

14-0891



IN THE CIRCUIT COURT OF MORGAN COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA,

VS.

Case No: 07-F-20

TEX B. S [REDACTED]  
Defendant

CORRECTION OF SENTENCE (as to Count I) ORDER

This matter came on before the Court for purposes of re-sentencing the Defendant this day of July, 2014; upon the appearance of the Defendant, Tex B. S [REDACTED], by video conferencing and by his counsel Shawn McDermott; upon the appearance of the State of West Virginia by Debra MH McLaughlin, Prosecuting Attorney for Morgan County; and upon this matter having been duly set down for sentencing hearing this day pursuant to Rule 35.

2014 JUN 29 3PM 1:28  
KIMBERLY SHANBROOK, CLERK

Whereupon, the Court did review a transcript of the original sentencing hearing in this matter and does find it necessary to correct an illegal sentence pursuant to Rule 35.

Thereupon, it is ORDERED that the sentencing order of September 4, 2009 be amended as it relates to Count I, to reflect a sentence of not less than 15 nor more than thirty-five years and removing the previously ordered fine.

It is further ORDERED that the remainder of the September 4, 2009 sentencing order shall remain in effect.

The Clerk shall enter the foregoing Order as of the day and date first hereinabove appearing and shall send attested copies to all counsel of record and the Department of Corrections.

GUARDIAN  MAG   
DOM  MH   
CIVIL  JUVENILE   
CRIMINAL  ADM  48  
ORDER BOOK  
PAGE 211 INITIAL  
DATE 7-29-14

cc: 729-14  
PA  
McDermott  
WV DOC

The Honorable Christopher C. Wilkes  
Circuit Court Judge  
Twenty-Third Judicial Circuit

prepared by:

Debra MH McLaughlin

A TRUE COPY, ATTEST:

Kimberly J. Hanback  
Clerk of the Circuit Court  
of Morgan County, West Virginia

RECEIVED  
JUL 30 2014  
By CP

Nichole McPartey  
Deputy

30 days from 7/29 = Dialed  
August 28th  
Doris  
cc: client / [REDACTED] km-7/30/14