

IN THE DISTRICT COURT OF PITTSBURG COUNTY
STATE OF OKLAHOMA

THE STATE OF OKLAHOMA,)
Plaintiff,)
v.) Case No. F-2004-68
TERRY LYNN NICHOLS,)
Defendant.)

AFFIDAVIT OF KEVIN DURKIN

I, Kevin Durkin, being duly sworn upon oath, do depose and state:

1. I am an attorney currently licensed and in good standing to practice law in the State of Ohio. I have been an attorney for 23 years. I am also a member of the following bars: United States District Court for the Southern and Northern Districts of Ohio and the United States Supreme Court

2. In 1996, I was appointed to represent Peter Kevin Langan with respect to an indictment that included charges of Bank Robbery in the United States District Court for the Southern District of Ohio. I represented Mr. Langan until the jury's verdict in his second trial.

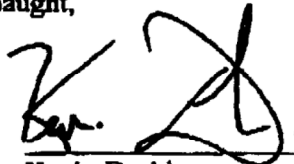
3. During the above described prosecution of Mr. Langan, the Government was represented by Assistant United States Attorneys Robyn Jones and Dana Peters.

4. Plea negotiations took place between counsel for the parties, but no plea agreement was ever reached between the Government and Peter Langan.

5. The Government proposed a plea agreement that would have required Mr. Langan to be debriefed by Government Law Enforcement Officials.


6. I was advised by Government counsel that Peter Langan could assist himself by providing the Government substantial assistance in criminal investigations.
7. Counsel for the Government advised me that "we" think Peter Langan can assist the Government with respect to "Oklahoma City" and another criminal investigation.

FURTHER Affiant sayeth naught,



Kevin Durkin

Subscribed and sworn to before me this 12th day of April, 2004.



Notary Public

My Commission Expires:

TODD E. MULLINS
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES 08-31-05