



# OKLAHOMA

## State Courts Network

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## IN THE DISTRICT COURT IN AND FOR CLEVELAND COUNTY,

### OKLAHOMA

State of Oklahoma  v.  COWAN ORVAL GIDEON	<b>No. CF-1995-741 (Criminal Felony)</b>  Filed: 06/07/1995 Closed: 11/06/1995  Judge: Hetherington, Jr., William C.
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## PARTIES

COWAN, ORVAL GIDEON, Defendant  
 STATE OF OKLAHOMA, Plaintiff

## ATTORNEYS

None

## EVENTS

**Event****Party****Docket****Reporter**

Tuesday, June 20, 1995 at 1:00 PM  
PRELIMINARY HEARING CONFERENCE

Friday, September 1, 1995 at 1:30 PM  
PRELIMINARY HEARING

Friday, September 8, 1995 at 2:00 PM  
ARRAIGNMENT

Tuesday, October 10, 1995 at 9:00 AM  
ASSIGNMENT DKT (FOR TRIAL)

Wednesday, October 11, 1995 at 9:30 AM  
JURY TRIAL SOUNDING DOCKET

Tuesday, May 21, 1996 at 4:00 PM  
REVIEW BOND FORFEITURE

Tuesday, September 24, 1996 at 8:15 AM  
HEARING

Monday, March 3, 1997 at 1:30 PM  
MOTION HEARING

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## COUNTS

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Parties appear only under the counts with which they were charged. For complete sentence information, see the court minute on the docket.

**Count # 1.** Count as Filed: OFFER FORGED/FALSE INSTRUMENT FOR RECORD, in violation of 21 O.S. 463  
Date of Offense: Not Available

**Party Name**

COWAN, ORVAL GIDEON

**Disposition Information****Disposed: CONVICTION, 11/06/1995. Jury Trial**

Count as Disposed: OFFER FORGED/FALSE INSTRUMENT FOR RECORD (CTFG)

Violation of 21 O.S. 463

Date of Offense: Not Available

Party Name	Disposition Information
COWAN, ORVAL GIDEON	<b>Disposed: CONVICTION, 11/06/1995. Jury Trial</b> Count as Disposed: OFFER FORGED/FALSE INSTRUMENT FOR RECORD (CTFG) Violation of 21 O.S. 463

## DOCKET

Date	Code	Description	Count	Party	Amount
06-07-1995		AFFIDAVIT *			
06-07-1995		WARRANT OF ARREST ISSUED ***** \$20,000 **(REC CCSO 6-12-95)[20.00]		COWAN, ORVAL GIDEON	
06-07-1995		INFORMATION OFFER FORGED/FALSE INSTRUMENT FOR RECORD		COWAN, ORVAL GIDEON	
06-07-1995		COUNT # 002 OFFER FORGED/FALSE INSTRUMENT FOR RECORD		COWAN, ORVAL GIDEON	
06-12-1995		CM:IN PER,PNG,REL \$5,000 BD,TO APPR W/CNSL PHC 6-20-95 1 PM (RR)			
06-12-1995		ISSUE TEMPORARY COMMITMENT			
06-12-1995		PERSONAL RECOGNIZANCE BOND (DENIED)			

Date	Code	Description	Count	Party	Amount
06-13-1995		RETURN WARRANT OF ARREST		COWAN, ORVAL GIDEON	
06-13-1995		TEMP COMMITMENT WITH SHERIFF'S RETURN			
06-13-1995		APPEARANCE BOND BY: L#0214 RYAN SNOW RBS 5000.00[10.00]		COWAN, ORVAL GIDEON	
06-16-1995		JUDICIAL NOTICE OF NO VENUE		COWAN, ORVAL GIDEON	
06-20-1995		NOTIVE OF REMOVAL		COWAN, ORVAL GIDEON	
06-20-1995		CM: PH SET 9-1-95 @ 1:30 OIDS APPOINTED (RDG) PH SET FOR 9-1-95 @ 1:30. DEFENDANT WISHES TO PROCEED PROSE. HOWEVER OIDS IS APPOINTED IN ADVISORY CAPACITY (RDG)		COWAN, ORVAL GIDEON	
07-17-1995		LAWFUL JUDICIAL NOTICE REFUSAL FOR CAUSE NO ASSUMPTION NO PRESUMPTION COPIES TO JUDGE GASTON & A.D.A. MIKE MCDANEL			
07-25-1995		FILE:JUDICIAL NOTICE(ORVAL GIDEON COWAN,WITH RESERV OF ALL BIRTH RTS			
07-27-1995		FILE:JUDICIAL NOTICE(REFUSAL FOR CAUSE WITHOUT DISHONOR)			

