

William T. Montgomery: #TooMuchDoubt to Execute



Despite maintaining his innocence before, during, and since his trial, William T. Montgomery has been on death row for over 31 years for the 1986 murders of Cynthia Tincher and Debra Ogle in Lucas County, Ohio. There are significant doubts about his guilt – **#TooMuchDoubt to allow his scheduled execution on April 11, 2018.**

YOU can help stop it!

Key concerns include:

- The only evidence implicating Montgomery in the crime is testimony from Glover Heard, the co-defendant in the case. Heard received a deal from the prosecution in exchange for his testimony. Heard's story changed five times, and only on the fifth time was Montgomery mentioned.
- No credible evidence ties Montgomery to the murders. Facts in the case point to other suspects, who were never seriously investigated.
- Prosecutors withheld evidence during the trial which could have helped Montgomery. Years later reports were found detailing that numerous witnesses who knew her from high school saw Debra Ogle alive four days after the state says she was murdered. A forensic review of Debra Ogle's body was completed in 2012, scientifically disproving the state's theory and timeline of the case.

[A complete rundown of factual concerns as well as links to court documents is at OTSE.org](#)

In 2007 the District Court of Appeals ordered a new trial, setting aside Montgomery's conviction and death sentence based on exculpatory evidence that was previously hidden by prosecutors. This ruling was upheld in 2009 by a three judge panel of the Sixth Circuit Court of Appeals. However, the state kept appealing, and with five justices dissenting in 2011, the full Sixth Circuit Court of Appeals reinstated the conviction and death sentence.

Please note: Appeals are not about the facts of the case. Appeals examine questions of due process according to law. Once the trial is over, new evidence is legally irrelevant unless the trial court is ordered to consider it. Because of these procedural bars, **no court has ever considered all of the evidence** existing today, particularly the evidence developed after the trial.

Governor John Kasich should not allow the execution on April 11 with so much doubt. The execution of an innocent man is irreversible. Please call Governor Kasich TODAY to ask him to not allow this execution to go forward.

Amnesty International has established this toll-free Hotline to reach Governor Kasich. Call now!

855-782-6925

WHAT THE BILLS DO:

- Defines five diagnoses as serious mental illness (Schizophrenia, Schizoaffective Disorder, Bipolar Disorder, Major Depressive Disorder, Delusional Disorder)
- Only applies if prior diagnosis exists and symptomatic at the time of crime
- Allows for conviction and legal responsibility
- Follows same legal process as US Supreme Court set in diminished capacity issues (*Atkins*, *Roper*)
- Gives judges discretion; allows for conviction and legal responsibility while more appropriately sentencing

PROONENTS

OPPONENT

Contact your legislators today and urge them to pass SB 40 & HB 81. People with serious mental illness need treatment, *not execution.*

Take action NOW at OAMIE.org

Use OAMIE.org to email legislators and/or dial 800-282-0253 for the Ohio legislative hotline

"What is known is that our present laws on competency, insanity and mitigation do not do enough to assure against execution of the innocent or those undeserving of death due to their severe mental illness. During my tenure as Attorney General, at least three persons with some level of mental illness were executed. All three waived their rights at some point and volunteered for execution."

- Jim Petro, former Ohio Attorney General

