

No. 11-1775 – *State of West Virginia v. John Victor Davis*

Ketchum, Justice, dissenting:

I agree that the defendant should have been severely punished (2 to 10 years) for beating up his former girlfriend. However, I believe the judge should have applied Celena's Law (*W.Va. Code* §61-2-14g) and given the defendant additional punishment for unlawful restraint rather than sentencing the defendant to life imprisonment for kidnapping.