	GARCIA GLENN WHITE,	
	Petitioner,	
	v.	
Texas Department o	BOBBY LUMPKIN, Director, of Criminal Justice, Correctional Institutions Divisio	i on,
Texas Department o	•	ion,

MAUREEN FRANCO Federal Public Defender Western District of Texas

TIVON SCHARDL*
Chief, Capital Habeas Unit
DONNA COLTHARP
JOSHUA FREIMAN
Assistant Federal Public Defenders
919 Congress Avenue, Suite 950
Austin, Texas 78701
737-207-3007
Tivon_Schardl@fd.org
* Counsel of Record

Appendix	TITLE OF DOCUMENT	Appendix Page
A	United States District Court for the Southern District of Texas Order Granting Appointment of Counsel	App 001
В	United States District Court for the Southern District of Texas Order Granting Appointment of Co-Counsel	App 002
C	CJA 30 Appointment of Rosa Eliades	App 003
D	CJA 30 Appointment of Patrick McCann	App 004
\mathbf{E}	September 11, 2024 Declaration of Garcia White	App 005
F	September 24, 2024 Declaration of Garcia White Authorizing Representation by the Federal Public Defender	App 009

IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

UNITED STATES COURTS SOUTHERN DISTRICT OF TEXAS ENTERED

MAY 1 8 2001

GARICA GLENN WHITE,
Petitioner

MICHAEL N. MILBY, CLERK OF COURT

v.

Misc. # <u>H-01-0</u>095

GARY JOHNSON, Director, Texas Department of Criminal Justice Institutional Division, Respondent

ORDER GRANTING APPOINTMENT OF COUNSEL

After due consideration of Movant's Motion for Appointment of Counsel in a Death Penalty Case, pursuant to 21 U.S.C. 848(q)(4)(B), 848 (q)(7) and relevant case law, the Court hereby

GRANTS this motion and orders the following:

- 1. Patrick F. McCann is appointed as counsel of record for the Petitioner, Garcia Glenn White.

 No co-counsel is required.
- 2. Counsel shall be compensated at the rate of ______ per hour for all reasonable and necessary work performed upon submission of a properly itemized CJA form.

SIGNED AND ENTERED this day, the

of May, 20

Judge Presiding

UNITED STATES COURTS SOUTHERN DISTRICT OF TEXAS ENTERED

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

NOV 07 2001

GARCIA GLEN WHITE,	§	MICHAEL N. MILBY, CLERK OF COURT
	§	
Petitioner,	§	
	§	
v.	§	MISC. NO. H-01-95
	§	
GARY JOHNSON, Director Texas	§	
Department of Corrections Institutional	§	
Division,	§	
	§	
Respondent.	§	
	<u>ORDER</u>	

Pending before the Court is Petitioner's Motion to Appoint Co-Counsel (Dkt. #4). After considering Petitioner's arguments and the applicable law, the Court is of the opinion that the Motion should be granted. Petitioner's primary counsel, Patrick F. McCann, is a Navy reservist. Mr. McCann has informed the Court that, due to the recent terrorist attacks in New York and the ongoing military action in Afghanistan, he has been informed by his Navy Reserve Unit that he is likely to be called up for active duty. Petitioner has requested that Rosa Eliades be appointed as co-counsel. Apparently Ms. Eliades has already assisted Mr. McCann in preparing this case. The Court finds that Ms. Eliades is competent to represent Petitioner in this

Petitioner's Motion to Appoint Co-Counsel is GRANTED. The Court appoints Rosa Eliades as co-counsel in this case.

JOHN D. RAINEY UNITED STATES DISTRICT JUDGE

It is so ORDERED.

Signed this _____ day of November, 2001.

matter and that under the circumstances Petitioner's request is reasonable.

