

13-0765

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

Case No. 13-P-192

FILED
2013 JUN 25 AM 11:06
CATHY S. [Signature]
KANAWHA COUNTY CIRCUIT COURT

IN RE: Petition of Jeremy Dale Humphrey
For Expungement of Records
DOB: 3/8/92
SS No.:xxx-xx-6493

Offense: Battery (12M-7385) Charleston Police Department
Offense Date: 8/3/12

Offense: Battery (12M-738^{6 (JB)}) Charleston Police Department
Offense Date: 8/3/12

Offense: Battery (12M-738^{7 (JB)}) Charleston Police Department
Offense Date: 8/3/12

Offense: Battery (12M-738^{8 (JB)}) Charleston Police Department
Offense Date: 8/3/12

ORDER

On the May 28, 2013, a hearing was held on the 'Motion to Intervene and to Set Aside Order of Expungement for the Limited Purpose of the Pending Administrative Grievance Being Heard by the Public Employee Grievance Board.' Present at the hearing was Kanawha County Assistant Prosecuting Attorney, K. Michele Drummond, the petitioner in person and petitioner's counsel, Richelle K. Garlow, and on behalf of the West Virginia Division of Correction was counsel, Cynthia Gardner and John Boothroyd.

Upon due consideration by this Court, the Court finds that Petitioner has a proceeding pending relating to the matter for which the expungement was sought, which was not disclosed to the Court prior to the expungement initially being ordered. It is hereby ORDERED that the Expungement, set forth in Civil Action No. 13-MISC-89, be set aside. The Petitioner's objection and exception to the substance of this Order is noted and preserved for the record.

DATE: June 24, 2013 ENTERED:

Jennifer F. Bailey
Judge Jennifer F. Bailey

Prepared By:

Cynthia Gardner
Cynthia Gardner, #11627
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STATE OF WEST VIRGINIA
COUNTY OF KANAWHA, SS
I, CATHY S. GATSON, CLERK OF 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 SEAL OF SAID COURT THIS 26
DAY OF June, 2013
Cathy S. Gatson CLERK
CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA