Dear Mr. Kressy,

who told me you had been assigned to my case. I would like to start by saying "thank you" for the time you will spend handling my review. If there is anything I can do please feel free to ask.

As you know I'm not an attorney. I have done the best I can up until this point. I met an inmate late last year (03'), who spoke as if he knew something about the law. I've since learned that he did not know as much as he would have had me to believe. Based on his advice and work I filed several Motions. As the Courts began to Deny or Dismiss" all of my Motions, I began to question the immate's advice. By the time I filed my last Motion (Writ of Certionari) it seem to me I was being used for what little. This man could gain. By the end I found it necessary to re-write everything the inmate wrote, his work was so badi" you could say I learned a tot about the law from this inmate, and I learned enough to Know not every claim he made was the truth. Against his advice I did NOT file my 2254 Habeas Corpus yet, because the "Memorandum in Support of the 2254 Habeas Corpus" was so bad that he wrote.

I pray my case isn't messed-up. I'm scared to do anything, tit know I've got a time deadline to file in Federal Court. Please show mercy toward me and my family. For seven long years my wonderful parents
have traveled all over the state to visit my brother and I . My mother still crys nearly everytime she sees me, and it breaks my beart. I and my brother are innocent, but no-one will lissen. We are victims of "Prosecutor Misconduct" There is no physical evidence in my case, only circumstantual. Much of which the Prosecutor created Assistant District Attorney Richard Panosh walked all over my Rights as if I did not have any, and my lawyers let him. Mr Panosh withheld evidence which would clear my brother and I. Late last year I started reading several newspaper articles on Prosecutor Misconduct, I also read about The N.C. State Bar investigating the D.A.'s for withholding evidence. The inmate helping me wrote a bosevance in the form of a Complaint Brief, in which I "tried" to file with The State Bar. On Jan. 8, 2004 I received a rejection notice, and it stated (3) reasons why I was being denied. I then personally wrote a "New" Brief (Grievance) and tried to leave out anything that would apply to why my first Brief was denied. I sent the second Brief to the State Bar at the end of February.

Just last week I received another rejection notice from the N.C. State Bar. Once again they refer to the Jan 8, 2004 letter they sent me, This is very upsetting because I worked on that Brief (6) weeks. I still don't understand what I'm doing wrong. Please give me some advice." About 4-5 weeks ago I sent a copy of my Brief (Grianice) to your office (N.C.P.L.S.) with many other items requested. If you read my Grevance you will see a pattern of misconduct by the Prosecutor, and you will get a general understanding of my case. I did not list everything Mr Panosh did because I was trying to avoid being "denied" by the Bar Mr Panosh even had the nerve to send me "threats" through my lawyers. While in prison I'm limited as to whom I can talk to, or what I can do. I was trying to file a Girevance with the State Bar, because I was hoping they would talk with the witnesses who were forced to lie against me and my brother. Since the Prosecutor no longer has pending Charges against these witnesses, they might be willing to now tell the truth. Being unable to prove my innocence at the moment and having no help. I've been attacking my sentence, trying to prove it illegal. As I understand if I can get my sentence set aside, N.C.GS. 15A-1335 should cause my case to be thrown out of court, Since I can't be sentenced twice

for the same crime my charges would have to be reduced. Most of my charges can't be reduced and therefore would be dismissed. I've already sent N.C.P.L.S. everything they asked for (I think) and then some The directions stated I was not to send any transcripts, I feel that it's important for you to review my transcripts because my case is so unusual. Upon your review you would see how my lawyers "ABANDON" me. First, they buillied me to sign a Plea Agreement (Jan 25,499) Doce I got away from my lawyers I wrote the Doff and asked to withdraw my pleas and go to trial, when no answer came I wrote the Clerk of Superior Court (Feb. 24, 1999). The Court waited until the day I was to be sentenced to gue me a Pro-Se withdraw Hearing. At which Counsel retused to represent men Counsel stated "I was embarrassing them and that they would sit this one at "I was never advised of my Right to Counsel at the Withdraw Hearing, my Parents paid these lawyers \$50,000 and they refused to belp me. I was forced to represent myself I had to put myself on the stand and do the best I could. The Judge (Peter Mc Hugh) acted as if he had desided to deny my request before hand. My Sentencing was set and did follows the withdraw Hearing as if everyone knew my request was going to be denied. The Tetter I sent to the Clerk of Court to withdraw my Pleas is tisted as exhibit "" in my Matten-for Appropriate Relief, which N.C.Pilis, bas at this time. Mr Kressy there isn't anything I wouldn't do to repay P.L.S. for their belp, I'm desperate." Please help me. I had an eye witness (James Ogburn) who could varify my brother and I were 15 miles away at the time of the crime, But DA, Richard Panash Horeaten James and san him away. Although detectives and Mr. Panosh personally interviewed this witness several times, not a single statement was turned over. Please remember Counselor Zimmerman was my prior Sentencing Judge, who sent me to prison to begin with My private detective (Mr Homer Young) has agreed to testify of how harsh my prior" lawyers spoke to me and placed me under duress. That was the main reason I hired Mr Zimmerman. Also the fact Mr Zimmerman made the claim he could win my case. With your permission I'd like to send you a copy of my transcripts and the rest of what I have I've got extra copies so there isn't any problem to do so "Please respond" I truely believe I've got a winning case and can Prove my sentence is illegal. I also believe I can get my case over-turned and go to trial. But if I can get my case thrown out because the sentence is illegal, I willn't have to go to treat and face a teath sentence. Sincerely, Theodore Kimble 4/13/04



Second Grievance Rejection

The North Carolina State Bar

Office of Counsel

Donald H. Jones Director of Investigations Carolin D. Bakewell, Counsel A. Root Edmonson, Deputy Counsel Fern Gunn Simeon, Deputy Counsel David R. Johnson, Deputy Counsel Thomas M. Mofflit, Deputy Counsel Jennifer A. Porter. Deputy Counsel Margaret Cloutier, Deputy Counsel

April 6, 2004

Mr. Theodore M. Kimble 1300 Western Boulevard Raleigh, N C 27606

Re: Richard Panosh

Dear Mr. Kimble:

The N C State Bar has received the information you filed recently against the above listed attorney and this appears to be a matter that the State Bar cannot assist you. On January 8, 2004 we acknowledged your previous correspondence. A copy of that letter is enclosed for your review.

So, in your case this a matters which we cannot assist. We cannot give you advice or otherwise represent you or your interest.

