

CRIMINAL CASE HISTORY

Felony Misdemeanor

BOND INFORMATION

Bond set at: 5,000.00 Type: S
Bond received from:
Date: Mag:
Rec. #: Amount: \$
Date pauper's affidavit filed:
Notes/Comments: SSN 242-49-8959; DOB 8-23-64
MI OLN H530115961658
POSS. OF UNTAXED CIGARETTES

Defendant, name, address, tel.

CHAWKI YOUSSEF HAMMOND
3549 APT E, SPANISH CUT C
CHARLOTTE NC 28205
7045317232

Offense: OTHER
Offense date: 03/03/96
W.V. Code:
Summons date:
Sum. app. date:
Warrant date: 03/03/96
Rearrest issued:
Case reference:
Worthless check amt.: \$
Issuing mag.: JENNINGS
Assigned mag.: WHITELY
Transf. to:
Transf. to:
Trial mag.: WHITELY

Def. birth date:

Complainant name, address, tel.

TPK-TFC. P.C. KOERNER
P.O. BOX 1469
CHARLESTON WV 25325
926-1900

Pros.:
Counsel: KAREN MATKOVICH
Court-appointed?: YES
Affidavit of prejudice date:
Disp.:

FISCAL DATA

Fine \$ 500
Court costs \$ 10
Arrest fee \$ 40
RJA fee \$ 2
LET fee \$ 10
CVC fee \$
Worthless check notice \$
Other \$ 5
Total due: \$ 567
Unset Judgment
Date 9/26/96 Mag. whi Rec. # M13292 Amount \$ 588.00
Report # 2100
CK 9388

FIRST APPEARANCE / PLEAS - MISDEMEANOR

Arrest date: 03/03/96 Arraignment (plea) date: 03/03/96
Re-arrest date:
Date committed: 03/03/96 Date released:
Defendant status: Pro se Counsel Jury trial waived
Defendant failed to appear by summons or notice
Plea: Not guilty No contest Guilty

Hearing Dates

Def. P-T motions filed:
Pros. P-T motions filed:
Jury trial?:
Pre-trial conf.: 04/25/96 Time: 10:00 A
Original trial:
Prelim. hearing: Time:

Continuances

By: Pto: 07/18/96 Time: 9:45 A
By: To: Time:
By: To: Time:
By: To: Time:
By: To: Time:

PRELIMINARY HEARING

Defendant status: Pro se Counsel

Preliminary hearing date:
Waiver of preliminary Probable cause found, bound over to Circuit Court Date to Circ. Ct.:
No probable cause found, defendant and bond discharged Bond disbursed to: Circ. Ct. Defendant
Other: Surety Other

RECEIVED

JUL 22 1996 Magistrate

DISPOSITION ACTIVITY AND JUDGMENT ORDER

Pre-trial dismissal date:
Verdict or plea date: 07/18/96 Trial: Bench Jury Mistrial Verdict or plea: 6
Plea agreement terms disclosed: PLEAD GUILTY BY COUNSEL

RALEIGH COUNTY MAGISTRATE CLERK

Sentence is imposed as follows: Fine: \$ Costs & fees: \$ Jail term:
Other: PG; \$500.00 FINE; \$67.00 COURT COST; UNSATISFIED JUDGMENT
So ordered and entered this 18th day of July 19 96 by

Mark A. Whitely Magistrate

POST-JUDGMENT ACTIVITIES

Set-aside hearing date: Status: Granted Denied
Appeal filed date: Appearance bond amount: \$ Type: Date bond posted:
Appeal forwarded to Circuit Court date:
Writs: Execution: Suggestion: Suggestee Execution: Other:

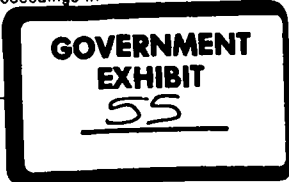
CERTIFICATION BY CLERK

I, LOIS MOORE, hereby certify that the above is a true and complete record of all proceedings in the above criminal action.

