

SENTENCING ORDER

VIRGINIA: IN THE CIRCUIT COURT OF FAIRFAX COUNTY

FEDERAL INFORMATION PROCESSING

STANDARDS CODE: 059

Hearing Date: **October 2, 2015**

Judge: **DAVID S. SCHELL**

COMMONWEALTH OF VIRGINIA

versus

JESSE LEROY MATTHEW, JR., Defendant

This case came before the Court for sentencing of the Defendant, who appeared in person with his Attorneys, Dawn Butorac, Robert Frank, and James Camblos. The Commonwealth was represented by Ray Morrogh, Casey Lingan, and Robert McClain. The Defendant appeared while in custody.

On June 10, 2015, the Defendant was found guilty of the following offenses:

CASE NUMBER	OFFENSE DESCRIPTION AND INDICATOR (F/M)	OFFENSE DATE	VA. CODE SECTION	VCC CODE
FE-2014-1313	COUNT I-ATTEMPTED CAPITAL MURDER (F)	9/24/2005	18.2-31 18.2-25	MUR-0913-A1
FE-2014-1313	COUNT II-ABDUCTION (F)	9/24/2005	18.2-48	KID-1004-F2
FE-2014-1313	COUNT III-SEXUAL PENETRATION WITH AN OBJECT (F)	9/24/2005	18.2-67.2	RAP-1135-F9

The pre-sentence report was considered and is ordered filed as a part of the record in this case in accordance with the provisions of Code § 19.2-299.

Pursuant to the provisions of Code § 19.2-298.01, the Court has considered and reviewed the applicable discretionary sentencing guidelines and the 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 the 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 **SENTENCED** the Defendant to:

INCARCERATION. Incarceration with the Virginia Department of Corrections for the term of: COUNT I-ATTEMPTED CAPITAL MURDER-Sentenced for Life, COUNT II-ABDUCTION-Sentenced for Life, COUNT III-SEXUAL PENETRATION WITH AN OBJECT-Sentenced for Life, to run consecutively on each Count. The total sentence imposed is **COUNT I-ATTEMPTED CAPITAL MURDER-Sentenced for Life, COUNT II-ABDUCTION-Sentenced for Life, COUNT III-SEXUAL PENETRATION WITH AN OBJECT-Sentenced for Life, to run consecutively on each Count.**

GOOD BEHAVIOR. The Defendant shall be of good behavior for Life.

POST RELEASE SUPERVISION. In addition to the punishment imposed above, the Court imposed a term of Three (3) years. The additional Three (3) years term is suspended and the Defendant shall be subject to a period of post release supervision of Three (3) years, all pursuant to § 19.2-295.2 of the 1950 Code of Virginia, as amended.

COSTS. The Defendant shall pay all costs of this case.

CREDIT FOR TIME SERVED. The Defendant shall be given credit for time spent in confinement while awaiting trial pursuant to § 53.1-187 of the 1950 Code of Virginia, as amended.

PUBLIC DEFENDER FEE. Dawn Butorac and Robert Frank, the Public Defenders, who were appointed to represent the Defendant in this case, is allowed a fee of \$1235.00. This fee is to be assessed as costs as provided in § 19.2-163.4:1 of the 1950 Code of Virginia, as amended.

COURT APPOINTED COUNSEL FEE. James Camblos, Attorney at Law, who was appointed to represent the Defendant in this case, is allowed a maximum fee of up to

\$1235.00 for each count for a total of \$3705.00. This fee is to be assessed as costs as provided in § 19.2-163 of the 1950 Code of Virginia, as amended.

The Defendant was remanded to the custody of the Sheriff.

Entered on October 8, 2015.



JUDGE DAVID S. SCHELL

DEFENDANT IDENTIFICATION:

Alias: NONE

SSN: 

DOB: 

SEX: MALE

DEFENDANT IDENTIFICATION:

Alias: NONE

SSN: [REDACTED]

DOB: [REDACTED]

SEX: MALE

SENTENCING SUMMARY:

TOTAL SENTENCE IMPOSED: COUNT I-ATTEMPTED CAPITAL MURDER-Sentenced for Life, COUNT II-ABDUCTION-Sentenced for Life, COUNT III-SEXUAL PENETRATION WITH AN OBJECT-Sentenced for Life, to run consecutively on each Count.

TOTAL SENTENCE SUSPENDED: None

TOTAL SENTENCE TO SERVE: COUNT I-ATTEMPTED CAPITAL MURDER-Sentenced for Life, COUNT II-ABDUCTION-Sentenced for Life, COUNT III-SEXUAL PENETRATION WITH AN OBJECT-Sentenced for Life, to run consecutively on each Count.

ABSTRACT OF CONVICTION

SSN/OL#: [REDACTED]

STATE of OPERATOR'S LICENSE: Unknown

CHARGE 1:

STATUTE: 18.2-31

VIOLATION: State

OTN: 059CF1400131301

OL SURRENDERED: No

DOB: 9/24/2005

VCC: MUR-0913-A1

SEX: Male

DOB: [REDACTED]

CHARGE 2:

STATUTE: 18.2-48

VIOLATION: State

OTN: 059CF1400131302

VCC: KID-1004-F2

CHARGE 3:

STATUTE: 18.2-67.2

VIOLATION: State

OTN: 059CF1400131303

VCC: RAP-1135-F9