Sincerely,

Donald H. Jones



First Grievance Rejection

The North Carolina State Bar

Office of Counsel

Carolin D. Bakewell Counsel

January 8, 2004

A. Root Edmonson, Deputy Counsel Fern Gunn Simeon, Deputy Counsel Bobby D. White, Deputy Counsel David R. Johnson, Deputy Counsel Thomas F. Moffitt, Deputy Counsel

Mr. Theodore M. Kimble 1300 Western Boulevard Raleigh, NC 27606

Re: Your Complaint Against Attorney Richard E. Panosh

Dear Mr. Kimble:

The N.C. State Bar has received the grievance that you filed recently against the above-listed attorney. This appears to be a matter concerning which the Bar cannot assist you. Specifically, the Discipline & Disability Rules of the N.C. State Bar provide that the Bar may decline to investigate grievances involving the following allegations:

- complaints that an attorney provided ineffective assistance of counsel in a criminal case, unless a court has granted a motion for appropriate relief based upon the member's conduct;
- complaints that a plea entered in a criminal case was not made voluntarily and knowingly, unless a court has granted a motion for appropriate relief based upon the member's conduct;
- 3) complaints that an attorney's advice or strategy in a civil or criminal matter was inadequate or ineffective.

See 27 N.C. Admin. Code Chapter 1, Subchapter B, Section .0111(f)

Because the grievance that you filed raises one or more of the grounds set out in Rule .0111(f), my office respectfully declines to take further action in this matter. If a court grants relief based on the conduct referred to in your complaint, please let me know and we will reconsider our decision.

Thank you for your cooperation.

Very truly yours,

CB/sjb

Carolin Bakewell Counsel

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L'ELES DIOSCOLLOIS ace dar indulty

could range from dismissal of the bar's charges to revocation of

By JOSEPH NEFF

Attorney Ceneral's Office withheld in that two former prosecutors in the evidence and made talse statements recording of the state's star withess to a indge in the 1998 mirder trial The prosenitors, David Hoke and Debra Graves, withheld a tape The N.C. State Bar has charged that pur Alan Cell on death row saying she had to "make up a story" about the murder for police.

all Still, the presentors told the all such witness statements. slaying occurred while Cell was in trial judge they had handed over ness statements that indicated the They also withheld eight wit-

day evening. representation was false." Hoke obtained Thursday, said. This The bar's seven hage complaint,

in their possession and control," bars, half of it on death row, after known from a reasonable examination of the SBI investigatory file Cell spent nine years behind and Graves "knew, or should have hat the representation was false."

Ray Jenkins. He was acquitted at role in the butcome of that trials a second trial in Fehruary; the A threemember basel of the will schedule a hearing within two to three months. The outcomes withheld evidence played a central State Bar's disciplinary committee

No. 2 official Hoke is now n state court mejsas

SEE THIAL, PAGE TOA

CONTINUED FROM PAGE 1A

nolding evidence. Both were put on could continue to practice law as ong as they broke no more laws a form of probation, in which they ished only two prosecutors for within four decades of disciplining awyers, the State Bar has pun-Hoke's and Graves' law licenses. and consulted with a mentor.

Hoke is the No. 2 administrator in the state court system, as assistant director of the Administrative Office of the Courts, Graves is a federai public defender in Raleigh.

Neither could be reached Thurs-

is representing both Hoke and Maxwell declined to comment Thursday. He said he planned to answer the State Bar's charges in a written response next week. im Maxwell, a Durham lawyer, Graves before the State Bar.

Graves argued that Gell used a shotgun to ambush and kill Jenk-At Cell's 1998 trial, Hoke and

his arrest in the murder of Allen

after arrest cehind bars nine vears Sell spent

in staying.

the original series on the retrial of Alan Gell and to view an interactive timeline. Go to newsobserver.com/qell to read

ins, a retired truck driver who lived in the small Bertie County town of Aulander.

on the testimony of two girls, Crystal Morris and Shanna Hall, Both Hoke and Graves built their case

10 year sentences for murder in 15 at the time, Morris and Hall return for testifying against Gell. struck plea bargains; they received

Hoke and Graves knew about the sessed a secretly recorded phone conversation in which Morris is neard talking about how she had to make up a story for police. tape and its contents but didn't um it over to Gell's lawyers, the At trial, Hoke and Graves posbar complaint alleged.

evidence at Gell's retrial, Jurors ion and later said it was strong The tape was a central piece of hayed it during their deliberaevidence of the girls' deceit and ack of remorse.

enkins' time of death was the central point in Cell's trials, since conducted with 17 people who said they saw Jenkins alive after he was either out of state or in jail or the 11 days before Jenkins' he other part of the bar complaint concerns interviews police Gell had been jailed for car theft.

statements to Gell's lawyers. The The trial judge ordered Hoke burden was on them as prosecuors to hand over these materials. and Craves to hand over all such

from nine people who Ransome

a second round of interviews. said had changed their stories in

and five others, all of whom said they saw Jenkins alive when Gell street neighbor, a lifelong friend those statements were made by Jenkins' brother, his across-the-Ransome did not produce statements from people he did not re-interview, the complaint said. Taken in the first hours afer Jenkins' body was found,

Ransome did not return phone calls Thursday. was in jail.

can be reached at 829-4516 or ineffenewsobserver.com. The Writer Joseph Weff

ody was found.

Ransome produced statements plaint, Hoke and Graves did not agent Dwight Ransome, whom they supervised, to provide them. But according to the bar comcheck their files but relied on SBI



State of North Carolina General Court of Justice When Judge Albright Deviced my M.A.R. He Stated the Presentance was on file. This dowment proves He lied.

CLERK OF SUPERIOR COURT

DAVID L. CHURCHILL, CLERK EX OFFICIO JUDGE OF PROBATE GUILFORD COUNTY

PO BOX 3008 GREENSBORO, NC 27402-3008 JUDGE THOMAS W. ROSS, DIRECTOR ADMINISTRATIVE OFFICE OF THE COURTS

W. DOUGLAS ALBRIGHT SENIOR RESIDENT JUDGE

THOMAS W. ROSS Resident Judge

HOWARD R. GREESON, JR. RESIDENT JUDGE

CATHERINE C. EAGLES RESIDENT JUDGE

MENRY E. FRYE, JR. RESIDENT JUDGE

Date: 18 March Ot

The copies you requested are enclosed with this letter. There is no charge for these copies since this is the first time they have been requested and made for you. However, should you request additional copies of these documents, you will be required to pay for them. Additional requests will not be forwarded to you until payment has been received. You will be charged \$2.00 for the first page and \$0.25 for each additional page thereafter, per document, as provided by law. (This includes the indictment, judgment and commitment, transcript of plea and arresting information.)

□ In accordance with the North Carolina General Statues, the cost for copies is \$2.00 for the first and \$0.25 for each additional page thereafter per document. The copies will not be forwarded to you until payment in the amount of \$______ has been received. Please send certified check or money order payable to "Guilford County Clerk of Superior Court". No personal checks will be accepted. This letter should be included with your payment.

