

3-21-2008

State v. Hedgecock Order Dckt. 33950

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In the Supreme Court of the State of Idaho

LAW CLERK

STATE OF IDAHO,

Plaintiff-Respondent,

v.

WILLIAM TROY HEDGECOCK,

Defendant-Appellant.

)
)
) ORDER GRANTING MOTION TO
) AUGMENT THE RECORD

)
) Supreme Court Docket No. 33950
) Gooding County Case No. 2005-3468
)
)

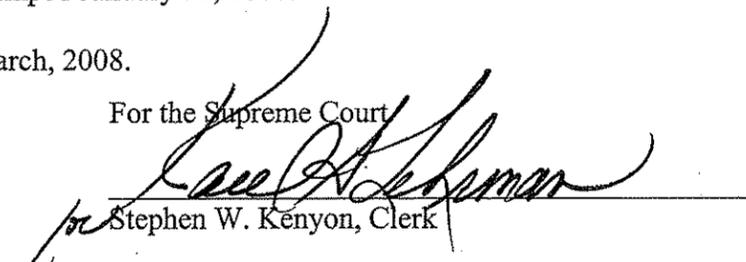
A MOTION TO AUGMENT THE RECORD AND STATEMENT IN SUPPORT THEREOF with attachment was filed by Appellant March 5, 2008. Therefore, good cause appearing,

IT HEREBY IS ORDERED that Appellant's MOTION TO AUGMENT THE RECORD be, and hereby is, GRANTED, and the augmentation record shall include the document listed below, a file stamped copy of which accompanied the Motion:

1. Judgment of Conviction Upon a Plea of Guilty to Two Felony Counts, Suspending Sentence and Order of Supervised Probation file stamped June 6, 2005.
2. Notice of Deposit file stamped January 22, 2007.

DATED this 21st day of March, 2008.

For the Supreme Court



Stephen W. Kenyon, Clerk

cc: Counsel of Record

AUGMENTATION RECORD

In the Supreme Court of the State of Idaho

STATE OF IDAHO,

Plaintiff-Respondent,

v.

WILLIAM TROY HEDGECOCK,

Defendant-Appellant.

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) ORDER GRANTING MOTION TO
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) Supreme Court Docket No. 33950
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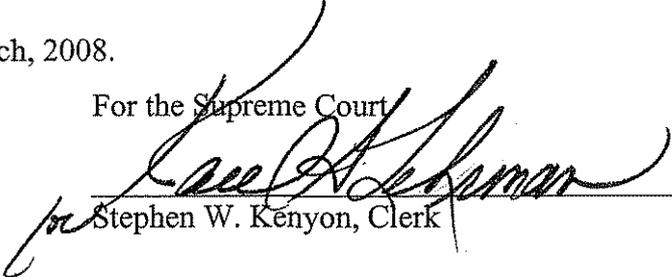
A MOTION TO AUGMENT THE RECORD AND STATEMENT IN SUPPORT THEREOF with attachment was filed by Appellant March 5, 2008. Therefore, good cause appearing,

IT HEREBY IS ORDERED that Appellant's MOTION TO AUGMENT THE RECORD be, and hereby is, GRANTED, and the augmentation record shall include the document listed below, a file stamped copy of which accompanied the Motion:

1. Judgment of Conviction Upon a Plea of Guilty to Two Felony Counts, Suspending Sentence and Order of Supervised Probation file stamped June 6, 2005.
2. Notice of Deposit file stamped January 22, 2007.

DATED this 21st day of March, 2008.

For the Supreme Court


Stephen W. Kenyon, Clerk

cc: Counsel of Record

RECEIVED

EAA

MAR 05 2008

STATE APPELLATE
PUBLIC DEFENDER

DISTRICT COURT
TWIN FALLS COUNTY
IDaho

05 JUN 6 PM 2 06

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Yocham
STATE
ATTORNEY

STATE OF IDAHO,

Plaintiff,

Case No. CR-04-6692

vs

WILLIAM TROY HEDGECOCK,
SSN [REDACTED]
D.O.B. [REDACTED]

Defendant.

**JUDGMENT OF CONVICTION
UPON A PLEA OF GUILTY TO TWO FELONY COUNTS,
SUSPENDING SENTENCE AND ORDER OF SUPERVISED PROBATION
I.C. 19-2601(2)**

I. INTRODUCTION

1. The date of sentencing is/was 06-06-05, (hereinafter called sentencing date).
2. The State of Idaho was represented by counsel Jill Sweesy, of the Twin Falls County Prosecutor's office.
3. The defendant William Troy Hedgecock, appeared personally.
4. The defendant was represented by counsel Thomas Kershaw.
5. G. Richard Bevan, District Judge, presiding.

