

IN THE COURT OF COMMON PLEAS OF WYANDOT COUNTY, OHIO
CRIMINAL DIVISION

State of Ohio

Plaintiff

CASE NO. 21-CR-0082
21-CR-0110
21-CR-0147

vs

Larry R. Hill Jr. A805866
NCCI
P.O. Box 1812
Marion OH 43302

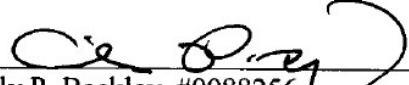
Defendant

MOTION TO WITHDRAW PLEA

2023 APR 24 P 1:34
CLERK OF COURTS
WYANDOT COUNTY

Now comes Larry R. Hill Jr., by and through his Attorney, Emily P. Beckley, and respectfully requests to allow Mr. Hill to withdraw his plea pursuant to Criminal Rule 32.1, to correct a manifest injustice more fully set forth in the attached Memorandum.

Respectfully Submitted,


Emily P. Beckley, #0088256
STANSBERY, SCHOENBERGER & SCHECK
106 East Wyandot Avenue
Upper Sandusky, Ohio 43351-1477
Telephone: 1-(419)-294-5701

LF

MEMORANDUM

Mr. Hill was previously represented by Attorney Adam Stone. Mr. Hill wrote a letter to this Court filed, December 5, 2022, informing the Court of the information given to him by Mr. Stone regarding a plea offer. That never occurred because it was not a true offer. Undersigned counsel spoke to the prosecutor's office and there was never a plea offer involving the DEA in this matter.

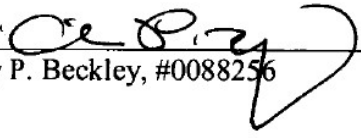
Mr. Stone billed for discussing with the DEA and also stated to Mr. Hill the individuals with him on February 15, 2022 at the Crawford County Jail were DEA agents. Further, there were discussions between Attorney Stone's office and Mr. Hill's family regarding plea offers involving the DEA. After Mr. Hill entered his guilty plea, he and his family contacted Mr. Stone's office on multiple occasions to withdraw his plea, prior to his sentencing. Moreover, after Mr. Hill's sentencing, until his resignation, Mr. Stone was telling Mr. Hill and his family that he was working to correct Mr. Hill's sentence. Please see attached Exhibits (14 pages).

The reason this Motion to Withdraw Guilty Plea has been delayed as sentencing occurred August 10, 2022 is because Mr. Hill believed from the time of sentencing until Mr. Stone's resignation in October 2022 that he was working on a "Motion to correct his sentence." After Mr. Stone's resignation, Mr. Hill suffered a heart attack. It was not until December 5, 2022 that the Court received Mr. Hill's letter and undersigned counsel was appointed. Undersigned counsel gathered the documents included in the Exhibits, as well as attempted to contact the DEA and gave time for a response, which was never received.

Wherefore, Mr. Hill should be granted the ability to withdraw his plea of guilty in this matter to correct the manifest injustice of a false promise by his former Attorney.

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Motion to withdraw plea was sent via email to the Wyandot County Prosecutor, this 24 day of April, 2023.



Emily P. Beckley, #0088256

Hill, Larry

2 messages

F H <hill92601@gmail.com>

Tue, Nov 1 at 2:37 PM

To: Bobbi <bobbi@adamstonelawfirm.com>

Please inform as to when the complete file has shipped.

Also, any help in where to turn to have another attorney appointed to him, as I stated before, it wasn't just the sentencing that was erroneous in my husbands case.

Due to Adam having Larry sign a "for show" plea agreement in May, the same time he was diagnosed to need mental health treatment, therapeutically as well as pharmacology, and due to this "for show" plea agreement being nothing but a ruse to get Larry to sign the plea, well, to me it definitely brings into question the quality, effectiveness and certainly the morality of the representation me husband received.

I am aware that this office is not liable nor obligated in any way to do anything, I'm simply looking for some kindness and compassion in being given direction as to where to go from here, rather than being forced to formally and publicly fight for my husband.

Thank you in advance for your help,

Frederica Hill

Bobbi <bobbi@adamstonelawfirm.com>

Tue, Nov 1 at 2:40 PM

To: F H <hill92601@gmail.com>

Hi Frederica, the file was sent out yesterday, and I will ask Sandy if she spoke with Adam. I do not know of anyway for Larry to get ne APPOINTED Counsel and the only people I would know to get in touch with would be the Court. Hopefully Sandy spoke with Adam, as she stated she would.

Thank you,

[Quoted text hidden]

Hill file

F H <hill92601@gmail.com>

Fri, Nov 4 at 5:28 PM

To: Bobbi <bobbi@adamstonelawfirm.com>

Good afternoon.

