



**LYNN PRYOR**  
**COMMONWEALTH'S ATTORNEY**  
THIRD JUDICIAL CIRCUIT/CHRISTIAN COUNTY, KY

November - December, 2011

Newsletter

Volume 29

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## Helpful links:

<http://www.kentuckystatepolice.org/>  
(Kentucky State Police)  
<http://www.kentuckystatepolice.org/sor.htm>  
(Sex Offender Registry)  
<http://www.corrections.ky.gov/kool.htm>  
(KY Online Offender Lookup)  
<http://lrc.state.ky.us/statrev/frontpg.htm>

## “Leading the Fight for Public Safety”

Hello Everyone! Welcome to the 29<sup>th</sup> Edition of our newsletter.

Our goal is to provide information about the judicial system and to update you on the criminal cases here in Christian County. If there is a particular topic you are interested in learning more about, please let us know. And, as always, if you have any questions, please contact any member of our staff. As always, thank you for your support!



## SPOTLIGHT: PENNYRILE CHILDREN'S ADVOCACY CENTER

The Pennyrile Children's Advocacy Center (PCAC) is designed particularly for children who have been victims of sexual abuse. PCAC seeks to minimize any additional trauma to these children by coordinating services [forensic interviews, counseling, medical examinations, etc.] at one child-friendly location where the needs of the child remain the primary priority! PCAC depends on grant money and donations to keep the doors open and to continue to provide this much needed service to our community. Please see the invitation below to our upcoming fundraiser.

(Kentucky Revised Statutes)

<http://apps.kycourts.net/courtrecords/>  
(Court Case Information)

<http://courts.ky.gov> (Docket Information)

<http://www.dea.gov/seizures/kentucky.html>  
(Locations of Meth Labs)

<http://www.bop.gov/> (Federal Inmate  
Locater)

<http://ag.ky.gov> (KY Attorney General)

<http://www.usdoj.gov/dea/index.htm>  
(DEA)

[https://www.vinelink.com\\_](https://www.vinelink.com_) (KY Statewide  
Offender custody status)

## Pennyrile Children's Advocacy Center

Presents:

# Mardi Gras

March 3, 2012 at 7:00p.m.

At

The Hopkinsville Golf & Country Club

We invite you to come and help us help the children with this fundraiser as we enjoy an evening of dinner & live jazz music.

We will enjoy a wonderful dinner together at this event. There will also be a cash bar for those who would like to indulge as we enjoy jazz music from a fantastic live jazz band. Be sure to bring some extra money or your checkbook for the silent auction that will be held during the event. If you have any items that you would be interested in donating for the silent auction, please contact the PCAC at 881-1111. And, please RSVP to Leslie Christman (LChrisman@pennyrilecac.org) if you plan to come. If you are unable to come and would like to give a donation, please mail a check or money order to:

Pennyrile Children's Advocacy Center  
409 E. 7th St.  
Hopkinsville, KY 42240

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## Safety Tips from Commonwealth's Detective Kenny Over

### Winter Home Safety Tips

- Have a home fire escape plan, and practice it with children often.
- Prevent fires, burns, and carbon monoxide poisoning.
- Keep space heaters at least three feet away from flammable items.
- Space heaters accumulate dust when not in use, vacuum or blow off dust from heating elements.
- If using a fire place use only seasoned hardwoods such as oak, ash, or maple.
- Make sure fireplace is protected by a screen.
- Have a professional inspect chimneys each year.
- Never leave the house (even for a few minutes) or go to bed with a fire burning in the fireplace.
- Install one or more carbon monoxide (CO) and smoke detectors in your home.
- Store matches and lighters out of reach of children.

- Never use an oven or range to heat your home.
- Use portable generators outside only and never near windows and doors.
- Extinguish candles when no adults are present.
- Always have a working fire extinguisher, make sure it is not expired.

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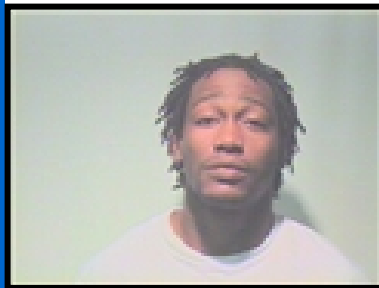
### **GRAND JURY:**

The November-December Grand Jury effectively and proficiently returned **66** "True Bill" Indictments, **0** "No True Bills," and there were **2** cases were referred to District Court. As always, the Grand Jury was very dedicated, and we appreciate their service to our community. Their report is attached.

