

IN THE CRIMINAL APPEALS COURT FOR THE STATE OF TENNESSEE  
MIDDLE DIVISION SECTION AT NASHVILLE

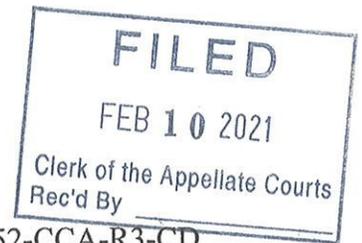
**Willie Austin Davis**

Defendant/Appellant

vs.

**Case No.** M2019-01852-CCA-R3-CD

**Trial No.** 2017-A-62



**State of Tennessee**

Plaintiff/Appellee

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**2<sup>ND</sup> RECUSAL MOTION**

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Appellant makes a 2<sup>nd</sup> recusal request for all judges who are unnamed members of the secret panel set for oral argument submission on Feb 10, 2021.

Appellant's 1<sup>st</sup> recusal request was denied on Aug 12, 2020, by presiding Judge John Everett Williams, a graduate of Cumberland School of Law at Samford University.

Appellant's 3<sup>rd</sup> request for transparent and public oral argument was denied on Feb 9, 2021, by presiding Judge John Everett Williams, a graduate of Cumberland School of Law at Samford University.

Appellant still desires a fair, impartial judiciary in submission to the Tennessee Constitution, Article VI, Section 11, but the Appellant is a lowly citizen at great disadvantage with unequal standing against Tennessee Attorney General Herbert Slatery and the power and might of the State of Tennessee.

Appellant contends the State of Tennessee has violated Appellant's 5<sup>th</sup> Amendment protection under the U.S. Constitution which promises an American citizen that no person shall be deprived of life, liberty, or property, without fair "*due process*" of law.

American judges are protected and afforded fair “*due process*” per *Hastings v. United States*, 802 F. Supp. 490 (D.D.C. 1992), but American judges are in an elite rank of American society compared to the lowly American citizen, taxpayer, and voter.

*Hastings v. United States* reinforced a fundamental key “*due process*” principle that “*fairness*” lies at the heart of our constitutional republic, but nothing about the Appellant’s process has been “*fair.*”

To the contrary, the powerful criminal courts of Tennessee have been misused to conduct brazen criminal activity against the Appellant in a John Perry – Mann Act Federal crime cover-up, rather than for being used to provide the Appellant a fair and impartial “*due process*” in accordance with the founding principles of the American judicial system.

The brazen criminal activity includes: 1) Nashville Police protected child-molester John Perry in July 2008. 2) Nashville Police knew about John Perry’s child sex abuse across state lines in Oct 2012. 3) Nashville Police told 2000 Covenant Members there was nothing to the child sex abuse claims in early 2013. 4) Nashville Police falsely arrested the Appellant in Nov 2015 to protect the John Perry – Mann Act Federal crime cover-up. 5) Nashville Police testified against the Appellant in Sept 2017 to obtain a malicious and wrongful conviction. 6) Nashville Police and the Nashville DA’s Office concealed their knowledge of John Perry’s child sex abuse during the Appellant’s trial while a trusting jury was told that John Perry’s child sex abuse was “*myths and a red herring.*”

The brazen criminal activity under “*color of law*” was not a fair, impartial “*due process.*”

The ongoing process at the moment is unfair, especially since the Appellant does not know the names of the secret panel members assigned to the Appellant’s case, and the Appellant has been denied the time-tested opportunity to verbally argue his case against Tennessee Attorney

General Herbert Slatery or General David Findley in a transparent public courtroom before any citizen voter or taxpayer who wishes to attend the public hearing.

Presiding Judge John Everett Williams denied the Appellant's oral argument effectively three times, but Judge John Everett Williams projected a public image via the Carroll County New Leader on Aug 6, 2020, that the Court of Criminal Appeals is still holding transparent hearings in person, or via live streaming on you tube, or by using a toll free number to listen to oral arguments.