(Note: Please be advised that in forms purper estatus applies only to the waiver of a filing fee and not copies.

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Deputy CAssistant Clerk of Superior Court

cc: Court File # 47 COS 345B1 #2

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☐ only the co	nvictions and	pending charg	ges, if any,			
M) the entire c	riminal record,	if any,				
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TOF LOSFENSE DATE, DOB=BIRTH, (M)MISD; (F)FELONY, (T)TRAFFIC, MORE-400 GUILFORD-SR DBZBOO CRIMINAL CHECK- PENDING-DISPOSED-MOTOR V.--UNSERVED-CONVICTED R-RACE: S-SEX: CRITERIA- NAME: FARDEE, PATRICK? 86CR 044523 G 1414 COUNTY S=M R=W DOB=12041966 FARDEE FATRICK ROY DISMISSED BY DA 081688 CR OF:070288 (M) SECOND DEGREE TRESPASS 1414 COUNTRY S=M R=W DOB=12041966 89CR 014266 H PARDEE, FATRICE, ROY 072 IN 55 ZONE DISMISSED BY DA 030690 CR DF:101269 (T) SFEEDING PARDEE, PATRICK, ROY 1414 CONTRY S=M R=W DOB=12041966 91CR 063767 8 OF:092191 (T: RECKLESS DRIVING TO ENDANGER CHARGED CR (I: IMPROPER EQUIP - SPEEDOMETER RESP LESSER OFFENSE 120991

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STATE OF	WORTH CA	AR. INA	MULTORD ODU		La manada sacrat que con examina con escentrar con escentr	ALTERNATIVE SECURITIES	CRS39581
GUI	LFORD	County	FILE	D	In The Genera ☐ District 🗵 Su		
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Name Of Defendant			AT 350 LY WORT		RANSCRIPT OF P	LEA	
THEODORE MEA	DE KIMBLE Age	\Highest Level Of Educ	nion or The Novin	Managaran Managa	Part of the same o	0215 8020-50	
<i>ров</i> 12-08-1969	29	Completed 12	CLERK OF SUPERIOR	XVIII	The second secon	жинамировствио жанско	G.S. 15A-1022
The defendant, ha	NAMES AND ADDRESS OF THE PARTY	The second secon	GUILIY	STATE OF THE PARTY	g first duly sworn,		Answers
makes the following	na answers to t	he questions set o	ut below:				er a elle m
1. Are you able						(1)	
2 Do vou under	stand that you	have the right to re	main silent and that ar	ny statemer	nt you make may be	(2)	line
used against	you?		*		4	• •	in the
3. At what grad	e level can you	read and write?				(3)	and for the same of the same o
4. (a) Are your	ow under the ir	offluence of alcohol	, drugs, narcotics, med	icines, pills	, or any other	(4a)	mo
Intovicant	re7					(4b)	era me desi
(b) When wa	s the last time	you used or consul	med any such substanc		the a make war of these	, ,	Mens -
5. Have the cha	rges been expla	ined to you by you	ir lawyer, and do you u	inderstand	tue ustate or are	(5)	u
charges, and	do you underst	and every element	Of Agelt Citalda:	en elsa aba	rrae?	(6a)	- en
6. (a) Have you	and your lawy	er discussed the po	ssible defenses, if any,	, LU LIJE UIJO	n Acat	(6b)	JAN D
		our lawyer's legal s		e and make the	o en en 1990 e T	(7a)	en res
7. (a) Do you u	nderstand that	you have the right	to plead not guilty and	pe thed by t and to cr	oss examine	(10)	eranimentarianianianianianianianianianianianianiani
	Commissed seesa		ive the right to confron			(7b)	AAs
(c) Do voi u	s against you: nderstand that	by your plea(s) you	give up these and you	ir other con	stitutional rights	(7c)	
relating to	o a trial by jury i	?				1861	
8. Do you unde	rstand that, if y	ou are not a citize	of the United States	of America,	your plea(s) of guilty		and a
or no contes	t may result in (deportation, the ex	clusion from admission	to this cou	intry, or the denial of	(8)	William Bridge with the State of the State o
naturalization	n under federal l	law?					odibu etabandikan provinski kirilarini na manga tang menga kepada menangan pengan pengan pengan pengan pengan p
licensing priv	rileges as define	ld by G.S. 15A-13	viction of a felony that 31A for the full term:				
☐ (a)/FSA c	ases only occurri	ng on or after May 1,	1994) of the maximum	sentence	of imprisonment		
	- A - a almo dimens o	of amountains it of the	vau are offered a susu	BRINGER DEN	123 127 12 128 12 12 12 12 12 12 12 12 12 12 12 12 12		
that y	ou accept proble	ation and you refus ourt makes finding	s that you failed to mai	ke reasonat	ole efforts to comply		
	9	Landahan kan merinan				(9a)	ASSECTOR STATE OF THE PROPERTY
A7 161/800	ward Contonning	esese committed on	or after October 1, 1934)	of the pen	od you are placed on		
proba	tion if: (1) your	probation is revoked	ed or suspended, or (2) tence on condition you	accept pro	bation and you refuse		1000
7/7/9/ proba	y you are offered tion. G.S. 15A	-1331A(b).	9490 230 00 00 00 00 00 00 00 00 00 00 00 00 0			(9b)	
1			y) (Da-contest) to the c	harges sho	wn on the attached		la de m
10. Do you unde	rstand that you , carry the total	punishments listed	l.	3		(10)	yes.
Legan						(11)	YES
11. Do you now	personally plea	d (guilty) (ACCION					1995 Offenses
12. (a) (if applica	ble) Are you in t	fact guilty?			Secretaria de la companya del companya de la companya del companya de la companya	(12a)	7
(b) (if applies	blej Do you und	lerstand that upon	your plea of no contest	t you will b	e flegted as bailing	(12b)	N/A
		ou admit your guilt	(•
1	<i>ble)</i> (Alford Plea ou now conside	a is on ha in contra	est interest to plead gu	ilty?		(12c1	1) 1998 Offenses
(2) Do y	ou understand t	that upon your "Alt	ford Plea" you will be ti	reated as b	eing guilty whether or	(12c:	YES
not y	ou admit that y	ou are in fact guilf	γ?			F 4 me) ally (4	Conference of the second secon
13. Have you ad	reed to plead a	s part of a plea arr	angement? Before you	answer, I	advise you that the	ó	*
Courts have	approved plea	negotiating, and if	there is such, you may	advise me	truthrully without real	(13)	ULD
of incurring	my disapproval	7				. y v v v v v v v v v v v v v v v v v v	
ACC-CR-300 Rev	1 <i>0/</i> 97						P

