

11-1766

IN THE CIRCUIT COURT OF HANCOCK COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA,

Plaintiff,

vs.

Case No.: 02-F-48

The Honorable James P. Mazzone, Judge

November 14 2011

HENRY B. HARRIS, Entered In Criminal Order Book **CORRECTIVE RE-SENTENCING ORDER**

Defendant.

No. 57 Page 717

Brenda L. Jackson

Clerk of said Court

On the 26th day of October, 2011, came the State of West Virginia by James W. Davis, Jr., Hancock County Prosecuting Attorney, and the Defendant, HENRY B. HARRIS, by and through his present counsel, BRENT A. CLYBURN, ESQUIRE.

THEREUPON, the Court noting that the Defendant had previously been adjudicated "guilty" in a Jury Trial, and the matter comes on for re-sentencing pursuant to relief being granted by the Court in Case No. 05-P-12, and for entry of a Re-Sentencing Order to allow the Defendant an opportunity to perfect an appeal to the West Virginia Supreme Court of Appeals.

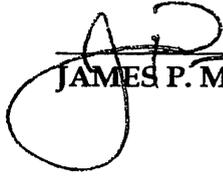
THEREUPON, the Court did note that the Defendant had been convicted of two counts of Sexual Assault in the first degree, and the Court does ADJUDGE and ORDER that upon the Defendant's conviction of the Felony offense of Sexual Assault in the first degree, as set forth in Count One of the Indictment, the Defendant is sentenced to serve not less than ten years, no more than twenty years, in the West Virginia State Penitentiary System. The Defendant shall be fined the amount of \$10,000.00 and be responsible for all Court costs.

THEREUPON, the Court does further ORDER that upon the Defendant's conviction of Count Two of the Indictment to the Felony offense of Sexual Assault in the first degree, the Defendant is sentenced to serve not less than ten years, no more than twenty years, in the West Virginia State Penitentiary System. The Defendant shall be fined the sum of \$10,000.00 and be responsible for all Court costs.

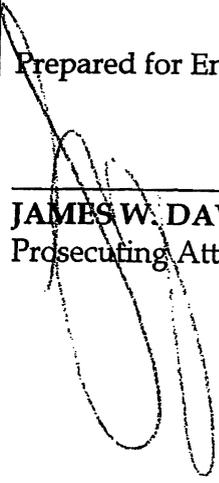
OFFICE OF THE PROSECUTING ATTORNEY HANCOCK COUNTY 1114 RIDGE AVENUE P. O. BOX 924 EW CUMBERLAND, WV 26047

THEREUPON, the Court does further ORDER that the aforesaid penitentiary sentences shall run consecutively for a total sentence of not less than twenty years, no more than forty years, and the Defendant shall be credited with any time spent in custody since the date of his arrest. The Court does ORDER that all prior Orders pertaining to the requirement that the Defendant register as a sex offender shall remain in full force and effect.

ENTERED this 10th day of November 2011.


JAMES P. MAZZONE, JUDGE

Prepared for Entry:



JAMES W. DAVIS, JR.
Prosecuting Attorney

OFFICE OF THE
PROSECUTING ATTORNEY
HANCOCK COUNTY
1114 RIDGE AVENUE
P. O. BOX 924
NEW CUMBERLAND, WV 26047

Attests

A TRUE COPY



Clerk, Circuit Court, Hancock County

Deputy