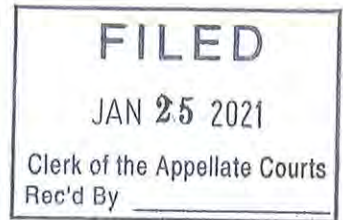


COPY

**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

APPELLANT'S MOTION FOR ORAL ARGUMENT

1. Pursuant to Tennessee Rule of Appellate Procedure 35, Appellant Willie Austin Davis respectfully requests the Honorable Court to permit oral argument in this case, and in support of this request, would offer the following reasons:
2. Former Asst. DA Chandler Harris, now fled to Mullen Coughlin Law Firm near Philadelphia, Pa, mocked the Appellant during a New Trial hearing on July 12, 2019, by stating: "So, he had alleged a conspiracy from, I think, Sarah Sanders, Huckabee Sanders, all the way down to my office, saying that this Indictment was invalid." TE Vol 14 – Pg 5.
3. Appellant does not recall making a legal assertion that former Presidential Press Secretary Sarah Huckabee Sanders was personally involved in a John Perry child-sex abuse cover-up conspiracy with former Asst. DA Chandler Harris, even though child-molester John Perry was a co-author with GOP Presidential Candidate Mike Huckabee when Character Makes A Difference was published on June 1, 2007, prior to the launching of the 2008 Huckabee Presidential campaign). (*Note: Prominent Christian biographer and child-molester John*

Perry most likely is personally acquainted with new Arkansas Governor Candidate Sarah Huckabee Sanders).

4. Appellant concedes it is possible that former Asst. DA Chandler Harris might be aware of his own personal involvement with Mrs. Sarah Huckabee Sanders in the John Perry – Mann Act Federal crime cover-up, but such information was not known or disclosed to the Appellant during the exchange of discovery when Asst. DA Chandler Harris, Asst. DA Jenny Charles, Nashville Police, DA Prosecution Witness Scott Troxel, and DA Prosecution Witness Federal Judge John Bryant, all suppressed exculpatory information favorable to the innocence of the Appellant, and all willingly and aggressively participated in a “*real-time*” Mann Act Federal crime cover-up in Judge Steve Dozier’s Davidson County Public Criminal Courtroom.
5. As a result of the on-going Mann Act Federal crime cover-up now taking place before the Tennessee Court of Criminal Appeals, Appellant now seeks to preserve oral argument because the John Perry - Mann Act Federal crime cover-up case is of significant importance to not only the State of Tennessee, but also to our neighboring state of Arkansas, as former Presidential Press Secretary Sarah Huckabee Sanders has officially announced her candidacy for Governor of Arkansas on the day of this motion being filed with the Tennessee Court of Criminal Appeals.
6. For the public record, Appellant previously provided “*Oral Argument Requested*” on the lower section of Appellant’s Brief filed with the Honorable Court on Aug 7, 2020, in submission to Tennessee Rule of Appellate Procedure 35.
7. Appellant believes the legal principle of an “*Oral Argument*” is an extension of “*free speech*” provided to an accused or convicted American citizen as an established principle of

the American judicial “*due process*” system established by the First Amendment, the U. S. Constitution, and the Tennessee Constitution, all of which are forever legally superior in authority to the Covid-19 legal justification for eliminating a criminal defendant’s right to an oral argument in a public courtroom before fellow American citizens.

8. For the public record, Appellant’s 1st Amendment “*free speech*” has been under assault since July 2, 2008, when Nashville Police Sgt. Twana Chick and Detective Tim Codling invaded the Davis family property at nighttime under malicious and false pretenses to silence the Appellant from “*speaking out*” about the safety and welfare of vulnerable young children placed in John Perry’s “safe house.” (Note: *Nashville Police silenced the Appellant about two months prior to GOP Presidential Candidate Mike Huckabee’s prime-time speech at the GOP Presidential Convention, on or about, Sept 3, 2008*). TR Vol 1 - Pgs 69-70, Pgs 87-88, Pgs 111-112.

