

IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA

v.

Case No. 18-F-306 Count One
(Judge Dan O'Hanlon)

LAWRENCE DEVONN FOYE

PAROLE REVOCATION AND SENTENCING ORDER

On the 24th day of February 2023, came the defendant-probationer, **LAWRENCE DEVONN FOYE**, and by his counsel, John P. Sullivan, and also came the State of West Virginia by Jennifer D. Crane, Assistant Prosecuting Attorney in and for Kanawha County, West Virginia, by Microsoft Teams for the purpose of **FINAL HEARING FOR MOTION TO REVOKE PAROLE**.

Thereupon, the Court proceeded to orally advise the defendant-probationer, **LAWRENCE DEVONN FOYE**, of the violations of the terms and conditions of his parole as alleged in the written **NOTICE OF MOTION TO REVOKE PAROLE**, filed on the 31st day of January, 2023, and duly served on the defendant-probationer, **LAWRENCE DEVONN FOYE**. Whereupon, the State adduced the testimony of Det. Brandon Adkins, Huntington Police Department, and Nona Black, Kanawha County Adult Probation Office, who subjected to cross examination. The defendant did not call any witnesses or testify.

Based on the evidence and testimony heard by the Court, the Court finds reasonable cause to believe the defendant-probationer violated his parole based on the allegations contained in paragraphs one, two, and three as alleged in said written **NOTICE OF MOTION TO REVOKE PAROLE**, it is the judgment of this Court that the defendant-probationer, **LAWRENCE DEVONN FOYE**, is guilty of violating the parole which was imposed upon him on the 12th day

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CATHY S. GATSON, CLERK
KANAWHA COUNTY CIRCUIT COURT

of October, 2022 and does **ORDER** that the defendant's parole be revoked.

THEREUPON, it was demanded of the said defendant-parolee, **LAWRENCE DEVONN FOYE**, if anything he had or knew to say why the Court should not now proceed to pronounce the sentence of the law against him, and no valid reason being offered or alleged in delay of judgment, it is **CONSIDERED** and **ORDERED** by the Court that said defendant-probationer, **LAWRENCE DEVONN FOYE**, be sentenced as follows:

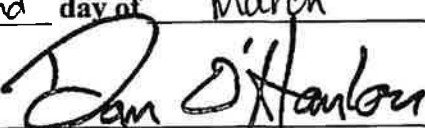
18-F-306 Count One (Fleeing with Reckless Indifference to the Safety of Others): to a state correctional facility for not less than one (1) nor more than five (5) years, with credit for time served in jail and home confinement awaiting trial and conviction, which credit for time so spent in jail is one hundred forty-four (144) days and on home confinement is six hundred forty-six (646) days. The Court denied the defendant's motion for alternative sentence. The Court notes the defendant's objections and exceptions to all adverse rulings herein.

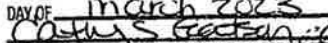
And it is further **ORDERED** that the proper officer do, as soon as practicable, remove and safely convey the said **LAWRENCE DEVONN FOYE**, from the South Central Regional Jail to the Department of Corrections, to be kept imprisoned and maintained in the manner prescribed by law.

WHEREUPON, the prisoner was remanded to jail.

The Clerk is directed to send a certified copy of this **ORDER** to all counsel of record; Jennifer D. Crane (jcrane@kanawhaprosecutor.com), John P. Sullivan (jsullivan@wvdefender.com), the Kanawha County Adult Probation Department, the South Central Regional Jail and the West Virginia Division of Corrections.

ENTERED THIS 2nd day of March, 2023


DAN O'HANLON, JUDGE
Thirteenth Judicial Circuit

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 2
DAY OF March 2023
 CLERK
CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

PRESENTED BY:

/s/ Jennifer D. Crane

**JENNIFER D. CRANE, Assistant
Prosecuting Attorney in and for
Kanawha County, West Virginia
301 Virginia Street East
Charleston, WV 25301
WV State Bar ID No. 7611**

INSPECTED BY:

/s/ John Sullivan

**JOHN P. SULLIVAN,
Deputy Public Defender
Post Office Box 2827
Charleston, WV 25330-2827
Counsel for Defendant
WV State Bar ID No. 6808**