

Exhibit 4: Affidavit of Sherri Patton

AFFIDAVIT

COUNTY OF DALLAS
STATE OF TEXAS

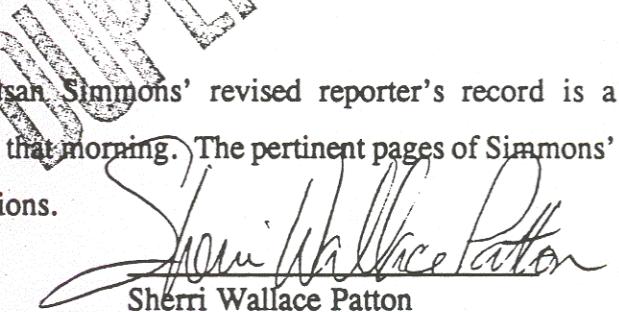
BEFORE ME, the undersigned official, on this day appeared Sherri Wallace Patton, who is personally known to me, and first being duly sworn according to law upon his oath, deposed and said as follows:

My name is Sherri Wallace Patton. I am over 18 years of age, and I am fully competent to make this affidavit. I have personal knowledge of the facts stated herein, and they are all true and correct.

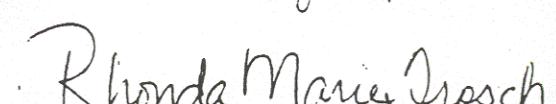
While employed as an assistant district attorney for Dallas County, I was assigned to prosecute the *State v. Darlie Lynn Routier* case, cause number F96-39973-J (Dallas County) and cause number A96-253 (Kerr County), with prosecutors Toby Shook and Greg Davis.

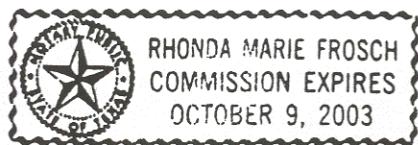
At the State's request, I read a copy of Volume 10, pages 1 through 53 of Sandra Halsey's original reporter's record. I also read Volume 10, pages 1 through 53 of Susan Simmons' revised reporter's record. Volume 10 of the reporter's record covers the proceedings in this case that occurred on Monday, October 21, 1996. I remember the events of that morning. I was present during all the morning courtroom proceedings, except toward the end of Judge Tolle's general voir dire to the jury panel, when I went either to the back of the courtroom or just outside the courtroom to get the juror questionnaires. My momentary absence is reflected on page 46 of the reporter's record.

Volume 10, pages 1 through 53 of Susan Simmons' revised reporter's record is a substantively accurate rendition of what happened that morning. The pertinent pages of Simmons' revised record do not contain any material omissions.


Sherri Wallace Patton

SUBSCRIBED AND SWORN TO BEFORE ME, on the 27 th day of January, 2000, to certify which witness my hand and official seal.


Signature



SEAL



RHONDA MARIE FROSCH
COMMISSION EXPIRES
OCTOBER 9, 2003

Notary Public in and for
Dallas County, Texas

Rhonda Marie Frosch
Printed Name

My commission expires: 10-9-03

DUPPLICATE