### **COURT PROCEEDINGS:**

From November 1, 2011, through December 31, 2011, our office handled **90** arraignments, **72** probation revocation hearings, and **67** sentencing hearings.

### **JURY TRIALS:**



#### **COMMONWEALTH V. RONNIE WHALEY & LEAH TORIAN**

**Judge:** John Atkins  
**Prosecutor:** Lynn Pryor  
**Police Agency:** Hopkinsville Police Dept.



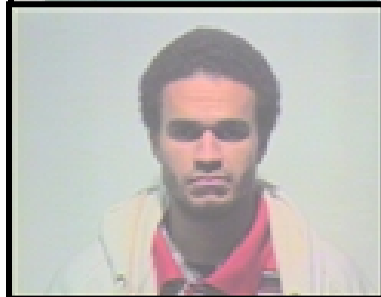
On November 28 - 29, 2011, Commonwealth's Attorney Lynn Pryor prosecuted the cases of the Commonwealth v. Ronnie Whaley & Leah Torian who were both charged with Trafficking in a Controlled Substance, 1<sup>st</sup> Degree, 1<sup>st</sup> Offense, Cocaine, while Armed; Using Restricted Ammunition during a Felony; Wanton Endangerment 1<sup>st</sup> Degree; Tampering with Physical Evidence; Trafficking in Marijuana less than 8 ounces while Armed; Possession of

Drug Paraphernalia, while Armed – all from an incident that occurred on April 15, 2009 in which police responded to a shots fired call on Jan Drive. Whaley and Torian were seen outside struggling over a gun after the shots were fired, but both entered the house shortly after. When police arrived, Torian showed them where the gun was located in a Christmas tree box, along with a substantial amount of cocaine and marijuana.

Whaley faced additional charges of Possession of a Handgun by a Convicted Felon; Persistent Felony Offender ["PFO"], First Degree, 2 Counts; and Bail Jumping First Degree. On August 5, 2009, Whaley failed to appear for court and was a fugitive for approximately a year. Whaley had federal drug charges pending against him during this time as well. Torian

also had charges of Persistent Felony Offender ["PFO"], Second Degree; and Bail Jumping First Degree. She failed to appear for court on March 24, 2011 when the two were scheduled to go to trial and was on the run for about 6 months.

After hearing testimony from friends, neighbors and police officers, the jury found both of them guilty on all of the underlying charges. Normally, there would have been a second phase of the trial, called "Truth in Sentencing", in which the jury would hear about the Defendants' criminal histories, determine guilt on the PFO charges, and select an appropriate sentence. Rather than taking their chances with the jury, both defendants decided to enter guilty pleas to all of the charges pending against them, thus waiving their right to appeal their convictions. The Commonwealth recommended 10 years for Torian and 30 years for Whaley. They were both formally sentenced to the Department of Corrections according to these plea agreements on January 10, 2012.



**COMMONWEALTH V.  
TIMOTHY CASE & GEOFFREY EDWARDS**

**Judge:** John Atkins  
**Prosecutor:** Michael Cotthoff  
**Police Agency:** Christian Co. Sheriff's Off.

On November 21st, Assistant Commonwealth's Attorney Michael Cotthoff tried the cases of Commonwealth v. Timothy Case and Geoffrey Edwards. Both defendants faced the charges of Manufacturing Methamphetamine, Possession of Methamphetamine, Possession of Marijuana, and Possession of Drug Paraphernalia.

On February 8, 2011, police were called to 3845 Memory Lane in reference to a burglary in progress. While there, police encountered both Defendants along with the burglar, Cyle Tutor. Subsequent investigation led police to recover a grey plastic tote containing a dismantled "Shake and Bake" methamphetamine lab. Both Defendants were seen running from the tote's location along with Tutor. Police also recovered a small quantity of methamphetamine, marijuana, and drug paraphernalia inside a bag which was deemed a "community bag" by the Defendants. Case later provided a written statement claiming that he was homeless and was invited to stay at the residence by Tutor, who had committed the Burglary. Case also stated that he brought the plastic tub of materials to the house.

The Commonwealth introduced testimony from the Burglary victim, a neighbor, several police officers, one lab chemist, and Ms. Maggie Medieros. Ms. Medieros is the daughter of the burglary victim. She was intimately familiar with all 3 suspects. Det. Jim Berghammer of the Christian County Sherrif's Department also provided key testimony in regards to the "Shake and Bake" method.

Case took the stand in his own defense and attempted to clarify his written statement wherein he claimed Tutor had brought the grey tote and that he merely picked it up to move inside the house. However, Ms. Medieros had testified previously that both Defendants knew how to manufacture methamphetamine and that she had witnessed them discuss how to complete the process. Case also admitted to being a drug addict during his testimony. Edwards chose not to testify.

