

I JERRY WAYNE Hilbun during the months of October and November 1996 was harrassed into giving FALSE STATEMENTS to TEXAS RANGER DON MORRIS AND DIBOLL POLICE LT. CHARLIE HARRIS while they were investigating the death of Eddie Royce Shaw SR. During this time I WAS MENTALLY AND PHYSICALLY UNSTABLE AND FELT LIKE I WAS BEING INTERROGATED. THESE FALSE ACCUSATIONS AND STATEMENTS I MADE TO THE STATE WERE DETRIMENTAL AND HARMFUL TO THE DEFENDANT DESIREE A. SHAW. I FELT LIKE I WAS FORCED INTO MAKING THESE FALSE STATEMENTS AGAINST MRS. SHAW. I FEEL THAT THESE STATEMENTS WERE USED BY THE STATE TO INFLUENCE OTHER WITNESSES TO MAKE UP STORIES ABOUT MRS. SHAW THUS CAUSING THE STATE OF TEXAS TO MAKE A CONSTITUTIONAL MISTAKE IN CONVICTING MRS. SHAW I RESPECTFULLY VOLUNTEER THIS STATEMENT.

Jerry W. Hilbun 5/13/97



Virgie M. Flenoy

Sworn before me this 13<sup>th</sup> day of May, 1997.

The State OF Texas

Know All Men By These Presents:

HARRIS County

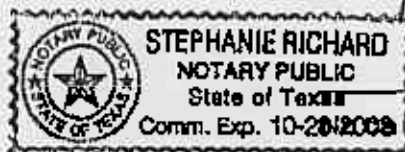
Before me, the undersigned, a Notary Public in and For the said County, State of Texas, on this day personally appeared Jerry Wayne Hibun, to me known well, and who, after being duly sworn, deposes and says that

My name is JERRY WAYNE Hibun, being 39 years of age and currently residing at 12500 Dunlap #630, Houston, Texas, HARRIS, County.

I have known Desiree Ann Shaw for approximately five years. I have unique and superior knowledge of discoverable facts and information and favorable evidence related to the investigation and December 1996 conviction of Desiree Shaw, showing fair probability, in light of all evidence, including that known to have been wrongly excluded and that which has become known after her trial, the trier of fact would have entertained reasonable doubt of her guilt. I was not interviewed or contacted by Attorney John Heath or anyone from his staff before or after Mrs. Shaw's trial. I am voluntarily willing to recant my testimony in the aforementioned case, with the clear understanding that at the time I testified, I felt my life and liberty was in jeopardy from officials involved in the investigation of the death of Eddie Royce Shaw, Sr. and investigation of Desiree Ann Shaw. Further the deponent says not. Respectfully submitted,

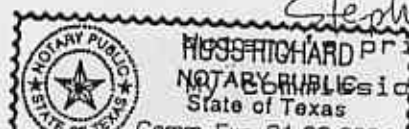
Jerry W. Hibun

Sworn to me, this 23 day of August, 2000.



Stephanie Richard

Notary Public in and For the State of Texas.



Printed name: Stephanie Richard  
Signature expires: Stephanie Richard

cc: file