<b>Date</b>	<b>Code</b>	<b>Description</b>	<b>Count</b>	<b>Party</b>	<b>Amount</b>
08-10-1995		SUBPOENA ISSUED STATE 2 DA			
08-10-1995		AMENDED DISTRICT COURT INFORMATION		COWAN, ORVAL GIDEON	
08-14-1995		RETURN SUBPOENA (DA) (2)		COWAN, ORVAL GIDEON	
08-15-1995		LETTER FROM DA MCDANEL TO DEFENDANT		COWAN, ORVAL GIDEON	
08-15-1995		AFFIDAVIT *		COWAN, ORVAL GIDEON	
08-15-1995		NOTICE AND ENTRY OF DEFAULT - ORDER TO DISMISS		COWAN, ORVAL GIDEON	
08-16-1995		SUBPOENA D.A. CM:P036955501 JACK BARRETT P470985950 MARION BAUMAN ... P368859496 DENNIS SMITH[15.00]		COWAN, ORVAL GIDEON	
08-17-1995		RECEIPT FOR CERTIFIED MAIL/SMITH, BAUMAN & BARRETT/MAILED 8-16-95[3.00]		COWAN, ORVAL GIDEON	
08-18-1995		ORDER 86050 TRANS TO COURT OF CRIMINAL APPEALS #095924 FILED 8/21/95			

Date	Code	Description	Count	Party	Amount
08-21-1995	RETCM	RETURN RECEIPT CERT. MAIL DELIVERED TO M. BAUMAN SIGNED 8/17/95 .... TO JACK BARRETT SIGNED 08-17-95; TO DENNIS  SMITH SIGNED 8/17/95		COWAN, ORVAL GIDEON	
09-01-1995		JUDGE'S TRIAL NOTES		COWAN, ORVAL GIDEON	
09-01-1995		CM: PH HELD; ARR 9-8-95 AT 2:00 PM B/F JDG HETHERINGTON (RG).....PARTIES PRESENT AND READY FOR PRELIMINARY EXAMINATION. OIDS REQUEST TO BE ALLOWED TO WITHDRAW. 5 WITNESSES SWORN. EVIDENCE TAKEN. BIND OVER ORDER IT APPEARING TO THE COURT THE CRIMES ALLEGED IN COUNTS I & II OF THE WITHIN COMPLAINT OCCURRED AND IT FURTHER APPEARING THE WITHIN NAMED DEFENDANT, ORVAL GIDEON COWAN, COMMITTED THE SAME HE IS ORDERED HELD FOR TRIAL. ARRAIGNMENT SET BEFORE JUDGE HETHERINGTON ON SEPTEMBER 8, 1995 AT 2:00 PM (RG)		COWAN, ORVAL GIDEON	
09-07-1995		JUDICIAL NOTICE REFUSAL FOR CAUSE WITHOUT DISHONOR			

