

counts 1, 3 and 4 of the Superceding Indictment, and was sentenced by the trial court on January 25, 2006 to 264 months on each count, each to run concurrently with the others.

5. In early 2009, Special Attorney Jane W. Duke was appointed to oversee an investigation in the Northern District of Oklahoma concerning law enforcement corruption. As a part of that investigation, the Special Attorney discovered credible evidence that Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Special Agent Brandon Jay McFadden and Henderson committed perjury in April 2008 in an unrelated jury trial. In July, 2009, the convictions obtained by the United States in that matter were ordered dismissed by Chief United States District Judge Claire V. Eagan in the case of *United States vs. Larry Barnes and Larita Barnes*, Case No. 07-CR-135-CVE, and the Barnes's were immediately released from federal custody.

6. On May 6, 2010, an Affidavit was completed by Rochelle Martin, the confidential informant utilized by Henderson in the prosecution of Bobby Wayne Haley, Sr. Her affidavit is as follows:

1. Today, I read a transcript of court proceedings relating to Bobby Wayne Haley, Sr. The transcript is marked "SEALED," and was filed in this case on April 15, 2005. My lawyer has informed me that the transcript was filed as Docket Number 145 in this case. The affidavit relates to testimony that is recorded in that transcript.
2. I am the person who is identified in the transcript as the "Confidential Informant."
3. The testimony I gave in that hearing was false.
4. I have never conducted any drug transactions with Bobby Haley, Sr. I have never been present with another person who conducted a drug transaction with Bobby Haley, Sr.

5. My false testimony was solicited by Jeff Henderson, who was at the time a Tulsa Police officer. Jeff Henderson and Bill Yelton (another Tulsa Police officer) coached me on what they wanted me to say to the judge. They drove me to the hearing together, and told me to testify that I had been to Bobby Haley's home and salvage yard, and that I had been present during drug transaction at those places.
 6. I did what they told me to do, although it was not truthful. My testimony was a lie, which I did because Jeff Henderson asked me to do it.
 7. To the best of my memory, Jeff Henderson called me the night before the hearing and asked me to testify as a favor to him. Before that night, I had never purchased any drugs from Bobby Wayne Haley, Sr., nor had I ever witnessed Bobby Wayne Haley, Sr., selling any drugs.
 8. I never told Jeff Henderson I bought drugs from Bobby Haley, Sr., or that I witnessed Bobby Haley, Sr., selling drugs. I falsely testified I told Jeff Henderson those things, because he and Officer Yelton told me to say that.
 9. I have never conducted any controlled drug purchases for Jeff Henderson or any other Tulsa Police officer.
7. Because of the material false and perjured testimony provided by Henderson and the "reliable confidential informant" Rochelle Martin at this April 7th, 2005 hearing, the May 6, 2010 affidavit of Rochelle Martin recanting her earlier testimony, along with additional information gathered during the continuing corruption investigation involving Henderson and other members of the Tulsa Police Department, the United States confessed Mr. Haley's 2255 Motion for Relief. Mr. Haley subsequently filed, on the 19th day of May, 2010, a Motion to Vacate his Judgment and Sentence and order his immediate release from prison. On the 21st day of May, 2010, the