Appellant is aware that other Tennessee attorneys and Tennessee cases are being argued in public, transparent settings before Tennessee Courts via various technologies like Zoom, but the Appellant has been denied oral argument in a transparent, public setting in accordance with a fair and impartial "*due process.*"

With this new unfair, secretive process being implemented, Appellant is therefore denied the ability to physically see the unnamed judicial panel members, and is also denied the opportunity to ask reasonable questions about any conflicts of interest the unnamed judicial panel members might have with powerful Attorney Worrick Robinson, a graduate of Cumberland School of Law at Samford University, or any other members of the powerful Robinson Family.

With this new unfair, secretive process being implemented, Appellant is therefore denied the ability to see the unnamed judicial panel members, and is also denied the opportunity to ask reasonable vetting questions of the unnamed judicial panel members about any other possible conflicts of interest, including imprisoned ex-Judge Casey Moreland, Judge Steve Dozier, Judge Cheryl Blackburn, Nashville Police, Davidson County Sheriff's office, DA Glenn Funk, the Nashville DA's office, Nashville Metro Government, Attorney General Herbert Slatery, Gov. Bill Lee, Covenant Presbyterian Church, Christ Presbyterian Church, Stephens Valley Church, the Nashville Presbytery, the Presbyterian Church in America, Montgomery Bell Academy, Harpeth

Hall, Julia Green Public School, Christ Presbyterian Academy, Belmont University, Federal Judge John Bryant, Federal Judge William “*Chip*” Campbell, Jr., Attorney Larry Crain, Attorney Michael Brezina, Attorney Autumn Gentry, Attorney Robb Harvey, WSMV TV, Demetria Kalodimos, Dickinson-Wright Law Firm, protected child-molester John Perry, any other friends of unnamed judicial panel members who might be protected child-molesters, or if any of the unnamed judicial panel members favor legalizing and privatizing child sex abuse and child pornography, or if any of the unnamed judicial panel were judges who determined that Knoxville area women have no right to privacy and can be stalked at a public mall by a man photographing female private areas, or if any other judicial panel-political friendships exists which might result in the Appellant not receiving a fair and impartial judiciary to afford the Appellant “*due process*” as promised by the Tennessee Constitution, Article VI, Section 11, and the 5<sup>th</sup> Amendment of the U.S. Constitution.

Appellant fully realizes that the secret panel is already set and there is nothing the Appellant can do to ensure beforehand that a fair and impartial “*due process*” takes place at the Tennessee Court of Criminal Appeals. However, the Appellant simply makes this 2<sup>nd</sup> recusal request for the public record to affirm that the Appellant has not willingly waived or forfeited his constitutional right to a fair and impartial judiciary and “*due process*” in a transparent public courtroom as afforded by the Tennessee Constitution, and the U.S. Constitution.

Appellant prays the unnamed judicial panel will not knowingly and willingly participate in a Mann Act Federal crime cover-up to protect child-molester John Perry, or anyone else involved in the on-going criminal activity.

Respectfully Submitted,

*Willie Austin Davis*

Willie Austin Davis - Citizen  
221 31<sup>st</sup> Ave. North Apt# 135  
Nashville, TN 37203  
615-999-8190 [fmdshiloh@aol.com](mailto:fmdshiloh@aol.com)

CERTIFICATE OF SERVICE

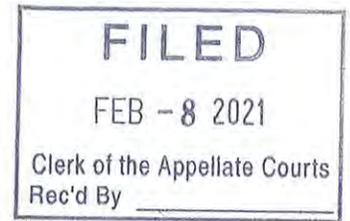
I, Willie Austin Davis, hereby certify that a true and exact copy of the foregoing motion has been forwarded by United States Postal Service, first class, postage pre-paid, on Feb 10<sup>th</sup>, 2021, to the following parties:

Attorney General Herbert Slatery  
General David Findley  
Office of the Tennessee  
Attorney General  
301 6<sup>th</sup> Ave. North  
Nashville, TN 37243

Willie Austin Davis

Willie Austin Davis, Citizen  
221 31<sup>st</sup> Ave. North Apt# 135  
Nashville, TN 37203  
615-999-8190 [fmdshiloh@aol.com](mailto:fmdshiloh@aol.com)

IN THE CRIMINAL APPEALS COURT FOR THE STATE OF TENNESSEE  
MIDDLE DIVISION SECTION AT NASHVILLE



**Willie Austin Davis**

Defendant/Appellant

vs.

