STATE VERSUS STATE VERSUS JAN 28 1999 RANSCRIPT OF PLEA 12-08-1969 29 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12 12-08-1969 12-08-1969 12-08-1969 12-08-196	STATE OF NORTH CAR	INA	BUILFORD GOUNTY	File No.	970	CRS39581
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The defendant, having offered a plea of GUILTY and being first duly sworn, makes the following answers to the questions set out below: 1. Are you able to hear and understand me? 2. Do you understand that you have the right to remain silent and that any statement you make may be used against you? 3. At what grade level can you read and write? 4. (a) Are you now under the influence of alcohol, drugs, narcotics, medicines, pills, or any other Intoxicants? (b) When was the last time you used or consumed any such substance? 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? 6. (a) Have you and your lawyer discussed the possible defenses, if any, to the charges? 7. (a) Do you understand that you have the right to plead not guilty and be tried by a jury? (b) Do you understand that at such trial you have the right to confront and to cross examine witnesses against you? (c) Do you understand that by your plea(s) you give up these and your other constitutional rights relating to a trial by jury? 8. 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? 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-1331 A for the full term: (a) IffSA 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. (b) IStructured Sentencing cases committed on or after October 1, 1994 of the period you are placed on probation if; (1) your probation is revoked or suspended, or (2) Ifor offenses committed before 1/1/37 you are offered a suspended sentence on condition you accept probation and you	DOB Age Highe Comp	st Level Of Educations 12	CLERK OF SUPERIOR COUNT			G.S. 15A-1022
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or no contest may result in deportation, the exclusion from admission to this country, or the denial or naturalization under federal law? 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: (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 or after October 1, 1994) of the period you are placed on probation if: (1) your probation is revoked or suspended, or (2) (for offenses committed before 1/1/97) you are offered a suspended sentence on condition you accept probation and you refuse probation. G.S. 15A-1331A(b). 10. Do you understand that you are pleading (guilty) (no contest) to the charges shown on the attached sheet, which carry the total punishments listed. 11. Do you now personally plead (guilty) (no contest)? 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 whether or not you admit your guilt?		e not a citizen	of the United States of Americ	a, your plea(s) of guilty		
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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. (9a) (b) (Structured Sentencing cases committed on or after October 1, 1994) of the period you are placed on probation if: (1) your probation is revoked or suspended, or (2) (for offenses committed before 1/1/97) you are offered a suspended sentence on condition you accept probation and you refuse probation. G.S. 15A-1331A(b). 10. Do you understand that you are pleading (guilty) (no contest) to the charges shown on the attached sheet, which carry the total punishments listed. 11. Do you now personally plead (guilty) (no contest)? 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 whether or not you admit your guilt? N/A	(if applicable) Do you understand to licensing privileges as defined by 6	hat upon con G.S. 15A-133	viction of a felony that you auto 11A for the full term:	matically forfeit any		
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with the conditions of probation. (b) (Structured Sentencing cases committed on or after October 1, 1994) of the period you are placed on probation if: (1) your probation is revoked or suspended, or (2) (for offenses committed before 1/1/97) you are offered a suspended sentence on condition you accept probation and you refuse probation. G.S. 15A-1331A(b). (9b) 10. Do you understand that you are pleading (guilty) (no-contest) to the charges shown on the attached sheet, which carry the total punishments listed. (10) YES - (11) 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 whether or not you admit your guilt? (12b)	that you accept probation a	and you refuse	e probation, or (2) your probatio	n is revoked or		
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(b) (if applicable) Do you understand that upon your plea of no contest you will be treated as being guilty whether or not you admit your guilt? (12b)	12 (a) (if applicable) Are you in fact or	uiltv?			(12a)	1995 Offenses
	(b) (if applicable) Do you understar	nd that upon y		be treated as being	(12b)	N/A
112-11 1998 UTIENSES	(c) (if applicable) (Alford Plea)					1) 1998 Offenses
(2) Do you understand that upon your "Alford Plea" you will be treated as being guilty whether or	(2) Do you understand that up	pon your "Alfe	ord Plea" you will be treated as	being guilty whether or		
not you admit that you are in fact guilty? (2) Do you understand that upon your Arrord Flear you will be treated as being guilty ************************************	not you admit that you are	e in fact guilty	/ ?		(12c	41
13. Have you agreed to plead as part of a plea arrangement? Before you answer, I advise you that the	13. Have you agreed to plead as part	of a plea arra	ngement? Before you answer,	l 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?		ating, and if t	there is such, you may advise m	e trutniully without rear	(13)	yes
of mounting my disapproved.	or meaning my disapprovar.					
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14. (if applicable) The prosecutor and your lawyer have informed conditions of your plea: (See attachment for additional plea at The State of North Carolina agrees to accept a plea to Second	rangements, including voluntary dismissals.)							
shall be dismissed. In return, the Defendant agrees to enter	er guilty pleas to Second Degree Murder in 9	7CRS39581,						
Conspiracy to Commit First Degree Murder in 97CRS23656, First Degree Arson in 98CRS23486, and eight counts of								
Solicitation to Commit First Degree Murder in Bills of Info	ormation which are to be filed this date. The	e Defendant agrees						
and understands that he will receive consecutive sentences	in each of these cases. Further, the Defenda	ant agrees to return the						
ashes of Patricia Blakley Kimble to the Blakley family. The	ne State agrees to dismiss any Breaking and I	Entry or Larceny						
indictments against Theodore Meade Kimble which are pre-	sently pending in Guilford County.							
The parties stipulate that the Defendant is a level II off	ender, and that under the Structured Sentence	ing Act the maximum						
sentence he can receive for each B-2 felony is 254 months,	for each Class C felony 159 months, and fo	r the Class D felony						
108 months.								
(a) Is this correct as being your full plea arrangement? (b) Do you now personally accept this arrangement?	4	(14a) <u>yes</u> (14b) <u>yes</u>						
15. (Other than the plea arrangement between you and the pro	recutor) has anyone made any promises							
or threatened you in any way to cause you to enter this ple		(15) <u>no</u>						
16. Do you enter this plea of your own free will, fully understa	inding what you are doing?	(16) 1165.						
•	•							
17. Do you have any questions about what has just been said connected with your case?	to you or about anything eise	(17) <u>NO</u> .						
I have read or have heard all of these questions and understand they are true and accurate. Neither my lawyer nor anyone else accept my plea in this case. The conditions of the plea as stat	has told me to give false answers in order							
SWORN AND SUBSCRIBED TO BEFORE ME	Date (/ 2 8 / 9 9							
Date 1/28/09 Signature/Mustina Sam	Signature Of Defendant X Shadore Kind							
Deputy CSC Assistant CSC Clerk Of Superior Court	Name Of Defendant (Type Or Print) Theo dore Mezel Kuntele	**************************************						
	AWYER FOR DEFENDANT							
As lawyer for the defendant named above, I hereby certify that plea was entered are correct and they are agreed to by the defendant the nature and elements of the charge(s) to which	endant and myself. I further certify/that I h							
Date Name Of Lawyer For Defendant (Type Or Print)	Signature Of Lawyer For Perendant							
1/28/99 H.W. Zimmermm Th	The State of Crumy	X /						
	BY PROSECUTOR							
As prosecutor for this Prosecutorial District, I hereby certify the the defendant and his/her lawyer and myself for the entry of the	ne plea by the defendant to the chargets in							
Date	Signature Of Prosecutor							
1/20/11/ Kichard E. Fan	JUDICATION							
Upon consideration of the record proper, evidence presented, a		e lawyer for the						
defendant and the District Attorney, the undersigned finds:								
 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 voluntarily and understandingly. 	plea is the informed choice of the defenda	nt and is made freely,						
The defendant's plea is hereby accepted by the Court and is or	dered recorded.							
Date Name Of)Presiding Judge (Type Or Pint)	Signature of Presiding Judge	Mc New 1.						
AOC-CR-300, Side Two, Rev. 10/97 • 1997 Administrative Office of the Court		/						