Date	Code	Description	Count	Party	Amount
09-08-1995		<p>JUDICIAL NOTICE FOR FAILURE TO RECOGNIZE THE CHARACTER OF THE PARTY JUDICIAL NOTICE FOR FAILURE TO RECOGNIZE THE CHARACTER OF THE PARTY GIDEON COWAN "A STATE" IN FACT SEE OKLAHOMA SUPREME COURT ORDER, CASE NO. 86,050</p>			
09-08-1995		<p>JUDICIAL NOTICE FOR FAILURE TO RECOGNIZE THE CHARACTER OF PARTY... GIDEON COWAN "A STATE" IN FACT SEE OKLAHOMA SUPREME COURT ORDER CAS NO 86,050</p>			
09-12-1995		<p>CM:FORMAL ARRAIGNMENT...WCH  CM: DEF APPRS FOR FORMAL ARRGMNT &amp; DEF IS ADVISED OF RIGHTS (CONSTITUTIONAL)&amp; TO INCLUDE HIS RIGHT TO COUNSEL &amp; IS ADVISED OFCHARGES AGAINST HIM;DEF STAND,MOTION PLEA &amp; CT ENTERS PLEA OF "NOT GUILTY" RESERVING HIS RIGHT TO FURHTER MOVE OR PLEAD;DEF TO BE RELEASED ON BOND AS PREVIOUSLY POSTED,CASE SET FOR JURY CALL DOCKET, OCT 11,@9:30AM,OWDS &amp;DEF'S REQUEST FOR OWDS TO BE ALLOWEDTO W/DRAW IS DENIED AT THIS (WCH)</p>			

Date	Code	Description	Count	Party	Amount
09-15-1995		JUD. NOTICE REFUSAL FOR CAUSE W/OUT DISHONOR TRESPASS ON CASES (3) JUDICIAL NOTICE  REFUSAL FOR CAUSE WITHOUT DISHONOR TRESPASS ON CASES OGC-001-95, GC-007-95, GC-008-95.			
09-19-1995		WRIT MANDAMUS			
09-20-1995		ORDER (COPY) FROM OK SUPREME CT			
09-21-1995		NOTICE OF APPLI FOR ORDER TO COMPEL DISCOVERY (COPY TO WHC & DA)			
09-25-1995		MINUTE ORDER - NOTICE OF APPLI FOR ORDER TO COMPEL IS SUSTAINED			
09-29-1995		MINUTE ORDER - ...MTN TO DISMISSED O/R (WH)			
10-02-1995		MOTION TO ENHANCE BOND			
10-03-1995		REFUSAL FOR CAUSE W/O DISHONOR			
10-03-1995		JUDICIAL NOTICE DEMAND FOR HEARING			
10-12-1995		MINUTE ORDER - MTN TO DISMISSED - OVERRULED			
10-12-1995		CM: CASE SET JURY CALL 10-19-95 9AM, REQST TO ENHANCE BD O/R....(WH)			
10-13-1995		DISCLOSURE			



<b>Date</b>	<b>Code</b>	<b>Description</b>	<b>Count</b>	<b>Party</b>	<b>Amount</b>
10-13-1995		DISCOVERY REQUEST			
10-16-1995		SUBPOENA ISSUED STATE DA (2)			
10-16-1995		SUBPOENA D.A. CM: JACK BARRETT P 036 955 517[5.00]		COWAN, ORVAL GIDEON	
10-16-1995		AFFIDAVIT *			
10-16-1995		SUBPOENA D.A. CM: MARION BAUMAN,MCAFEE&TAFT P036955516[5.00]		COWAN, ORVAL GIDEON	
10-17-1995		PETITION FOR RESTRAINING ORDER			
10-17-1995		RECEIPTS FOR CERTIFIED MAIL - MAILED (2 )			
10-17-1995		RETURN SUBPOENA 2 WITH DA RETURN			
10-19-1995		JUDICIAL NOTICE			
10-19-1995		PEITION FOR RESTRAINING ORDER			
10-27-1995		REQUESTED JURY INSTRUCTIONS - DA			
10-27-1995		MTN TO W/D AS ATTY OF RECORD - C GOBLE			
10-30-1995		JUDICIAL NOTICE			
10-31-1995		DOUBLE JEOPARDY			
10-31-1995		NOTICE OF SERVICE			
10-31-1995		JUDICIAL NOTICE AFFADAVIT			
10-31-1995		JUDICIAL NOTICE			