**Case No.** M2019-01852-CCA-R3-CD

**Trial No.** 2017-A-62

**State of Tennessee**

Plaintiff/Appellee

*In an abundance of caution, protected information is REDACTED in submission to Attorney Larry Crain's limited injunction granted on 9/24/2018. Attorney Larry Crain represents child-molester John Perry, and John Perry's child sex abuse Victim #1.*

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**APPELLANT'S 2<sup>nd</sup> MOTION FOR ORAL ARGUMENT**

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1. Pursuant to Tennessee Rule of Appellate Procedure 35, Appellant Willie Austin Davis respectfully makes a 2<sup>nd</sup> motion and 3<sup>rd</sup> request for the Honorable Court to permit oral argument in this case.
2. The "*oral argument*" may be unimportant to Tennessee Attorney General Herbert Slatery, professional attorneys and elected judges, but the establishment of public courtrooms and public oral arguments is fundamental to a transparent judicial system established by "*We The People*" of America.
3. Secret star chamber panels may be the new normal in an new totalitarian American judicial system, but freedom-loving American citizens and child sex abuse victim advocates are closely following this Mann Act Federal crime cover-up case, and these interested American witnesses are now denied the right and opportunity to observe the public "*oral argument*" in person or by video/audio recording.
4. To accommodate transparency, Appellant is providing thousands and thousands of freedom-loving Americans with information about the John Perry child sex abuse cover-up, and its

- numerous connections to the alleged gang rapes of a 6<sup>th</sup> grade Brentwood Academy student, including new emails sent to the faculty of The Ensworth School and many others. Ex. 1
5. Tragically, in the case now before the Honorable Court, John Perry's child sex abuse victim, [redacted](#), has been used and manipulated to protect an on-going Mann Act Federal crime cover-up.
  6. Per sworn testimony in a related case (M2018-[redacted](#)-COA-R3-CV), [redacted](#) told MNPD Detective Chuck Fleming about the child sex abuse across state lines during a two and a half hour interview on Oct 22, 2012. Ex 2 - Pgs 10-12, 24-25, 34-35.
  7. Five years later, on Sept 11, 2017, [redacted](#) personally attended the Appellant's criminal trial as the Mann Act Federal crime cover-up continued before a Tennessee criminal court and Judge Steve Dozier. Appellant Declaration
  8. As the Appellant's malicious retaliation trial took place, [redacted](#) personally knew about the child sex abuse across state lines, along with Nashville Police, but the exculpatory information was withheld from the Appellant during the exchange of discovery in violation of the Brady Rule. (*Brady vs. Maryland 373 U.S. 83 (1963)*).
  9. Asst. DA Chandler Harris knew the John Perry child sex abuse was a fact, but he mocked the child sex abuse as "*myths, a red herring, and ideations*" and proceeded with a malicious prosecution and wrongful conviction which criminalized, demonized, damaged and defamed the innocent Appellant. Appellant Brief – Pgs 40-41
  10. Post-conviction, Attorney Larry Crain, who represents protected child-molester John Perry and John Perry's Victim #1, [redacted](#), continued to defraud The Honorable Kelvin Jones and The Honorable Thomas Brothers by claiming that [redacted](#) was not involved in [redacted](#)

own child sex abuse cover-up, even as redacted sued the Appellant for \$3 million as another aggressive action in the on-going cover-up. Appellant Declaration

11. On Sept 11, 2018, Appellant finally obtained sworn testimony from child sex abuse expert witness proving redacted and Nashville Police knew about John Perry's child sex abuse across state lines which was not disclosed to the Appellant prior to the Appellant's trial on Sept 11, 2017. Exhibit 2
12. On Feb 27, 2020, Attorney Larry Crain's defrauding of Tennessee Courts was rewarded by the Tennessee Supreme Court with a \$2.1 million default judgment against the Appellant because the Appellant refused to provide any names and information to the child-molester's attorney during a Mann Act Federal crime cover-up which has included numerous threats and acts of vandalism.
13. Since the Appellant is now still threatened, falsely convicted and defrauded by a \$2.1 million judgment in Tennessee civil and criminal courts, Appellant respectfully requests that the Honorable Court grant this motion for an oral argument in pursuit of transparency and substantial justice.
14. Appellant prays The Tennessee Court of Criminal Appeals will not knowingly and actively participate in criminal activity to protect the on-going Mann Act Federal crime cover-up, or reward fraud and deceit to protect child-molester John Perry.
15. The Honorable Court is all powerful to administer substantial justice and Appellant prays the Honorable Court will exercise *sua sponte* authority to declare the innocence of the Appellant.

