

11-0634

ADMITTED TO RECORD  
2010 DEC -9 AM 10:35  
CLAY COUNTY  
CIRCUIT COURT

IN THE CIRCUIT COURT OF CLAY COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA,

VS.

CASE NO. 09-F-4 & 09-

KAREN TANNER,  
DEFENDANT.

AMENDED ORDER

Be it remembered that on this the 16th day of August, 2010, came the State of West Virginia by her Prosecuting Attorney, Jim E. Samples, too came the defendant, Karen Tanner, in person and by counsel, Barbara Schamberger, all coming pursuant to the Court setting this date for a Hearing.

Whereupon, the Court heard the argument of counsel regarding the defendant's motion.

Whereupon, the Court GRANTED the defendant's motion for Court Supervised Parole and ADMITTED the defendant to a minimum of 2 years of Court Supervised Parole.

It is ORDERED that while admitted to Court Supervised Parole, the defendant shall abide by the following terms and conditions:

1. The defendant shall not violate any laws of the United States, the State of West Virginia or any other State, the District of Columbia, or any municipal ordinances.
2. The defendant shall appear before the Court or the probation officer promptly and at all times as may be required.
3. The defendant shall not associate with anyone with a criminal record.
4. The defendant shall remain drug and alcohol free.
5. The defendant shall not consume any beer or alcoholic beverages or enter into or loiter in the vicinity of any establishment which sells alcoholic beverages or beer by the drink, commonly known as bars, taverns, lounges, beer joints, or beer gardens.

6. The defendant shall not be in the accompaniment of anyone who is using, consuming, or possessing beer or alcoholic beverages.
7. The defendant shall not use, consume, manufacture, or possess any controlled substances unless such substance is prescribed for the defendant by a licensed physician and taken in the dosages prescribed by that physician.
8. The defendant shall not be in the accompaniment of anyone who is using, consuming, manufacturing, or possessing controlled substances or consuming prescription medications in any manner other than the manner in which it was prescribed.
9. The defendant shall forthwith provide the Probation Officer with a list of all medications she is currently taking along with the name of the prescribing physician, dosage, quantity, and the place where said prescription is filled. Should the defendant be prescribed any other medications the Defendant shall forthwith notify the Probation Officer and provide the Probation Officer with this information.
10. If the defendant is prescribed a narcotic controlled substance or pain medication the defendant must submit to the Probation Officer a Letter of Medical Necessity within 48 hours from the prescribing physician that includes a well reasoned medical opinion for the medication and treatment alternatives considered prior to the defendant taking or consuming the medication. The only exception is in the event of an emergency situation and the exception terminated when the emergency subsides.
11. The defendant shall not carry on her person or possess in her residence or in her vehicle any firearm or lethal weapon of any kind.

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12. The defendant shall report promptly to the Probation Officer at such times and at such places as the Probation Officer may require and permit the Probation Officer to visit the defendant's home, place of employment, or school.
13. The defendant shall be under the direct supervision of the Probation Officer of this Court and shall abide by all the rules and regulations of Probation for the Fourteenth Judicial Circuit as well as those promulgated by the West Virginia Code.
14. The defendant shall promptly and fully submit to random drug and alcohol testing and shall provide samples of the defendant's blood, breath, and/or urine at such times and places as the Probation Officer may direct and at the defendant's own expense.
15. The defendant shall not attempt to alter or adulterate any drug or alcohol test. If a drug or alcohol test is received that has been adulterated or altered the Court shall consider that as a failed test.
16. The defendant shall not leave the State of West Virginia without first obtaining permission of this Court.
17. The defendant shall report any criminal charges for which she has been charged to the Probation Officer within 72 hours.
18. The defendant shall answer truthfully to any and all inquiries made of her at all times by this Court, the Probation Officer, or law enforcement authorities.
19. The defendant shall not associate with or be in the presence of anyone convicted of a Misdemeanor involving controlled substances.
20. The defendant shall not be in the presence or accompaniment of anyone convicted of a felony including her husband.
21. The defendant shall not possess or be in the accompaniment of anyone possessing

sudaphedrine or ephedrine or any other chemical, substance, ingredient, or equipment used

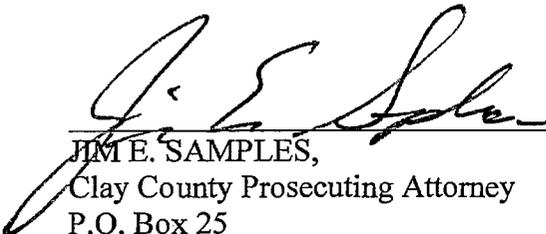
Whereupon, the Court released the defendant from Home Confinement.

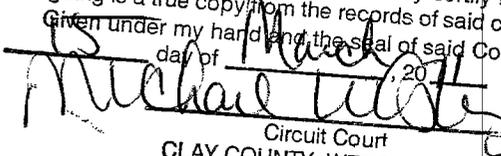
It is ORDERED that the Clerk of this Court shall send a certified copy of this Order to all counsel of record, the Clay County Sheriff, and the Probation Officer.

ENTERED this the 7 day of December, 2010.

  
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JACK ALSOP, JUDGE

Prepared and presented by:

  
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JIM E. SAMPLES,  
Clay County Prosecuting Attorney  
P.O. Box 25  
Clay, WV 25043  
(304) 587-2702  
WV Bar ID 9361

STATE OF WEST VIRGINIA  
COUNTY OF CLAY, SS  
I, MICHAEL W. ASBURY, Clerk of the Circuit Court of said County and in said State, do hereby certify that the foregoing is a true copy from the records of said court.  
Given under my hand and the seal of said Court this 7 day of December, 2010  
  
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Clerk  
Circuit Court  
CLAY COUNTY, WEST VIRGINIA

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