DEFENDANT'S
EXHIBIT
11-15-08
[Signature]

DWT

II. ARRAIGNMENT FOR SENTENCING, I.C. § 19-2510

1. The defendant William Troy Hedgecock was informed by the Court at the time of the sentencing of the nature of his/her plea, which in this case is:

COUNT I:

*2 pleas
COA
WJ*

Crime of: Possession of a Controlled Substance: Methamphetamine, a felony

Idaho Code: I.C. § 37-2732(c)(1)

Maximum Penalty: Imprisonment in the state penitentiary for up to 7 years and a fine of up to \$15,000.

Guilty by Plea -- date of: 03-07-05

COUNT II:

*5 yr
2 pleas*

Crime of: Attempted Forgery, a felony

Idaho Code: I.C. § 18-3601

Maximum Penalty: Imprisonment in the state penitentiary for up to 7 years and a fine of up to \$25,000.

Guilty by Plea -- date of: 03-07-05

2. The defendant William Troy Hedgecock was asked by the Court whether he/she had any legal cause to show why judgment should not be pronounced against him/her, to which the defendant responded "No."

III. PLEA OF GUILTY PREVIOUSLY ENTERED AND ACCEPTED

1. The defendant William Troy Hedgecock, previously pled guilty on the date of 03-07-05, (hereinafter called "the entry of plea"), to the crime set forth in paragraph II immediately above.

2. At the entry of plea, pursuant to I.C.R. Rules 5 and 11, the defendant William Troy Hedgecock was advised by the Court of the following:

(a) The nature of the charge against him/her, and the minimum and maximum penalties and other possible consequences thereof;

(b) That he/she is not required to make any statement and that any statement made by him/her may be used against him/her in a court of law;

- (c) That he/she was presumed to be innocent; and
- (d) That by entering a plea of guilty to the above identified charge, he/she would be:
 - (1) Waiving the right to a trial by jury;
 - (2) Waiving the right to require the State to prove each material element of the crime charged beyond a reasonable doubt;
 - (3) Waiving the right to free Court appointed counsel to represent the defendant through a jury trial if the defendant was indigent;
 - (4) Waiving the right to a speedy trial;
 - (5) Waiving the right to challenge the State's evidence presented, and specifically the right to confront and cross examine the witnesses who testify against you;
 - (6) Waiving the right to present evidence on your own behalf, specifically including the right to subpoena witnesses at the County's expense;
 - (7) Waiving the right against compulsory self-incrimination which means the State could not call you as a witness or ask you any questions; you could testify at the trial if you wanted to, but you could not be required to testify; the jury would be instructed that this is your constitutional right and as such no finding or inference can be made from your exercising your right against compulsory self-incrimination; and the prosecutor is prohibited from referring to your exercising your right against compulsory self incrimination;
 - (8) Waiving any and all possible defenses to the charge, both factual and legal;
 - (9) Losing the right to appeal except as to the sentence imposed.
- 3. Whereupon the defendant William Troy Hedgecock entered a plea of guilty to said charge.
- 4. The Court inquired of whether any promises had been made to the defendant or whether the plea is a result of any plea

bargaining agreement, and if so, the nature of the agreement; and that the defendant was informed that the Court was not bound by any promises or recommendations from either party as to punishment; and

5. The defendant was advised, in accordance with I.C.R. 11 (d)(2), that if the court does not accept the sentencing recommendation or request made by the prosecuting attorney, the defendant nevertheless has no right to withdraw his/her guilty plea.
6. The defendant stated and acknowledged that the plea was knowingly and voluntarily given; that there is a factual basis to support the said plea; and that the plea was given of his/her own free will and volition.
7. Whereupon the Court accepted the plea of guilty and finds and adjudges the defendant William Troy Hedgecock guilty of the crime identified and set forth in paragraph II "Arrestment for Sentencing" above.
8. The Court also finds that the plea was entered upon the advice and consent of the defense counsel.

