



OFFICE OF THE PROSECUTING ATTORNEY

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February 7, 2020

Barry Beck, Esq.
Power Beck & Matzureff
308 W. Burke Street
Martinsburg, WV 25401

**RE: *Investigation of Tess Bishop
Plea Offer***

Dear Mr. Beck:

The State of West Virginia extends the following offer to resolve this matter under Rule 11(e)(1)(C) of the West Virginia Rules of Criminal Procedure. Under a (C) type agreement, the Court may either accept the agreement and sentence the Defendant as agreed upon or decline to accept the agreement of the parties.

1. **Pleas.** Tess Bishop will plead *guilty*, by Information, to:

Count One: Illegal Voting
W.Va. Code §3-9-17
Max possible sentence: Up to 1 year in jail and/or fine up to
\$1000.00

2. **Sentence.** The parties agree that under Rule 11(e)(1)(C) that the Defendant will be sentenced to 3 days of incarceration to be worked off by completing 24 hours of community service. No fine to be assessed. Additionally, it is agreed that community service may be completed out of state. Court costs will be payable as Court orders.

3. The parties agree that the failure to specify a required condition of sentencing does not prevent the Court from imposing said condition including terms of probation. The parties further agree that sentencing terms or options not specified in this agreement are reserved to the Court, and nothing in this agreement limits the authority of the Court to impose a sentence unless the restriction was specified in this agreement.
4. It is further understood and agreed to by the defendant that from the date of the signing hereof, should the defendant commit or be arrested for committing any felony or misdemeanor up to and including the date of sentencing, then this agreement may terminate, and deemed null and void, at the discretion of the State.
5. The Defendant waives her right to appeal his conviction and any lawful sentence imposed in a lawful manner to the West Virginia Supreme Court of Appeals.
6. This plea agreement constitutes the entire agreement between the defendant and the State of West Virginia in this matter. There are no agreements, understandings or promises between the parties other than those contained in this agreement.

Sincerely,



Matthew L. Harvey
Prosecuting Attorney

After having reviewed this agreement with my attorney, I understand all terms of the agreement, and I hereby accept this agreement as proposed by the State.

Tess Bishop

Tess Bishop
Defendant

2/10/20

Date



Barry Beck, Esq. Date
Counsel for the Defendant