Respectfully Submitted,

*Willie Austin Davis*

Willie Austin Davis - Citizen  
221 31<sup>st</sup> Ave. North Apt# 135  
Nashville, TN 37203  
615-999-8190 [fmdshiloh@aol.com](mailto:fmdshiloh@aol.com)

**CERTIFICATE OF SERVICE**

I, Willie Austin Davis, hereby certify that a true and exact copy of the foregoing motion has been forwarded by United States Postal Service, first class, postage pre-paid, on Feb 8<sup>th</sup>, 2021, to the following parties:

Attorney General Herbert Slatery  
General David Findley  
Office of the Tennessee  
Attorney General  
301 6<sup>th</sup> Ave. North  
Nashville, TN 37243



Willie Austin Davis, Citizen  
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Plaintiff/Appellee

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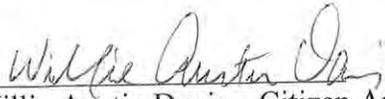
**DECLARATION OF APPELLANT WILLIE AUSTIN DAVIS**

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1. I, Willie Austin Davis, am an adult citizen, and resident of Nashville, Tennessee and do make this declaration based on my own personal knowledge.
2. I am presently 65 years of age.
3. I personally wrote and sent emails to The Ensworth Faculty on Feb 8, 2021, to inform the Ensworth Faculty about a child sex abuse cover-up and numerous connections to the alleged gang rapes of a 6<sup>th</sup> grade Brentwood Academy student. Thousands of emails have also been sent to other private schools and communities. An email to Ensworth Faculty is included as Exhibit 1.
3. On Oct 6, 2020, I filed 2<sup>nd</sup> and 3<sup>rd</sup> Motions To Consider Post-Judgment Facts at the Tennessee Supreme Court Building. An Appellate Court staff member informed me that an Appellate Record box in a related child sex abuse cover-up case was ready for me to pick up (Case No. M2018-REDACTED COA-R3-CV). The Appellate Record box contained a sworn deposition of child sex abuse expert witness, Caroline Cone, which is included as Exhibit 2 in the 2<sup>nd</sup> Motion For Oral Argument.
4. The Caroline Cone sworn deposition was taken at the office of Attorney Larry Crain on Sept 11, 2018, a year after my trial before Judge Steve Dozier which began on Sept 11, 2017.
6. Child sex abuse victim, REDACTED, aka REDACTED, attended the trial of Austin Davis on Sept 11, 2017, and was friendly in the courtroom with DA Prosecution Witnesses and Covenant Leaders Scott Troxel and Federal Judge John Bryant who provided untrue sworn testimony against me during the trial.

7. A Mann Act Federal crime cover-up is still on-going before the Tennessee Court of Criminal Appeals to protect Gov. Mike Huckabee and Rev. Franklin Graham's co-author, John Perry. Attorney Larry Crain was the attorney for child-molester John Perry, and John Perry's child sex abuse victim, REDACTED, aka REDACTED. Attorney Larry Crain represented child-molester John Perry in a \$3 million Federal lawsuit against Rev. Billy Graham's publisher, HarperCollins Publishing: <https://www.tennessean.com/story/news/religion/2018/05/02/billy-graham-biography-franklin-graham-ghostwriter-harpercollins/574134002/>

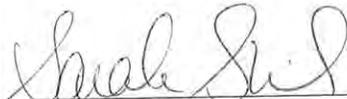
I declare under penalty of perjury that the foregoing is true and correct. Executed by me this 8th day of February, 2021.

  
Willie Austin Davis – Citizen Appellant

STATE OF TENNESSEE )  
COUNTY OF DAVIDSON )

Personally appeared before me, Sarah Skiles, a notary public in and for said County and State, the above-signed, Willie Austin Davis, Jr., and did make oath that the information contained in the foregoing document was true and correct to the best of his information, knowledge, and belief.

Sworn to and subscribed before me this 8 day of February, 2021.

