diagnosis
 Visual impairments Autism Spectrum Disorder
 Deaf and hard of hearing Post-Traumatic stress disorder (PTSD)
 Traumatic Brain Injury (TBI) Other: _____

11. Is there any reason that corresponding in writing will be difficult for you?

- Yes No

12. Do you want to be contacted through a family member or other person?

- Yes No

If "yes," please provide the following information for that person:

First and last name: _____

Address: _____

Email: _____

Phone number: _____

Note: If you are represented by an attorney, the CIU will communicate with your attorney.

B. Case Information

1. Case Number: _____

2. Was the conviction in Oakland County? Yes No

3. How were you convicted?

- Jury trial Bench/Court trial
 Guilty plea No contest plea

4. Was there a co-defendant in your case? Yes No

If "yes," what is the name of co-defendant(s): _____

5. If you were convicted of multiple charges, are you asking the CIU to investigate all of all those charges? Yes No

If "no," specify the charges you are asking the CIU to investigate:

6. Did the prosecution use any of the following scientific evidence?

- | | |
|---|--|
| <input type="checkbox"/> Bite mark | <input type="checkbox"/> Blood typing |
| <input type="checkbox"/> Hair | <input type="checkbox"/> Fiber or carpet |
| <input type="checkbox"/> Arson expert | <input type="checkbox"/> Bullet/Ballistics |
| <input type="checkbox"/> Gunshot residue | <input type="checkbox"/> DNA |
| <input type="checkbox"/> Fingerprints | <input type="checkbox"/> Lie Detectors |
| <input type="checkbox"/> Footprint/tire marks | <input type="checkbox"/> Rape kit |
| <input type="checkbox"/> Head trauma | |

Provide further explanation regarding scientific evidence if helpful:

7. Was any of the following evidence part of your case?

Statement made by me...

- but I did not make a statement.
- but my statement was coerced.
- but my statement was not used at trial.

Eyewitness(es) testified against me...

- but they lied or were mistaken.
- but they didn't know me.
- we knew each other before the case.

Informant(s) testified against me...

- but they lied or were mistaken.
- but they didn't know me.
- knew me from jail or prison.
- knew me before the case.
- had a secret deal with the police or prosecutor.
- had a known deal with the police or prosecutor.

Other witness(es) testified against me...

- but they lied or were mistaken.
- had a secret deal with the police or prosecutor.
- had a known deal with the police or prosecutor.

I had an alibi...

- it was part of the trial.
- it was not part of the trial.
- I testified at my trial.

C. Post-Conviction Proceedings

1. Did you appeal your conviction?

- Yes
- No

2. Have you filed any post-conviction motions before in this case?

- Yes
- No

3. Do you have any appeals or post-conviction motions that have not been decided?

- Yes
- No

D. Explain Your Claim of Wrongful Conviction

1. Check all the boxes that apply to your claim of wrongful conviction:
- I was not present at the crime.
 - I was present but I was not part of the crime.
 - I was aware of the crime at the time it happened but I was not part of the crime.
 - I don't know if there was a crime.

2. Is there new evidence that supports your wrongful conviction?
- Yes No

If "yes," check the boxes that apply to your case:

- The new evidence was NOT part of my trial.
- The new evidence was NOT known at the time of my trial.
- The new evidence was known at the time of my trial.
- There is new evidence but I don't know when it was discovered.
- There was DNA in my case that was never tested.
- There is new evidence of law enforcement or prosecutor misconduct.
- There is some other new evidence that shows my trial was unfair.
- There was scientific testimony at my trial that was wrong or has been discredited.
- A witness or informant who testified against me has recanted or changed their testimony.

3. Do you know anything new about your case you didn't know when you went to trial or pled guilty? If so, please explain.