filed in my office. GIVEN UNDER MY HAND THIS 15TH

DAY OF MAY 2002

Lois Moore



AUTHORIZATION TO ENTER PLEA

I, Chawki Hammond, do hereby authorize Karen C. Villanueva-Matkovich, my attorney to act on my behalf in my absence pursuant to Rule 43(c) (2) of the W.Va. Rules of Criminal Procedure. This authorization permits Karen C. Villanueva-Matkovich to act on my behalf in the event that I am absent during the entry of my plea, trial and imposition of my case. It is my understanding that Mrs. Villanueva-Matkovich will be entering a plea on my behalf in the case numbers 96-M-1125 and 96-M-1126. Further, it is my understanding that the plea that will be entered is a guilty plea to case number 96-M-1125 which is a charge of transporting untaxed cigarettes and case number 96-M-1126 will be dismissed. I will be sentenced with a Five Hundred Dollars (\$500.00) fine and court costs with no jail time. It is also my understanding that this plea will be entered by agreed order and that my signature on this authorization represents that I understand the plea offer as well as the procedure my plea will be entered. I am signing this authorization with the knowledge that the entry of my

plea is knowingly, understandingly and willingly . I give my authorization to enter a plea as described above to my attorney Karen C. Villanueva-Matkovich.



CHAWKI HAMMOND
SS No. 242-49-8859
Date of Birth: 8-23-64
Dated: July 15, 1996

Taken, sworn and subscribed to before me this the 15 day of July, 1996.

My Commission expires: MY COMMISSION
EXPIRES FEB. 29, 2000.



NOTARY PUBLIC

(SEAL)

STATE OF WEST VIRGINIA

v. Chawki Youssef Hammond
Defendant
7126 Appoline, Dearborn, Mi 48126
Address
242-49-8959
Social Security No.
H530115 961 658 Michigan
Driver's License No.
8-23-64
Date of Birth

Case No. 96 M 1125, 1126
Possession Untaxed Cigarettes
Transporting Untaxed Cigarettes
 misdemeanor
 felony
 adult
 juvenile

CRIMINAL COMPLAINT

I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief. On or about 3-3-96 (date) in Raleigh

County, West Virginia, the defendant(s) did (state statutory language of offense) unlawfully have in his possession within the State of West Virginia more than 20 packages of cigarettes, to-wit: 450 Cartons of cigarettes, not bearing cigarette tax paid indicia of this State, stampes or meter impressions, and he the said Chawki Youssef Hammond, not being a wholesaler of tobacco products as provided by this article,
See attached shee for other charge

In violation of W. Va. Code § 11-17-19(b)(6), I further state that this complaint is based on the following facts:

Defendant was stopped on I-77 near mile post 46 north while operating a 1996 Plymouth Voyager Van, Mi, Registration KZJ-136 for speeding. Defendant was in possession and transporting 450 cartons of untaxed cigarettes in violation of

Continued on attached sheet? yes no

Sworn or affirmed before me and signed in my presence,

Complainant: TFC PC Koerner
Name
P.O. Box 1469
Address
Charleston, WV. 25325
(304) 926-1900
Telephone
TFC.
Office or title, if any

Mary R. Jennings
Signature of Magistrate
3/3/96
Date

Warrant issued
 Summons issued
 Warrantless arrest X 2
 No probable cause found

TFC PC Koerner 3-3-96
Signature of Complainant Date

325

(Criminal Complaint Cont.)

W.V. codes 11-17-19 and 11-17-20. Defendant did not possess invoices or delivery tickets for such cigarettes which shall show the true name and the complete address of the consignor or seller, the true name and complete and exact address of the consignee, or purchaser, the quantity and brands of the cigarettes transported and the true name and complete and exact address of the person who has or shall assume payment of West Virginia State Tax, or the tax, if any, of the State or Foreign Country at the point of ultimate destination. Defendant is not a wholesaler of Tobacco products and possessed more than 2 cartons.

TFC P.C. Koerner

did unlawfully transport 450 carton of cigarettes not stamped as required by law upon a public highway in Ral. Co., WV without complying with the provisions of the law in such cases provided as set forth in the plaintiff's complaint herein in violation of West Virginia State Code 11-17-20

Mary R. Jensen
Magistrate

3/3/96