

**LIST OF PARDONS,
COMMUTATIONS, REPRIEVES, AND
OTHER FORMS OF CLEMENCY
(JANUARY 15, 1994 THROUGH JANUARY 15, 1995)**

**FROM THE GOVERNOR OF VIRGINIA
TO THE GENERAL ASSEMBLY OF VIRGINIA**



SENATE DOCUMENT NO. 2

**COMMONWEALTH OF VIRGINIA
RICHMOND
1995**



COMMONWEALTH of VIRGINIA

Office of the Governor

George Allen
Governor

January 15, 1995

MEMBERS OF THE GENERAL ASSEMBLY

As required by Article V, Section 12 of the Constitution of Virginia, I submit herewith a statement setting forth the "particulars of every case of fine or penalty remitted, of reprieve or pardon granted, and of punishment commuted" with my reasons for remitting, granting, or commuting the same, from January 15, 1994 to January 15, 1995.

A large, stylized handwritten signature of George Allen in black ink, with a long horizontal flourish extending to the right.

George Allen
Governor

ABSOLUTE PARDON

HONAKER, Edward William

Crime: Rape (Two Counts), Forcible Sodomy, Aggravated Sexual Battery, Abduction, Use or Display of a Firearm in the Commission of a Rape, and Use or Display of a Firearm in the Commission of Abduction.

Court: Circuit Court of the County of Nelson

Sentence Date: April 10, 1985

Pardon Date: October 21, 1994

On February 7, 1985 Mr. Honaker, having pled not guilty to all of the charges, nevertheless was found guilty by a jury of his peers of all of the crimes charged. On April 10, 1985 Judge Robert C. Goad, imposed the sentence recommended by the jury which totaled three life terms plus 34 years.

Through his counsel, Mr. Honaker petitioned Governor Allen on June 24, 1994 for a grant of Executive Clemency. The principal ground of the petition was that recently completed DNA tests established that another person with DNA characteristics inconsistent with Mr. Honaker had committed the crimes for which Mr. Honaker was convicted.

On July 22, 1994, the Honorable Phillip D. Payne, IV, Commonwealth's Attorney for Nelson County whose office prosecuted Mr. Honaker, sent Governor Allen a letter in which he requested that Mr. Honaker's petition for Executive Clemency be granted. Mr. Payne based his recommendation upon independent DNA tests conducted at his request by the Commonwealth of Virginia's Division of Forensic Science, whose tests had produced results consistent with those obtained by the independent laboratory.

The Governor convened a group of law enforcement experts to provide technical assistance in a thorough review of the contentions made in the clemency petition, the evidence adduced at the trial, and the scientific evidence that had become available after the Honaker trial as a result of technological advances in the field of DNA testing.

The results of this review and the DNA testing established that Mr. Honaker could not have been the source of the genetic material taken from the victim following these crimes.

The Division of Forensic Science and the independent laboratory independently reached the same findings and conclusions.

ABSOLUTE PARDON

Creekmur, William R.

Crime: Grand Larceny (three counts)
Court: Circuit Court of Richmond, Division II
Sentence Date: June 9, 1975
Pardon Granted: December 21, 1994

Convicted June 9, 1975, of three counts of grand larceny and sentenced to two years suspended on each count for ten years.

Relying on the recommendations of reputable citizens who are familiar with this man's conduct since his conviction, the fact that he has made restitution in the amount of \$800, that the Removal of Political Disabilities and a simple pardon was granted by Governor Dalton in June of 1978, that an absolute pardon was granted to this man's co-defendant by Governor Godwin, and in the interest of consistency and fundamental justice, there being no objection from the sentencing judge, The Honorable Frank A.S. Wright, an absolute pardon was granted by Governor Allen.

MEDICAL PARDON

DELK, Stevie Howard

Crime: Uttering (Four Counts) and Grand Larceny (Four Counts)
Court: Circuit Court of the County of Isle of Wight
Sentence Date: June 5, 1991
Pardon Date: May 18, 1994

Crime: Statutory Burglary, Forgery (Six Counts), and Uttering (Six Counts)
Court: Circuit Court of the City of Williamsburg, County of James City
Sentence Date: February 21, 1991
Pardon Date: May 18, 1994

On March 15, 1994, Stevie Howard Delk submitted through the Honorable William K. Barlow a request for Executive Clemency based upon the fact that he had been diagnosed in November 1992 as positive for human Auto Immune Deficiency Syndrome (AIDS) and his condition had deteriorated to the point that his prognosis for recovery was questionable. His request was submitted to an Assessment Committee which is directed to review all requests for clemency which are based upon allegations of fatal illnesses.

It was determined that Stevie Howard Delk's condition had deteriorated to the point where advising physicians could not assure that he would survive beyond the requisite three month period.

MEDICAL PARDON

WALSH, Jeffrey

Crime: Statutory Burglary (Four Counts) and
Attempted Statutory Burglary (Two Counts);
Violation of Probation
Court: Circuit Court of the County of Arlington
Sentence Date: June 21, 1991
Pardon Date: November 30, 1994

On October 20, 1994, Jeffrey Walsh submitted through his sister, Sheila M. Walsh, a request for Executive Clemency based upon the fact that he had been diagnosed as positive for human Auto Immune Deficiency Syndrome (AIDS) and chronic hepatitis C and that his condition has deteriorated to the point that his prognosis for recovery was questionable. His request was then submitted to an Assessment Committee which is directed to review all requests for clemency based upon allegations of fatal illness.