IV. SENTENCING DATE PROCEEDINGS

On 06-06-05, the sentencing date, and after the arraignment for sentencing as set forth in paragraph II. "Arrestment for Sentencing" above, the Court proceeded as follows:

1. The Court determined that more than two (2) days had elapsed from the plea to the date of sentencing. I.C.R. Rule 33(a)(1).
2. Discussed the presentence report and relevant matters with the parties pursuant to I.C. § 20-220 and I.C.R. Rule 32.
3. Offered an Aggravation and/or Mitigation hearing to both parties pursuant to I.C. § 19-2515(a).
4. Determined victims rights and restitution issues pursuant to I.C. § 19-5301 and Article 1, § 22 of the Idaho Constitution.
5. Heard comments and sentencing recommendations of both counsel and the defendant, pursuant to I.C. § 19-2515(b) and I.C.R. Rule 33(a)(1).

6. The Court made its comments pursuant to I.C. § 19-2515(b), and discussed one or more of the criteria set forth in I.C. § 19-2521.

V. THE SENTENCE

A. COUNT I

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED, as follows:

1. Court costs: The Defendant shall pay court costs in the sum of \$88.50.

2. Penitentiary: The defendant, William Troy Hedgecock, be committed to the custody of the Idaho State Board of Correction, Boise, Idaho for a unified sentence (I.C. § 19-2513) of 7 year(s); which is comprised of a minimum (fixed) period of confinement of 2 year(s), followed by an indeterminate period of custody of 5 year(s), with the precise time of the indeterminate portion to be set by said Board according to law, with the total sentence not to exceed 7 year(s).

3. Credit for time served: The defendant is given credit for time previously served on this crime except for any time served as a term of probation. I.C. § 18-309.

4. Fine: The defendant is fined the sum of \$1,000 (\$1,000 suspended), and the defendant shall pay all costs, fees and fines ordered by this Court.

5. Sentence suspended/terms of supervised probation: Provided however, that the execution of said **prison portion** of the sentence is hereby suspended (the costs and fine portion is not suspended) and the defendant is placed on supervised probation for a period of 5 years, commencing 06-06-05, in the custody and under the control of the Idaho Board of Correction, Director of Probation and Parole, (I.C. § 19-2601(5)), subject to the terms set forth herein.

B. COUNT II

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED, as follows:

1. Court costs: The Defendant shall pay court costs in the sum of \$88.50.

2. **Penitentiary:** The defendant, William Troy Hedgecock, be committed to the custody of the Idaho State Board of Correction, Boise, Idaho for a unified sentence (I.C. § 19-2513) of 5 year(s); which is comprised of a minimum (fixed) period of confinement of 2 year(s), followed by an indeterminate period of custody of 3 year(s), with the precise time of the indeterminate portion to be set by said Board according to law, with the total sentence not to exceed 5 year(s).

THE SENTENCE ON COUNT II SHALL BE SERVED CONSECUTIVE TO THE SENTENCE ON COUNT I.

3. **Credit for time served:** The defendant is given credit for time previously served on this crime except for any time ordered as a term of probation. I.C. § 18-309.

4. **Fine:** The defendant is fined the sum of \$1,000 (\$1,000 suspended), and the defendant shall pay all costs, fees and fines ordered by this Court.

5. **Sentence suspended/terms of supervised probation:** Provided however, that the execution of said **prison portion** of the sentence is hereby suspended (the costs and fine portion is not suspended) and the defendant is placed on supervised probation for a period of 5 years, commencing 06-06-05, in the custody and under the control of the Idaho Board of Correction, Director of Probation and Parole, (I.C. § 19-2601(5)), subject to the terms set forth herein.

I. **GENERAL TERMS AND CONDITIONS OF PROBATION:**

1. **Supervision Level:** The defendant shall successfully complete any specialized supervision level deemed appropriate for his/her needs by the Department of Probation and Parole; including Intensive, Maximum, Substance Abuse, or Sex Offender supervision. *HT*

2. **Abide by probation terms set forth by Department of Probation and Parole:** The defendant shall abide by the specific terms of probation as set out by the Department of Probation and Parole, a copy of which is attached hereto as "Exhibit A", as though ordered by this Court. The defendant shall meet in person with his/her probation officer within forty-eight (48) hours, excluding holidays and weekends, of the file stamped date on this Judgment of Conviction and sign said document. *HT*

3. **Programs:** The defendant shall meaningfully participate in and successfully complete any counseling or treatment

deemed appropriate for his/her needs by his/her probation officer at defendant's own expense. JH

4. **Absconding Supervision:** The defendant will make himself/herself available for supervision as instructed by the probation officer and will not actively avoid supervision.

