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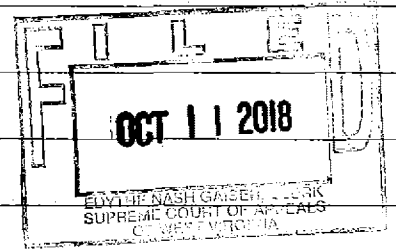
IN THE WEST VIRGINIA SUPREME COURT OF APPEALS

DAVID E. TACKETT,
PETITIONER,

V.

CASE No: 17-F-238-H

STATE OF WEST VIRGINIA
RALEIGH COUNTY CIRCUIT COURT,
RESPONDANT,



PETITION FOR WRIT OF MANDAMUS FOR THE
PRODUCTION OF DOCUMENTS

Comes, now your Petitioner David E. Tackett,
prose and submits this writ of Mandamus
requesting this Honorable Court to make
the same returnable to itself and the
aforementioned Respondant. And thereafter
grant relief to the Petitioner, in the

Form of an Order directing the Raleigh County Circuit Clerk to transmit verified photocopies of documents and disk herein requested to the Petitioner at his place of incarceration. In support of said Petition the Petitioner avers the following:

1. The Petitioner was charged by Indictment No: 17-F-238-H dated May 8, 2017 which consist of Count I Burglary (W.Va Code 61-3-11), Count 2 and 3 First Degree Sexual Assault (W.Va Code 61-8B-3) and Count 4 Mandatory Sentencing for Sex Offender (W.Va Code 61-8B-9a). Please see: Exhibit (A)
2. On August 7, 2018 the Petitioner entered a guilty plea to all charges aforesaid. In addition on this same date the Petitioner entered a guilty plea to an Information of Former Convictions (W.Va Code 61-11-18 and 61-11-19). Subsequently the Petitioner was sentenced to life in prison (W.Va Code 61-11-18(c)). Please see Exhibit (B)

3. Thereafter on August 27, 2018 the Petitioner filed a Petition For Production of Documents. In the Raleigh County Circuit Court. The said Circuit Court has failed to respond. Please see: Exhibit (C).

4. The Petitioner is requesting the following documents/disk in relation to aforesaid Indictment number:

- a. Copy of all Court Orders entered
- b. Copy of all transcripts of pre-trial hearings
- c. Copy of all plea agreements and copy of transcripts of plea hearing.
- d. Copy of all evidentiary Disk, including the West Virginia State Police Forensic Laboratory Discovery Disk.

5. The Petitioner's particular need for said request is to perfect his Habeas Corpus claim In regards to not entering his guilty plea voluntarily and intelligently.

WHEREFORE, the Petitioner is remediless,
save by means of said Mandamus, and
humbly prays this Honorable West Virginia
Supreme Court of Appeals to issue an Order
directing the Raleigh County Circuit Clerk to
fulfill his ministerial duties, and transmit
the aforementioned documents and disks
to the Petitioner within thirty (30) days to
perfect post-conviction proceedings.

Respectfully submitted,
David E. Tackett
David E. Tackett
Southern Regional Jail
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Beau