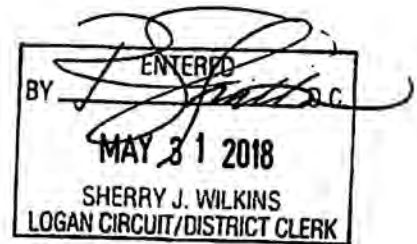


COMMONWEALTH OF KENTUCKY  
LOGAN CIRCUIT COURT  
CASE NUMBER 07-CR-00008



COMMONWEALTH OF KENTUCKY

PLAINTIFF

V.

LYLE SCOTT NEWSOM

DEFENDANT

**JUDGMENT DENYING PETITION TO SET ASIDE FINAL JUDGMENT DETERMINING LYLE SCOTT NEWSOM AS BEING NOT GUILTY BY REASON OF INSANITY, REAFFIRMING THAT JUDGMENT AND SPECIFICALLY ORDERING THAT LYLE SCOTT NEWSOM MAY NOT POSSESS ANY FIREARM**

Lyle Scott Newsom personally appeared in this Court on Tuesday May 29, 2018, and informed the bailiffs that he wished to speak privately to this Judge. He was not summoned to appear for any reason and his presence was entirely his doing. This Judge asked him to step forward and speak at the lectern in open court. The conversation was recorded on the digital recording system.

The conversation was lengthy and difficult to summarize. However, the sum of Mr. Newsom's request is that this Court set aside its prior order dismissing the 2007 charges against him on the grounds that he was insane. This request is considered a pro se Petition by Mr. Newsom granting this Court jurisdiction to address all issues raised.

Based upon Mr. Newsom's statements made on the record on Tuesday, May, 29, 2018, and again on Thursday, May 31, 2018, the Court makes the following findings of fact and conclusions of law.

On May 29, 2018, Mr. Newsom appeared anxious and stressed. He said he possessed firearms and that police were oppressing him. They (presumably the police) would not allow him to purchase firearms and he believes the reason he cannot purchase a firearm is the written notation on a piece of paper that dismissed the charges in this case. Mr. Newsom believes that someone added writing onto the paper indicating that the case was dismissed because Mr. Newsom was found to be insane and that this writing was not a finding of this Court. Mr. Newsom also insisted that this Court had ordered that a firearm be returned to him, Lyle Newsom, on the order dismissing the case.

The file was retrieved, and it showed the charges were dismissed based upon a finding that Lyle Newsom was "not guilty by reason of insanity." That order did not direct the firearm be returned to Lyle Newsom. It directed it be returned to his father, the owner of the firearm, Ronald Newsom. When confronted with the writing—Lyle Newsom insisted that the order required the firearm be given to him.

Mr. Newsom now insists that he has the right to keep and purchase firearms, and he asked this Judge to fix the problem so that he could possess and purchase firearms. He made numerous

statements that cause the Court to question his current sanity. Some are referenced in this order but a better understanding could be had by review of the digital record. He said his neighbors were spying on him and were inserting their personalities into him. He said he feared the police. He mentioned several times that he had fought six Kentucky State Troopers with his bare hands. This may be true. He believes the police and others are engaged in a conspiracy against him. He said he had been "internally beheaded."

This judge explained to Mr. Newsom that if he challenged the final judgment dismissing the charges as erroneous, that the charges might be reinstated. He insisted that the problem be solved. He declined the Court's suggestion that he wait and think about it and come back a few days later. He declined the suggestion that he seek legal advice. Public defenders advised him from the sidelines to wait and seek advice. This judge ultimately said the matter would be taken up on Thursday, May 31, 2018, and ordered that, pending the outcome of the issue, that Mr. Newsom be held in custody under a \$10,000.00 cash bond. Hon. William Maddox was appointed to represent Mr. Newsom.

On May 31, 2018, Mr. Newsom was permitted to make any additional statements in support of his Petition.