II. **Specific Terms and Conditions of Probation:**

1. **Supervision fee:** The defendant shall pay the maximum allowable fee for supervision to Probation and Parole pursuant to I.C. § 20-225. JH
- 1a. **Reimbursement for public defender services:** The defendant William Troy Hedgecock, shall pay \$500 restitution to Twin Falls County for reimbursement of the services of the Public Defender. JH
2. **No violation of any laws:** The defendant shall violate no law, ordinance, or regulation of the United States or of any city, county or state located therein other than minor traffic offenses. JH
3. **Not leave Idaho or assigned district:** The defendant shall not leave the state of Idaho or other assigned district without the permission of his/her probation officer. JH
4. **Waive extradition:** The defendant, if placed on probation to a destination outside the State of Idaho, or leaves the confines of the State of Idaho, with or without permission of the Director of Probation and Parole, does hereby waive extradition to the State of Idaho, and also agrees that the defendant will not contest any effort by any State to return the defendant to the State of Idaho. JH
5. **Maintain employment or be enrolled in school:** The defendant shall obtain and maintain full time gainful employment within thirty (30) days of this Judgment or be enrolled and attending full time in a formal school setting. JH
- 5a. **Job Search:** At any time that the defendant is not employed or in school full time, the defendant shall conduct a job search consisting of 10 job contacts for 8 hours each day and for 6 days each week. Written proof of the defendant's job search and status shall be given to his/her probation officer. JH

6. **No alcohol:** The defendant shall not purchase, possess or consume any alcohol in any form. JA
7. **Enter no establishment that sells and/or dispenses alcohol as its primary source of business or income:** The defendant shall not, for any reason enter any establishment which sells or dispenses alcoholic beverages by the drink as its primary source of business or income. This includes, but is not limited to bars, lounges, etc. JA
8. **No controlled substances:** The defendant shall not purchase, possess or consume controlled substances unless prescribed by a licensed physician. JA
9. **Abide by terms of alcohol/substance abuse evaluation:** The defendant shall obtain and complete by 07-01-05, and abide by, all terms of the alcohol/substance abuse evaluation, at the defendant's expense, as if incorporated herein in full. JA
10. **Submit to searches:** The defendant shall submit to a search of his/her person, residence or vehicle at the request of any Probation Officer or a police officer. JA
11. **Submit to blood, urine and breath testing:** The defendant shall submit to substance abuse testing of his/her blood, urine or breath, at the request of a police officer or any Probation Officer. JA
12. **Stipulate to the admission of test results:** The defendant shall stipulate to the admission of blood, urine, or breath test results in the form of a certified affidavit at any probation hearing following a judicial determination that live testimonial evidence would otherwise be impractical. However, the defendant, at his/her own expense may have the lab analysis of his/her blood, urine, or breath performed at an in-state approved lab of his/her choosing upon notifying the official administering the test at the time the test is requested. JA
13. **Court costs, fines, and restitution:** The defendant shall pay all costs, fines, and restitution ordered by this Court. All costs, fines and restitution are to be paid in \$50 monthly installments beginning 07-15-05. All payments are due by 07-15-09. JA

14. **No firearms or weapons:** The defendant shall not purchase, possess or carry any firearm, whether operable or not, or any other weapon. JH
15. **Associations:** The defendant shall not associate with anyone whom his/her probation officer directs he/she not associate with and shall provide a list of such individuals upon request of his/her probation officer. JH
16. **Truthfulness:** The defendant shall at all times remain truthful with his/her probation officer and any police officer with whom he/she deals. JH
17. **Polygraph examinations:** The defendant shall submit to polygraph examinations at his/her own expense when requested to do so by his/her probation officer. JH
18. **County jail time to be presently served:** The defendant shall serve 140 days in the county jail as a term and condition of probation. The defendant is granted credit for 140 days already served with 0 days remaining to serve. JH
19. **Community service:** The defendant shall perform 100 hours of community service within 250 days at the direction of his/her Probation Officer. JH
21. **Other Special Terms:**
1. The defendant is to follow all recommendations contained in the PSI/APSI. JH
 2. The defendant shall attend 90 NA/AA meetings within 90 days until the substance abuse evaluation recommends otherwise. JH
 3. The defendant shall obtain a sponsor by 07-15-05. JH
 4. The defendant shall establish a budget with his/her probation officer and verify income and expenses as requested. JH
 5. The defendant shall not have any indebtedness over \$50 unless specifically approved by his/her probation officer. JH
 6. The defendant shall follow all court orders including for child support. JH

VI. ORDER REGARDING RESTITUTION

1. Restitution to Victim/Drug Case: The Court hereby ORDERS a Judgment of Restitution to be entered in this case in the sum of \$3,296.52, (I.C. 19-5304 (victim) and 37-2732(k)(drug related)) pursuant to the written order of restitution filed herein. This amount is payable through the Clerk of the District Court.

VII. RIGHT TO APPEAL/LEAVE TO APPEAL IN FORMA PAUPERIS

The Right:

The Court advised the defendant, William Troy Hedgecock, of his/her right to appeal this Judgment within forty-two (42) days of the date it is file stamped by the Clerk of the Court. I.A.R. Rule 14 (a).

In Forma Pauperis:

The Court further advised the defendant of the right of a person who is unable to pay the costs of an appeal to apply for leave to appeal in forma pauperis, meaning the right as an indigent to proceed without liability for court costs and fees and the right to be represented by a court appointed attorney at no cost to the defendant. I.C.R. 33(a)(3); I.C. § 19-852(a)(1).

VIII. ENTRY OF JUDGMENT - RECORD BY CLERK

The Court orders the Judgment and record be entered and prepared by the Clerk of the Court in accordance with I.C. § 19-2519.

IX. BOND/BAIL

The conditions of bail given in this case having been satisfied, the bail is ordered exonerated. I.C.R. 46(g).

X. ORDER ON PRESENTENCE INVESTIGATION REPORTS

The parties are hereby ordered to return their respective copies of the presentence investigative reports to the deputy clerk of the court.

IT IS SO ORDERED.

DATED: 06.06.2008

SIGNED: [Signature]
G. Richard Bevan, District Judge

State of Idaho
County of Twin Falls, ss. 11/15/05
I hereby certify the foregoing to be a full, true and correct copy of the original on file in the above entitled action.
KRISTINA GLASCOCK
CLERK OF THE DISTRICT COURT
By [Signature]
COURT SERVICES

I.C.R. RULE 49 (b)
NOTICE OF ORDER

I, Teresa Yocham, Deputy Clerk for the County of Twin Falls, do hereby certify that on the date of 06-06-05, I have filed the original and caused to be served a true and correct copy of the above and foregoing document: **JUDGMENT OF CONVICTION UPON PLEA OF GUILTY TO TWO FELONY COUNTS, SUSPENDING SENTENCE AND ORDER OF SUPERVISED PROBATION**, to each of the persons as listed below:

Prosecuting Attorney: Jill Sweesy
Defense Counsel: Thomas Kershaw
Defendant: William Troy Hedgecock
Idaho Department of Corrections
Department of Probation and Parole
Twin Falls County Jail

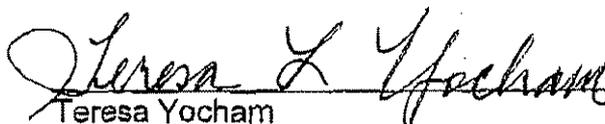

Teresa Yocham
Deputy Clerk

EXHIBIT "A"

STATE OF IDAHO, DEPARTMENT OF CORRECTION
FIELD AND COMMUNITY SERVICES
AGREEMENT OF SUPERVISION

1. **LAWS AND COOPERATION:** I shall respect and obey all laws and comply with any lawful request of my supervising officer, any agent of the Division of Community Corrections, or any police officer. JH
2. **RESIDENCE:** I shall not change residence without first obtaining written permission from my supervising officer. JH
3. **REPORTS:** I will submit a truthful, written report to my supervising officer each and every month, and shall report in person on dates and times specified. JH
4. **TRAVEL:** I will not leave the State of Idaho or the assigned district without first obtaining permission from my supervising officer. Assigned district is: Fifth Judicial District, JH
5. **EMPLOYMENT:** I shall seek and maintain full-time employment, or a program approved by my supervising officer, and shall not change employment or program without first obtaining written permission from my supervising officer. JH
6. **SEARCH:** I agree and consent to the search of my person, automobile, real property, and any other property at any time at any place by any Agent of the Division of Community Corrections or any police officer and waive my constitutional right to be free from such searches. JH
7. **WEAPONS/CONTRABAND:** I shall not purchase, carry, own, or have in possession or control any firearm, ammunition, explosives, or other weapons. Firearms, weapons, and contraband seized will be forfeited to the Department of Corrections for disposal. JH
8. **CONTROLLED SUBSTANCES:** I shall not use or possess any controlled substances unless lawfully prescribed by a licensed physician. I agree to submit to tests for controlled substances or alcohol, at my own expense, as requested by my supervising officer, any agent of the Division of Community Corrections or any police officer. JH
9. **RESTITUTION:** I shall pay restitution and other fees as ordered. Payments will be made at the rate set forth in the Judgment of Conviction. A receipt for all payments will be submitted to my supervising officer within thirty (30) days of payment. JH
10. **COST OF SUPERVISION:** I will comply with Idaho Code § 20-225 which authorizes a cost of supervision fee. JH
11. **SPECIAL INSTRUCTIONS:**
 1. Comply with Court Order(s) _____
 2. _____
 3. _____
 4. _____