A jury deliberated for approximately 45 minutes before finding the Defendants guilty of all charges. Both Defendants were sentenced to 10 years.

**GUILTY PLEAS/SENTENCINGS:**

This section of our Newsletter includes a brief description of sentencing hearings that took place during the previous two-month period. While many consider “plea-bargains” as a negative way to resolve cases, defendants typically plead guilty to the same charges they are indicted for. When the defendant is sentenced following a guilty plea, they stand convicted of the charges just as if a jury had found them guilty. Therefore, the only thing they bargain away is their right to a jury trial and right to appeal. You will also see the jail-intake photos of these Defendants, when available.

Once the Commonwealth makes an offer and the Defendant enters a guilty plea, it is up to the Circuit Judge to determine if the Defendant will be probated or sentenced to prison. Another option that the judge has is one that must be agreed upon by the Defendant and by the Commonwealth – Pretrial Diversion.

**Pretrial Diversion:** Kentucky Revised Statutes allow for a person to be placed on a “Pretrial Diversion” under certain circumstances. 1) All charges which they are pleading guilty must be Class D felonies (1-5 years); 2) The person must enter a plea of guilty, or a plea pursuant to *North Carolina v. Alford* before becoming eligible for pretrial diversion; 3) Persons ineligible for probation, parole or conditional discharge under KRS 532.045 shall be ineligible; 4) a person convicted of a Class D felony for which early release is disallowed by statute including KRS 189A.010(8) and KRS 189A.120(2) [DUIs] shall be ineligible 5) No person shall be eligible for this program more than once in any five (5) year period. A person who is placed on diversion is considered a convicted felon during the period of their diversion and is subject to the same conditions as someone who is on felony probation. If someone completes that period of diversion/probation without any infractions or new charges, they can move the court to have their case dismissed/diverted, and they are no longer a convicted felon.

\* \* \* \* \*

**COMMONWEALTH V. JAMES SANDERS**

**Judge:** Andrew Self  
**Prosecutor:** Lynn Pryor  
**Police Agency:** Christian County Sheriff's Office  
**Guilty Plea Date:** August 31, 2011  
**Sentencing Date:** November 2, 2011  
**Charges:** Theft by Unlawful Taking over \$500, 3 Counts; Trafficking in Methamphetamine; Trafficking in Hydrocodone  
**Disposition:** 8 Years in Prison



**COMMONWEALTH V. KENNETH JOHNSON JR.**

**Judge:** Andrew Self  
**Prosecutor:** Duncan Cavanah  
**Agency:** Oak Grove Police Department  
**Guilty Plea Date:** August 24, 2011  
**Sentencing Date:** November 2, 2011  
**Charges:** Operating a Motor Vehicle under Influence of Alcohol 4<sup>th</sup> offense with Aggravator  
**Disposition:** 3 Years in Prison



**COMMONWEALTH V. GREGORY SHEMWELL**

**Judge:** Andrew Self  
**Prosecutor:** Whitney H. Westerfield  
**Agency:** Pennyriple Narcotics Task Force  
**Guilty Plea Date:** September 7, 2011  
**Sentencing Date:** November 2, 2011  
**Charges:** Trafficking in Dilaudid; Trafficking in Methamphetamine; Possession of Drug Paraphernalia, 2 Counts  
**Disposition:** 7 Years - Probated for 5 Years



**COMMONWEALTH V. VICTORIA FLEMING**

**Judge:** John Atkins  
**Prosecutor:** Duncan Cavanah  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** September 21, 2011  
**Sentencing Date:** November 8, 2011  
**Charges:** Theft of Identity (2 counts)  
**Disposition:** 2 Years - Probated & Diverted for 5 years



**COMMONWEALTH V. KENNETH WHITE**

**Judge:** John Atkins  
**Prosecutor:** Whitney H. Westerfield  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** August 24, 2011  
**Sentencing Date:** November 8, 2011  
**Charges:** Wanton Endangerment 1<sup>st</sup> Degree, 4 Counts; Assault 4<sup>th</sup> Degree; Terroristic Threatening 3<sup>rd</sup> Degree, 2 Counts  
**Disposition:** 6 Years - Probated & Diverted for 5 Years



