

STATE OF INDIANA)
) ss:
COUNTY OF LAKE)

SUPERIOR COURT OF LAKE COUNTY
31st JUDICIAL CIRCUIT
CASES 45G01-9001-CF-00003
45G01-0311-PC-00016

ROOSEVELT THEODIS GLENN,)
)
) Petitioner,)
)
) v.)
)
) STATE OF INDIANA,)
)
) Respondent.)

Filed in Open Court

JAN 30 2017


CLERK LAKE SUPERIOR COURT

**ORDER GRANTING SUCCESSIVE PETITION FOR POSTCONVICTION
RELIEF AND DISMISSING REINSTATED FELONY CASE**

The State of Indiana by Prosecuting Attorney Bernard A. Carter files a motion requesting the court to grant the successive petition for postconviction relief and dismiss charges. The motion is examined, considered and granted without further hearing. The court finds and orders as follows:

1. On April 22, 1993, a judgment of conviction and sentence was entered against Roosevelt Glenn in Case 45G01-9001-CF-00003 for rape, a Class A felony.
2. On June 1, 2016, with the permission of the Court of Appeals of Indiana, Roosevelt Glenn filed a successive petition for postconviction relief requesting that his judgment of conviction and sentence be vacated based on newly discovered evidence.

3. The state concedes in its motion requesting the court to grant the successive petition for postconviction relief that newly discovered evidence exists which entitles Roosevelt Glenn to the have his judgment of conviction and sentence set aside.
4. In its motion requesting the court to grant the successive petition for postconviction relief, the state has informed the court that the state is unable to retry Roosevelt Glenn due to the passage of time.
5. The court finds that newly discovered evidence exists which entitles Roosevelt Glenn to a new trial in Case 45G01-9001-CF-00003.
6. The court concludes that Roosevelt Glenn is entitled to a new trial in Case 45G01-9001-CF-00003.
7. The successive petition for postconviction relief filed by Roosevelt Glenn is granted and the judgment of conviction and sentence entered against Roosevelt Glenn in Case 45G01-9001-CF-00003 are vacated.
8. The court finds that the state is unable to retry Roosevelt Glenn in Case 45G01-9001-CF-00003 due to the passage of time.
9. The court concludes that the criminal charges against Roosevelt Glenn in Case 45G01-9001-CF-00003 should be dismissed.
10. The criminal charges against Roosevelt Glenn Case 45G01-9001-CF-00003 are dismissed.
11. The clerk is directed to show Case 45G01-0311-PC-00016 as disposed.
12. The clerk is directed to show Case 45G01-9001-CF-00003 as disposed.

13. The clerk is further directed to notify Prosecuting Attorney Bernard Carter, Attorney Frances Lee Watson and Roosevelt Glenn.



T. EDWARD PAGE
Temporary Judge