David Heida, ISB # 6980
ARKOOSH LAW OFFICES
Post Office Box 32
301 Main Street
Gooding, Idaho 83330
Telephone: (208) 934-8872
Fax: (208) 934-8873

DISTRICT COURT
GOODING CO. IDAHO
FILED

EAA

2007 JAN 22 PM 3:51

GOODING COUNTY CLERK

BY: R. Tarrar
DEPUTY

ATTORNEY FOR DEFENDANT

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF GOODING

STATE OF IDAHO,)
)
 Plaintiff,)
)
 vs.)
)
 WILLIAM TROY HEDGECOCK)
)
 Defendant.)

Case No. CR-2005-3468

NOTICE OF DEPOSIT

RECEIVED

MAR 05 2008

STATE APPELLATE
PUBLIC DEFENDER

COMES NOW, the defendant, by and through David Heida, his attorney of record, of ARKOOSH LAW OFFICES, CHTD., and deposits with the Court the following items to assist the Court in sentencing herein:

- A. Letter from Annette Gitmore, dated January 5, 2007, attached hereto as 'Exhibit A.'
- B. Letter from Steve E. Chapman, dated January 20, 2007, attached hereto as 'Exhibit B.'
- C. Letter from William Hedgecock, dated January 21, 2007, attached hereto as 'Exhibit C.'

D. Letter from Christine Velasquez, dated January 21, 2007, attached hereto as "Exhibit D."

DATED this 22 day of January, 2007.

ARKOOSH LAW OFFICES, CHTD.


David Heida

CERTIFICATE OF SERVICE

I hereby certify that on the 22 day of January, 2007, I caused to be served a true and correct copy of the above and foregoing document by the method indicated below, and addressed to the following:

Gooding County Prosecutor
P.O. Box 86
Gooding, ID 83330

- U.S. Mail, postage prepaid
- Hand Delivered
- Overnight Mail
- Telecopy (FAX)


David Heida

Gen. S-07

Your Honor,

My name is Annette Elmore, mother to W. 'Troy' Hedgecock. This is in regards to sentencing, his time served & the person he was & who he has become, over the last couple of years. Up until 2 years ago it would not have written to anyone on his behalf.

Troy was always in trouble & it seemed he was never going to learn from his breaking the law. I do not believe Troy was making mistakes. A mistake is to understand or perceive wrongly. This was not the case w/ Troy. I believe he intentionally broke the law for financial gain, for far too many years.

I recieved a phone call from Troy a couple of years ago, asking if I would come up to Id. & support him. He was ready to get a job, change association and get well. He wanted to move where his ass. wouldn't know where to find him. He had decided it's time to grow up & get a life. His 1st words were 'Mom i need you'. Let me tell you, the last 20 years Troy has NEVER said 'Mom i need'. It was always 'Momi need some money'. So this was my 1st clue something has changed. So I come up. Troy got a job. No one knew where he lived, and I provided him w/ a healthy diet of 3 square meals a day & a # of supplements. His diet consisted for the most part Top Ramen & not much of any thing else. He was doing well until he gave a girlfriend the address. So now S. I. knew where he lived. Troy is in love w/ being in love. Even if she isn't good for him. He believes love will save the day. He became sneaky, I knew she was coming over. I had explained to Troy if I came up there, there would be no sexual activity under the same roof, as I do not condone immorality. He agreed, but like I said Troy's in love w/ those things weren't going so great. I recognised he was attempting positive change but as I found out he was relapsing. I'm very grateful it wasn't a daily relapse but I believe at least 4 times in the 7 wks. I was there. I didn't know what to think as I wasn't familiar w/ relapse. I was upset w/ him & stayed w/ my daughter the 8th wk.

