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COURT CLERK'S OFFICE  
County of McCurtain, State of Oklahoma  
FILED

MAY 07 2013

VICKI JUSTUS, Court Clerk  
By \_\_\_\_\_ DEPUTY

**IN THE DISTRICT COURT IN AND FOR McCURTAIN COUNTY, STATE OF OKLAHOMA**

STATE OF OKLAHOMA, )  
)  
Plaintiff, )  
)  
vs. )  
)  
WILLIAM WEBSTER HAMILTON, )  
)  
Defendant )

Case No. CF-2012-235

**STATE'S SENTENCING RECOMMENDATION**

On May 6, 2013, the Defendant entered a guilty plea without recommendation ("a blind plea") to the felony charges of Bringing Stolen Property into the State (Count 1); Knowingly Concealing Stolen Property (Count 2); Cruelty to Animals (Count 3) and Possession of a Firearm after Former Felony Conviction (Count 4). He faces a punishment of up to five (5) years imprisonment in the Department of Corrections plus applicable fines on Counts 1 through 3, and up to ten (10) years imprisonment on Count 4. His sentencing is scheduled for May 8, 2013.

The Defendant is 39-years-old with one allegeable felony conviction, a 1998 conviction in Nevada County, Arkansas for Battery in the First Degree for which he received a fifteen (15) year suspended sentence. In addition, on May 15, 2008 he received a three (3) year deferred sentence in the 81<sup>st</sup> District Court of Texas (Karnes

County) on a no contest plea to the felony charge of Theft of less than ten head of livestock ("sheep, swine or goats") with a value of less than \$20,000. He has multiple law enforcement contacts, but no other known felony convictions.

In this case, the Defendant was involved in a conspiracy to steal five working horses plus tack and equipment from a university in Arkansas. One of the horses was maliciously killed in Oklahoma and the other four were found emaciated and in dire need of assistance. The Defendant has been sentenced after a trial in Arkansas to a thirty (30) year term of imprisonment for crimes committed in Arkansas as a part of this conspiracy.

The State respectfully requests that the Defendant be sentenced to a total of twenty-five (25) years imprisonment, the maximum term of imprisonment on each count with those counts to run consecutive to each other, but concurrent with the thirty-year prison term in Arkansas.

RESPECTFULLY SUBMITTED,

MARK MATLOFF  
District Attorney

By   
Scott F. Doering (OBA #013499)  
Assistant District Attorney

Dated this 7th day of May, 2013.

**Certificate of Service**

I hereby certify that on the 7th day of May, 2013, a true and correct copy of this instrument was hand-delivered to:

Mr. Travis Crocker  
Attorney for the Defendant

  
\_\_\_\_\_

IN THE DISTRICT COURT OF MCCURTAIN COUNTY  
THE STATE OF OKLAHOMA

THE STATE OF OKLAHOMA,  
Plaintiff,

vs.

WILLIAM WEBSTER HAMILTON JR.  
SSN:  
DOB: 03/07/1974  
Defendant,

Case No. CF-2012-235

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DEPUTY

JUDGMENT AND SENTENCE

Now, on this 8 day of May, 2013, this matter comes on before the undersigned Judge for sentencing and the Defendant, **WILLIAM WEBSTER HAMILTON JR.**, appears personally and by his attorney, Travis Crocker, the State of Oklahoma represented by Mark A. Matloff, and the Defendant, having BLIND PLEA ENTERED:

to/of the crime(s) of:

Count 1: TRANSPORTING STOLEN PROPERTY INTO STATE, a FELONY, 21 O.S. § 1715, committed on or about the 3rd day of November, 2011

Count 2: KNOWINGLY CONCEALING STOLEN PROPERTY, a FELONY, 21 O.S. § 1713, committed on or about the 3rd day of November, 2011

Count 3: CRUELTY TO ANIMALS, a FELONY, 21 O.S. § 1685, committed on or about the 3rd day of November, 2011

Count 4: POSSESSION OF FIREARM AFTER FORMER FELONY CONVICTION, a FELONY, 21 O.S. § 1283(A), committed on or about the 3rd day of November, 2011

(X) **IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** by the Court that the Defendant, **WILLIAM WEBSTER HAMILTON JR.**, is guilty of the above described offenses and is sentenced as follows:

TERM OF IMPRISONMENT

Count 1: Sentenced to a term of 5 years

This sentence to be served: **concurrent** with Columbia County, Arkansas case CF-12-44