9. Appellant provided DA prosecution witness Scott Troxel truthful information about the intentional destruction of Appellant’s First Amendment freedom in a certified letter mailed to Scott Troxel on Aug 1, 2011: “Dear Scott: A very puzzling document was hand-couriered to me on June 27, 2008, with your name and signature signed to the paper (see Exhibit One). It was my intention to respond to you back in 2008 but I was forcibly prohibited from speaking with you or anyone else at Covenant Presbyterian Church after METRO DETECTIVES invaded my private home to threaten me with arrest if I ever spoke or initiated contact with any of the 1000+ members of the church. With the passage of time over the past three years, with the encouragement of FBI Agent John Medeiros that I was once again free to exercise my right to free speech after 19 months of being threatened with immediate arrest for speaking to Covenant Members, and with a more precise legal analysis

of the very unusual document that was hand-couriered to me on June 27, 2008, I do now exercise my right to ask you a few questions about your role and authority as Clerk of Session during your service to trusting members/property owners of Covenant Presbyterian Church.” (Note: Scott Troxel has never responded to the 2011 certified letter because he is still an active participant in a Mann Act Federal crime cover-up ten years later in 2021).

TR Vol Pgs 115 – 119

10. On Sept 1, 2017, DA prosecution witness Scott Troxel had zero fear of being held accountable for protecting a Mann Act Federal crime cover-up and openly admitted to committing a Mann Act Federal crime cover-up in a Tennessee Criminal Court of Law by testifying under sworn oath that he and the Covenant Session knew about John Perry’s child sex abuse at the very same moment in time that the Covenant Ruling Session accepted the discreet resignation of known child-molester John Perry, and at the very same time that Metro Police Sgt. Twana Chick and Covenant Attorney Worrick Robinson provided approximately 70 members of the Covenant Diaconate, Session and Pastors untrue and defamatory information that the Appellant was a possible mentally ill “*security*” threat to Covenant church members, all for the purpose of hiding and protecting known child-molester John Perry. Exhibit 5 continued – 2 of 4 – Transcript of Trial Vol 1 – Pgs 48-57.
11. Despite the encouragement of FBI Agent John Medeiros, Appellant’s 1st Amendment “*free speech*” has been under relentless assault and suppression for 12 and a half years, and has intensified as the Appellant has learned more about a spider web of child-molesters connected to GOP Presidential Candidate Mike Huckabee and the Presbyterian Church in America, and as Appellant has attempted to exercise his First Amendment freedom to speak

about the alleged gang rapes of a 6th grade Brentwood Academy student and numerous connections to the John Perry child sex abuse cover-up. TE Vol 13 – Pgs 6, 21-23 , 29-30.

12. Appellant's 1st Amendment "*free speech*" has already been repeatedly threatened and suppressed by the Nashville Police Department, WSMV TV (Meredith Corporation), Montgomery Bell Academy, Covenant Presbyterian Church, and many others since July 2, 2008, including a new perceived threat made against the Appellant around midnight, on or about January 23-24, 2021, after the Appellant provided thousands and thousands of MBA-Harpeth Hall-Covenant families with truthful information about the John Perry child sex abuse cover-up and the alleged gang rapes of a 6th grade Brentwood Academy student via The Silent Bell. (*Note: Incoming citizen information has also been provided to the Appellant via the "contact form" on the bottom of The Silent Bell web page, and by phone calls and tips provided to the Appellant.*) <https://www.thesilentbell.org/> Exhibit A TR Vol 3 – Pg 347.
13. Appellant received three midnight messages from the email account of MBA Father Billy Lyell after the Appellant asked MBA-Harpeth Hall families if the private school families support "*private*" child rape and child sex abuse. The email messages stated: "Hey m f ker, call me 615-300-REDACTED But I bet you are too big of a p y to call... You are a low life and need your ass kicked." Exhibit A
14. After discovering and reading the messages, Appellant immediately called phone number 615-300- RED within 40 minutes of receiving the messages to leave a sane and peaceful voice mail acknowledging receipt of the three email messages and the perceived threat, along with providing the Appellant's phone number for a return phone call. Appellant did not report the perceived threat to Nashville Police because Nashville Police are involved in

criminal activity and intentionally unleashed an insidious and vicious “*harassment-hate*” campaign against the Appellant and his family in early 2013 to protect the active involvement of Attorney Worrick Robinson and the Nashville Police Department in the John Perry – Mann Act Federal crime cover-up.

15. Since July 2, 2008, Appellant’s family has been ostracized, abused, hated and defamed in the Nashville community simply for speaking out about the safety and welfare of children.