**COMMONWEALTH V. TIMOTHY KING**

**Judge:** John Atkins  
**Prosecutor:** Whitney H. Westerfield  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** August 24, 2011  
**Sentencing Date:** November 8, 2011  
**Charges:** Possession of Cocaine; Possession of a Controlled Substance, 1<sup>st</sup> Degree, 1<sup>st</sup> Offense, Unspecified; Tampering with Physical Evidence  
**Disposition:** 3 Years - Probated & Diverted for 4 Years



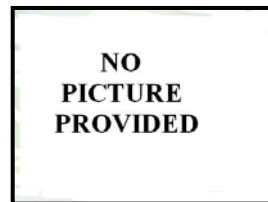
**COMMONWEALTH V. CODY YOUNG**

**Judge:** John Atkins  
**Prosecutor:** Kathi Adams  
**Police Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** September 21, 2011  
**Sentencing Date:** November 8, 2011  
**Charges:** Burglary, 3<sup>rd</sup> Degree, Criminal Mischief 3<sup>rd</sup> Degree  
**Disposition:** 5 years – Probated & Diverted



**COMMONWEALTH V. QUARTEZ LYNCH**

**Judge:** John Atkins  
**Prosecutor:** Lynn Pryor  
**Police Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** September 19, 2011  
**Sentencing Date:** November 8, 2011  
**Charges:** Wanton Endangerment 1<sup>st</sup> Degree  
**Disposition:** 5 Years – Probated & Diverted



**COMMONWEALTH V. LUKE RISSLER**

**Judge:** John Atkins  
**Prosecutor:** Lynn Pryor  
**Police Agency:** Christian County Sheriff's Office  
**Guilty Plea Date:** August 22, 2011  
**Sentencing Date:** November 8, 2011  
**Charges:** Sodomy 1<sup>st</sup> Degree, 3 Counts; Sexual Abuse 1<sup>st</sup> Degree, 2 Counts  
**Disposition:** 10 Years in Prison



**COMMONWEALTH V. ASHLEY DAVIDSON**

**Judge:** Andrew Self  
**Prosecutor:** Michael Cotthoff  
**Agency:** Pennyriple Narcotics Task Force  
**Guilty Plea Date:** September 28, 2011  
**Sentencing Date:** November 9, 2011  
**Charges:** Obtaining a Controlled Substance by False Statement, 5 counts  
**Disposition:** 5 Years - Probated & Diverted for 3 years



**COMMONWEALTH V. ANTHONY VALLANT**

**Judge:** Andrew Self  
**Prosecutor:** Michael Cotthoff  
**Agency:** Oak Grove Police Department  
**Guilty Plea Date:** June 10, 2011  
**Sentencing Date:** November 9, 2011  
**Charges:** Knowingly Receiving Stolen Property over \$500;  
Giving of False Name to Peace Officer; Bail Jumping,  
First-Degree  
**Disposition:** 3 ½ Years in Prison



**COMMONWEALTH V. JARVAS MOSES**

**Judge:** Andrew Self  
**Prosecutor:** Kathi Adams  
**Police Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** September 14, 2011  
**Sentencing Date:** November 9, 2011  
**Charges:** Wanton Endangerment 1<sup>st</sup> Degree, Fleeing or Evading  
Police 1<sup>st</sup> Degree, Resisting Arrest, Operating Motor  
Vehicle under Influence of Alcohol or Drugs, 1<sup>st</sup>  
Offense with Aggravator  
**Disposition:** 3 Years – Probated & Diverted



**COMMONWEALTH V. JERRICK JACKSON**

**Judge:** Andrew Self  
**Prosecutor:** Duncan Cavanah  
**Agency:** Kentucky State Police  
**Guilty Plea Date:** September 14, 2011  
**Sentencing Date:** November 9, 2011  
**Charges:** Failure to Comply with Sex Offense Registry  
**Disposition:** 3 Years - Probated



**COMMONWEALTH V. CRAIG COLLINS**

**Judge:** Andrew Self  
**Prosecutor:** Duncan Cavanah  
**Agency:** Christian County Sheriff's Office  
**Guilty Plea Date:** November 16, 2011  
**Sentencing Date:** November 16, 2011  
**Charges:** Promoting Contraband 1<sup>st</sup> Degree, Promoting  
Contraband, 2<sup>nd</sup> Degree (2 counts)  
**Disposition:** 1 Year in Prison



**COMMONWEALTH V. TIMOTHY ALDER**

**Judge:** Andrew Self  
**Prosecutor:** Kathi Adams  
**Police Agency:** Kentucky State Police  
**Guilty Plea Date:** October 12, 2011  
**Sentencing Date:** November 16, 2011  
**Charges:** Cultivating Marijuana, 5 or more  
plants  
**Disposition:** 1 year – Probated & Diverted