The Court takes judicial notice of all matters recorded in previous orders in this case. One such order directed that the file be sealed because involuntary hospitalization proceedings were begun in that case. ***It is hereby ORDERED that that this file be unsealed and open to the public as this matter involves a public risk.***

Lyle Newsom's lack of competency to stand trial was not a seriously contested issue in 2007. The KCPC report indicated, and there was no conflicting evidence, that due to mental illness, he was not able to comprehend the requirement of law or to conform his conduct to law at the time of the alleged crime. Mr. Newsom has had other felony charges in other counties dismissed on the grounds that he was not competent to stand trial.

The Court believes from Mr. Newsom's statements and demeanor, and from his lack of logic or reason, he likely remains incompetent to stand trial and remains seriously mentally ill. Given the totality of his statements concerning gun ownership and possession, coupled with his fear of police and unwavering belief that they conspire against him, the Court believes he is likely a danger to himself or others. He may particularly be a danger to his "neighbors" who he believes are attacking him and inserting personalities into him and allowing or causing sound waves or technology to attack Mr. Newsom. His neighbors have the right to be notified of this situation by the police. It is ORDERED that they be so notified, specifically by the Kentucky State Police. Mr. Newsom also mentioned others who

have wronged him including Circuit Judge Andrew Self of Christian County and Mr. Newsom's former attorney, Stephanie Ritchie Mize. He also mentioned the County Attorney in Calloway County in connection with an incident which he says occurred in the college library at Murray State University. He also mentioned the "City Counsel," but it was not clear which city this involved.

The Court suspects that Mr. Newsom's appearance in this Court might be a cry for help. He offered no resistance when taken into custody. He was concerned only for his car that he arrived in. He said no one else accompanied him on his journey from Graves or Calloway Counties.

The Cabinet for Health and Family Services has a legal statutory duty to take action to protect Lyle Newsom from himself and to protect the public from him. It has through counsel denied that it has any duty to seriously mentally ill persons or to the public in a similar case which this Court made public record. It is hoped that it will recognize the duty in this case.

Any police officer that may contact Mr. Newsom in his current state may face an elevated risk of danger. Mr. Newsom, himself, is in heightened danger from being killed by police and others due to his irrational fears, mental illness, and obsession with guns.

As of 2007, Mr. Newsom had been in mental hospitals about 25 times. He now states they were always voluntary admissions, but this is unlikely to be true. At least one time he was involuntarily sent to KCPC for evaluation by this Court.

Testimony of his father in 2007 revealed his obsession with guns and his need to be armed at all times. He has been diagnosed as Paranoid Schizophrenic. He does not believe he is mentally ill and this is why he will not stay on prescribed medications. Mr. Newsom indicated that he no longer takes medication for his illness.

All of this is not Lyle Newsom's fault or responsibility. All fault, risk, and responsibility for any injury that may be caused by Mr. Newsom going forward is, broadly speaking, ours. No one with knowledge of the facts will be able to honestly say they did not see it coming.

It is ORDERED that a copy of this order be sent to the Madisonville Post of the Kentucky State Police, to the County Attorneys in Calloway County and Graves County and to the Sheriff's of these counties so that they may assist in determining the identity of the "neighbors," involved in Mr. Newsom's delusions and in enforcing this order and in protecting the public and Mr. Newsom. To assist in efforts to protect Mr. Newsome and, in the public interest, it is ORDERED that the KCPC report in this file be made public.

Within the meaning of U.S.C.A. Section 922, Mr. Newsom has been adjudicated as a "mental defective" by this Court. In accordance with KRS 237.108, this Court has also entered a separate Notice

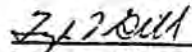
of Firearm Prohibitions because Mr. Newsom was found not guilty by reason of insanity and was also found to be incompetent to stand trial. These laws, and now, the specific order of this Court, prohibit Lyle Newsom from possessing any firearm.

