

In the Circuit Court of Wood County, West Virginia

State of West Virginia,
Plaintiff,

v.

Case No. CC-54-2022-F-80
Judge Jason Wharton

VICTOR L. THOMPSON,
Defendant

AMENDED SENTENCING ORDER

On this 22nd day of December, 2022, came the State of West Virginia by Patrick Lefebure, Prosecuting Attorney, and Blaire Hudson, Assistant Prosecuting Attorney, Michelle Buckley, Chief Adult Probation Officer, and the Defendant, in custody accompanied by his attorneys, J. Morgan Leach and William Morris.

Whereupon the Court addressed the Defendant's Motion for Post Judgment Verdict of Acquittal and the Defendant's Motion for a New Trial. For the reasons reflected more fully upon the record, the Court DENIED both post-trial motions. The Court took the Defendant's Motion to Approve Paralegal Fees under advisement.

Whereupon, the Court, before imposing sentence, determined that the Defendant and his counsel have had the opportunity to read and discuss the presentence investigation report submitted by the Probation Officer. No objections were made pursuant to the Rules of Criminal Procedure. No additions, modifications or deletions were noted.

The Court further afforded the Defendant an opportunity to present evidence, afforded defense counsel the opportunity to speak on behalf of the Defendant and asked the Defendant personally if he wished to make a statement on his own behalf and to present any information in mitigation of punishment. The attorney for the State was also given an equivalent opportunity to present evidence or speak to the Court.

The Court FINDS, ORDERS, and ADJUDGES the Defendant guilty upon the jury's finding of guilt to the offense of Felony Murder, a felony as contained in Count2 of the above-styled Indictment. The Jury further made a finding of no mercy. Pursuant to the said finding of guilt, it is ORDERED that the Defendant be committed to the custody

of the West Virginia Division of Corrections and Rehabilitation for LIFE with no possibility of parole with a credit of 565 days.

The Court having before him the report of the Probation Officer of this Court and having maturely considered said report and Defendant's motion for probation heretofore made, is of the opinion that the character and the circumstances of the case indicate that the Defendant is likely to again commit crime and that the public good does require that the Defendant be imprisoned. It is, therefore, ORDERED that said motion for probation or other Alternative Sentence be denied for these and other reasons appearing more fully upon the record.

It is further ORDERED that the Defendant pay to the Clerk of this Court the following costs:

Clerk's Fee - \$105.00
Prosecuting Attorney Fee - \$35.00
Law Enforcement Training Fund - \$12.00
Community Corrections Fee - \$10.00
Community Corrections Fund - \$25.00
Crime Victim Compensation Fund - \$50.00
Magistrate Court Fee - \$20.00
Court Reporter's Fee - \$30.00
Total - \$287.00

Restitution is ORDERED to Talisha Salam in the amount of Five Hundred Dollars and zero Cents (\$5,000.00). Judgment is granted in favor of Talisa Salaam and against the Defendant in the amount of Five Thousand Dollars and zero Cents (\$5,000.00).

It is ORDERED that the Defendant pay the sum of \$500 to the Clerk of this Court to partially reimburse the State of West Virginia for Court Appointed Counsel Fees.

The following shall be the priority of payment:

1. The mandatory supervision fee of \$5.00 per month, if any is ordered to be paid.
2. The community corrections fee of \$5.00 per month, if any is ordered to be paid.
3. Restitution, if any is ordered to be paid.
4. Court costs, if any are ordered to be paid.
5. Fines, if any are ordered to be paid.
6. Reimbursement to the State of West Virginia for court appointed counsel fees, if any are ordered to be paid.

The Defendant shall submit a sample of his blood for DNA analysis pursuant to West Virginia Code § 15-2B-1, such testing being mandated by State law for the

offense which he has been convicted, said sample to be obtained by the West Virginia Division of Corrections and Rehabilitation.

The Defendant acknowledged in open court that he has received a copy of the document that advises her of the right to appeal, the right to file a Motion for Reconsideration and/or Reduction of Sentence and the right to court appointed counsel. A signed copy of this document is hereby ORDERED filed.

The Defendant is remanded to custody.

This Order was amended to reflect that the Court denied the Defendant's post-trial motions and to correct the amount of restitution.

/s/ Jason A. Wharton
Circuit Court Judge
4th 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/ for more details.