EXHIBIT

A

Before I came up & explained to Troy I would not lie or cover up for him. So I did have to talk w/ his P.O. & an officer I became acquainted with, also his sponsor & I kept in close contact. Troy was up & down emotionally. I recognized his concerted effort but I guess I expected more. I was to say the least 'Disappointed' as I have come to better knowledge of drug addiction, particularly Crank & various others I now see he was doing quite well. I only wished I could have done better for him.

2 Tim. 3:1-5
I am a bible student, researching the bible for more than 20 years. I've tried to convince Troy to do likewise. To learn what it says about our time period. That critical times hard to deal w/ would be the norm. That people would be lovers of themselves, lovers of money... disobedient to parents, unthankful, disloyal, having no natural affection, w/o self control, fierce, lovers of pleasures rather than lovers of God & having a form of Godly devotion but proving false to its power! I don't mean for this to sound like a sermon, but Troy fit this description to a tee. So when Troy asked if I would arrange for some brothers from the local Kingdom Hall to come & visit him, to set up a bible study I was so elated. I explained to Troy that w/ true repentance God will forgive wrongdoing. He will answer prayers & give hope & comfort. 1 Co. 6: 9,10. One of the things Jehovah's witnesses are very familiar w/ is, people who are doing time discover God. They study to make a picture of themselves to look good for the judge. Looking for what they believe will gain them favor. So when Troy asked I felt he was sincere, since he'd never agreed to a study the many, many times before he was jailed. So because of the reasons I stated, the brothers who went to meet him visited him the 1st couple of weeks to determine whether he is sincere or not. I contacted them & they said he appeared sincere by their conversations.

we had voiced a desire to change, but their conversations³ are private (as they should be) so they could not discuss w/ me topics, only that they believed him to want big changes for himself & he had a lot of questions. Please know, Your Honor, I recognise most parents esp. mothers would write you w/ conviction their child has changed. Troy has broke all the rules to an extent that I had to end speaking w/ him because he was a liar, a cheat, dishonest & a liar. So it was important for my mental health to have minimal contact. (Please forgive me if I appear to ramble on, I'm nervous how to express myself verbally, even harder on paper.) Maybe if I could list the changes w/o a lot of words.

1. He called begging for support, rather than money as usual.
2. He acknowledged (for the 1st time) that his problems are as a result of he making wrong & selfish decisions.
3. He wants to give aid to young ones heading down the wrong path. (so unlike the old Troy)
4. He is now turning to God for assistance, believing only he has the answers necessary for true happiness.
5. When he was working, we had an indepth conversation about the pride he felt actually working for what he may need.
6. The lifestyle he was living he recognised was making him sick. While I was there, I had to take Troy to emergency for an ulcer, his choices made the pain increase.
7. Some of the causes for going back to old lifestyle:
 1. When he got out jail, he had no money for a home & that which goes w/ it, i.e. utilities, food, no car, gas & insurance...
 2. Family wouldn't support his needs, so no choice really. You can't do one w/o the other. (I'm afraid I'm not clear what I'm trying to express.)

Steve E Chapman
P.O. Box 647
Wendell, Idaho 83355
Jan./20/2007

To whom it may concern:

The reason for this letter is that I have studied the Bible with Troy for some months now. I have known his parent's for many years and have been aware of Troy's situation for some time. Over the years I have studied the Bible with inmates at other facilities and have always tried to access the motive for doing so. For some it is just something to do; for others it's a matter of them feeling it some type of redemption. Or some other reason.

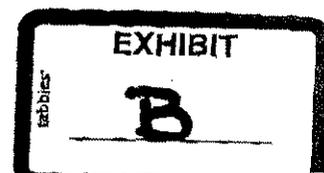
To be honest with Troy, I told him, if he felt this was something just to pass his time, I would not continue to provide this study. And at first I was unsure. But as time passed, and especially at this time I know that Troy has taken this very seriously. And the reason I say this is there has been things I have noticed that provides proof of this.

One thing is that Troy has mentioned he has a hard time with his language. And he has worked hard to overcome using phrases and words he knows don't fit in with Bible principles. Another area of improvement is his view of authority. When we first started talking about his situation he was not only resentful but would not completely own up to his part in the situations he finds himself in. But that has also changed. He now talks about how that the things he has done affects others. And he realizes that the things that befall him lies squarely with his bad choices and not on anyone picking on him.