It was determined that Jeffrey Walsh's condition had deteriorated to the point where advising physicians could not assure that he would survive beyond the requisite three month period.

RESTORATION OF CIVIL RIGHTS

AGEE, Elijah Leon

Crime: Operating a Motor Vehicle after being declared
a Habitual Offender
Court: Circuit Court County of Albemarle
Sentence Date: September 26, 1973
Rights Restored: October 17, 1994

ANDERSON, Joseph Alfred

Crime: Habitual Offender
Court: Circuit Court County of Carroll
Sentence Date: September 27, 1972
Rights Restored: October 17, 1994

ANGLE, Lee Roy

Crime: Involuntary Manslaughter
Court: Circuit Court County of Alleghany
Sentence Date: July 21, 1970
Rights Restored: October 17, 1994

BALDUCCI, Rino Enrico, Sr.

Crime: Bribery
Court: Hustings Court - City of Richmond
Sentence Date: July 20, 1954
Rights Restored: October 17, 1994

BELCHER, Randy Lee

Crime: Breaking and Entering; Grand Larceny
Court: Circuit Court County of Henry
Sentence Date: April 3, 1973
Rights Restored: October 17, 1994

BESSO, Michael John

Crime: Grand Larceny by Check
Court: Circuit Court City of Portsmouth
Sentence Date: February 4, 1983
Rights Restored: October 17, 1994

BREEDING, Curtis Paul

Crime: Maiming
Court: Circuit Court County of Russell
Sentence Date: May 23, 1974
Rights Restored: October 17, 1994

CONDREN, Geoffrey Leonhart

Crime: Possession of Marijuana with intent to Distribute
Court: Circuit Court City of Virginia Beach
Sentence Date: September 27, 1977
Rights Restored: October 17, 1994

CRUM, Bobby Lee

Crime: Violation of 26 USCA 5632
(Possession of Untaxed Whiskey)
Court: United States District Court for the Western District
of Virginia, Danville Division
Sentence Date: September 18, 1959
Rights Restored: October 17, 1994

ERVIN, Samuel Revercomb, Jr.

Crime: Operating a Motor Vehicle after having been Declared
a Habitual Offender
Court: Circuit Court County of Highland
Sentence Date: March 12, 1986
Rights Restored: October 17, 1994

FOURNIER, Leslie Karen a/k/a Leslie Karen Brown

Crime: Possession of a Controlled Substance
with intent to Distribute
Court: Circuit Court City of Virginia Beach
Sentence Date: March 27, 1975
Rights Restored: October 17, 1994

GUILLIAMS, Barry Wayne a/k/a Barry W. Guilliams

Crime: Abduction
Court: Circuit Court City of Norfolk
Sentence Date: October 2, 1974
Rights Restored: October 17, 1994

GUNTER, Linwood F. a/k/a Linwood Gunter

Crime: Bigamy and Perjury
Court: Circuit Court City of Richmond
Sentence Date: October 17, 1960
Rights Restored: October 17, 1994

HARE, David Wayne

Crime: Grand Larceny
Court: Circuit Court County of Giles
Sentence Date: April 16, 1979
Rights Restored: October 17, 1994

HARRISON, Paul Eugene

Crime: Habitual Offender
Court: Circuit Court County of Craig
Sentence Date: July 20, 1981
Rights Restored: October 17, 1994

JACKSON, Lewis Merl, Jr.

Crime: Grand Larceny
Court: Circuit Court City of Richmond
Sentence Date: April 4, 1985
Rights Restored: October 17, 1994

LANGKIL, Adele Lynne

Crime: Criminal Possession of a Weapon
Court: Supreme Court of New York
Sentence Date: October 28, 1985
Rights Restored: October 17, 1994

LEBOURGEOIS, Robert Loring

Crime: Distribution of a Controlled Substance; Cocaine
Court: Circuit Court County of Fairfax
Sentence Date: May 13, 1977
Rights Restored: October 17, 1994

LEWIS, William Clinton

Crime: Violation of 18 USC 922(b)(5) 924(m) 922(b)(3)
Court: United States District Court for the Western District,
Roanoke Division
Sentence Date: October 23, 1973
Rights Restored: October 17, 1994

NEWCOMB, Benny Nelson

Crime: Larceny (Three Counts)
Court: Circuit Court County of Brunswick
Sentence Date: May 19, 1969
Rights Restored: November 4, 1994

RASNIK, John Robert, III

Crime: Feloniously and Unlawfully Receiving Stolen Goods
Court: Circuit Court City of Richmond
Sentence Date: January 6, 1976
Rights Restored: October 17, 1994

RITCHIE, Larry Wilson

Crime: Perjury
Court: Circuit Court County of Rockingham
Sentence Date: March 8, 1974
Rights Restored: October 17, 1994

TILLER, Johnny Neuborn

Crime: Grand Larceny
Court: Circuit Court County of Russell
Sentence Date: November 13, 1974
Rights Restored: October 17, 1994

WRIGHT, Bertha

Crime: Forgery and Uttering (Four Counts)
Court: Circuit Court County of Roanoke
Sentence Date: September 11, 1968
Rights Restored: October 17, 1994