Name Of Defendant

THEODORE MEADE KIMBLE

				PLEAS			ı		
Plea*	File Number	Count No.(s)		Offense(s)	Date Of Offense	G.S. No.	F/M	CL	Maximum Punishment
G	97CRS39581	1	SECON	D DEGREE MURDER	10-09-1995	14-17	F	B-2	415
G	97CRS23656	2	CONSP	IRACY: 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	1	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
G	99CRS 23242	1	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	1	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
G	99CRS 23245	1	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
G	99CRS 23244	1	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
G	99CRS 23247	1	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
G	99CRS_23248	1	SOLICI	TATION: First Degree Murder	11-04-1998	CL. & 14-2.6	F	С	261
				AUII FORD COUNTY					
				FILED					
				JAN 28 8999	.W 14471)				
				350 y 00 P x	CERTIFIE	D A TRUE CO	PY C	F O	ounty RIGINATE
				CLERK OF SUPERIOR OCUM	Lani			Part 1	-200U
					(x drien	well da			EDAT
					·				18. C. (J.
								-	
	Guilty No Contest	TOTAL	MAXIM	UM PUNISHMENT 3177	mos.				

MANDATORY MINIMUM FINES & SENTENCES (if any)

B2: 130 mos., D: 53 mos., C: 80 mos.

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(Over)

File No.	Count No.(s)	Offense(s)
7CRS23656	1	Second Degree Arson
7CRS23663	1 & 2	Breaking and Entry and Larceny
7CRS23661	1 & 2	Breaking and Entry and Larceny
7CRS23657	1 & 2	Breaking and Entry and Larceny
7CRS23671	1	Breaking and Entry
97CRS23675	1 & 2	Breaking and Entry and Larceny
en e		Elizate Per Carte Control of Carte Contr
	1	CERTIFICATION BY PROSECUTOR

Transcript Of Plea attached.

١		/	1				\rightarrow		_
	Date	28/	99	Home Of Prosecutor (Type Or Print)	Panosh	Signature Of Profecutor	Paul	\leq	