  
Notary Public

My commission expires: <sup>2</sup>~~10/2~~/2023



From: **Austin Davis** <[thesilentbell18@gmail.com](mailto:thesilentbell18@gmail.com)>

Date: Monday, February 8, 2021

Subject: Coach Inman - Coach Davis - 1998

To: [schmidtf@ensworth.com](mailto:schmidtf@ensworth.com), [maxwellj@ensworth.com](mailto:maxwellj@ensworth.com), [bowers@ensworth.com](mailto:bowers@ensworth.com)

Dear Ensworth Faculty: In 1998, I was hired by Dr. Walker to coach with Robert Inman during his final year. Praying with Coach Inman and learning from Coach Inman was a great blessing in my life. In 2017, I was jailed for 18 days prior to the MBA-BA football game to silence me from sharing info about a child sex abuse cover-up and numerous connections to the alleged gang rapes of a 6th grade BA student. See the links below to learn more about messages sent to me from the email acct of MBA Father Billy Lyell. Spread the word. God Bless, Austin Davis 615-999-8190

<https://www.keepandshare.com/doc15/23471/2021-1d-feb-4-rise-of-a-titan-billy-lyell-email-acct-court-docs?da=y>

The Silent Bell web site:

<https://www.thesilentbell.org/>

**From:** fmdshiloh@aol.com,

**To:** dmanning@amsurg.com, mackeyes@comcast.net, mcarver@sherrardroe.com, bdmatthews@cornelius-collins.com,

**Subject:** MH14 - A Message Sent To Ensworth Faculty

**Date:** Mon, Feb 8, 2021 7:58 am

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Dear Ensworth Faculty: In 1998, I was hired by Dr. Walker to coach with Robert Inman during his final year. Praying with Coach Inman and learning from Coach Inman was a great blessing in my life. In 2017, I was jailed for 18 days prior to the MBA-BA football game to silence me from sharing info about a child sex abuse cover-up and numerous connections to the alleged gang rapes of a 6th grade BA student. See the links below to learn more about messages sent to me from the email acct of MBA Father Billy Lyell. Spread the word. God Bless, Austin Davis 615-999-8190

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The Silent Bell web site:

<https://www.thesilentbell.org/>

FILED

Facsimile Rec'd 9/19/18 2:41 p

SEP 19 2018

RICHARD R. WICKER, Clerk  
By *MBS* Deputy

**REDACTED**

VS

**AUSTIN DAVIS**

**FILED**  
JAN 22 '2019  
Clerk of the Appellate Courts  
Rec'd By \_\_\_\_\_

Deposition of

**CAROLYN CONE**

*September 11, 2018*

**H**

HARPETH  
COURT REPORTERS

(615) 933-6786

[www.harpethcourtreporters.com](http://www.harpethcourtreporters.com)

Ex 2

Page 10

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8 Q. Do you recall a time around October of 2012  
9 when you received a phone call from a detective with  
10 Metropolitan Police Department?  
11 A. I do.  
12 Q. And what was the purpose of his call?  
13 A. He called me because he said that there was an  
14 investigation that there had been a complaint about --  
15 that this sexual abuse case had not been handled  
16 appropriately, and so he wanted to meet with me at  
17 that time. And actually, I wouldn't -- I didn't talk  
18 to him until I first talked to my client to make sure  
19 that it was okay that I talked to him.  
20 Confidentiality.  
21 Q. Sure. Sure. When you talked to REDACTED  
22 and said that you had been contacted by the police  
23 department here, Metro, do you recall RED initial  
24 reaction?  
25 A. So actually RED called me --

Page 11

1 Q. Okay.  
2 A. -- and said, "Hey, this detective is going to  
3 call you," and RED was -- the not-so-technical term is  
4 RED was wiggling out. But RED was just completely  
5 anxious and totally upset, very distraught, and really  
6 did not want to see the detective except in a session  
7 with me.  
8 Q. Did you accommodate the police at that time  
9 and agree to meet with your client and them in your  
10 office?  
11 A. Yes, sir.  
12 Q. And describe that meeting, if you would,  
13 please?  
14 A. So the detective came to my office and RED  
15 came to my office, and the three of us sat around and  
16 it was probably a good two and a half hours. And we  
17 just -- he asked all of his questions, discussed the  
18 case from the beginning to the end. It was very -- it  
19 was very anxiety-provoking. It was very traumatic to  
20 revisit everything all over again.  
21 Q. So in terms of your own observations during  
22 that meeting with the detective, what did you observe  
23 with respect to REDACTED in terms of whether RED  
24 held back or attempted to conceal any information from  
25 the police?