16. Nashville Police and the Nashville DA’s office have been relentless to totally ignore John Perry’s child sex abuse crimes across state lines in violation of the Federal Mann Act, and Nashville Police and the Nashville DA’s office have been relentless to pursue a never-ending institutional “*hate campaign-harassment*” strategy deployed against the Appellant, along with a retaliation arrest, a malicious prosecution, and a wrongful conviction of the Appellant to protect their own corrupt involvement in a Mann Act Federal crime cover-up, with the ultimate consequence of these insidious governmental abuses resulting in a 12-year suppression of the Appellant’s natural and infeasible right to free speech, and the freedom to worship Almighty God, according to the dictates of the Appellant’s own conscience, without control or interference from any human authority.

17. In brazen violation of the Brady Rule (Brady vs. Maryland, 373, U.S. 83 (1963)), the Nashville Police Department and the Nashville DA’s Office proceeded with the Appellant’s malicious prosecution by referring to the John Perry child sex abuse allegations during the jury trial as “*myths, ideations, and a red herring,*” even though the Nashville Police Department and the Nashville DA’s Office knew full well that child-molester John Perry committed repeated “*heinous*” child sex abuse crimes against a little **REDACTED**

REDACTED, and possibly other children who had stayed in John Perry's "*safe house.*"

Appellant's Brief – Pgs 40-41.

18. On July 2, 2008, Nashville Police threatened and silenced the Appellant during an unsolicited two-hour night time visit to the Appellant's private family home. TR Vol 1 - Pgs Pgs 87-88, Pgs 111-112.
19. On Nov, 15, 2015, Nashville Police wrongfully arrested and jailed the Appellant even though Nashville Police and sex crimes Detective Chuck Fleming possessed exculpatory information about the Mann Act Federal crime cover-up which was obtained during an investigation interview with John Perry's child sex abuse Victim #1 on Oct 22, 2012. TR Vol 1 – Pgs 14-19.
20. On Dec 5, 2012, eight high level authorities of the Nashville Police Department intentionally lied to the Appellant and his wife that the child sex abuse statute of limitations had expired at 18+1 years of age, even though Nashville Police Detective Chuck Fleming was informed two months earlier on Oct 22, 2012, about the child sex abuse across state lines which has no statute of limitations under the Federal White Slave Traffic Act (Mann Act).
21. In retaliation for exercising Appellant's 1st Amendment right to freedom of speech and freedom to worship Almighty God, Appellant was wrongfully arrested and jailed on Nov 15, 2015. TR Vol 1 – Pgs 14-19.
22. In retaliation for exercising Appellant's 1st Amendment right to freedom of speech and freedom to worship Almighty God, Appellant was bound over for indictment on April 20, 2016, by Covenant Attorney Worrick Robinson's long-time friend, ex-Judge Casey

Moreland, who is now serving time in Federal prison for obstruction of justice, witness tampering, destruction of records, and more. TR Vol 1 – Pg 3.

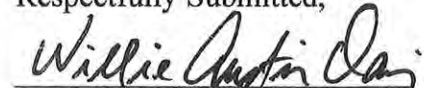
23. In retaliation for exercising Appellant's 1st Amendment right to freedom of speech and freedom to worship Almighty God, Appellant was threatened by Attorney Robb Harvey on behalf of WSMV TV and Demetria Kalodimos, as the Meredith Corporation became an active and aggressive participant in a Mann Act Federal crime cover-up on July 8, 2016. TR Vol 3 – 347.
24. In retaliation for exercising Appellant's 1st Amendment right to freedom of speech and freedom to worship Almighty God, Appellant was wrongfully indicted by a contaminated secret grand jury which included Harpeth Hall Alumnae Relations Director Scottie Coombs who is prejudiced against the Appellant, and who signed a disparaging letter to discredit the Appellant's molested daughter which was sent to thousands of Harpeth Hall Alumnae on Sept 10, 2016. *(Note: Secret Grand Juror Scottie Coombs wrote the disparaging Harpeth Hall Alumnae letter during the same period of time that she served on the secret grand jury panel from July – Sept 2016.)* TR Vol 3 – Pg 332. Exhibit B
25. In retaliation for exercising Appellant's 1st Amendment right to freedom of speech and freedom to worship Almighty God, the 1st Amendment right of "free speech" by the Appellant's daughter, Daisy Davis, was suppressed via a written warning issued by Belmont University to silence a banned, bullied, and molested girl victim from providing truthful information and the sworn testimony of Caroline Cone to the public. *(Note. Belmont Dean Dr. Bryce Sullivan has participated in the on-going abuse of a banned, bullied and molested former Harpeth Hall – Belmont University student).* Exhibit B

26. In retaliation for exercising Appellant's 1st Amendment right to freedom of speech and freedom to worship Almighty God, Appellant was wrongfully indicted via a superseded indictment by a contaminated secret grand jury which included Covenant security guard and Davidson County Sheriff Sgt. Solomon Holley, who was prejudiced against the Appellant and was actually paid to participate in the unlawful retaliation arrest of the Appellant prior to serving as a secret grand juror. 5 Exhibits – Motion for New Trial Hearing – 1 of 4 – Exhibits 1-4.