14. (if applicable) The prosecutor and your lawyer have informed the Court that these are all the terms conditions of your plea: (See attachment for additional plea arrangements, including voluntary dismissals.)	and Answers
The State of North Carolina agrees to accept a plea to Second Degree Murder in 97CRS39581. Con	ant 1 of 97CRS23656
shall be dismissed. In return, the Defendant agrees to enter guilty pleas to Second Degree Murder i	n 97CRS39581.
Conspiracy to Commit First Degree Murder in 97CRS23656, First Degree Arson in 98CRS23486, a	und eight counts of
Solicitation to Commit First Degree Murder in Bills of Information which are to be filed this date.	The Defendant agrees
and understands that he will receive consecutive sentences in each of these cases. Further, the Defer	adant agrees to return the
ashes of Patricia Blakley Kimble to the Blakley family. The State agrees to dismiss any Breaking an	
indictments against Theodore Meade Kimble which are presently pending in Guilford County.	temperatural contraction and the contraction of the
The parties stipulate that the Defendant is a level II offender, and that under the Structured Sente	ncing Act the maximum
sentence he can receive for each B-2 felony is 254 months, for each Class C felony 159 months, and	for the Class D felony
108 months.	months to the end of the control of
	SECRETARIO (CERCIPIO CINÇUI) PARTE DA INSPECIO CONTRACTOR DE INSTALACIO CONTRACADO PROPRIA CONTRACADO C
	me, my plantering of COREC 2018 has been been found in the Core of the COREC 2018 has been been been been been been been bee
(a) is this correct as being your full plea arrangement?	(14a) yes
(b) Do you now personally accept this arrangement?	(14a) <u>yes</u> (14b) <u>yes</u>
15. (Other than the plea arrangement between you and the prosecutor) has anyone made any promises	
or threatened you in any way to cause you to enter this plea against your wishes?	(15) 22
16. Do you enter this plea of your own free will, fully understanding what you are doing?	(16) 4/5.
17. Do you have any questions about what has just been said to you or about anything else connected with your case?	(17) 200.
I have read or have heard all of these questions and understand them. The answers shown are the ones they are true and accurate. Neither my lawyer nor anyone else has told me to give false answers in order accept my plea in this case. The conditions of the plea as stated above, if any, are accurate.	I gave in open court and ar to have the Court
SWORN AND SUBSCRIBED TO BEFORE ME 1/28/99	
Date 1/38/09 Signeture 1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/1/	BOARDES BOURD AND AREA OF THE STATE OF THE S
Theopery CSC Assistant CSC Clerk Of Superior Court Theo Dore Meral Kunlele	
CERTIFICATION BY LAWYER FOR DEFENDANT	Maria Annual Control of the Control
As lawyer for the defendant named above, I hereby certify that the conditions stated above, if any, apor	which the defendant's
plea was entered are correct and they are agreed to by the defendant and myself. I further certify/that I	have fully explained to
the defendant the nature and elements of the charge(s) to which the defendant is pleading.	
Date Name Of Lawyer For Defendant (Type Or Print) Signature Of Lowyer For Defendant	
CERTIFICATION BY PROSECUTOR	GK-/
As prosecutor for this Prosecutorial District, I hereby certify that the conditions stated above, if any, are	the towns are added by
the defendant and his/her lawyer and myself for the entry of the plea by the defendant to the chargets) in	n this case.
Date 28 9 Name Of Prosecutor (Type Or Print) Signature Of Prosecutor	
PLEA ADJUDICATION	
Upon consideration of the record proper, evidence presented, answers of defendant, and statements of the defendant and the District Attorney, the undersigned finds:	he lawyer for the
That there is a factual basis for the entry of the plea.	
2. The the defendant is satisfied with his/her lawyer.	
That the defendant is competent to stand trial and that the plea is the informed choice of the defend voluntarily and understandingly.	ant and is made freely,
The defendant's plea is hereby accepted by the Court and is ordered recorded. Date Name Of Presiding Judge (Type Or Plant)	in the second contract of the second contract
1/28/99 Persiding Judge (Type Or Plant) Signesture of Presiding Judge M.	Mc Hay/1.
ACCCR-300 Side Two Rev. 10/97	/ / /

9 1997 Administrative Office of the Court

Name Of Defendant

THE	DDORE MEADE KI	MBLE	A described to the second seco	PLEAS				*********	go lai (Aphricantica) e e e e e e e e e e e e e e e e e e e
Pies*	File Number	Count No.(s)		Offense(s)	Date Of Offense	G.S. No.	F/M	CL	Maximum Punishment
J	97CRS39581		SECON	D DEGREE MURDER	10-09-1995	14-17	F	B-2	415
G	97CRS23656	2	CONSPI	RACY: First Degree Murder	10-09-1995	C.L. & 14-2.4	F	B-2	415
G	98CRS23486	1	FIRST I	DEGREE ARSON	10-09-1995	C.L. & 14-58	F	D	199
G	99CRS 23241	A second contract of the second contract of t	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
G	99CRS 23292	accession contracts with a grown to the contract of the contra	SOLICI	TATION : First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
G	99CRS 23243	1	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
G	99CRS 23244		SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	c	261
G	99CRS 23.246	2	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
G	99CRS 23244		SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	c	261
G	99CRS 2 3 2 4 7		SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	c	261
G	99CRS 23218	1	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	c	261
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NC	= Guilty = No Contest WANDATORY MIN			SHARESHEED WATER THE	7 mos.	3 mos., C: 80 me)5.		

File No.	Count No.(s)	DISSALS PURSUANT TO PLEA ARRANGEMENT Offense(s)
97CRS23656	1	Second Degree Arson
97CRS23663	1 & 2	Breaking and Entry and Larceny
97CRS23661	1 & 2	Breaking and Entry and Larceny
97CRS23657	1 & 2	Breaking and Entry and Larceny
97CRS23671	1	Breaking and Entry
97CRS23675	1 & 2	Breaking and Entry and Larceny
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SUPREME COURT OF NORTH CAROLINA

(State v Theodore Mead Kimble)

State of North Carolina

V

Theodore Mead Kimble

Land hard and hard hard

253 102001

From NC Court of Appeals

(COA99-1518)

· (97CRS23656)

(97 CRS 39581)

(98 CRS 23486)

(99CRS23241-48)

ORDER

Upon consideration of the petition filed by Defendant in this matter for discretionary review of the decision of the North Carolina Court of Appeals pursuant to G.S. 7A-31, the following order was entered and is hereby certified to the North Carolina Court of Appeals:

"Denied by order of the Court in conference, this the 5th day of April 2001.

s/ Butterfield, J. For the Court"

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 6th day of April 2001.

