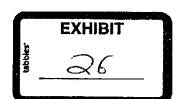
## IN THE CIRCUIT COURT OF COLE COUNTY, MISSOURI 19<sup>TH</sup> JUDICIAL CIRCUIT

RYAN FERGUSON	
Petitioner,	) ) )
ν.	) ) No.
STATE OF MISSOURI,	) )
Respondent.	) ) )

## AFFIDAVIT OF SHAWNA ORNT

- I, Shawna Omt, first duly sworn under oath and based upon my personal and direct knowledge, hereby depose and state as follows:
  - 1. That affiant is a witness to certain events in the above captioned case.
  - 2. That affiant is not under the influence of any alcohol or drugs, and is giving this statement freely and voluntarily, and has not been promised or received anything in exchange for this truthful statement.
  - 3. That affiant has personal knowledge of the facts stated herein and will testify to them if called upon to do so.
  - On the evening of October 31, 2001 into the early morning hours of November 1,
    2001, and prior to that time, I worked for CS Cleaning & Maintenance, a cleaning company.
  - 5. That on the night of October 31, 2001 and early morning of November 1, 2001, I was assigned to work at the Columbia Daily Tribune in Columbia MO.



2/10/11

20

- 6. On November 1, 2001 at approximately 2:21 2:22 AM I went outside the rear door to smoke a cigarette.
- 7. While doing so I noticed two people standing behind a car, which I later realized belonged to Kent Heitholt, which was parked in the company parking lot.
- 8. One of those two men called out that "Somebody's hurt, man."
- 9. I and a co-worker, Jerry Trump called the police.
- 10. That early morning when I was interviewed by the police I truthfully told the police what I saw including that one of the two men I saw behind the car yelled out "Somebody's hurt, man."
- 11. The police report relating to my interview (copy attached) is truthful and accurate.
- 12. On several subsequent occasions, after Ryan Ferguson and Chuck Erickson were arrested, I was interviewed by the prosecutor Kevin Crane.
- 13. I told Prosecutor Crane at least three times that Erickson and Ferguson were not the men I saw that night.
- 14. Prosecutor Crane told me on several occasion that he was positive that the men arrested were the men I saw that night and I was wrong to say that they were not.
- 15. I felt intimidated and coerced by Prosecutor Crane's tactics which included raising his voice and showing me pictures of Kent Heitholt's corpse at the crime scene, which was severely bloody and beaten.
- 16. I was never asked to identify Ryan Ferguson at trial or asked if he was one of the men behind the car.

- 17. If I had been asked that question by Prosecutor Crane at trial I would have testified truthfully that Ryan Ferguson was not the person I saw behind the car that night.
- 18. Prior to the Ferguson trial I was coached by Prosecutor Crane as to what I was going to be asked and what he expected me to answer including telling me to testify the man behind Kent's car yelled. "Someone get help."
- 19. What I told the police the night of the murder was different from what I testified to at trial in that after meeting and discussing my testimony with Prosecutor Crane several times I said at trial that the man behind the car also said "someone get help," which was not what I told the police the night of the murder.
- 20. If called to testify at trial my testimony would be the same as set forth in this affidavit.

Shawna Ornt

SUBSCRIBED and SWORN to Before me this 10 day

of February, 2011

NOTARY PUBLIC

NOTARY C

ANGELA D. SHAFFER My Commission Expires December 1, 2012 Boone County Commission #08404947

Law Offices of Kathleen T. Zellner, P.C. Drake Oakbrook Plaza 2215 York, Suite 504 Oak Brook, Illinois 60523 (630) 955-1212

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