

**In the Circuit Court of Webster County, West Virginia**

**State of West Virginia,**  
Plaintiff,

v.

Case No. CC-51-2022-F-47  
Judge Jack Alsop

**Larry Glenn Wooten,**  
Defendant

**HEARING ON MOTION TO RECONSIDER SENTENCE AND BOND FORFEITURE  
ORDER**

On the 1<sup>st</sup> day of May, 2023, before JUDGE JACK ALSOP, came the State of West Virginia by and through her Prosecuting Attorney, MARY ELIZABETH SNEAD, and came the defendant, LARRY G. WOOTEN, in person and by counsel, ANDREW CHATTIN, and came counsel, STEVE NANNERS on behalf of A-Four-Dable Bonding, and Jonathan Haskins bondsman for A-Four-Dable Bonding for the purposes of a hearing on the defendant's motion to reconsider sentence and bond forfeiture.

Whereupon, Andrew Chattin address the defendant's motion for reconsideration of sentence. The State objected to the defendant's motion.

Regarding the reconsideration of sentence , the Court does FIND and ORDER that:

1. The more serious issue is to address the Supreme Court's decision on April 14, 2023 in State v. Christopher McDonald, West Virginia Rule of Criminal Procedure 32(b)(1) requires that the sentencing court receive and consider a pre-sentence report before sentencing unless all conditions in (A), (B), and (C) are met.
2. The Probation Office shall complete a pre-sentence investigation and provide

the same to the Court and Counsel of Record so that the Court can make findings consistent with the requirements as set forth in State v. Christopher McDonald.

3. This matter is set for a sentencing hearing on the 5<sup>th</sup> day of June, 2023 at 1:30 o'clock p.m.

Thereafter, Counsel for A-Four-Dable Bonding moved to dismiss the motion to forfeit bond.

Thereafter, Steve Nanners called Jonathan Haskin as a witness and he was subject to cross examination. Steve Nanners did rest. No other evidence was presented.

Regarding the bond forfeiture, the Court does FIND and ORDER that:

1. It is not as simple as the bonding company wants to believe.
2. The defendant failed to appear at the first hearing and was given a twenty-four (24) hour notice to appear and failed to appear again.
3. It was not cost to the State but it did delay hearing in this matter and delayed getting the case resolved.
4. It is in the public interest to see that the defendants appeared in court.
5. There is no mitigating evidence as to why the defendant did not appear.
6. A-Four-Dable Bonding is to pay \$1,000 to the Clerk of the Court within ten (10) days of today's date.

The Clerk shall provide copies of this Order to counsel of record.

Prepared by:

/s/ MARY ELIZABETH SNEAD,

Prosecuting Attorney

Counsel is hereby notified that any objections to this order must be filed, in writing, with the Court, within five (5) days of receipt of the proposed order. Otherwise, the Court shall consider the order approved as to form for entry by the Court.

**/s/ Jack Alsop**  
Circuit Court Judge  
14th Judicial Circuit

Note: The electronic signature on this order can be verified using the reference code that appears in the upper-left corner of the first page. Visit [www.courtswv.gov/e-file/](http://www.courtswv.gov/e-file/) for more details.