

35441

IN THE CIRCUIT COURT OF OHIO COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA,

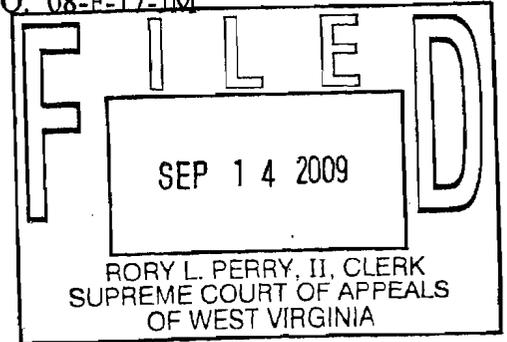
Plaintiff,

vs.

CASE NO. 08-E-17-IM

JESSICA MORRIS,

Defendant.



**SENTENCING ORDER**

On the 18<sup>th</sup> day of December, 2008, came the State of West Virginia by Gail W. Kahle and Jenna P. Wood, Assistant Ohio County Prosecuting Attorneys; and as well came the Defendant, JESSICA MORRIS, in person, and by counsel, Michael Alberty, this day and time having been set for the purpose of conducting a sentencing hearing resulting from her conviction for One Count of "Conspiracy"; Three Counts of "Sexual Assault in the First Degree"; Four Counts of "Sexual Abuse by a Parent"; and Three Counts of "Incest" in the above referenced matter.

**WHEREUPON**, the Court did allow the Defendant an opportunity to exercise her right to allocution and the Defendant did exercise said right.

**THEREUPON**, witnesses were given an opportunity to speak on behalf of the Defendant, Jessica Morris.

**WHEREUPON**, Guardian ad Litem, Joseph Moses, made a victim impact statement on behalf

of the victim, R.M.

**WHEREUPON**, Jenna P. Wood, spoke regarding sentencing on behalf of the State of West Virginia. Accordingly, based on the representation of counsel and the record herein, the Court does

**ADJUDGE** and **ORDER** as follows:

1. In regard to Count One, "Conspiracy", to commit the felony offense of Sexual Assault in the First Degree, the Defendant shall be sentenced to serve not less than one year nor more than five years in the West Virginia Penitentiary;

2. In regard to Count Two, "Sexual Assault in the First Degree", the Defendant shall be sentenced to serve not less than fifteen years nor more than thirty-five years in the West Virginia Penitentiary;

3. In regard to Count Three, "Sexual Assault in the First Degree", the Defendant shall be sentenced to serve not less than fifteen years nor more than thirty-five years in the West Virginia Penitentiary;

4. In regard to Count Four, "Sexual Assault in the First Degree", the Defendant shall be sentenced to serve not less than fifteen years nor more than thirty-five years in the West Virginia Penitentiary;

5. In regard to Count Six, "Sexual Abuse by a Parent", the Defendant shall be sentenced to serve not less than ten years nor more than twenty years in the West Virginia Penitentiary;

6. In regard to Count Seven, "Sexual Abuse by a Parent", the Defendant shall be sentenced to serve not less than ten years nor more than twenty years in the West Virginia Penitentiary;

7. In regard to Count Eight, "Sexual Abuse by a Parent", the Defendant shall be sentenced to serve not less than ten years nor more than twenty years in the West Virginia Penitentiary;

8. In regard to Count Nine, "Sexual Abuse by a Parent", the Defendant shall be sentenced to serve not less than ten years nor more than twenty years in the West Virginia Penitentiary;

9. In regard to Count Eleven, "Incest", a felony, the Defendant shall be sentenced to serve not less than five years nor more than fifteen years in the West Virginia Penitentiary;

10. In regard to Count Twelve, "Incest", a felony, the Defendant shall be sentenced to serve not less than five years nor more than fifteen years in the West Virginia Penitentiary;

11. In regard to Count Thirteen, "Incest", a felony, the Defendant shall be sentenced to serve not less than five years nor more than fifteen years in the West Virginia Penitentiary;

12. That these sentences shall run consecutive to each other for an effective sentence of not less than one hundred and one (101) years to not more than two hundred and thirty-five (235) years in the West Virginia Penitentiary. It is further

**ORDERED** that upon any release of imprisonment, the Defendant, Jessica Morris, is to be on supervised release for a term of fifty (50) years pursuant to West Virginia Code § 62-12-26. It is further

**ORDERED** that upon any release from prison, Defendant is to register as a Lifetime Sexual

Offender, pursuant to Chapter 15, Article 12 of the West Virginia Code.

**WHEREUPON**, the Defendant, Jessica Morris, refused to sign the Notice of Requirements of the Sex Offender Act.

**WHEREUPON**, the Court advised the Defendant, on the record, of her appellate rights.

**WHEREUPON**, the Court does

**ORDER** that the Defendant, Jessica Morris, shall be responsible for all court costs in regard to this matter.

**THEREUPON**, counsel for the Defendant did deliver to the Defendant, on the record, a copy of his file maintained in this matter.

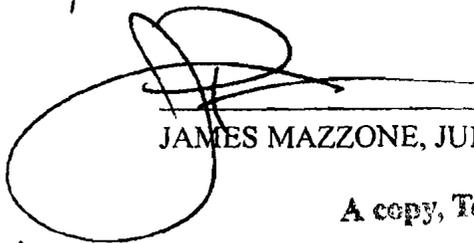
**WHEREUPON**, the Court did further

**ORDER** that pursuant to Chapter 16, Article 36 of the West Virginia Code, the Defendant, Jessica Morris, is to undergo HIV testing and results of those tests are to be delivered to the Court. It is further

**ORDERED** that the Clerk of the Circuit Court of Ohio County is to provide an attested copy of this Order to respective counsel and the West Virginia Department of Corrections.

ENTER this 14/13 day of JANUARY, 2008. 2009

ENTERED IN ORIGINAL  
ORDER BOOK 141 581  
Brenda X. Miller  
CLERK OF THE CIRCUIT  
COURT OF OHIO COUNTY, WV

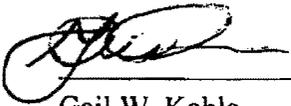
  
JAMES MAZZONE, JUDGE

A copy, Teste:

  
Circuit Clerk

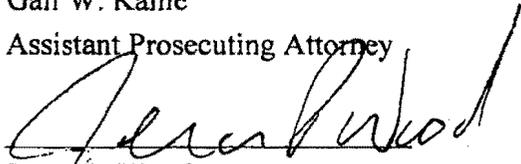
1-14-09 *ba*

PREPARED BY:



Gail W. Kahle

Assistant Prosecuting Attorney



Jenna P. Wood

Assistant Prosecuting Attorney