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Xabian Riley receives 20 year sentence for killing Kenneth Ray Henry in southeast Portland

Today, Multnomah County District Attorney Rod Underhill announced that Xabian Riley, 31, pleaded guilty for causing the death of 29-year-old Kenneth Ray Henry. Riley received a 20 year prison sentence.

By pleading guilty to one count of manslaughter in the first degree and one count of unlawful use of a weapon, Riley admits that on May 9, 2012, he recklessly, under circumstances manifesting extreme indifference to the value of human life, caused the death of Mr. Henry using a firearm.

Riley will receive credit for time already served in custody, but no other credits that would make him eligible for early release.

On January 28, 2014, a Multnomah County jury found Riley, Marcellus Allen, 28, and Tracey Lomax, 31, guilty of murder. On December 5, 2017, the Oregon Court of Appeals reversed the convictions and remanded the cases back to Multnomah County for a new trial.

The court granted Allen's request to have his case separated from the two co-defendants. His trial started on February 26, 2018. The jury returned its verdict on March 13, 2018 and found Allen guilty of murder. The jury found that Allen personally caused the death of Mr. Henry and that he aided and abetted others in causing the death of Mr. Henry. The court sentenced Allen to life in prison.

During the trial, the Multnomah County District Attorney's Office presented evidence that showed the shooting death of Mr. Henry occurred at approximately 11:30 p.m. on May 9, 2012 in the 14800 block of Northeast Fremont Street in Portland, Oregon. Upon arrival, police found Mr. Henry deceased on the front step to his residence. The state presented evidence that showed three separate firearms were used. Law enforcement collected three .380 caliber shell casings, one .380 caliber bullet, one 9 mm casing and one fired .22 caliber bullet.

Following the shooting, all three suspects fled to a nearby apartment and were subsequently arrested by members of the Portland Police Bureau on May 10, 2012 at 3:36 a.m. after a lengthy standoff. During a search of the apartment, police located a .22 caliber revolver, a 9 mm handgun and a .380 caliber handgun.

The Oregon State Medical Examiner determined Mr. Henry died from nine gunshot wounds from firearms matching the weapons recovered when the three were arrested.

"The Multnomah County District Attorney's Office would like to recognize the work of Portland Police Bureau Homicide Detective Anthony Merrill, who served as lead investigator, for his excellent work on this case, the Portland Police Bureau's Gun Violence Reduction Team, the Multnomah County Sheriff's Office and the Multnomah County Department of Community Justice Parole and Probation Unit for their tireless work on this case," said Multnomah County Deputy District Attorney Eric Zimmerman, who litigated the case along with Senior Deputy District Attorney Glen Banfield. "These law enforcement agencies spent hundreds of hours tracking down critical witnesses from a case that dates back seven years."

Upon Riley's release, he will be on three years of post-prison supervision.

On July 10, 2014, Allen was found guilty in a separate case of attempted aggravated murder for attempting to kill a critical witness in the death investigation of Mr. Henry. He received a 240 month prison sentence in that case, which was ordered to be served consecutively to the life in prison sentence imposed for his murder conviction. Allen is currently serving both sentences in the Oregon Department of Corrections.

Lomax's trial is scheduled for November 2019. He remains innocent unless and until proven guilty.

A photo of Mr. Henry is being included with this press release with permission from his family.

#MCDA#

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