Page 12

1 A. RED was completely open and honest. And all  
2 of the things that RED had told me in therapy were the  
3 exact same things that RED told the detective as well.  
4 Q. Are you aware of any effort by REDACTED  
5 since you've been treating RED since 2008, of any  
6 effort by REDACTED to involve RED in the  
7 conspiracy to cover up any information or conceal from  
8 the authorities any information about RED childhood  
9 trauma?  
10 A. Not at all.  
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Ex 7

REDACTED vs AUSTIN DAVIS  
Deposition of CAROLYN CONE on 09/11/2018

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**Federal Mann Act – There is NO  
statute of limitations for child sex  
abuse across state lines.**

Page 24

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7 Q. In the lawsuits, they've given the ages 11 and  
8 then they changed it; they went to 12. Do you know  
9 what the age was?  
10 A. I believe the age when RED was first sexually  
11 abused -- is that what you're asking me?  
12 Q. Uh-huh.  
13 A. Was 11.  
14 Q. Eleven? The lawsuit says -- uses the word  
15 "incident," which seems to indicate it's only one  
16 time. Is it one time or is it multiple times?  
17 A. Multiple times.  
18 Q. Is it constrained just to Tennessee?  
19 A. No.  
20 Q. What other states?  
21 A. I'm not sure what other states there are, but  
22 I think some of the incidents occurred outside of the  
23 state of Tennessee.  
24 Q. Did RED go over that or give you any  
25 information on those states, where it was?

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Page 25

1 A. Yes, sir.  
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Ex 2

**REDACTED** vs AUSTIN DAVIS  
Deposition of CAROLYN CONE on 09/11/2018

Page 34

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12 BY MR. DAVIS:  
13 Q. I have had hearing so when you mentioned that  
14 the police had contacted you, who was the police  
15 officer again?  
16 A. Chuck Fleming.  
17 Q. Chuck Fleming. And you met with him in  
18 October of 2012?  
19 A. Yes, sir.  
20 Q. During the injunction hearing, you said that  
21 you had not met with him until I think it was the  
22 summer of 2013?  
23 A. I met with him October 22nd, 2012.  
24 Q. October 22nd. And you met with him and  
25 **RED**? Where was that meeting?

Page 35

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Page 35

1 A. In my office.  
2 Q. Did you say that he said it hadn't been  
3 appropriately handled or something?  
4 MR. CRAIN: Objection.  
5 THE WITNESS: He didn't say that.  
6 BY MR. DAVIS:  
7 Q. I couldn't understand when you all were  
8 talking about it -- I have trouble hearing it.  
9 What did he say then? What -- you said you  
10 spent two and a half hours with him or something.  
11 What --  
12 A. He said that he would -- there was a  
13 complaint, and that he was following up with the  
14 complaint. And the complaint was that -- I believe it  
15 was you who had called and said that the church didn't  
16 appropriately handle a sexual abuse case.  
17 Q. Did he tell you that the police had silenced  
18 me in 2008, in July of 2008? Did the police officer  
19 tell you that in your meeting?  
20 A. No, sir.  
21 Q. Did he tell you that we had been threatened?  
22 A. No, sir.  
23 Q. Did he tell you that we had been to the OPA  
24 Department at the police department in 2009?  
25 a No

Page 37

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*EW*



IN THE COURT OF CRIMINAL APPEALS OF TENNESSEE  
AT NASHVILLE

**FILED**

02/09/2021

Clerk of the  
Appellate Courts

**STATE OF TENNESSEE v. WILLIE AUSTIN DAVIS**

**Criminal Court for Davidson County  
No. 2017-A-62**

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**No. M2019-01852-CCA-R3-CD**

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**ORDER**

This appeal has been placed on the Court's February 2021 Docket for consideration on the briefs of the parties, without oral argument. The Court previously denied the Appellant's request for oral argument. The Appellant has again renewed that request. For the reasons previously stated, the renewed request is hereby denied.

Presiding Judge John Everett Williams