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R Cook

IN THE CIRCUIT COURT OF CABELL COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA
Plaintiff,

v.

Case No. 05-F-044
Alfred E. Ferguson, Judge

TANYA HARDEN,
Defendant.

AGREED RE-SENTENCING ORDER

ON this date came the defendant, Tanya Harden, by and through her counsel, Russell S. Cook, upon the request of counsel for the defense to re-sentence the defendant upon her previous conviction by jury verdict rendered on May 16, 2007, to allow the defendant to perfect her appeal. The State appears by counsel, Sherry Eling, Assistant Prosecuting Attorney in and for Cabell County. No provision of the prior Order of this Court entered on May 16, 2007 shall be deemed to have been modified or revoked by virtue of this Order.

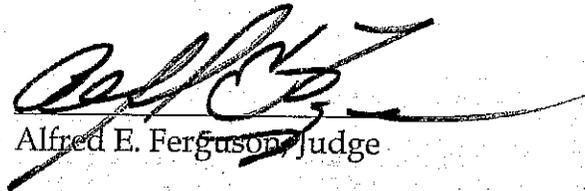
Therefore, it is the **ORDER** and **JUDGMENT** of this Court that as to the sole Count in the Indictment, being MURDER OF THE FIRST DEGREE, that the Defendant is hereby sentenced to the custody of the Commissioner of the Division of Corrections for assignment to a penitentiary of this State for a period of Life, with a Recommendation of Mercy, wherein the Defendant will be subject to the West Virginia Board of Probation and Parole upon serving a minimum of fifteen (15) years.

It is further **ORDERED** that the Defendant shall receive all credit for time served under both this Order and the Court's previous order dated May 16, 2007.

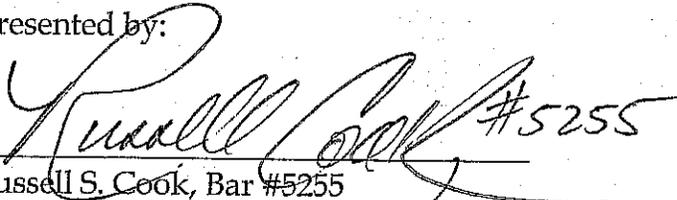
The Defendant is hereby remanded to the West Virginia Division of Corrections, in accordance with the prior Order of this Court, to await the preparation and prosecution of her appeal and the action of the West Virginia Supreme Court of Appeals with regard to such appeal.

It is further **ORDERED** that the Clerk of the Court shall transmit a copy of this Order to the Defendant at the Lakin Correctional Complex, 11264 Ohio River Road, West Columbia, West Virginia, 25287, and to counsel for Defendant and the State.

Entered this 6 day of November, 2007.

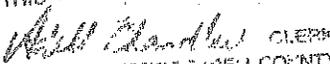

Alfred E. Ferguson, Judge

Presented by:

 #5255

Russell S. Cook, Bar #5255
West Virginia Public Defender Services
Building 3, Room 330
1900 Kanawha Boulevard, E.
Charleston, WV 25305-0730

Counsel for Defendant, Tanya Harden

STATE OF WEST VIRGINIA
COUNTY OF CABELL
I, ADELL CHANDLER, CLERK OF THE CIRCUIT
COURT FOR THE COUNTY AND STATE AFORESAID
DO HEREBY CERTIFY THAT THE FOREGOING IS
A TRUE COPY FROM NOV 05 2007 SAID COURT
ENTERED ON _____
GIVEN UNDER MY HAND AND SEAL OF SAID COURT
THIS NOV 05 2007
 CLERK
CIRCUIT COURT OF CABELL COUNTY WEST VIRGINIA