27. In retaliation for exercising Appellant's 1st Amendment right to freedom of speech and freedom to worship Almighty God, Appellant was wrongfully defrauded by presiding trial judge Steve Dozier who pretended to be fair and impartial to the Appellant, but did not disclose that his father, Major Tom Dozier, was the longest serving police officer in the history of Nashville, or that his uncle, Don Dozier, was also a former police officer and a member of Covenant Presbyterian Church when the Appellant was arrested, or that Covenant Member Attorney Worrick Robinson was one of Judge Steve Dozier's campaign sponsors. *(Note: Judge Steve Dozier recused from the unfair, impartial prosecution and trial of the Appellant after the Appellant was wrongfully jailed for exercising 1st Amendment "free speech" to inform MBA-Harpeth Hall-Brentwood Academy families about the alleged gang rapes of a 6th grade Brentwood Academy student and numerous connections to the John Perry child sex abuse cover-up which was aided by ex Covenant Deacon Ken Cheeseman, former Head of School at St. Paul Christian Academy, and new Head of School at The Webb School (Bell Buckle). TR Vol 3 – Pgs 316-317, 319-322, 332-334, 340-342, 345, 349, 394-400. TR Vol 4 – Pgs 429-432, 465 – 469.*

28. In retaliation for exercising Appellant's 1st Amendment right to freedom of speech and freedom to worship Almighty God, Appellant was shackled with pre-trial restrictions and denied the opportunity to fully vet a trial jury that included a juror named Andrew McDonald who lived on the same street with child-molester John Perry, and numerous other Covenant church members who had protected child-molester John Perry, his "safe house," and a Mann Act Federal crime cover-up.
29. On Aug 12, 2020, Presiding Judge John Everett Williams denied the Appellant's recusal request as Appellant continues to desperately seek a fair, impartial judiciary proceeding, and now on January 21, 2021, Presiding Judge John Everett Williams has denied the Appellant his citizen right to a "free speech" oral argument in a public courtroom before other interested citizens and witnesses, including local and national child sex abuse advocates who are concerned about the new legal concept of "private" child sex abuse in Tennessee, and the Appellant's case has been moved to an unnamed panel to expedite a final decision in this matter without an oral argument.
30. In summary, Appellant does not willingly waive or forfeit his right to an oral argument in a public courtroom before other citizens and witnesses, nor does the Appellant give his consent for a unnamed panel to expedite a final decision in this case without an oral argument, and the Appellant respectfully requests that the Honorable Court grant this motion for an oral argument in pursuit of substantial justice.

Respectfully Submitted,



Willie Austin Davis - Citizen
221 31st Ave. North Apt# 135
Nashville, TN 37203
615-999-8190 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 Jan 25th 2021, to the following parties:

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



Willie Austin Davis, Citizen
221 31st Ave. North Apt# 135
Nashville, TN 37203
615-999-8190 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

DECLARATION OF APPELLANT WILLIE AUSTIN DAVIS

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 was personally received three email messages from the account of MBA Father Billy Lyell, on or about midnight, Jan 23-24, 2012, and it is attached as Exhibit A.
4. I was personally provided a copy of a Harpeth Hall Alumnae letter signed by secret grand juror Scottie Coombs, on or about Sept 10, 2016, during the same period of time that Ms. Scottie Coombs served on a contaminated secret grand jury from July – Sept 2016, and it is attached as Exhibit B.
5. I was personally provided a copy of a Belmont University written warning sent to my daughter, Daisy Davis, by Ms. Janelle Briscoe, on or about, Sept 13, 2016, and it is attached as Exhibit B.

I declare under penalty of perjury that the foregoing is true and correct. Executed by me this 25th day of January, 2021.


Willie Austin Davis – Citizen Appellant

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, Marqueta A. Flournoy, 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 25 day of January, 2021.