Count 2: Sentenced to a term of 5 years

This sentence to be served: **consecutive** with Count 1 and **concurrent** with Columbia County, Arkansas case CF-12-44

Count 3: Sentenced to a term of 5 years

This sentence to be served: **consecutive** with Count 2 and **concurrent** with Columbia County, Arkansas case CF-12-44

Count 4: Sentenced to a term of 5 years

This sentence to be served: **consecutive** with Count 3 and **concurrent** with Columbia County, Arkansas case CF-12-44

**Total: 20 (twenty) years**

Under the custody and control of:

(X) Oklahoma Department of Corrections:

Credit for time served: Yes  No

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT** that in addition to the preceding terms, the Defendant is also sentenced to:

**FINE**

- (X) The defendant shall pay a fine of: \$ \_\_\_\_\_
- (X) The defendant shall report to the District Court within 7 days of release for a hearing.

**COSTS, VCA AND RESTITUTION**

(X) The defendant shall pay costs and fees in full immediately, and restitution, if any, in accordance with the schedule attached as "Exhibit 1."

**ATTORNEY FEES**

(X) The defendant shall pay court-appointed attorney fee in the amount of \$250.00.

**HEARING ON ABILITY TO PAY AFTER INCARCERATION**

(X) The defendant shall report to the District Court of McCurtain County within 7 days of release for a hearing on the defendant's ability to pay fines and costs pursuant to Section VIII of the Rules of the Court of Criminal Appeals, 22 O.S., Ch. 18.

**IT IS FURTHER ORDERED** that judgment is hereby entered against the Defendant as to the fines, costs, and assessments set forth above.

The Court further advised the Defendant of his rights and procedure to appeal to the Court of Criminal Appeals of the State of Oklahoma, and of the necessary steps to be taken by him to perfect such appeal, and that if he desired to appeal and was unable to afford counsel and a transcript of the proceedings, that the same would be furnished by the State subject to reimbursement of the cost or representation in accordance with Sec. 1335.14 of Title 22. The Court further advised the Defendant that, in the event the above sentence is for a crime involving domestic violence where the Defendant is or was a spouse, intimate partner, parent, or guardian of the victim of is or was involved in another similar relationship with the victim, it may be unlawful for him or her to possess, purchase, receive, transport or ship a firearm including a rifle, pistol or revolver or ammunition pursuant to federal law under 18 U.S.C. Section 922(g)(8) or (9), or state law or both.

In the event the above sentence is for incarceration in the Department of Corrections, the Sheriff of McCurtain County, Oklahoma is ordered and directed to deliver the Defendant to the Lexington Assessment and Reception Center at Lexington, Oklahoma, and leave therewith a copy of this Judgment and Sentence to serve as warrant authority of the Sheriff for the transportation and the imprisonment of the Defendant as herein before provided. The Sheriff to make due return to the clerk of this Court, with his proceedings endorsed thereon.

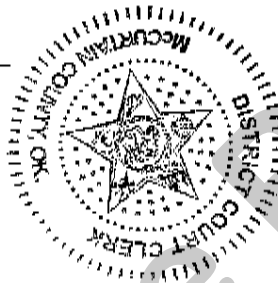
**WITNESS** my hand the day and year first above mentioned.

  
Judge of the District Court

(SEAL)

ATTEST: Vicki Justus, Court Clerk

  
Deputy Clerk



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IN THE DISTRICT COURT OF MCCURTAIN COUNTY  
THE STATE OF OKLAHOMA

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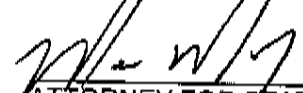
WAIVER OF RIGHT TO REMAIN IN COUNTY JAIL  
FOR TEN DAYS AFTER SENTENCING

Now on this 8 day of May, 2013, this matter comes on for sentencing. The defendant appears in person, with his/her attorney, Travis Crocker. The State appears through the office of Mark Matloff, District Attorney.

The defendant, having been advised of his/her right to remain in the custody of the Sheriff of McCurtain County for ten (10) days prior to being removed to the Lexington Assessment and Reception Center, Lexington, Oklahoma, hereby waives his/her right to remain in McCurtain County and requests he/she be transported as soon as possible after sentencing.

  
WILLIAM WEBSTER HAMILTON JR., DEFENDANT

  
ATTORNEY FOR DEFENDANT

  
ATTORNEY FOR STATE

