

VIRGINIA

IN THE CIRCUIT COURT OF WISE COUNTY AND CITY OF NORTON

Hearing Date: July 23, 2003

Judge: James C. Roberson

COMMONWEALTH OF VIRGINIA

VS

Case No. F03-175

DANIEL JAMES DOVE

This day came the defendant, Daniel James Dove, who appeared in person and with his attorney Stephanie Pease. The Commonwealth was represented by Gary Gilliam. Whereupon the defendant was arraigned and after being advised by his counsel and after reviewing the Commonwealth's evidence, entered a plea of Guilty pursuant to North Carolina v. Alford, 400 U.S. 24 (1970), because of a belief that the Commonwealth possessed sufficient evidence to convict him of the offense charged in the indictment. The Court having made inquiry and being of the opinion that the defendant fully understood the nature and effect of his plea and of the penalties that may be imposed upon his conviction, and of the waiver of trial by jury and of appeal, and finding that the plea was knowingly, freely and intelligently made, and having heard a summary of the evidence, finding that the evidence is substantial and sufficient for a finding of Guilty, accepts the defendant's Alford plea and finds the defendant Guilty of the folling offenses:

COUNT NUMBER	OFFENSE	OFFENSE DATE	CODE SECTION
1	Obtain by false pretense (Fraud)	2-19-03	18.2-178

Pursuant to the provisions of Code Section 19.2-298.1, the court considered and reviewed the applicable discretionary sentencing guidelines and guideline worksheets. The sentencing guideline worksheets and the written explanation of any departure from the guidelines are ordered filed as a part of the record in this case.

Before pronouncing sentence, the court inquired if the defendant desired to make a statement and if the defendant desired to advance any reason why judgment should not be pronounced.

The Court sentences the defendant, in accordance with the aforementioned plea agreement, to Incarceration with the Virginia Department of Corrections as follows:

Count 1: 3 years, with 2 years suspended.



Probation: 1 year supervised probation to be followed by 2 years unsupervised probation.

Restitution shall be determined by the Probation Officer.

Credit for time served: The defendant shall be given credit for time spent in confinement while awaiting trial pursuant to Code Section 53.1-187.

Plea agreement: All provisions of the plea agreement entered into by the defendant and the Commonwealth are adopted by the Court by reference and shall be considered a part of this Order.

The defendant shall immediately make payment arrangements with the Circuit Court Clerk's Office. Failure to pay all fines, taxable costs and/or restitution may result in the court imposing the suspended sentence.

Enter this Order this the 23rd day of July, 2003.


JAMES C. ROBERSON
JUDGE DESIGNATE

DEFENDANT IDENTIFICATION:

SSN: 223-49-5342 D.O.B. 3-12-82

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: 3 YEARS
TOTAL SENTENCE SUSPENDED: 3 YEARS

8-5-03

This is to certify that this is a true and correct reproduction or abstract of the official record filed with the Circuit Court for the County of Wise and the City of Norton, Commonwealth of Virginia.

J. Jack Kennedy, Jr., Clerk

Date Issued

4-9-08


Clerk of Court or Deputy

(SEAL)

VOID IF ALTERED OR DOES NOT
BEAR IMPRESSED SEAL OF COURT