I did receive the file you sent, thank you.

I believe any and all information as to any DEA cooperation or contact is missing from his file, as I'm unable to locate anything in what you've sent me, not even a notation as to such.

Could you please look into it and let me know of any findings relating to such.

Again, I thank you for your help,

Frederica Hill

Larry Hill

2 messages

F H <hill92601@gmail.com>

Wed, Nov 9 at 6:06 PM

To: **Bobbi** <bobbi@adamstonelawfirm.com>

I have went through the file in its entirety and Adam, on his itemized statement to the court, lists multiple charges for various interactions with DEA, including cooperation considerations, yet none of this is in the file. No correspondence, contacts, notes, not a mere mention of any conversations are to be found.

I need this information urgently. Please locate and notify me ASAP so I may provide postage to have it forwarded to me.

This information is being requested from an agency that has opened a case file investigating "concerns over counsel's representation".

Thank you and as always I appreciate your prompt attention to this matter.

Frederica Hill

Bobbi <bobbi@adamstonelawfirm.com>

Thu, Nov 10 at 7:09 AM

To: F H <hill92601@gmail.com>

Hi Frederica, what you have is all there is, including discs that we had. We do not have anything additional, and we didn't even keep copies of what we sent (because of Adam's resignation). The only thing we may have at all would be Adam's notes and no one is entitled to his notes, and we are not permitted to provide them to anyone. I sent a message to Adam asking about any info regarding the DEA and didn't get a response, but typically any involvement with the DEA is kept a secret as much as possible for the Defendant's safety. Unfortunately, we don't have anything else. I am sorry.

[Quoted text hidden]

Larry Hill

F H <hill92601@gmail.com>

Wed, Aug 31 at 1:23 PM

To: Adam Stone <Adam@adamstonelawfirm.com>, Mike M <mikem@adamstonelawfirm.com>

I just wanted to reach out and remind you of Larry's sentencing mix up and filing a motion to fix it.

The papers he received also stated he's "a danger to the community." I'd surely think that's a error as well.

Frederica

Larry Hill

F H <hill92601@gmail.com>

Tue, Aug 9 at 8:20 PM

To: Adam Stone <Adam@adamstonelawfirm.com>

Thank you again, for everything.

Last thought, I do hope when the powers that be are deciding Larry's fate that they not only take into consideration Larry's cooperation, but also ruminate on the fact that I assisted, not just once but twice; no one anticipated "Snacccs" would reach out and question me 3 weeks later.

Best of luck tomorrow, God Bless

Frederica

Hill, Larry**Adam Stone** <Adam@adamstonelawfirm.com>

Wed, Jul 27, 2022 at 5:51 PM

To: F H <hill92601@gmail.com>, Mike M <mikem@adamstonelawfirm.com>

Frederica,

Because of my back injury and my inability to get to court consistently, and even more because i haven't spent the time I would need to argue a complex sentencing like this one, I'm likely to ask for a continuance in which to adequately spend the necessary time with my client.

I want to discuss this with my staff but I hold myself to a certain standard and want to be sure that your husband has me at my best. He deserves and the constitution requires it.

Thank you,
Adam

Get Outlook for iOS

From: F H <hill92601@gmail.com>**Sent:** Wednesday, July 27, 2022 6:40:11 PM**To:** Adam Stone <Adam@adamstonelawfirm.com>; Mike M <mikem@adamstonelawfirm.com>**Subject:** Hill, Larry

Just a couple of questions, this email anyways, (have sent multiple to Mike with no response).

Friday the 29th Larry goes for sentencing, will you still be filling for delayed reporting (when we first met and on the phone after you said you would file for this).

Also, I'm not sure how it works with the letters we wrote for the judge; do you present them at the sentencing or has she already received them?

My apologies to you again for the numerous emails and questions, all of this is foreign to me.

Adam, I pray you are healing from your accident; to you and the rest of your staff I thank each of you for all you've done for my husband and with his case, and equally apologize again for the abuse and degradation stemming from my brother in law, Mike Hill Sr.

Sincerest regards,

Frederica Hill

Larry Hill plea

F H <hill92601@gmail.com>

Mon, May 16 at 11:46 AM

To: Adam Stone <Adam@adamstonelawfirm.com>, Ryan Tanner <rtanner@adamstonelawfirm.com>

Good morning.

I spoke with Larry several times over the weekend. He has a lot of concerns about the papers he signed and as many questions. He feels what he was told he signed for is different than is what is stated on the papers. Largely where it states his time is to be served consecutively not concurrent.

Specifically, he is requesting that you, Adam, come out to the jail in Upper Sandusky and meet with him. He does not feel he was given adequate time at the courthouse to ask questions and to understand fully what's happening in his case. He also did ask to see his discovery.