Marqueta A. Flournoy
Notary Public

My commission expires: September 25, 2021



-----Original Message-----

From: fmdshiloh@aol.com

To: billy.lyell@ REDACTED REDACTED REDACTED

Sent: Sat, Jan 23, 2021 10:25 pm

Subject: M27 - Brad Gioia - Resignations

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

Do MBA - Harpeth Hall families support "private" child rape and child sex abuse? A full review of The Silent Bell web site will explain why Brad Gioia, Roderick Russ, Mike Martin, Robert Sawyer, and Scottie Coombs should resign immediately. MBA related court transcripts about an on-going child sex abuse cover-up and the alleged gang rapes of a 6th grade Brentwood Academy student are included in revised web site link above. See page 18 of the "Ghislaina Maxwell - John Perry" document.

-----Original Message-----

From: Lyell, Billy REDACTED

To: fmdshiloh@aol.com <fmdshiloh@aol.com>

Sent: Sat, Jan 23, 2021 11:55 pm

Subject: Re: M27 - Brad Gioia - Resignations

Hey m f ker, call me 615-300- REDACTED

Sent from my iPhone

-----Original Message-----

From:

Billy.Lyell@ REDACTED

To: fmdshiloh@aol.com <fmdshiloh@aol.com>

Sent: Sat, Jan 23, 2021 11:56 pm

Subject: Re: M27 - Brad Gioia - Resignations

But I bet you are too big of a p y to call

Sent from my iPhone

-----Original Message-----

From:

Billy.Lyell@ REDACTED

To: fmdshiloh@aol.com <fmdshiloh@aol.com>

Sent: Sun, Jan 24, 2021 12:00 am

Subject: Re: M27 - Brad Gioia - Resignations

You are a low life and need your ass kicked

Sent from my iPhone

Exhibit A



From: "Harpeth Hall" <alumnaeoffice@REDACTED>
Date: September 10, 2016 at 6:08:42 PM CDT
To: [REDACTED]
Subject: An important Message from Harpeth Hall
Reply-To: coombs@REDACTED



September 10, 2016

Dear Harpeth Hall Alumnae,

Many of you recently received an unauthorized email from a former Harpeth Hall student. This email is an improper use of Harpeth Hall contact information and a clear violation of our Privacy Policy as stated on the alumnae portal of our website which states:

"The information in the Alumnae Directory may NOT be reproduced in any form or used for any commercial, nonprofit, or political solicitation purposes or mass communication not previously approved by the Alumnae Office. It is NOT to be copied or provided to anyone outside the Harpeth Hall community. Individuals violating the Privacy Policy will be removed from the directory and will not be permitted to have any future access to the directory."

Please know that the former student's email was in no way an approved communication by Harpeth Hall. No one at the school had any prior knowledge of the sender's intended unauthorized use of such information and would not have approved it had such request been made. Harpeth Hall takes every precaution to protect your contact information and strives to communicate with you in an appropriate and professional manner.

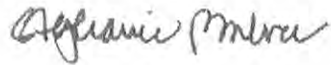
Further, we wish to reassure you that the allegations in the former student's email are unsubstantiated. We anticipate sending you a more detailed report on the current state of this

Exhibit B

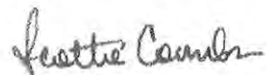
matter in the near future; however, we wanted to send this more immediate response to reassure you that the former student's email was both improper and sent without Harpeth Hall's knowledge or consent.

We are most grateful for your loyalty to Harpeth Hall and regret any concern this unauthorized email may have caused you.

Warm regards,



Stephanie Balmer
Head of School



Scottie Fillebrown Coombs '78
Director of Alumnae Relations

THE HARPETH HALL SCHOOL

Exhibit B

From: **Janelle Briscoe** <janelle.briscoe@ REDACTED>
Date: Tue, Sep 13, 2016 at 2:43 PM
Subject: Using Belmont email for personal use
To: "daisy" REDACTED

Hello Daisy,

It has been brought to my attention that you sent the below email from your Belmont account. Per the Bruin Guide (Student Code of Conduct) on page 81 under *Email Privacy*, Belmont emails are to only be used for academic or employment use, not for personal use. This email will serve as a written warning, the next violation will result in your participation in the adjudication process for violating the Use of Internet and Computer Resources policy. Thank you.