**COMMONWEALTH V. NINA COOK**

**Judge:** Andrew Self  
**Prosecutor:** Kathi Adams  
**Police Agency:** Pennyriale Narcotics Task Force  
**Guilty Plea Date:** September 28, 2011  
**Sentencing Date:** November 16, 2011  
**Charges:** Trafficking in Hydrocodone, 2 counts  
**Disposition:** 5 years – Probated & Diverted



**COMMONWEALTH V. JEREMIAH PUTTY**

**Judge:** Andrew Self  
**Prosecutor:** Kathi Adams  
**Police Agency:** Christian County Sheriff's Dept.  
**Guilty Plea Date:** September 21, 2011  
**Sentencing Date:** November 16, 2011  
**Charges:** Possession of Methamphetamine; Theft by Unlawful Taking; Possession of Marijuana; Possession of Drug Paraphernalia  
**Disposition:** 2 years – Probated & Diverted



**COMMONWEALTH V. L.G. CATLETT**

**Judge:** John Atkins  
**Prosecutor:** Michael Cotthoff  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** September 29, 2011  
**Sentencing Date:** November 16, 2011  
**Charges:** Possession of Handgun by Convicted Felon; Knowingly Receiving Stolen Firearm; Tampering With Physical Evidence  
**Disposition:** 7½ Years in Prison



**COMMONWEALTH V. LINDSEY CLAN DECOURSEY**

**Judge:** Andrew Self  
**Prosecutor:** Lynn Pryor  
**Police Agency:** Christian County Sheriff's Office  
**Guilty Plea Date:** October 5, 2011  
**Sentencing Date:** November 16, 2011  
**Charges:** Manufacture Methamphetamine 1<sup>st</sup> Offense; Possession of Anhydrous Ammonia in Unapproved Container to Manufacture Methamphetamine 1<sup>st</sup> Offense; Tampering with Anhydrous Ammonia with Intent to Manufacture Methamphetamine; Theft by Unlawful Taking Anhydrous Ammonia with Intent to Manufacture Methamphetamine; Possession of Methamphetamine; Possession of Marijuana; Possession of Drug Paraphernalia; Facilitation to Manufacture Methamphetamine, 2<sup>nd</sup> Offense; Facilitation to Possession of Anhydrous Ammonia in Unapproved Container to Manufacture Methamphetamine 1<sup>st</sup> Offense; Facilitation to



Tampering with Anhydrous Ammonia with Intent to Manufacture Methamphetamine; Facilitation to Theft by Unlawful Taking Anhydrous Ammonia with Intent to Manufacture Methamphetamine; Operating a Motor Vehicle on a Suspended/Revoked License; Display/Possession of a Cancelled/Fictitious Operators License

**Disposition:** 15 Years in Prison

**COMMONWEALTH V. EDWIN WHITE**

**Judge:** John Atkins  
**Prosecutor:** Whitney H. Westerfield  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** September 28, 2011  
**Sentencing Date:** November 17, 2011  
**Charges:** Theft by Unlawful Taking o/\$500; Burglary 3<sup>rd</sup> Degree  
**Disposition:** 10 Years – Probated & Diverted for 5 Years



**COMMONWEALTH V. WALTER WALLS**

**Judge:** John Atkins  
**Prosecutor:** Michael Cotthoff  
**Agency:** Christian County Sheriff's Dept.  
**Guilty Plea Date:** September 7, 2011  
**Sentencing Date:** November 23, 2011  
**Charges:** Possession of Methamphetamine; Possession of Drug Paraphernalia; Possession of Marijuana; Speeding  
**Disposition:** 2 Years - Probated for 5 years



**COMMONWEALTH V. JOHNATHAN RAMSEUR**

**Judge:** Andrew Self  
**Prosecutor:** Duncan Cavanah  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** October 3, 2011  
**Sentencing Date:** November 23, 2011  
**Charges:** Burglary, 3<sup>rd</sup> Degree  
**Disposition:** 3 Years - Probated & Diverted



**CASE EXPUNGED/COMMONWEALTH V. 11-CR-00301**

**COMMONWEALTH V. JAMIE BURDEN**

**Judge:** Andrew Self  
**Prosecutor:** Lynn Pryor  
**Police Agency:** Kentucky State Police  
**Guilty Plea Date:** October 19, 2011  
**Sentencing Date:** November 23, 2011  
**Charges:** Facilitation to Possession of Anhydrous Ammonia in Unapproved Container to Manufacture Methamphetamine 1<sup>st</sup> Offense; Facilitation to Theft by Unlawful Taking of Anhydrous Ammonia with Intent to Manufacture Methamphetamine 1<sup>st</sup> Offense; Facilitation to Tampering with Anhydrous Ammonia to



