

1 SENTENCING. BUT DEFINITELY MEN AND WOMEN, HE HAS
2 PLEAD GUILTY TO CASES WITH MEN AND WOMEN.

3 MR. SIMPSON: WE ARE NOW GOING ON THREE
4 DECADES. IT'S TIME TO STOP, JUDGE, BEFORE
5 SOMEBODY DIES. IT'S TIME TO STOP. AND I AM
6 ASKING THE COURT TO FASHION AN APPROPRIATE
7 SENTENCE IF, FOR ANYTHING ELSE, TO PROTECT THE
8 PUBLIC.

9 THE COURT: YOU KNOW, IN MY CAREER, I
10 THINK I HAVE ONLY DONE THIS ONE OTHER TIME THAT I
11 CAN REMEMBER. I KNOW ONE TIME I DOUBLED THE
12 GUIDELINES. AND ONE TIME ON A FELON IN POSSESSION
13 WHERE HE WAS FACING 18 MONTHS, I WENT TO THE
14 MAXIMUM TEN YEAR SENTENCE. I AM VARYING UPWARD TO
15 THE MAXIMUM TEN YEAR SENTENCE HERE, I THINK IT'S
16 APPROPRIATE. NOW, I UNDERSTAND HE HAS A RIGHT TO
17 APPEAL. I AM GOING TO MAKE SOME FINDINGS HERE.
18 ONE OTHER TIME IN MY CAREER I DOUBLED IT, DOUBLED
19 THE GUIDELINES, ONE OTHER TIME I WENT 18 MONTHS TO
20 TEN YEARS ON A FELON IN POSSESSION BECAUSE OF THE
21 HISTORY OF THAT PARTICULAR DEFENDANT. AND I THINK
22 IT'S APPROPRIATE HERE, TOO, MR. REID. YOU HAVE
23 EXCELLENT REPUTATION WITH THE COURT AND YOU HAVE
24 SAID EVERYTHING YOU COULD POSSIBLY SAY ON BEHALF
25 OF YOUR CLIENT, BUT I AM GOING TO MAKE SOME

1 ACTUALLY, THE HISTORY, THE CIRCUMSTANCES OF HIS
2 OFFENSE IS THAT HE ENGAGED IN A HIGH SPEED CHASE
3 AFTER HAVING ABDUCTED OR FORCIBLY CAUSED HIS
4 COMMON LAW WIFE TO GET IN THE CAR WITH HIM,
5 ENGAGED IN A HIGH SPEED CHASE WHICH ENDED ONLY
6 AFTER BOTH VEHICLES WRECKED AND THEY FOUND, IN THE
7 SEARCH OF HIS VEHICLE, A .22 CALIBER RIFLE.

8 BUT THE REASON FOR THE LENGTH OF THE
9 SENTENCE IS THE DEFENDANT'S EXTENSIVE HISTORY,
10 WHICH IS FILLED WITH VIOLENT AND ASSAULTIVE
11 BEHAVIORS. HE HAS USED KNIVES, HE HAS USED HIS
12 FISTS AND HIS VEHICLE TO ACT OUT HIS AGGRESSION
13 OVER THE YEARS. HE HAS VERBALLY THREATENED TO
14 KILL. THESE BEHAVIORS HAVE BEEN DOCUMENTED AS
15 EARLY AS 1983, AND HE HAS ENGAGED IN CRIMINAL
16 ACTIVITY FOR ALMOST 30 YEARS -- 28 YEARS. 1983,
17 HE WAS CONVICTED OF SIMPLE ROBBERY, HE WAS ARMED
18 WITH A DANGEROUS WEAPON. 1987, CONVICTED OF ARMED
19 ROBBERY. HE HITCHHIKED A RIDE ALONG AN
20 INTERSTATE, PULLED A KNIFE ON THE VICTIM, MADE THE
21 VICTIM DRIVE ALONG COUNTRY ROAD, STRIPPED THE
22 VICTIM OF HIS PANTS, WATCH, RING, BRACELET, WALLET
23 AND HIS CAR. IN 2002, HE WAS CONVICTED OF
24 CARRYING A CONCEALED WEAPON. HE WAS DRUNK IN A
25 MOTEL AND A SEARCH INCIDENT TO AN ARREST YIELDED A

1 LOCKED BLADE BUTTERFLY KNIFE.

2 IN 2004, HE WAS CONVICTED OF ASSAULT
3 THIRD DEGREE. HE WAS BEING ESCORTED AWAY FROM A
4 PLANT AFTER BEING FIRED AND HE PUNCHED THE VICTIM,
5 BREAKING HIS JAW. 2005, HE WAS CONVICTED OF
6 HARASSMENT. HE THREATENED TO KILL A VICTIM,
7 DOROTHEA HUTTON -- EXCUSE ME, I CAN'T READ MY OWN
8 WRITING. HUDSON, EXCUSE ME, AND, QUOTE, GET AWAY
9 WITH IT, END QUOTE.