Christie Speir Cameron Clerk, Supreme Court of North Carolina

Carol B. Templeton Assistant Clerk

Copy to:

North Carolina Court of Appeals

Ms. Danielle M. Carman, Assistant Appellate Defender, For Kimble

Mr. Edwin W. Welch, Special Deputy Attorney General, For State

Mr. Horace M. Kimel, Jr., District Attorney

Mr. David Churchill, Clerk of Superior Court

Mr. Ralph A. White, Appellate Court Reporter

West Publishing Company

Lexis-Nexis



North Carolina Court of Appeals

STATE OF NORTH CAROLINA

From Guilford (97CRS23656, 97CRS39581, 98CRS23486, 99CRS23241-48)

V

THEODORE MEAD KIMBLE

ORDER

The following order was entered:

The motion filed in this cause on the 27th day of October 2003 and designated "Motion For Relief From The Judgment" is dismissed.

By order of the Court this the 24th day of November 2003.

The above order is therefore certified to the Clerk of Superior Court Guilford County.

Witness my hand and official seal this the 24th day of November 2003.

John H. Connell

Clerk of North Carolina Court of Appeals

CSC Orig

CC

North Carolina Court of Appeals

STATE OF NORTH CAROLINA	From	n Guilford			
STATE OF NORTH CAROLING	(97CRS23656, 97C	RS39581,	98CR	S23486	Ì,
V	99CR	S23241-48)) _		
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THEODORE MEAD KIMBLE	****	800-10		,	
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		Street, and	دپ	** .	
The following order was entered:	•	SM	ಲ		

The motion filed in this cause on the 3rd day of November 2003 and designated "Motion in Arrest of Judgment" is dismissed.

By order of the Court this the 24th day of November 2003.

The above order is therefore certified to the Clerk of Superior Court Guilford County.

Witness my hand and official seal this the 24th day of November 2003.

John H. Connell

Clerk of North Carolina Court of Appeals

CSC Orig

cc:

North Carolina Court of Appeals *****************

STATE OF NORTH CAROLINA

From Guilford (97CRS23656, 97CRS39581, 98CRS23486, 99CRS23241-48)

V

THEODORE MEAD KIMBLE

ORDER

The following order was entered:

The petition filed in this cause on the 7th day of November 2003 and designated "Petition For Writ Of Mandamus" is Denied.

By order of the Court this the 24th day of November 2003.

The above order is therefore certified to the Clerk of Superior Court Guilford County.

Witness my hand and official seal this the 24th day of November 2003.

John H. Connell

Clerk of North Carolina Court of Appeals

CSC Orig

No. COAP03-956 North Carolina Court of Appeals *************

STATE OF NORTH CAROLINA

From Guilford (97CRS23656, 97CRS39581, 98CRS23486, 99CRS23241-48)

THEODORE MEAD KIMBLE

ORDER

The following order was entered:

The petition filed in this cause on the 18th day of November 2003 and designated "Petition For Writ Of Mandamus" is Denied.

By order of the Court this the 24th day of November 2003.

The above order is therefore certified to the Clerk of Superior Court Guilford County.

Witness my hand and official seal this the 24th day of November 2003.

Clerk of North Carolina Court of Appeals

CSC Orig

Mr. Theodore Kimble

Ms. Kathleen U. Baldwin

North Carolina Court of Appeals

STATE OF NORTH CAROLINA	From Guilford		
STATE OF MORTH CAROLINA	(97CRS23656, 97CRS3958°	i, 98CRS23	3486
V	99CRS23241-4		
THEODORE MEAD KIMBLE	******		
OF	RDER S		Poline .
The following order was entered:	A.	, O	

The petition filed in this cause on the 16th day of December 2003 and designated "Petition For Writ Of Certiorari" is denied.

By order of the Court this the 13th day of January 2004.

The above order is therefore certified to the Clerk of Superior Court Guilford County.

Witness my hand and official seal this the 13th day of January 2004.

John H. Connell

Clerk of North Carolina Court of Appeals

CSC Orig

cc:

In Case # 97 CRS 39581 an aggravated sentence for second degree murder of 204 months to 254 months to begin at the expiration of any sentence now serving;

In Case # 97 CRS 23656 a presumptive sentence for conspiracy to commit murder of a 163 months to 205 months to begin at the expiration of the second degree murder sentence in 97 CRS 39581;

In Case # 98 CRS 23486 an aggravated sentence for first degree arson of 82 months to 108 months to begin at the expiration of the conspiracy sentence in 97 CRS 23656;

In Case # 99 CRS 24241 an aggravated sentence for solicitation to commit murder of 108 months to 139 months running at the expiration of the first degree arson sentence in 98 CRS 23486;

In Case # 99 CRS 24242 an aggravated sentence for solicitation to commit murder of 108 months to 139 months running at the expiration of the solicitation to commit murder sentence in 99 CRS 24241;

In Case # 99 CRS 24243 an aggravated sentence for solicitation to commit murder of 108 months to 139 months running at the expiration of the solicitation to commit murder sentence in 99 CRS 24242;

In Case # 99 CRS 24244 an aggravated sentence for solicitation to commit murder of 108 months to 139 months running at the expiration of the solicitation to commit murder sentence in 99 CRS 24243;

In Case # <u>99 CRS 24245</u> a presumptive sentence for solicitation to commit murder of 96 months to 125 months running at the expiration of the solicitation to commit murder sentence in 99 CRS 24244;

In Case # 99 CRS 24246 an aggravated sentence for solicitation to commit murder of 108 months to 139 months running at the expiration of the solicitation to commit murder sentence in 99 CRS 24245;

In Case # 99 CRS 24247 an aggravated sentence for solicitation to commit murder of 108 months to 139 months running at the expiration of the solicitation to commit murder sentence in 99 CRS 24246;

In Case # 99 CRS 24248 a presumptive sentence for solicitation to commit murder of 96 months to 125 months running at the expiration of the solicitation to commit murder sentence in 99 CRS 24247;

DEFENDANT'S ASSIGNMENTS OF ERROR

Defendant assigns as error the following:

1. The trial court's findings of fact, conclusions of law, and ruling waiving attorney Zimmerman's conflict of interest and allowing Zimmerman to represent defendant, on the grounds that the findings were not supported by the evidence, and the conclusions and rulings were erroneous under North Carolina statutory and common law and violated defendant's State and Federal constitutional rights.

Dec. 3, 1998 Motions Hearing, Tpp. 46, line 6 through 49, line 14

2. The trial court's action in misinforming defendant about the consequences of his guilty pleas and *Alford* pleas, on the grounds that the court's statements to defendant about the mandatory minimum sentences and possible maximum sentences were erroneous under North Carolina statutory and common law, violated G.S. 15A-1022, and rendered defendant's pleas involuntary in violation of defendant's State and Federal constitutional rights. Defendant asserts plain error.