<b>Date</b>	<b>Code</b>	<b>Description</b>	<b>Count</b>	<b>Party</b>	<b>Amount</b>
10-31-1995		NOTICE OF SERVICE			
10-31-1995		DEMAND CLARIFICATION			
10-31-1995		ORDER DENYING APPLI FOR WRIT OF MANDAMUS			
10-31-1995		JUDICIAL NOTICE THREAT, DURESS, COERCION. PREMEDIATED MURDER			
10-31-1995		JUDICIAL NOTICE LACK OF VENUE & JURISDICTION COMMAND			
10-31-1995		DEMAND CONSTITUTIONAL OATH			
10-31-1995		TREPASS UPON CASES			
10-31-1995		DEMAND CONSTITUTIONAL OATH			
10-31-1995		REFUSAL FOR CAUSE W/O DISHONOR			
11-01-1995		EMPANEL JURY & SWEAR TO TRY CAUSE			
11-02-1995		ORDER - TRANSFERRED TO OK CT OF CRIMINAL APPEALS			
11-02-1995		REQUESTED JURY INSTRUCTIONS			
11-03-1995		APPEARANCE BOND BY: L#0214 RYAN SNOW RBS 20000.00[10.00]		COWAN, ORVAL GIDEON	
11-06-1995		QUESTIONS FROM JURORS			
11-06-1995		PEREMPTORY CHALLENGE			
11-06-1995		VERDICT GUILTY CT II 2YRS & \$1000 FINE			

Date	Code	Description	Count	Party	Amount
11-06-1995		SHERIFF'S SERVICE FEE ON ARREST[5.00]	1	COWAN, ORVAL GIDEON	
11-06-1995		C.L.E.E.T. PENALTY ASSESSMENT[4.00]	1	COWAN, ORVAL GIDEON	
11-06-1995		VERDICT GUILTY CT I RECOMMENDATIONS 2YRS \$1000 FINE			
11-06-1995		JUDGE'S TRIAL NOTES			
11-06-1995		C.L.E.E.T. PENALTY ASSESSMENT[4.00]	2	COWAN, ORVAL GIDEON	
11-06-1995		INSTRUCTION #24			
11-06-1995		C.L.E.E.T. PENALTY ASSESSMENT FOR A.F.I.S.[3.00]	2	COWAN, ORVAL GIDEON	
11-06-1995		VICTIMS COMPENSATION ASSESSMENT (AC12)[25.00]	2	COWAN, ORVAL GIDEON	
11-06-1995		LAW LIBRARY FEE[3.00]	1	COWAN, ORVAL GIDEON	
11-06-1995		C.L.E.E.T. PENALTY ASSESSMENT FOR A.F.I.S.[3.00]	1	COWAN, ORVAL GIDEON	
11-06-1995		COURT COSTS ON FELONY[85.00]	1	COWAN, ORVAL GIDEON	

Date	Code	Description	Count	Party	Amount
11-06-1995		INSTRUCTIONS TO THE JURY			
11-06-1995		COURT COSTS ON FELONY[85.00]	2	COWAN, ORVAL GIDEON	
11-06-1995		LAW LIBRARY FEE[3.00]	2	COWAN, ORVAL GIDEON	
11-06-1995		VICTIMS COMPENSATION ASSESSMENT (AC12)[25.00]	1	COWAN, ORVAL GIDEON	
11-06-1995		WAI OF COUNSEL			
11-06-1995		ORDER DENYING APPLI FOR WRIT OF MANDAMUS			
11-06-1995		SHERIFF'S SERVICE FEE ON ARREST[5.00]	2	COWAN, ORVAL GIDEON	
11-06-1995		FINES PAYABLE TO COUNTY (AC14) [1000.00]	2	COWAN, ORVAL GIDEON	
11-06-1995		FINES PAYABLE TO COUNTY (AC14) [1000.00]	1	COWAN, ORVAL GIDEON	