10 IN 2007, AS PART OF THE INCIDENT
11 OFFENSE, HE PLED GUILTY TO ATTEMPTING TO ELUDE --
12 AND I WILL JUST READ INTO THE RECORD PART OF THE
13 PRESENTENCE REPORT WITH REGARD TO THAT INCIDENT.
14 THE DEFENDANT, THIS IS FROM PARAGRAPH TEN,
15 ATTEMPTED TO FLEE THE SCENE WHEN HE WAS OBSERVED
16 BY OFFICERS WHO RESPONDED TO MR. HOWARD'S CALL
17 REGARDING HIS DAUGHTER'S ABDUCTION. A HIGH SPEED
18 CHASE CREATING SUBSTANTIAL RISK OF DEATH OR
19 SERIOUS BODILY INJURY TO ANOTHER PERSON BEGAN
20 WITHIN WALKER COUNTY AND ENDED AFTER BOTH VEHICLES
21 WRECKED. FOLLOWING CHASE, CAPTAIN LARRY CANTRELL
22 OF THE JASPER, ALABAMA, POLICE DEPARTMENT WAS
23 TAKEN TO A HOSPITAL; HOWEVER, NO LIFE THREATENING
24 INJURIES WERE SUSTAINED.

25 HOWEVER, OF COURSE, JUST HAVING ENGAGED

1 IN THE HIGH SPEED CHASE, HE COULD HAVE NOT ONLY
2 KILLED HIMSELF AND THE PERSON IN THE CAR WITH HIM
3 BUT OTHER PEOPLE THAT WERE ON THE HIGHWAY AT THE
4 TIME.

5 IN 2008, HE WAS CONVICTED OF SIMPLE
6 ASSAULT, HAVING CAUSED BODILY INJURY AS TO ANOTHER
7 VICTIM, GLORIA LEWIS. THE DEFENDANT HAS A HISTORY
8 OF METHAMPHETAMINE USE SPANNING ABOUT TEN YEARS,
9 FROM 2000 TO MAY 2010. THE COURT FINDS THAT A 120
10 MONTH SENTENCE IS REQUIRED IN THIS CASE TO REFLECT
11 THE SERIOUSNESS OF THE OFFENSE, TO PROMOTE RESPECT
12 FOR THE LAW, TO PROVIDE JUST PUNISHMENT. IT IS
13 NECESSARY TO AFFORD -- SERIOUSLY NECESSARY TO
14 AFFORD ADEQUATE DETERRENCE TO CRIMINAL CONDUCT AND
15 TO PROTECT THE PUBLIC FROM FURTHER CRIMES OF THE
16 DEFENDANT.

17 THERE HAVE BEEN SEVERAL VICTIMS
18 AFFECTED BY THIS DEFENDANT'S CRIMINAL CONDUCT.
19 MEN AND WOMEN HAVE BEEN HUMILIATED AND ASSAULTED
20 WHILE LAW ENFORCEMENT OFFICERS HAVE RISKED THEIR
21 LIVES ARRESTING THIS DEFENDANT WHILE HE WAS ARMED
22 WITH DANGEROUS WEAPONS, KNIVES AND GUNS. THE
23 COURT IS OF THE OPINION THAT THE DEFENDANT POSES A
24 SERIOUS DANGER TO SOCIETY. HIS CHOICES IN THE
25 PAST CLEARLY SHOW ME THAT DETERRENCE IS THE ONLY

1 EFFECTIVE TOOL TO PROTECT THE PUBLIC FROM HIS
2 PREDATORY BEHAVIOR.

3 I AM NOT IMPOSING A FINE DUE TO THE
4 DEFENDANT'S INABILITY TO PAY A FINE. IT IS
5 ORDERED THE DEFENDANT SHALL PAY THE UNITED STATES
6 SPECIAL ASSESSMENT FEE OF \$100. THE ASSESSMENT
7 FEE IS DUE IMMEDIATELY. UPON RELEASE FROM
8 IMPRISONMENT, THE DEFENDANT WILL BE PLACED ON
9 SUPERVISED RELEASE FOR THREE YEARS. WHILE ON
10 SUPERVISED RELEASE, THE DEFENDANT SHALL COMPLY
11 WITH THE STANDARD CONDITIONS OF SUPERVISED RELEASE
12 OF RECORD IN THIS COURT AND THE FOLLOWING SPECIAL
13 CONDITIONS.

14 ONE, DUE TO THE DEFENDANT'S REPORTED
15 DRUG USE HISTORY, HE SHALL PARTICIPATE UNDER THE
16 ADMINISTRATIVE SUPERVISION OF HIS PROBATION
17 OFFICER IN DRUG AND ALCOHOL INTENSIVE COUNSELING
18 AND AFTERCARE SERVICE PROGRAM CONDUCTED BY THE
19 PROBATION OFFICE, OR A COMPARABLE PROGRAM
20 CONDUCTED IN HIS DISTRICT OF SUPERVISION.

21 TWO, DUE TO THE DEFENDANT'S ASSAULTIVE
22 TENDENCIES, HE SHALL PARTICIPATE IN A MENTAL
23 HEALTH ANGER MANAGEMENT PROGRAM UNDER THE
24 ADMINISTRATIVE SUPERVISION OF HIS PROBATION
25 OFFICER. HE SHALL CONTRIBUTE TO THE COST OF