Jan. 28, 1999 Pleas Transcript, Tpp. 9, line 15 through 10, line 7 Jan. 28, 1999 Pleas Transcript, Tp. 12, lines 8-16 Rpp. 17-20

3. The trial court's acceptance of defendant's guilty pleas and Alford pleas, on the grounds that the pleas were not freely, voluntarily, and understandingly entered, and that the court's action was erroneous under North Carolina common law and G.S. 15A-1021 and 15A-1022, and violated defendant's State and Federal constitutional rights. Defendant asserts plain error.

Jan. 28, 1999 Pleas Transcript, Tp. 18, lines 4-14 Rp. 18

4. Defendant's attorneys' ineffective assistance of counsel at the hearing on his motion to withdraw his pleas, on the grounds that the attorneys had a conflict of interest and that their performance was deficient in violation of defendant's State and Federal constitutional rights.

Mar. 4, 1999 Motion to Withdraw, Tpp. 3-39

5. The trial court's ruling denying defendant's objection to State documentary exhibit number 1 and admission of that exhibit into evidence at the motion to withdraw hearing, on the grounds that the evidence was inadmissible and incompetent, and that the court's ruling was erroneous under North Carolina statutory and common law and violated defendant's State and Federal constitutional rights.

Mar. 4, 1999 Motion to Withdraw, Tpp. 29, line 23 through 30, line 14

6. The trial court's findings of fact, conclusions of law, and Order denying defendant's motion to withdraw his guilty pleas and Alford pleas, and entry of judgment and commitment in all cases, on the grounds that the trial court's statements about the mandatory minimum and possible maximum punishments were erroneous in law and violated G.S. 15A-1022; that defendant's pleas were involuntary, coerced, and uninformed in violation of G.S. 15A-1021 and 15A-1022 and North Carolina common law; that defendant received ineffective assistance of counsel at the motion to withdraw hearing; and that the court's findings are not supported by the evidence, the conclusions are not supported by the findings and are erroneous in law, and the Order is erroneous under North Carolina statutory and common law, and violative of defendant's State and Federal constitutional rights. To the extent this error is not preserved, defendant asserts plain error.

Mar. 4, 1999 Motion to Withdraw, Tpp. 30, line 19 through 39, line 14 Rpp. 27-36, 54-75

7. The trial court's admission of State witness James Bowman's testimony at the sentencing hearing, on the grounds that the evidence was inadmissible and incompetent hearsay and that the court's action was erroneous under North Carolina statutory and common law and violated defendant's State and Federal constitutional rights. Defendant asserts plain error.

Mar. 4, 1999 Sentencing Hearing, Tpp. 56, line 11 through 67, line 1

8. The Trial Court's finding of the non-statutory aggravating sentencing factor that "defendant acted with premeditation and deliberation in committing this offense" in case number 97 CrS 39581 and imposition of a greater-than-presumptive sentence in that case, on the grounds that the factor was not adequately proved in law, not supported by any competent record evidence, inherent in the offense, and supported by the same evidence used to prove an element of the offense in violation of North Carolina statutory and common law and defendant's State and Federal constitutional rights.

Mar. 5, 1999, Sentencing Hearing, Tpp. 220, line 5 through 221, line 10 Rpp. 38-39, 54-55

9. The Trial Court's finding of the non-statutory aggravating sentencing factor that "defendant acted for pecuniary gain" in case number 97 CrS 39581 and imposition of a greater-than-presumptive sentence in that case, on the grounds that the factor was not adequately proved in law and not supported by any competent record evidence in violation of North Carolina statutory and common law and defendant's State and Federal constitutional rights.

Mar. 5, 1999, Sentencing Hearing, Tpp. 220, line 5 through 221, line 10 Rpp. 38-39, 54-55

10. The Trial Court's finding of the non-statutory aggravating sentencing factor that the "offense was committed for the purpose of avoiding detection in the murder of Patricia Gail Kimble and for the purpose of covering up the murder" in case number 98 CrS 23486 and imposition of a greater-than-presumptive sentence in that case, on the grounds that the factor was not adequately proved in law, not supported by any competent record evidence, inherent in the offense, and supported by the same evidence used to prove an element of the offense in violation of North Carolina statutory and common law and defendant's State and Federal constitutional rights.

Mar. 5, 1999, Sentencing Hearing, Tpp. 221, line 25 through 222, line 23 Rpp. 40-41, 58-59

11. The trial court's findings of both statutory aggravating sentencing factors 5(a) and 5(b) in case numbers 99 CrS 23241, 23242, 23243, 23244, 23246, and 23247 and imposition of greater-than-presumptive sentences in those cases, on the grounds that the factors were not adequately proved in law, not supported by any competent record evidence, supported by the same evidence used to prove an element of the offense, and supported by the same evidence used to prove each other in violation of North Carolina statutory and common law and defendant's State and Federal constitutional rights.

Mar. 5, 1999, Sentencing Hearing, Tpp. 222, line 24 through 226, line 20 Rpp. 42-53, 60-73