From: Daisy Davis <daisy REDACTED>
Date: September 10, 2016 at 12:53:58 PM CDT
To: fmdshiloh@aol.com
Subject: 12e - A Letter To Harpeth Hall Alumnae From Daisy Davis

Dear Harpeth Hall Alumnae,

My name is Daisy Davis and I am a former member of the class of 2013. I grew up in Nashville where I attended Harpeth Hall from 5th grade until my Junior year. My late grandfather was Dr. James Fleming, and my grandmother is Mrs. Nancy Fleming. My mother is Catherine Fleming Davis who graduated in 1979. A more distant relative in my family was Ms. Martha Corwin Gregory who helped write the Harpeth Hall Alma Mater with the help of some of her students.

In 1998, I first met many future Harpeth Hall girls at The Ensworth School where my father was the boys interim athletic director helping Coach Robert Inman during his final year of coaching kids. I remember Coach Inman's big orange suspenders, his kind smile on the football field or in the gym, and an overnight trip with the older boys and girls to Red Boiling Springs.

When I first attended Harpeth Hall a few years later, I was inspired by the Harpeth Hall creed: think critically, lead confidently, and live honorably.

As a 21-year old woman, I treasure the high standards of excellence expected by the Harpeth Hall community, and I am very grateful for the challenging education I received during my 6 years as a Harpeth Hall student.

My acceptance into Harpeth Hall was a dream come true, and I hope my sharing information with you about my recent court hearing before The Honorable Thomas Brothers will make Harpeth Hall a better school for other young Harpeth Hall girls in the future.

Court Recording: <https://soundcloud.com/valglenn18/daisy-vs-hh- REDACTED>

Daisy Deposition: <https://www.keepandshare.com/doc4/80: REDACTED e5k-sept-9-daisy-partial-deposition-daisy-declaration-cov-board-minutes-pdf-3-9-meg?da=y>

Exhibit B

Caroline Cone Sworn Testimony: <https://soundcloud.com/redacted-in-18/child-sex-abuse-therapist-caroline-post-conc-partial-testimony-march-14-2016>

If you have questions, stories, or thoughts you wish to express, please feel free to talk to me.

Love,
Daisy Davis

Cell: 615- REDACTED
Email: REDACTED

Janelle Briscoe

Director of Community Accountability

janelle.briscoe@redacted

615- REDACTED

615- REDACTED

"The ultimate measure of a man is not where he stands in moments of comfort and convenience, but where he stands at times of challenge and controversy."

-Dr. Martin Luther King



Belmont University
1900 Belmont Boulevard | Nashville, TN 37212
belmont.edu | webelieve.belmont.edu

Exhibit B

IN THE COURT OF CRIMINAL APPEALS OF TENNESSEE
AT NASHVILLE

FILED
02/01/2021
Clerk of the
Appellate Courts

STATE OF TENNESSEE v. WILLIE AUSTIN DAVIS

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

No. M2019-01852-CCA-R3-CD

ORDER

On January 21, 2021, the Court directed the Clerk to place this appeal on the next available docket for a decision on the record and the parties' briefs, without oral argument. The appeal is now set on the Court's February 2021 Docket. Although the Appellant requested oral argument, Tenn. R. App. P. 35(a), the Court acted within its discretion based upon the supreme court's recent directives suspending most in-person court proceedings and in order to expedite a final decision in this matter. *In re: COVID-19 PANDEMIC*, No. ADM2020-00428 (Tenn. Jan. 15, 2021) (Order); Tenn. R. App. P. 2. The Appellant now moves the Court to reconsider its decision. That motion is hereby denied. "Oral argument on appeal is not an essential ingredient of due process." *Price v. Johnson*, 334 U.S. 266, 285 (1948), overruled on other grounds by *McCleskey v. Zant*, 499 U.S. 467 (1991). Moreover, Rule 2 specifically authorizes this Court to suspend the provisions of certain Rules of Appellate Procedure, including Rule 35, in "the interest of expediting decision upon any matter." Tenn. R. App. P. 2. Thus, this appeal shall remain on the February 2021 Docket for consideration on the briefs of the parties, without oral argument.

Presiding Judge John Everett Williams



“Hey m-----f---ker, call me 615-300-redacted... But I bet you are too big of a p---y to call... You are a low life and need your ass kicked.” From: Billy.Lyell@redacted



John Grisham

DA Glenn Funk

MBA Headmaster
Brad Gioia

Bullied, banned and
molested during the
cover-up.