Case 4:02-cv-01805 Document 13 Filed on 11/06/01 in TXSDOYPage 1 of 1 COLOR SOUTHERN DESTINOTED OF TEXAL

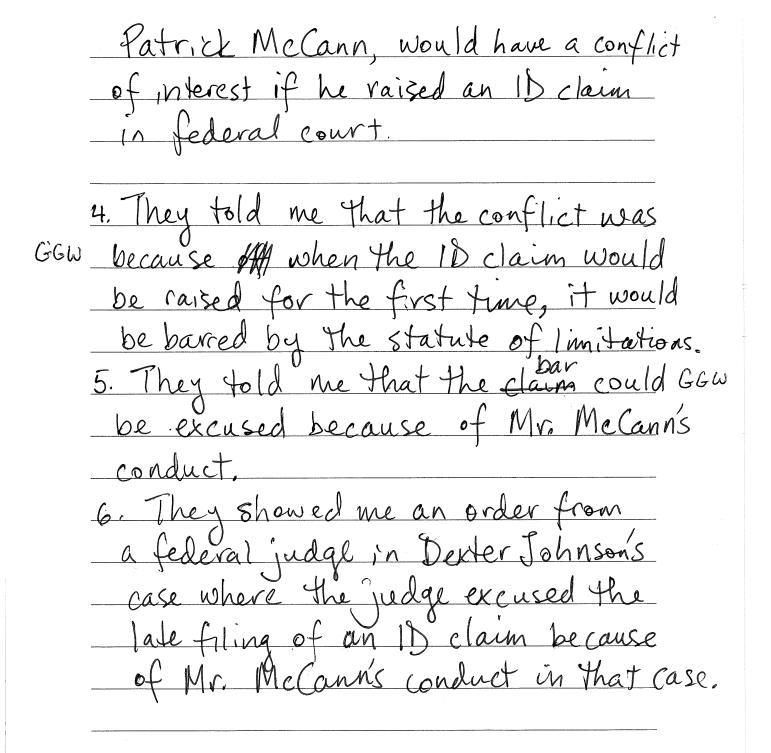
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DECLARATION OF GARCIA Glenn White

- I, Garcia Glenn' White state and declare as follows:
 - 1. My name is Garcia Glenn White. My date of birth is 2/4/63, and my address is the Polunsky Unit in Livingston, TX.
- 1. On September 11, 2024, Donna Coltharp and Joshua Freiman, a Horneys from the Federal Public Defender Met with me at my request.
- 2. They informed me that they had reviewed some of my court records, including my recent state habeas application filed on August 23, 2024. They told me it raises a claim of intellectual disability.
- 3. They informed me that my attorney.

I have read and reviewed this $\underline{\hspace{0.1cm} 4\hspace{0.1cm}}$ page declaration. (Initial) $\hspace{0.1cm} G\hspace{0.1cm} G\hspace{0.1cm} \omega$



7. I had not heard about the Dexter Johnson order. Mr. McCain
had never showed it to me or discussed
it. I did not know that my case
might be similar to Dexter Johnsons.
8. I have asked Ms. Coltharp and
Mr. Freiman to file a motion in
federal court to replace Mr. Mc(ann
and investigate his representation of
me.

I declare, under penalty of perjury, under the laws of the United States and the
State of Texas that the foregoing is true and correct to the best of my knowledge
and that this declaration was executed in County of Polk, State or
Texas, on the 11th day of September, 2024, in
Livingston, Texas.
Darcie Hlenn White Signature
999205

DECLARATION OF Garcia White

3. On September 24, 2024, Joshua Freiman visited me again. He told me that the federal district court had denied my request to replace Mr. McCann and to stay my execution.
4. I want the lawyers from the Federal Public Defender to represent me still. I want them to appeal the federal court's order.

I declare, under penalty of perjury, under the laws of the United States and the
State of Texas that the foregoing is true and correct to the best of my knowledge
and that this declaration was executed in County of Polk, State of
Texas, on the 24th day of September, 2024, in
Livingston, Texas.

Durcia Y White 929205 Signature