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	Theodore Heade (Light of Superior Court TRANSCRIPT OF P	LEA	•
00 <i>B</i>	Age 28 129 129		G.S. 15A-102
The	defendant, having offered a plea of and being first duly sworn,		Answers
make	es the following answers to the questions set out below:	(1) _	les.
1.	Are you able to hear and understand me?	(1) -	decimal engineering that sometimes of properties about 5 to 1000 and 1000 a
2.	against you?	(2) <u> </u>	120 grade
3.	At what grade level can you read and write?		Na
	(a) Are you now under the influence of alcohol, drugs, hardeles, modeling, plan, of the last time you used or consumed any such substance?	٠ ,	Presently
5.	Have the charges been explained to you by your lawyer, and do you understand the nature of the charges, and do you understand every element of each charge?	(5)	Hs.
6.	(a) Have you and your lawyer discussed the possible defenses, if any, to the charges? (b) Are you satisfied with your lawyer's legal services?	(6a) (6b)	anne de la companya del companya de la companya de la companya del companya de la companya del la companya del la companya de
tage	the state that sight to plead out quilty and be tried by a jury?	(7a)	<u>If</u>
1.	(b) Do you understand that at such that you have the right to control and to door oxer that at such that at such that you have the right to control and to door oxer that at such that you have the right to control and to door oxer that you have the right to control and to door oxer that you have the right to control and	(7b) .	H. Lieuwan marana
manufacture de conference de c	(c) Do you understand that by your plea(s) you give up these and your other constitutional lights locally to a trial by jury?	(7c)	<u> </u>
	Do you understand that, if you are not a citizen of the United States of America, your plea(s) of guilty or no contest may result in deportation, the exclusion from admission to this country, or the denial of naturalization under federal law?	(8)	N/A
9.	(if applicable) Do you understand that upon conviction of a felony that you automatically forfeit any licensing privileges as defined by G.S. 15A-1331A for the full term:		
And the second s	(a) (FSA cases only occurring on or after May 1, 1994) of the maximum sentence of imprisonment imposed at the time of conviction if: (1) you are offered a suspended sentence on condition that you accept probation and you refuse probation, or (2) your probation is revoked or suspended and the Court makes findings that you failed to make reasonable efforts to comply with the conditions of probation.		%
	(b) (Structured Sentencing cases committed on a later october in the probation of the proba	(9b)	<u> Yes</u>
	Do you understand that you are pleading (guilty) (no contest) to the charges shown on the attached sheet,		g 2
10.	which carry the total punishments listed.	(10)	- L
11.	Do you now personally plead (guilty) (so contest)?	(11)	<u>Trs</u>
12.	(a) (if applicable) Are you in fact guilty? (b) (if applicable) Do you understand that upon your plea of no contest you will be treated as being guilty	(12a)	16 /6
	whether or not you admit your guilt?	(12b)	09/A
	(c) (if applicable) (Alford Plea) (1) Do you now consider it to be in your best interest to plead guilty? (1) Do you now consider it to be in your best interest to plead guilty?	(12c1) <u></u>
	(2) Do you understand that upon your "Alford Plea" you will be treated as being guilty whether or not you admit that you are in fact guilty?	(12c2)_ <i>KB</i>
13.	Have you agreed to plead as part of a plea arrangement? Before you answer, I advise you that the Courts have approved plea negotiating, and if there is such, you may advise me truthfully without fear of incurring my disapproval?	(13)	<u>No.</u>
	A CD 200		

AOC-CR-300 Rev. 10/96

14. (if applicable) The prosecutor and your lawyer have informed the Court that these are all the terms conditions of your plea: (See attachment for additional plea arrangements, including voluntary dismissals.)	and Answers
(a) Is this correct as being your full plea arrangement? (b) Do you now personally accept this arrangement?	(14a) <i>NA</i> (14b) <i>NA</i>
15. (Other than the plea arrangement between you and the prosecutor) has anyone made any promise threatened you in any way to cause you to enter this plea against your wishes?	es or (15) <u>Na</u>
16. Do you enter this plea of your own free will, fully understanding what you are doing?	(16)
17. Do you have any questions about what has just been said to you or about anything else connected your case?	d with (17)
I have read or have heard all of these questions and understand them. The answers shown are the on are true and accurate. Neither my lawyer nor anyone else has told me to give false answers in order to in this case. The conditions of the plea as stated above, if any, are accurate.	es I gave in open court and to have the Court accept my p
SWORN AND SUBSCRIBED TO BEFORE ME Date Date Signature Signature Of Defendant M. M. M. M. J. J. L.	
Deputy CSC Assistant CSC Clerk Of Superior Court Name Of Defendant (Type Or Print) TWO No. 1. Kimply	
As lawyer for the defendant named above, I hereby certify that the conditions stated above, if any, upor entered are correct and they are agreed to by the defendant and myself. I further certify that I have full nature and elements of the charge(s) to which the defendant is pleading.	n which the defendant's plea y explained to the defendant
Date Name Of Lawyer For Defendant (Type Or Print) Signature Of Lawyer For Defendant (Type Or Print) Signature Of Lawyer For Defendant (Type Or Print) Signature Of Lawyer For Defendant (Type Or Print)	nt
As prosecutor for this Prosecutorial District, I hereby certify that the conditions stated above, if any, are	the terms of the least
defendant and his/her lawyer and myself for the entry of the plea by the defendant to the charge(s) in the please of Prosecutor (Type Or Print) Name Of Prosecutor (Type Or Print) Signature Of Print (Type Or Print) Signature Or Print (Type Or Print) Signature	is case.
12 5 97 Richard & Panosh PLEA ADJUDICATION	
Upon consideration of the record proper, evidence presented, answers of defendant, and statements of the District Attorney, the undersigned finds:	the lawyer for the defendan
 That there is a factual basis for the entry of the plea. The the defendant is satisfied with his/her lawyer. That the defendant is competent to stand trial and that the plea is the informed choice of the defend voluntarily and understandingly. 	dant and is made freely,
The defendant's plea is hereby accepted by the Court and is ordered recorded.	
Pate 1/8/97 Name of Presiding Jugge (Type Or Print) To Signature of Presiding Judge (Type Or Print)	1 2 - 1/
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defendant's prior record on the number of prior convictions in	vided to assist the attorney for the state in e reverse side of this form or attach a cop each offense class and enter those totals f misdemeanor offenses under Chapter 2 4(a2)]. First Degree Rape and First Deg	y of the defendant's s in the chart in sect O are not assigned	s prior record pursua tion I below. For mul any points for detern	nt to G.S. 15A-1340 Itiple prior conviction nining prior record le), 14(f). If sentencing R ns at one session of CC avel for felony sentenc	or a leiony, count the ourt, see ing <u>except</u> misdemeanor
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If the offense was ((a) while on pro	obation, parole, or post-releas	se supervisio	n; or	Christian Carlo	100	
(b) while servir	ng a sentence of imprisonmer	nt; or				
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STATE OF N	ORTH CAROLI	NA .	THE SECTION OF THE SECTION OF	File No. 9	7Ch.,4.	j		може муще стиционный в коме Prili у ритойни учёння фізифій («Дійнуйній тайну Pri	- Cylic Sanghag entirable (1964-1965) a maei	newerhan/trans-
GUILFOR	D County	GREENS	BORO 75%	Seat of Cou	rt [In Th	e Genera	al Court Of	f Justic	æ
NOTE: '[This form is to be used in consolidated for judgmen	for (1) felany offense(s), and (2) mis nt with any felany offense(s). Use A	demeanor offense(DC-CR-301 on DW), which are offense(s).)		de constitue de la constitue d	6	Superior (Court Divis	sion	angarang makken si New da
	STATE VERSUS				ž	MENT AN				
Defendant TH	IEODORE MEAD KIM	BLE	1145	wor I	M [A	CTIVE PU	JNISHME .ONY	NT .		
Race	Sex	DOB	CLERK C	3UF FRICK GO	URT (\$	TRUCTURE				
White Attorney For State	<u> </u>	12-08- Def. Found	Def. Waived	Attorney For Defe	endant		CONTRACTOR OF STREET	G.S. 15A-13	01, 15A-	1340.13
	D PANOSH	Not Indigen	**********	ROBE	ERT L. N	ACCLELLA	N		d Re	tained
The defendant 🛛	pled guilty to: was	found guilty	by a jury of:	pled no	contest	to:				
File No.(s) And Offense(s	5)	anny a minemandra di risk omining anadom-kamaniski anti-firi (gr.) AAA (9 til 52 a minye) anatoliji	eductivity (deleted) (delete (deleted) populari esta esta esta esta esta esta esta esta		Date Of	Offense ·	G.S. No.		F./M.	CL.
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2. makes no prior enhanced firea	pursuant to G.S. 15A-1340 r record level finding becarm penalty, violent habi	ause none is	s required fo	r Class A felo	t to be	-0- REC	ORD LEVI		IV	□ VI
under G.S. 15⁄ ☐ (d) for an a	ten findings because the A-1340.17(c). [] (b) for adjudication as a violent	a Class A fe habitual felor	lony. [] (c n. G.S. 14-7) for enhanced 7.12. [] (e) fo	d firearm or drug tr	penalty (Grafficking of	.S. 15A-13 fenses.	ntences au 340.16A).	thorize	d
3. imposes the pr	dings of Aggravating and rison term pursuant to a ndant has provided subs	plea arrange	ment as to	sentence unde	er Article	58 of G.S.	5. Chapter 1	5A.		
5. adjudges the d	iefendant to be an habit	ual felon purs	suant to Artic	cle 2A of G.S.	Chapter	· 14.		processing		
	d punishment from a Cla	ıss 1 misdem	eanor to a (Class I felony.	∐ G.S.	. 90-95(e)(3	i) (drugs);	∐ G.S. 1	4-3(c)	(race)
	ordinary Mitigation. nsidered evidence, argui	man make a fire and a man	man and al	dement of des	andent f	finde that th	a defenda	nt's nlea w	as free	lv.
voluntarily, and under	rsidered evidence, argui standingly entered, and	Orders the a	bove offens	es be consolic	dated for	· judgment a	and the de	tendant be	impris	oned
for a minimum term of 015	f: months	for a maxin	num term of 018		month	s	ustody of t	he:		
Class A Felony:	Life Imprisonment W	fithout Parole		h (see attache ant and Certifi		── ⊠ N.C. □ She □ □ Othe	riff pursual	nt to G.S. 1	5A-13	52(b).
☐ Class B1 Felony: ☐ Violent Habitual F	Life Imprisonment With elon: Life Imprisonment	out Parole Without Par	ole		NATIONAL TO SERVICE STATE OF THE SERVICE STATE OF T					
The defendant shall b				confinement p		ACM CONTRACTOR STATE OF THE PARTY OF	-			charge
The sentence imp	osed above shall begin osed above shall begin e number, date, county and	at the expirat	tion of the so	entence impos	n the defe sed in the	endant is pi e case refei	resently ob renced bel	oligated to s ow:	serve.	
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AOC-CR-601 New 10/94