Manufacture Methamphetamine; Possession of Drug Paraphernalia; Failure to or Improper Signal  
**Disposition:** 3 Years – Probated & Diverted

**COMMONWEALTH V. MONTRAIL FORTE**

**Judge:** Andrew Self  
**Prosecutor:** Lynn Pryor  
**Police Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** October 12, 2011  
**Sentencing Date:** November 23, 2011  
**Charges:** Tampering with Physical Evidence, 2 Counts; Giving Officer False Name; Public Intoxication  
**Disposition:** 1 Year in Prison



**COMMONWEALTH V. ALEJANDRO DANIEL**

**Judge:** Andrew Self  
**Prosecutor:** Michael Cotthoff  
**Agency:** Office of Unemployment Insurance  
**Guilty Plea Date:** November 30, 2011  
**Sentencing Date:** November 30, 2011  
**Charges:** Fraudulently Obtaining Unemployment Benefits over \$100  
**Disposition:** 12 months - probated for 2 years



**COMMONWEALTH V. ISAAC MCKENZIE**

**Judge:** Andrew Self  
**Prosecutor:** Kathi Adams  
**Police Agency:** Kentucky State Police  
**Guilty Plea Date:** June 22, 2011  
**Sentencing Date:** November 30, 2011  
**Charges:** Trafficking in Marijuana, > 8 oz, < 5 lbs  
**Disposition:** 2 Years in Prison



**COMMONWEALTH V. JOSEPH FOSTER**

**Judge:** John Atkins  
**Prosecutor:** Kathi Adams  
**Police Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** September 21, 2011  
**Sentencing Date:** November 30, 2011  
**Charges:** Trafficking in Controlled Substance within 1000 feet of school  
**Disposition:** 1 Year - Probated



**COMMONWEALTH V. WILLIE REED**

**Judge:** Andrew Self  
**Prosecutor:** Whitney H. Westerfield  
**Agency:** Oak Grove Police Department  
**Guilty Plea Date:** November 9, 2011  
**Sentencing Date:** December 7, 2011  
**Charges:** Burglary 3<sup>rd</sup> Degree  
**Disposition:** 5 Years - Probated & Diverted

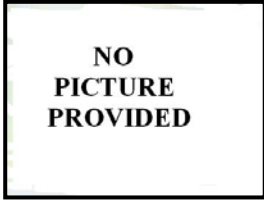


**COMMONWEALTH V. SHEILA KENNEDY**

**Judge:** James Brantley  
**Prosecutor:** Whitney H. Westerfield  
**Agency:** KY Attorney General's Office  
**Guilty Plea Date:** December 7, 2011  
**Sentencing Date:** December 7, 2011  
**Charges:** Theft by Deception o/\$300, 29

Counts; Selling Unregistered Securities, 22 Counts; Selling Securities without a Brokerage License, 22 Counts; Employing a Scheme/Device/Fraud in the Sale of Securities, 22 Counts

**Disposition:** 12 Years – Prison



**COMMONWEALTH V. KENNETH KENNEDY**

**Judge:** James Brantley  
**Prosecutor:** Whitney H. Westerfield  
**Agency:** KY Attorney General's Office  
**Guilty Plea Date:** December 7, 2011  
**Sentencing Date:** December 7, 2011  
**Charges:** Theft by Deception over \$300, 15 Counts  
**Disposition:** 8 Years – Prison



**COMMONWEALTH V. JOSHUA YOUNG**

**Judge:** John Atkins  
**Prosecutor:** Kathi Adams  
**Police Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** November 2, 2011  
**Sentencing Date:** December 12, 2011  
**Charges:** Trafficking in a Controlled Substance within 1000 Feet of School; Wanton Endangerment 1<sup>st</sup> Degree  
**Disposition:** 3 Years in Prison



**COMMONWEALTH V. MILTON ALFORD**

**Judge:** John Atkins  
**Prosecutor:** Duncan Cavanah  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** October 26, 2011  
**Sentencing Date:** December 12, 2011  
**Charges:** Possession of a Forged Instrument, 2<sup>nd</sup> degree, 3 cts.  
**Disposition:** 3 Years - Probated for 5 Years



