

35303

FILED

IN THE CIRCUIT COURT OF CABELL COUNTY, WEST VIRGINIA

2008 DEC 22 P 1:35

STATE OF WEST VIRGINIA,  
Plaintiff,

vs.

WILLIE SHARP,  
Defendant.CABELL CHANDLER  
CIRCUIT CLERK  
CABELL WYINDICTMENT NO. 08-F-245  
JUDGE JOHN L. CUMMINGS

## ORDER

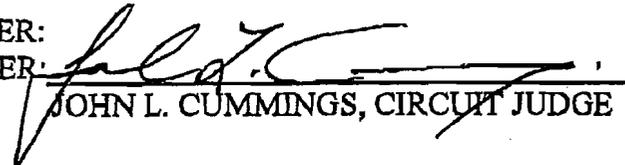
On the 22<sup>nd</sup> day of December, 2008, came the defendant in person, and by counsel, Gerald Henderson, and also came the State of West Virginia by Lauren E. Plymale, Assistant Prosecuting Attorney, Cabell County, for sentencing upon Count I of Indictment No. 08-F-245. Whereupon, the Court inquired if there was any lawful reason why sentence should not be imposed, and no lawful reason being shown, the Court proceeded with disposition of the above-styled case.

It is therefore ORDERED that the defendant is hereby remanded to the custody of the Commissioner of Corrections for assignment to a Penitentiary of this State, there to be confined for a period of not less than Two (2) years to not greater than Thirty (30) years, pursuant to West Virginia Statute 60A-4-408, with credit for time served.

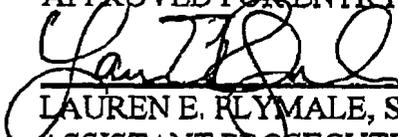
There appearing to the Court that there is no further need for bond in this matter, the Clerk of the Circuit Court shall deduct any fines and court costs and return the remainder of said bond to the surety.

There being nothing further to be done in this cause, this matter is hereby ORDERED to be stricken from the trial docket of this Court.

The Clerk of this Court is hereby directed to provide a certified copy of this order to all counsel of record.

ORDER:  
ENTER:   
JOHN L. CUMMINGS, CIRCUIT JUDGE

APPROVED FOR ENTRY:

  
LAUREN E. RLYMALE, SB# 10551  
ASSISTANT PROSECUTING ATTORNEY

  
Gerald Henderson  
Counsel for defense

ENTERED Circuit Court Criminal Order Book  
No. 245 Page 76 this day of  
DEC 22 2008

*Maul Walden*

IN THE CIRCUIT COURT OF CABELL COUNTY, WEST VIRGINIA

**RECEIVED**

MAY 01 2009

STATE OF WEST VIRGINIA

**PUBLIC DEFENDER OFFICE**

v.

Case No. 08-F-245  
Judge Alfred Ferguson

WILLIE SHARP,

Defendant.

AGREED ORDER

On April 23, 2009, the defendant filed a *Motion to Resentence* to allow him the opportunity to file a Petition for Appeal. After due consideration of the defendant's Motion, the Court finds there is good cause to grant this Motion.

It is therefore, ORDERED that defendant's motion is granted and the defendant, Willie Sharp, is hereby resented per terms of this Court's Sentencing Order of December 22, 2008, to be confined to a Penitentiary of this State for a period of not less than Two (2) years to not greater than Thirty (30) years as charged in Indictment No. 08-F-245.

Entered this \_\_\_\_ day of April, 2009.

/s/ ALFRED E. FERGUSON

\_\_\_\_\_  
Judge Alfred E. Ferguson

Prepared by:

*Crystal L. Walden*

Crystal L. Walden  
Deputy Public Defender  
W.Va. Bar No. 8954  
P.O. Box 2827  
Charleston, WV 25330  
(304) 348-2323

*Lauren Plymale*

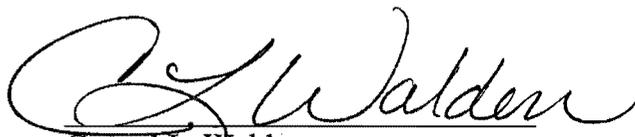
Lauren Plymale  
Cabell County Asst. Prosecutor  
W.Va. Bar No. 10551  
250 5th Ave. Ste. 350  
Martinsburg, WV 25701  
(304) 526-8653

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 THE RECORDS OF SAID COURT.  
ENTERED ON \_\_\_\_\_  
GIVEN UNDER MY HAND AND SEAL OF SAID COURT

THIS \_\_\_\_\_  
*Adell Chandler* CLERK  
CIRCUIT COURT OF CABELL COUNTY WEST VIRGINIA

**CERTIFICATE OF SERVICE**

I, Crystal L. Walden, hereby certify that on the 24<sup>th</sup> day of August, 2008, I mailed a copy of the foregoing *Petition For Appeal* to Lauren Plymale, Assistant Prosecuting Attorney, Cabell County, 750 5<sup>th</sup> Avenue, Huntington, West Virginia 25701.

A handwritten signature in cursive script, appearing to read "C. L. Walden", written in black ink.

Crystal L. Walden  
Deputy Public Defender