I know your office is very busy, I pray you find the time to go sit down and talk to him, uninterrupted and with time to alleviate his concerns.

He feels without the ability to talk to you and to understand what's going on with his case, to be able to ask the questions he has and to have them answered, his only option is to change his plea.

Sincere regards,
Frederica Hill
859-693-3811

P.S. I, personally, was wondering if the furlough would still be given? With my brain tumor and heart failure, well, might be the last time.

Larry Hill

4 messages

F H <hill92601@gmail.com>

Mon, Feb 7 at 1:50 PM

To: <rtanner@adamstonelawfirm.com>

Hi Ryan this is Frederica Hill Larry's wife in Florida I was just wondering if I could get an update on his case what's going on with it what y'all know if there's anything you can tell me thank you

Mrs Hill

Ryan Tanner <rtanner@adamstonelawfirm.com>

Mon, Feb 7 at 4:01 PM

To: F H <hill92601@gmail.com>

Good evening. Not much to report. Adam said he is working with other agencies that will hopefully help long term with any offers Larry may receive.

Thanks,

Ryan

[Quoted text hidden]

F H <hill92601@gmail.com>

Mon, Feb 7 at 4:55 PM

To: Ryan Tanner <rtanner@adamstonelawfirm.com>

OK well then I'll be blunt about it I guess Dylan phone says something about DEA going to talk to Larry next Tuesday the question is if in fact the DEA was going to talk to Larry next Tuesday is Adam going to be present

[Quoted text hidden]

Ryan Tanner <rtanner@adamstonelawfirm.com>

Tue, Feb 8 at 7:27 AM

To: F H <hill92601@gmail.com>

Yes. I asked Adam and he will be present at that meeting.

[Quoted text hidden]

Larry Hill

2 messages

F H <hill92601@gmail.com>

Mon, Feb 14 at 7:18 PM

To: Ryan Tanner <rtanner@adamstonelawfirm.com>

Hi Ryan this is Frederica Hill Larry's wife, today, Tuesday, is when the DEA and Adam are supposed to go out and talk to Larry. Please let me know if that changes or the outcome of the meeting with them. Actually if you could set up a meeting via telephone with Adam and myself that would probably work out better. I know he has my number but just pass along again is 850-693-3811 or if he doesn't wanna set up a formal meeting he can call me at any time.

Thank you in advance for all your help in this matter

Mrs. Hill

Ryan Tanner <rtanner@adamstonelawfirm.com>

Tue, Feb 15 at 8:43 AM

To: F H <hill92601@gmail.com>

Ok, will do.

Thanks,

Ryan

[Quoted text hidden]

Larry Hill

5 messages

F H <hill92601@gmail.com>

Tue, Feb 15 at 2:23 PM

To: Ryan Tanner <rtanner@adamstonelawfirm.com>

Good afternoon Ryan I spoke to Adam just now thank you for passing that along. Adam said to check with you to find out when Larry's next court date is I think he said pretrial.

Frederica Hill

Ryan Tanner <rtanner@adamstonelawfirm.com>

Tue, Feb 15 at 4:01 PM

To: F H <hill92601@gmail.com>

Good evening. There is nothing scheduled yet for Larry.

[Quoted text hidden]

F H <hill92601@gmail.com>

Tue, Feb 15 at 4:02 PM

To: Ryan Tanner <rtanner@adamstonelawfirm.com>

I mean what determines when his next court date will be otherwise he could just be sitting there forever right

[Quoted text hidden]

Ryan Tanner <rtanner@adamstonelawfirm.com>

Wed, Feb 16 at 6:38 AM

To: F H <hill92601@gmail.com>

The court will call and schedule something. He won't be sitting there forever, they like to keep things moving as best they can.

[Quoted text hidden]

F H <hill92601@gmail.com>

Wed, Feb 16 at 8:49 AM

To: Ryan Tanner <rtanner@adamstonelawfirm.com>

Thank you just keep me up-to-date as you know something

[Quoted text hidden]

Larry Hill

2 messages

F H <hill92601@gmail.com>**Wed, Feb 23 at 7:31 AM****To: Ryan Tanner <rtanner@adamstonelawfirm.com>**

Good morning Ryan just seeing if there's a few things you can pass on to Adam that Larry had asked me to address.

He'd like to set up an appointment with Adam that Adam can take the discovery to where Larry can look over it and talk to him there at the jail.

He also feels like being in jail this long that he's not being afforded opportunity and time to aid in his defense, I guess is the best way to put it I'm not sure I think you get what I'm trying to say though.

He also likes to know is there any time frame be days, weeks or months to expect to hear back from DEA or prosecution, as well as an expected court date.