Date	Code	Description	Count	Party	Amount
11-06-1995		CM: JURY TRIAL COMPLETED, GUILTY....(WH) CM: JURY TRIAL COMPLETED THIS DATE; FOLLOWING DUE DELIBERATION, JJURY RETURNS VERDICT OF GUILTY PER VERDICT FROMS ON FILE HEREIN; CT HEARS ARGUMENT ON APPEARANCE  BOND & BOND IS SET AT \$20,000; FORMAL SENTENCING SET FOR 11-28-95 8:30AM; DEF REMANDED TO CUSTO DY OF CCDC SUBJECT TO POSTING OF BD CASH, SURETY OR PROPERTY (WH			
11-08-1995		COURT REPORTER'S FEE KIM MORRIS CFV 1178 (TRANSCRIPTS) [142.50]		COWAN, ORVAL GIDEON	
11-09-1995		ORDER - REMANDING TO DIST CT			
11-09-1995		CM: TRANS ORDERED FORM CT RPTR AT ST EXP (WH)			
11-13-1995		JUDICIAL NOTICE OF APPEAL			
11-15-1995		CERTI OF APPEAL - SP CT # 95-1249			

Date	Code	Description	Count	Party	Amount
11-21-1995		MINUTE ORDER - DEF NOT SENTENCED ACCORDING TO JURY VERDICT,... MINUTE ORDER - RE PETITIONERS JUDICIAL NOTICE OF APPEAL, DEF HAS NOT BEEN SENTENCED ACCORDING TO JURY VERDICT. CLK INSTRUCTED TO TAKE NO FURTHER ACTION & DEF WILL BE ADVISED OF APPEAL  PROCEDURE AT FORMAL SENTENCING (WH)			
11-28-1995		ISSUE J&S 2YRS DOC C/S ALL CTS[20.00]		COWAN, ORVAL GIDEON	
11-28-1995		COMMAND		COWAN, ORVAL GIDEON	
11-28-1995		ENTRY OF AFFIDAVIT OF CRIMINAL COMPLAINTS			
11-28-1995		JUDICIAL NOTICE CORUM NON JUDICE (COPY AS FILED W/OKLA CO COURT CLERK)		COWAN, ORVAL GIDEON	
11-28-1995		NOTICE OF APPEAL (COPY AS FILED W/WESTERN DISTRICT)		COWAN, ORVAL GIDEON	
11-28-1995		JUDICIAL NOTICE		COWAN, ORVAL GIDEON	
11-28-1995		AFFIDAVIT COMMAND ERROR IN LAW, ESTOPPEL BY RECORD		COWAN, ORVAL GIDEON	

Date	Code	Description	Count	Party	Amount
11-28-1995		AFFIDAVIT REFUSAL FOR CAUSE W/OUT DISHONOR		COWAN, ORVAL GIDEON	
11-28-1995		ENTRY OF AFFIDAVIT OF CRIMINAL COMPLAINTS			
11-28-1995		CM: 2YRS EA CT C/S, \$1000 FINE PER CT; \$80,000 APPEAL BD...(WH) CM: DEF APPEARS PRO SE FOR SENTENCING; PER RECORD MADE THIS DATE & PURSUANT TO JURY VERDICT; DEF IS ORDERED CONFINED TO DOC FOR A PERIOD OF 2YRS ON EA CT & A FIND OF \$100 PER CT EA TO RUN C/S TO THE OTHER; DEF IS ADVISED OF APPEAL RIGHTS & RIGHT TO REMAIN IN CCDC FOR 10DYS; DEF REMANDED TO CCDC SUBJECT TO THE POSTING OF APPEAL BD APPROVED BY THE CT CLERK IN THE AMT OF \$80,000. J&S TO BE FILED W/IN 20DYS (WH)			
11-30-1995		ATTACHMENT			
12-01-1995		ORDER DECLINING TO ASSUME JURISDICTION			
12-06-1995		NOTICE OF APPEAL		COWAN, ORVAL GIDEON	
12-06-1995		APPEARANCE BOND BY: L#2171 JOE BOB NELSON 80000.00[10.00]		COWAN, ORVAL GIDEON	