(check all that apply)			er de sample der en			With the second state of the second s
	t shall pay the costs	; .	□ 2.	The defendant sha	all pay a fine of §	:
The Court recommer					p-13 2 11110 01 4	The second and the se
☐ 5. Work Release	use Treatment Unit	pursuant to G.S. 15A-13	351(h). 🗌 4.	Psychiatric and/or	psychological co	ounseling.
		10000				_
amounts set of	condition of post ref out below.	lease supervision, if app	licable, or from	work release earnin	gs, if applicable	, of the items and
Fine	Costs	Restitution*	Daimhum	Donney Franchister & Cate		
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*Name(s), address(es)	, amount(s) & socia	l security number(s) of a	annieved partyl	\$1,850.00		\$1,850.00
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The Court does not re						
☐ 1. Restitution as a	condition of post rel	lease supervision or wor	k release.	2. Work release.		
		VARD OF FEE TO CO				
△ A hearing was held	in open court in the	presence of the defenda	ant at which tim	e a fee, including ex	penses, was aw	arded the
defendant's appoint	ed counsel or assigi	ned public defender.				
		ORDER OF COMMITM				
It is ORDERED that	the Clerk deliver tw	o certified copies of this	Judgment and	Commitment to the	sheriff or other c	qualified officer and
that the officer caus	e the defendant to b	e delivered with these c	opies to the cus	tody of the agency	named on the re	verse to serve the
The defendant dives	r uniii ine delendan : notice of anneal fro	t shall have complied wit om the judgment of the S	in the condition Superior Court t	s of release pending	j appeal.	tuina and any
conditions of post co	onviction release are	e set forth on form AOC-	CR-350.	o ule Appellate Divis		ines and any
-			E OF JUDGE	/		
)ate	Name Of Presiding Judg	ie (Type Or Print)		re OX Presiding Judge/	Δ	1
12-08-1997	H. W.	ZIMMERMAN, JR.	and Columnia	X1) 44	W-1	
		ORDER OF COMMIT		APPEAL		
ate Appeal Dismissed		Date Withdrawal Of Appeal Fil	led	Date Appellate	Opinion Certified	
	ammakanad sugampujuk antuk piriti menunga Perilah (sampa menunga Kendi (menunga antuk darkatah kahada (satu) kilan dana danah sepua bagsap pemenan					
t is ORDERED that this	Judgment be execu	uted. It is FURTHER OF	RDERED that th	e sheriff arrest the c	lefendant, if nec	essary, and
and Commitment as aut	hority for the commi	e official named in this J itment and detention of t	uogment and it he defendant.	ımısın that oniciai <u>tw</u>	g cermea copie	s or this Juagment
ate .	Signature Of Clerk	CONTRACTOR OF THE PROPERTY OF	Colorocicione de mediciones, a lectura non velta fil actua mes, can le decigy, con entre fi		Deputy CSC	Assistant CSC
				TO CONTRACT	Clerk Of Super	
		CERTIF	FICATION		Tamana Maria	
certify that this Judgme	nt and Commitment	t with the attachment ma	irked below is a	true and complete	copy of the origi	nal which is on file
	Entries (AOC-CR-			•		
☐ Felony	Judgment Findings	s Of Aggravating And Mi	tigating Factors	(AOC-CR-605)		
		orfeiture Of Licensing Pri	ivileges (AOC-C	R-317)		
	itment Information S	Statement (DC-600)	· · · · · · · · · · · · · · · · · · ·	y many position construction and a second construction of the cons	talkinista silinga o signi yangga sagan nagangga sagan nagan sagan sagan sagan sagan sagan sagan sagan sagan s	
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l de la companya de l	2-16-97		Deputy CSC	Assistant CSC	Clerk Of Supe	erior Court
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