**COMMONWEALTH V. BOBBY CARNEAL**

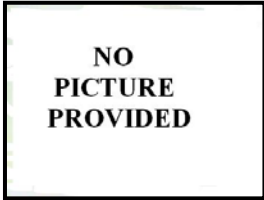
**Judge:** John Atkins  
**Prosecutor:** Kathi Adams  
**Police Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** April 27, 2011  
**Sentencing Date:** December 12, 2011  
**Charges:** Robbery 2<sup>nd</sup> Degree, 2 Counts; Assault under Extreme Emotional Distress, 2 Counts; Burglary 2<sup>nd</sup> Degree;



Convicted Felon in Possession of Firearm; Giving  
Officer False Name  
**Disposition:** 10 Years in Prison

**COMMONWEALTH V. KEVON BURRUS**

**Judge:** John Atkins  
**Prosecutor:** Lynn Pryor  
**Police Agency:** Christian County Sheriff's Office  
**Guilty Plea Date:** October 19, 2011  
**Sentencing Date:** December 12, 2011  
**Charges:** Wanton Endangerment 1<sup>st</sup> Degree; Unlawful  
Possession of a Weapon on School Property;  
Possession of a Handgun by a Minor  
**Disposition:** 10 Years – Probated & Diverted for 5 Years



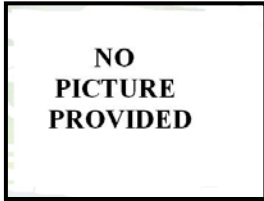
**COMMONWEALTH V. ERIC WAGNER**

**Judge:** John Atkins  
**Prosecutor:** Lynn Pryor  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** November 14, 2011  
**Sentencing Date:** December 12, 2011  
**Charges:** Possession of Cocaine, 3 counts; Possession of Drug  
Paraphernalia  
**Disposition:** 7 Years – Probated & Diverted for 5 Years



**COMMONWEALTH V. TAVIAN SPENCER**

**Judge:** John Atkins  
**Prosecutor:** Lynn Pryor  
**Police Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** May 2, 2011  
**Sentencing Date:** December 12, 2011  
**Charges:** Manslaughter 2<sup>nd</sup> Degree; Tampering with Physical  
Evidence  
**Disposition:** 15 Years in Prison



**COMMONWEALTH V. DECARLOUS FORREST**

**Judge:** John Atkins  
**Prosecutor:** Michael Cotthoff  
**Agency:** Christian County Sheriff's Dept.  
**Guilty Plea Date:** October 19, 2011  
**Sentencing Date:** December 13, 2011  
**Charges:** Possession of Firearm by Convicted Felon  
**Disposition:** 5 Years - Probated



**COMMONWEALTH V. AUDREY HARGRAVES**

**Judge:** John Atkins  
**Prosecutor:** Michael Cotthoff  
**Agency:** Office of Inspector General  
**Guilty Plea Date:** September 28, 2011  
**Sentencing Date:** December 13, 2011  
**Charges:** Fraudulently Obtaining Food Stamp Benefits over \$100



**Disposition:** 3 Years - Probated & Diverted

**COMMONWEALTH V. ADRIAN HOLT**

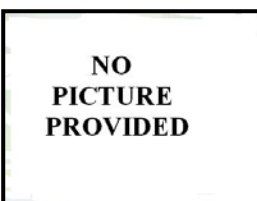
**Judge:** John Atkins  
**Prosecutor:** Michael Cotthoff  
**Agency:** Oak Grove Police Department  
**Guilty Plea Date:** September 27, 2011  
**Sentencing Date:** December 13, 2011  
**Charges:** Possession of Cocaine; Operating a Motor Vehicle Under the Influence of Alcohol or Controlled Substance, 2<sup>nd</sup> Offense; Possession of Alcoholic Beverage Container in a Motor Vehicle



**Disposition:** 2 Years - Probated & Diverted

**COMMONWEALTH V. TEFRILL TOLLIVER**

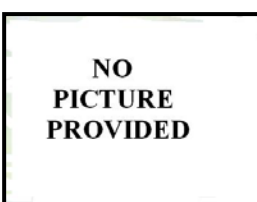
**Judge:** John Atkins  
**Prosecutor:** Michael Cotthoff  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** October 14, 2011  
**Sentencing Date:** December 13, 2011  
**Charges:** Possession of Cocaine; Possession of Drug Paraphernalia; Possession of Marijuana



**Disposition:** 1½ years - Probated for 5 years

**COMMONWEALTH V. MARCUM SLAPPY**

**Judge:** John Atkins  
**Prosecutor:** Lynn Pryor  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** September 9, 2009  
**Sentencing Date:** December 14, 2011  
**Charges:** Trafficking in Cocaine  
**Disposition:** 10 Years - Probated