<b>Date</b>	<b>Code</b>	<b>Description</b>	<b>Count</b>	<b>Party</b>	<b>Amount</b>
12-06-1995		ORDER DENYING WRIT OF PROHIBITION		COWAN, ORVAL GIDEON	
12-06-1995		ISSUE ORDER OF RELEASE			
12-06-1995		PETITION FOR ORDER TO VACATE/STRIKE/DISMISS & DECLARE MISTRIAL		COWAN, ORVAL GIDEON	
12-08-1995		MINUTE ORDER			
12-08-1995		ORDER OF RELEASE WITH SHERIFFS RETURN			
12-12-1995		CERTIFICATE OF APPEAL - SP CT # 95-1359			
12-13-1995		LETTER FROM CLERK		COWAN, ORVAL GIDEON	
12-20-1995		CERTIFICATION OF WITNESS FEES FROM D.A. 31.10		COWAN, ORVAL GIDEON	
12-29-1995		ORDER DENYING PETITION FOR WRIT OF HABEAS CORPUS			
01-02-1996		NOTICE OF HRG TO THE ABOVE NAMED DEF			
01-03-1996		COPY OF LETTER TO DEF FROM CT REPORTER			
01-16-1996		AFD OF DEF NOTICE TO PROCEED PRO PER IN DIRECT APPEAL			
01-16-1996		CERTIFIED COPY OF CONSTRUCTIVE JUDICIAL NOTICE OF REVIEW			



Date	Code	Description	Count	Party	Amount
01-16-1996		CONSTRUCTIVE JUDICIAL NOTICE			
01-16-1996		JUDICIAL NOTICE FOR DESIGNATION OF RECORD			
01-18-1996		MOTION TO ORDER EXECUTION OF SENTENCE AND EXONERATE APPEAL BOND		COWAN, ORVAL GIDEON	
01-30-1996		CERTIFICATION (CCA# 95-1359)			
01-30-1996	NCRAP	NOTICE-COMPLETION OF RECORD TO CCA, DA & O. COWAN MAILED OUT THIS DATE **APPEAL FILE HAS NOT BEEN MADE**			
02-01-1996		CONSTRUCTIVE JUDICIAL NOTICE REVIEW AND REVERSE		COWAN, ORVAL GIDEON	
02-06-1996		APPEAL FILES (2) SENT TO CCA THIS DATE AS REQUESTED (NO TRANSCRIPTS)			

Date	Code	Description	Count	Party	Amount
02-07-1996		CM: EXECUTION OF J&S, BONDSMAN TO SURRENDER DEF 2-16-96 @ 4PM CLEVE CO DA APRS & DEF FAILS APR IN PER OR THRU ATTY ON ST'S MTN TO ORDER EXECUTION OF SENT & EXON OF APPEAL BD; ARG HRD & PER RECORD MADE THIS CT FNDS THAT NOTICE OF THIS MTN & HRING WAS GIVEN TO DEF AT THE ADDRESS PROVIDED BY DEF & WHERE THIS DEF AGREED TO BE NOTICED; THAT HE HAS FAILED TO REpond ON APR FURTHER THAT PER RECORD MADE THIS DATE THAT DEF HAS FAILED TO COMPLY W/CRT OF CRIMINAL APPEAL & AS TO FORM REQUIREMENTS THAT ATTHIS TIME DUE TO THESE DEFICIENCIES HE HAS FAILED TO VEST JURSID IN THE CRT OF CRMNL APLS PER RULE 2.1 OS 2.5 THEREFORE THE ST'S REQ TO EXECUTE ON J&S IS SUST. & DEF'S BDSMN IS TO BE GIVEN NOTICHTHAT EXEC. OF J&S IS ORDERD W/BDNSM JOE BOB NELSON ORDERED TO SURRENDER DEF IN EXECT OF J&S BY 4PM 2-16-96 OR FORF TO ISSUE TOGETHER W/A WARRANT FOR DEF'S ARREST DEF IS ADVISED OF RULE 2.1 E & SECTN V RULE 5.1 ET SEQ REGARD. PROC FOR APLS O/TIME &PRC WH		COWAN, ORVAL GIDEON	