Lyle Newsom's social security number is [REDACTED] and his date of birth is 07/28/1967. He stated his address is 225 West Farthing, Mayfield Kentucky.

With this order, the Court no longer has jurisdiction to hold him in custody. It is ORDERED that he be immediately released.

This is a final and appealable order, there being no just reason for delay in entry.

ORDERED this 31<sup>st</sup> day of May 2018.



\_\_\_\_\_  
Tyler L. Gill, Judge  
Logan Circuit Court

**Circuit Clerk please copy:**

Hon. John Cunningham  
Graves County Attorney  
101 East South Street  
Mayfield, KY 42066  
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gca@vci.net

Hon. K. Bryan Earnstberger  
Calloway County Attorney  
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Judge Andrew Self  
Christian County Circuit Judge  
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Hon. Stephanie Ritchie Mize  
101 North 3<sup>rd</sup> Street, Suite 208  
Clarksville, TN 37040  
931-648-9400  
terria@fryandritchie.com



**NOTICE OF FIREARM PROHIBITIONS**

Case No. 07-CR-00008  
Court CIRCUIT  
County LOGAN

IN RE: RESPONDENT/DEFENDANT

LYLE SCOTT NEWSOM  
First Middle Last

Also known as: LYLE S. NEWSOM

Street address: 603 NORTH 18<sup>th</sup> ST., MURRAY, KY 42071

Mailing address: 603 NORTH 18<sup>th</sup> ST., MURRAY, KY 42071

BY [Signature] ENTERED  
MAY 31 2018  
SHERRY J. WILKINS  
LOGAN CIRCUIT/DISTRICT CLERK

Sex	Race	Date of Birth	Height	Weight	Eyes	Hair	Social Security #	Drivers License #	State
<u>M</u>	<u>W</u>	<u>07-28-1907</u>	<u>5'10"</u>	<u>210</u>	<u>BRO</u>	<u>BLK</u>			<u>KY</u>

**IMPORTANT NOTICE TO THE  RESPONDENT  DEFENDANT IN THIS CASE:**

Federal law, 18 U.S.C. § 922(g)(4), makes it unlawful, provides penalties for, and PROHIBITS a person who has been adjudicated as mentally disabled, defective, or incompetent, or who has been committed to a mental institution, from possessing, transporting, shipping, receiving, or purchasing any FIREARM, including, but not limited to, a rifle, shotgun, handgun, pistol, revolver, or AMMUNITION.

18 U.S.C. § 922(d)(4) makes it unlawful, provides penalties for, and prohibits any person from selling, transferring, or otherwise disposing of any firearm or ammunition to any person knowing or having reasonable cause to believe that such person has been adjudicated as mentally disabled, defective, or incompetent, or has been committed to any mental institution.

On (date) MAY 7, 2007, this Court ordered a commitment or made a finding and/or adjudication in Case Number 07-CR-00008 pursuant to KRS Chapter (check one):

- 202A (Involuntary hospitalization of the mentally ill).  202B (Involuntary intellectual disability admission).
- 222.430 et seq. (Involuntary treatment for alcohol and other drug abuse).
- 387.500 et seq. (Guardianship and conservatorship for disabled persons).
- 504 (check one)  Incompetent to stand trial.  Not guilty by reason of insanity.  Guilty but mentally ill.
- 645 (Involuntary hospitalization of the mentally ill child).

KRS 237.108 requires that this Court notify you of the firearm prohibitions of 18 U.S.C. § 922(g)(4) and (d)(4) and forward your name and identifying information to the Kentucky State Police.

Pursuant to and in accordance with KRS 237.108(2), you may petition this Court for removal of the firearm prohibitions; use form AOC- 032, "Petition/Motion for Removal of Firearm Prohibitions."

TO THE CIRCUIT COURT CLERK: Enter the above data into the case management system for distribution to the Kentucky State Police.

Date 5/31, 2018

[Signature]  
Judge (Signature)

Tyler L. Gill  
Judge (Printed)