**COMMONWEALTH V. KENNETH MORRIS**

**Judge:** Andrew Self  
**Prosecutor:** Duncan Cavanah  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** November 2, 2011  
**Sentencing Date:** December 14, 2011  
**Charges:** Operating a Motor Vehicle under Influence, 4<sup>th</sup> offense, with Aggravator; Driving on a DUI Suspended License, 3<sup>rd</sup> Offense with Aggravator; Possession of an Open Alcoholic Beverage Container  
**Disposition:** 3 Years in Prison



**COMMONWEALTH V. BRANDON SMITH**

**Judge:** Andrew Self  
**Prosecutor:** Duncan Cavanah  
**Agency:** Oak Grove Police Department  
**Guilty Plea Date:** September 7, 2011



**Sentencing Date:** December 14, 2011  
**Charges:** Trafficking in Cocaine; Operating on a Suspended Operator's License  
**Disposition:** 3 Years in Prison

**COMMONWEALTH V. JAMES WILSON**

**Judge:** John Atkins  
**Prosecutor:** Michael Cotthoff  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** October 14, 2011  
**Sentencing Date:** December 21, 2011  
**Charges:** Trafficking In Cocaine; Possession of Drug Paraphernalia; Possession of Marijuana  
**Disposition:** 5 Years in Prison



**COMMONWEALTH V. FRANKIE BIVINS**

**Judge:** Andrew Self  
**Prosecutor:** Michael Cotthoff  
**Agency:** Pennyriple Narcotics Task Force  
**Guilty Plea Date:** November 10, 2011  
**Sentencing Date:** December 21, 2011  
**Charges:** Trafficking In Dilaudid  
**Disposition:** 2 Years - Probated for 3 years



**COMMONWEALTH V. CHARLIE WHARTON**

**Judge:** Andrew Self  
**Prosecutor:** Michael Cotthoff  
**Agency:** N/A  
**Guilty Plea Date:** November 16, 2011  
**Sentencing Date:** December 21, 2011  
**Charges:** Theft by Deception over \$500  
**Disposition:** 1½ years - Probated for 3 years



**COMMONWEALTH V. LARRY LEE**

**Judge:** Andrew Self  
**Prosecutor:** Duncan Cavanah  
**Agency:** Christian County Sheriff's Office  
**Guilty Plea Date:** November 23 2011  
**Sentencing Date:** December 21, 2011  
**Charges:** Promoting Contraband, 1<sup>st</sup> Degree  
**Disposition:** 3 Years in Prison



**COMMONWEALTH V. JAMES CHILDRESS**

**Judge:** John Atkins  
**Prosecutor:** Kathi Adams  
**Police Agency:** Christian County Sheriff's Dept.  
**Guilty Plea Date:** August 10, 2011  
**Sentencing Date:** December 21, 2011  
**Charges:** Unlawful Transaction with a Minor 2<sup>nd</sup> Degree, 3 counts; Sexual Abuse 3<sup>rd</sup> Degree, 2 counts



**Disposition:** 5 years in Prison

**COMMONWEALTH V. ANN SCARBOROUGH**

**Judge:** James Brantley  
**Prosecutor:** Whitney H. Westerfield  
**Agency:** KY Attorney General's Office  
**Guilty Plea Date:** December 22, 2011  
**Sentencing Date:** December 22, 2011  
**Charges:** Theft by Deception o/\$300, 4 Counts; Selling



Unregistered Securities, 22 Counts; Selling Securities without a Brokerage License, 22 Counts; Employing a Scheme/Device/Fraud in the Sale of Securities, 22 Counts

**Disposition:** 8 Years in Prison

**COMMONWEALTH V. MOSES ALLEN**

**Judge:** Andrew Self  
**Prosecutor:** Michael Cotthoff  
**Agency:** Hopkinsville Police Department  
**Guilty Plea Date:** November 30, 2011  
**Sentencing Date:** December 28, 2011  
**Charges:** Retaliating Against a Participant in a Legal Process;



Assault, Fourth-Degree

**Disposition:** 5 Years in Prison

If you like receiving notices of updates to our newsletter, please keep us updated if you change your email address. If you know of someone who would be interested in receiving our email newsletter, please forward their email address to us or feel free to forward this email to them. If you do not wish to continue receiving these emails, just reply back and ask us to unsubscribe you. THANKS to all of you who have served on any of the jury pools in Christian County. It has been a privilege and an honor to serve you.

Sincerely,

*Lynn Pryor* – Commonwealth's Attorney