

BEFORE THE GOVERNOR OF THE STATE OF MISSOURI
THE HONORABLE JAY NIXON

In the Matter of:)
)
PAUL GOODWIN,) Scheduled for Execution by the State
) of Missouri on December 10, 2014, at
Petitioner.) 12:01 a.m.
)

AFFIDAVIT OF LANCE SHOCKLEY

1. My name is Lance Shockley. I am an inmate at Potosi Correctional Center in Mineral Point, Missouri. My inmate number is 349824.
2. I have known Paul Goodwin for approximately five (5) years. I am willing to share what I can about my impressions of Paul and his adaptive skills. However, I think it is important to point out that within an institution like Potosi Correctional Center, there are so few choices and options in life that many of the adaptive skills Paul would likely struggle with on the outside are simply not an issue. Really, you do not have to make many decisions here.
3. Paul is a slow, easy-going, kind-hearted man. He is like a big kid. It is commonly understood amongst Potosi Correctional staff and inmates alike that Paul is slow. Anyone who knows Paul knows he is slow. I have always spoken to Paul like he is a

real person, although there are certainly inmates and staff who talk to him more like a child.

4. Over the years that I have known Paul, he has not always made the best choices. When it comes to making choices or decisions about his actions, Paul is not able to see a situation from all of the different possible sides or angles. Even if Paul has been in a similar situation before, Paul struggles to think about how his actions might be perceived, and what the consequences or repercussions might be. He cannot analyze things the way the rest of us can.

5. A recent example of Paul not being able to look at how a situation might be perceived by others comes from one of his recent conduct violations. Paul was not getting along with his cellmate (Ronald Wright). Paul should have handled the situation by simply asking for a room change. However, instead of doing that, Paul reported to his counselor that he and his cellmate were not getting along. The counselor investigated the situation and as a result, Paul was written up and placed in solitary confinement, because what he said during the investigation was perceived to be a threat. It was too complicated for Paul to think all of the possibilities through, and he was unable to see that if he put himself in a position where the situation would be investigated he might end up in trouble. There are a number of other ways Paul could have gone about seeking a cellmate change that would not have resulted in an

investigation. However, in his simple way of thinking, he never perceived that he was not doing it in the best way possible.

6. Paul's family makes sure Paul has what he needs, at least from a financial perspective. Paul has never wanted financially, although he does not know how to keep track of his commissary funds. It works out for him, because his family makes sure he always has funds, but if they were not able to do that, it would be really hard for Paul. If Paul had to live on a budget, it would be extremely difficult for him, because he has never had to do so in his whole life. To me, the fact that Paul's family sends him money every month -- like a parent would give a child an allowance -- reinforces that Paul's family knows what his limitations are.

7. If Paul likes you, he will do anything for you. If Paul does something that someone finds offensive, it is because he does not understand something. Paul has a hearing impairment, and his hearing difficulties compound his difficulty understanding what is going on around him.

8. I think Paul has had problems with people (read: other inmates) taking advantage of him. I do not know if Paul can even see that he is being taken advantage of, although his experiences have probably taught him a little bit about being taken advantage of over time. That said, since I do not think Paul really knows he is being

taken advantage of at a given time, I do not know that there is much that he can do about it.

9. I teach a class called Transition Training. For quite a while, I taught the class with Herb Conley, the recently retired Chaplain from Potosi Correctional Center. The class is a basic psychology class that is similar to Myers-Briggs. The students in the class complete a questionnaire and then receive a profile that highlights their strengths and weaknesses. It also helps an inmate identify what his needs are and to identify which of those needs are not being met. The profile also assesses character -- think about that in terms of what you are doing when people are not looking. The class meets twice a week for eight (8) to ten (10) weeks, and covers a total of fourteen (14) different lessons. The purpose of the Transition Training program is to help inmates think about themselves in a different light.

10. Paul participated in the Transition Training class. In order to successfully complete the Transition Training class, the inmates have to do homework and to participate and share openly in class. They also have to give a speech at the end of the session in which they share what they learned during their time in the class. While Paul's class was the best class I ever taught, because of the dynamics of the class, it was a struggle for Paul because he had trouble keeping up with the material that was being presented and with the discussion. I think some of Paul's difficulties were because he could not hear what was being said, but, I also think it would have been

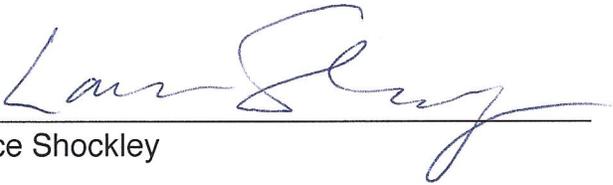
hard for him no matter what. Because Paul was trying to keep up but really could not, I worked individually with Paul on our wing at night and on days when the class did not meet. The class was hard for Paul, and I had to really push him to get him through it. While I do not specifically remember it, I am sure Paul said he wanted to quit -- that's how hard the class was for him, but I stayed on him and pushed him through. I had to help Paul put his thoughts in order for his graduation speech, but in the end he did a good job.

11. Over time, I came to understand that if I called on Paul in my Transition Training class, he would probably not be able to answer my question. I think some of that might have been due to his hearing difficulties, but I also know that he does not articulate what he is thinking well. In fact, Paul told me himself that when I called on him in class, I was putting him on the spot, and that he felt frustrated. After that, I pretty much stopped calling on Paul, and if I ever did call on him, I made sure that I would not be asking him to demonstrate an understanding of the material. So that he was included, I would occasionally call on Paul to ask if he had ever done a certain thing. When I did that, I was always sure Paul would be able to provide personal testimony. Paul once confided in me that his mother always did the talking for him.

12. Paul has never tried to be someone he is not. He has always been taken care of (mostly by his mother), and I think that was maybe because he simply did not have the

capacity to care for himself on his own. He would say, "You know I'm not messing with that" or "You know I can't do that."

Further affiant sayeth not.


Lance Shockley

SWORN to and SUBSCRIBED in my presence
this 29th day of November, 2014.


Notary Public

