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January 4, 2007

The Honorable Kenneth W. Stolle
Chairman, Courts of Justice Committee
General Assembly Building
P.O. Box 396
Richmond, VA 23218

The Honorable David B. Albo
Chairman, Courts of Justice Committee
General Assembly Building
P.O. Box 406
Richmond, VA 23218

Dear Mr. Chairmen:

In accordance with Chapter 1024, clause 2 of the 2004 Acts of Assembly, below please find information on the number of petitions filed for writs of actual innocence pursuant to Chapter 19.3 of title 19.2 and the dispositions thereof.

At the start of calendar year 2006, seven petitions were pending. A total of thirty-eight petitions were filed during the calendar year. Thirty-eight petitions were disposed of in the same time period. Of the thirty-eight petitions filed, thirty-two were summarily dismissed. Three were dismissed following consideration of the Attorney General's response to the petition and petitioner's replies thereto. Three petitions were dismissed following consideration of the Attorney General's response to the petition, petitioner's reply thereto and the trial court's findings of fact. As of December 31, 2006, there were seven petitions pending.

If you have any questions regarding this report, please do not hesitate to contact me.

Sincerely,

Karl R. Hade

KRH:bsw

cc: Division of Legislative Automated Systems