

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

FILED

2007 DEC -8 A 10:38

U.S. DISTRICT COURT
EASTERN DIST. TENN.

ROY L. DENTON,
Plaintiff

v.

STEVE RIEVLEY,
in his individual capacity
Defendant

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Case No. 1:07-cv-211 _____ DEPT. CLERK

Judge: *Collier/ Carter*

JURY DEMAND

AFFIDAVIT OF ROY L. DENTON

Comes the affiant, Roy L. Denton, after being duly sworn, and states the following to be true, as to his knowledge, information and belief.

1. I am over (18) years of age and am competent to make this sworn statement of the facts.
2. This information is based on my personal knowledge unless stated otherwise.
3. Steve Rievley swore that Jessica Carbajal came down to the jail "that night" prior to my arrest to give him a written statement. Jessica herself says she didn't.
4. I was forced to serve a subpoena upon attorney Ronald D. Wells just to get a copy of the written statement of Jessica Carbajal. When I eventually did get a copy it was two days after the court already ruled on Steve Rievley's motion for summary judgment and was useless to me at that time.
5. At all times of the summary judgment phase, I never saw or knew what was contained in any statement that Steve Rievley said Jessica gave him. I also never knew that any handwritten statement alleged written by Brandon Denton existed.
6. On July 2, 2009, Jessica Carbajal provided me with a statement stating that she did not go to the jail that night to give any statement before I was arrested. She stated that she went to the Dayton Police Department **the next day** and it was there she gave the statement.

"EXHIBIT A"

7. I had no knowledge that any written statement by Brandon Denton existed prior to September 3, 2009. From initial discovery to numerous requests for any and all tangible documents and discoverable information this handwritten statement was never disclosed to me.

8. The handwritten statement of Brandon Denton was not written on an official form as Jessica's was written on. Brandon's handwritten statement was not dated, was not attested to or even signed as accepted by anyone.

FURTHER AFFIANT SAITH NOT.

BY: 

STATE OF TENNESSEE

COUNTY OF RHEA

Sworn to and subscribed before me this 7th day December, 2009.




NOTARY PUBLIC

My commission expires: April 23, 2011

EXHIBIT A