

12-0189

IN THE CIRCUIT COURT OF MINERAL COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA,
PLAINTIFF

VS.

MAGISTRATE COURT CASE NOS. 10-F-375
CIRCUIT COURT CASE NOS. 11-F-29

CHARLES E. BRUFFEY,
DEFENDANT

SENTENCING ORDER

On this 28th day of December, 2011 came the State of West Virginia by its Prosecuting Attorney, James W. Courier, Jr., and Probation Officer Lawrence Wade, and came the Defendant in person in the custody of the authorities from the Potomac Highlands Regional Jail and by his Court appointed counsel Seth D'Atri and Gaynor Cosner.

This Court noted that the matter was scheduled for a Sentencing hearing subsequent to the Defendant's pre-sentence investigation and after the Defendant was found Guilty of Robbery by a jury on September 26th and 27, 2011.

WHEREUPON the Court, having reviewed the pre-sentence report and after denying the Defendant's motion for a new trial, denying motion for probation, noting the Defendant's objection to the pre-sentence investigation, and after receiving comments from counsel, the Court proceeded to sentencing.

WHEREFORE, it is adjudged that the Defendant is hereby committed to the custody of the Commissioner of the Division of Corrections for a term of ten (10) to twenty (20) years for his conviction of the felony offense of "Robbery",

The relevant dates for the Defendant are as follows:

JWC
GLC

3) WVDOC
WV P2H
Parish
James
Prob
P.H.R.J. (Fax)
Sheriff
J. Courier
S. D'Atri
G. Cosner
M. James

OFFICE OF
PROSECUTING ATTORNEY
MINERAL COUNTY
KEYSER, WV
(304) 788-0300

Conviction Date: September 27, 2011

Sentence Date: December 28, 2011

Effective Sentence Date: October 13, 2010

It is ordered that the Clerk forthwith transmit this record, duly certified, of the judgment and commitment to the Commissioner of the Division of Corrections and this record serve as the commitment.

A judgment in favor of the State of West Virginia, against the Defendant, is hereby entered for Court Costs and reasonable attorney fees.

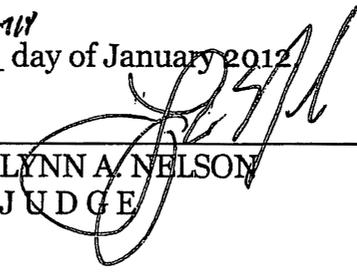
Counsel for the Defendant objected to all rulings adverse to the Defendant.

It is the further Order of this Court that Nicholas James be appointed to handle the matter of appeal on this case.

All the proceedings had this date were taken by the Court Reporter and are a part of this Order as though the same were textually incorporated verbatim herein, but are not to be transcribed unless further ordered by Court.

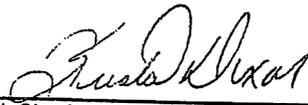
The Clerk is directed to forward a copy of this Order to all counsel of record, to the Probation Office, to the Potomac Highlands Regional Jail and to the Commissioner of the Division of Corrections.

Done and Entered this 10th day of January 2012



LYNN A. NELSON
J U D G E

TESTE COPY



Clerk Circuit Court of Mineral County, W. Va.