We have talked about his association and he knows that it will determine the outcome of his life from this point forward. We talked about if the decision of the court was that he might be in a facility away from here perhaps one by his parents it would be of benefit because the family could provide the association he needs to get out of this cycle. And knowing his parents as I do, they never have and never will put up with any nonsense from Troy. They have always been able to call a spade a spade when it comes to Troy and his situations.

His parents, my friend and I that study with Troy, and others have noticed a change in Troy. If its just maturity, or his applying Bible principles, or for whatever reason he seems to view things in a more positive and responsible manor. Hope you will consider this in your view of this situation.

Steve E Chapman



January 21, 2007

To Judge Wood:

My name is William Troy Hedgecock and I would like to speak with you about my current situation. I realize you have access to my criminal records and by no means does this help me. My life on paper, the time that I have spent in prison as well as juvenile detention, does not paint a pretty portrait of my past. But I would like to share with you a few things about myself that you may not know.

At the age of 14 I left home because my family didn't want to support my drug use. I am now 29 years old and I have been doing drugs since I was 13 years old. I let something that started as social interaction get out of control. The drugs consumed my life, and as a result, I have been an IV drug user since I was 15 years old. It is difficult for me to remember a time when I have not been under the influence of drugs, other than the times that I have spent incarcerated.

In January 2005, I was released from jail, and I had finally started living a sober lifestyle. For the first time I had a home to go to when I was released. With the help of my girlfriend and her mom, I was able to stay clean for seven months. I started working full time and finally had the positive support that my life had been lacking. Everything was going well until May, when my girlfriend and I split up, leaving me once again on my own. I struggled for two months while at the same time trying to take care of my son from a previous relationship. I ended up relapsing twice from the end of June to the beginning of July. After I relapsed the second time, I called my probation officer and requested help. My probation officer placed me in CBT and IOP classes. These classes are where I began to learn about addiction and to understand the depth of my problems.

I relapsed once after completing my classes and that is how I ended up back in this situation. I am still struggling with my addiction, but I have learned to take responsibility for my actions. I am not trying to misplace blame for my mistakes on anyone or anything but myself. I now understand that it is up to me to make my own choices and that the choice has always been mine. Because of this I am now working on increasing my formal education. I dropped out in the 8th grade, so one of the deputies is helping me strengthen my English and math skills, and I am also enrolled in Independent Study courses. I would like to earn a degree in psychology. I have also been attending optional drug classes and Bible Study.

My family has seen the changes that I have made and they are now offering me the support that I need. I believe that having their support, something that hasn't been present in the past, will help make the difference this time. They have offered me a place to stay when I am released with the conditions that I continue with my Bible studies. I will also have to abide by their rules. I have agreed to these terms and I am looking forward to making a fresh start with my family in Texas.

I hope that you can take this information into consideration when making your decision. Thank you for your time.

Respectfully, *William T. Hedgecock*

[Handwritten flourish]





Gooding County Sheriff's Office

Shaun Gough, Sheriff

624 Main Street
Gooding, Idaho 83330

(208) 934-4421
(208) 934-4260 Fax

January 21, 2007

Subject: Hedgecock Sentencing

To Whom It May Concern:

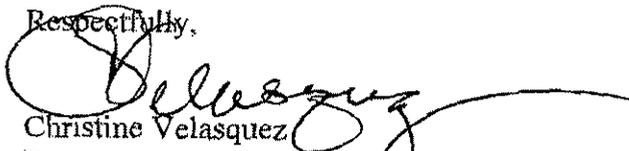
My name is Christine Velasquez and I have been employed as a Deputy with the Gooding County Sheriff's Department since October 2nd, 2006. I have been working on developing programs for the inmates and inmate William T. Hedgecock has been in active participant in helping develop several of the programs

In January I started offering an optional program consisting of a mix of CSC, Breaking Barriers and Thinking for a Change. Of the nine hours of programming that has been made available, inmate Hedgecock has attended all nine hours of class and has offered his input and assistance in conducting the classes. He has also been very proactive in researching the available addiction treatment services in Texas, which is where he is hoping to relocate to when he completes his time.

I have also been helping inmate Hedgecock with English and math studies and I have offered to be his test proctor for the Independent Study courses that he is currently enrolling in.

If you have any questions or concerns that I can help answer, I am more than willing to speak with you.

Respectfully,


Christine Velasquez
Deputy