OK and lastly this was more question Dylan and I were discussing, I think the way I understood Adam to say it is working with the DEA would lessen his time but he would still be looking at time in prison. Dylan had stated about an offer being two years to four years 11 months and Adam had said they were already willing to drop some of the charges so being at that level now the DEA would take it down even further would that possibly be doing a time served and released.

Basically what Dylan and I were questioning was if he's down to four years offer and the DEA offer only got him two years off is that going to then put him going to prison basically with A bull's-eye on his back, my understanding from everyone involved that I've talked to that these are some heavy hitters and kind of feel like with all these murders and everything and the reach of these people that only shortening his sentence by a couple of years and him still doing time is going to put him in jeopardy.

And Larry wasn't sure if this point got a crossed or not so I haven't going to state from personal knowledge from myself with conversations with both parties Tina not the big one I forget the word that she used but kind of a go-between, The one Larry said and I'm not sure if well I'm not gonna give a name on here right now, but Larry said he told the DEA who the main person was and the DEA didn't believe it I can show where I had phone calls with this person after Larry was locked up, I can probably shower I had phone calls with Tina months ago and I believe I have that phone call recorded actually with her, but back to the point if the DEA is truly believing Tina is the high went up and not the One that Larry told him was there mistaken.

And I also believe I have screenshots showing Larry at various locations in the Columbus area, with dates and times arriving and times leaving, and I believe including the address were the one that lived on Taylor Street or Avenue I would actually have to go through my phone and look it up at this point.

If you would kindly just shoot me an email back with any information you can give me as well as appointment times or what not as you know of them.

Thank you in advance for your attention in this matter

Frederica Hill's
850-693-3811

Ryan Tanner <rtanner@adamstonelawfirm.com>**Wed, Feb 23 at 7:59 AM****To: F H <hill92601@gmail.com>**

Good morning. I have your email. As soon as I can get some time with Adam I'll work on these answers for you. He's in court most of the rest of the week so I'll do the best I can.

Larry hill

Adam Stone <Adam@adamstonelawfirm.com>
To: F H <hill92601@gmail.com>

Fri, May 13, 2022 at 11:58 AM

You did great. Stick to the story.

I called the DEA agent and let her know. No one showed up at his house. He's trying to get information from you.

Get Outlook for iOS

From: F H <hill92601@gmail.com>
Sent: Friday, May 13, 2022 12:57:20 PM
To: Adam Stone <Adam@adamstonelawfirm.com>
Subject: Re: Larry hill

Did forget to say, He asked how Larry was doing, I said still sitting in jail waiting, that is when he hung up the phone. I couldn't say any different as it shows him in jail on their app....

Again, I was caught off guard, the only thing I had to go off was the text they had me send.

Frederica

On Fri, May 13, 2022 at 11:08 AM Adam Stone <Adam@adamstonelawfirm.com> wrote:
What did he tell you??

Get Outlook for iOS

From: F H <hill92601@gmail.com>
Sent: Friday, May 13, 2022 12:06:25 PM
To: Adam Stone <Adam@adamstonelawfirm.com>
Subject: Larry hill

I meant to say call me ASAP.... Snaccs just called me

Visitor Register

DATE	NAME	FIRM	ADDRESS	TO SEE
2-13	Mark Call	Emery	STREET 1215 Henderson Rd CITY Portland STATE	15:35 15:50
2-13	John Hall	Boyd Green	STREET 415 Hillside St CITY Seaside STATE	15:35 15:50
2-13	Tommy Thomas	MOA	STREET 22 W North St CITY Astoria STATE	15:35 15:50
2-13	Susan Johnson	Amst	STREET 1511 Parkside Dr CITY Clatsop STATE	15:35 15:50
2-13	John Hall	MOA	STREET 210 1st St CITY Buxton STATE	15:35 15:50
2-13	Thomas Thomas	Emery	STREET 100 W State St CITY Emery STATE	15:35 15:50
2-13	Rob Denton		STREET CITY STATE	8:00
1/15	Adam Grace	Atty	STREET CITY STATE	
1/15	Jenna Vidari	DEA	STREET CITY STATE	
7/15	CHRIS FARRINGTON	DEA	STREET CITY STATE	
1/15	DEAN DAILY	Atty	STREET 106 S. Sturdy CITY UPPLE STATE OR	11:45 12:05
1/17	Rob Denton	Atty	STREET CITY STATE	7:40
4/6	D. O. Arty	Atty	STREET UPPLE CITY STATE	11:50
	Rob Denton	Atty	STREET CITY STATE	1:03
1-17	Ashley Swartz	Atty	STREET 113 E. Oregon CITY Buxton STATE	