

Unti & Smith, PLLC
Attorneys at Law

P.O. Box 99815
Raleigh, North Carolina 27624
Telephone: (919) 828-3966
Facsimile: (919) 828-3927

February 22, 2017

Mr. Scott David Allen
#0005091
c/o Central Prison
4285 Mail Service Center
Raleigh, NC 27699-4285

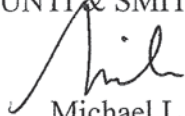
Dear Scott:

As I had hoped, upon initiating the review of files in preparation for the February 28 hearing, I found the document memorializing the recantation of Vanessa Smith concerning the church break-ins. It is not signed by Vanessa, but was contained in the original Randolph County files that I reviewed many years ago. This is the document that I recalled. Although not as compelling as testimony under oath, it clearly supports your recollection of events.

I will see you on the 28th.

Sincerely,

UNTI & SMITH, PLLC



Michael L. Unti

Encl/3

Statement of Venessa Warner re 2/28/94 statement to Barry Bunting

The first sentence was written by Bunting. He told me that was what I was going to say in the first sentence. It was actually Jamie Brewer and Mitchell Mauldin who were doing the break-ins. I told them Scott Allen and Jamie Fender because I was scared of my ex-boyfriend Jamie Brewer, and also I loved him.

Mitchell Mauldin didn't need to buy anything because he was stealing the stuff. Jamie and Mike would take the stuff to band practice.

Jamie Fender and Scott would bring some to the stuff up here [to Scott's house] and keep it with them.

David Lowder wrote Jamie Fender a check -- I didn't see it - I just heard them talking about it

The house where Scott and Joyce lived was on Allen Road, near Beason farm Road. I saw stolen property there when me and Larry were there. We were there alone when Jamie Fender drove up in Chris Gaily's El Camino with stuff loaded in the back. I saw a little thin sound board. Scott was not there that night. Jamie Fender said he was going to leave it there because the law was getting hot.

The statement about the last job being " a couple of weeks ago" is not true.

I did not tell Bunting that Scott was bragging about breaking into Marlboro Friends Church. Scott never made any admission to me about breaking into any church.

I informed my attorney, Richard Roose, and Scott's attorney, Pete Oldham, about these discrepancies in the statement given to Bunting on 9/2/94

