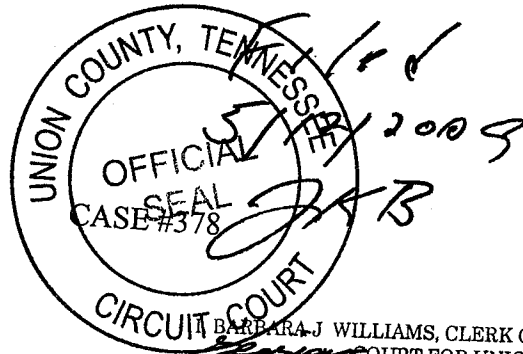


IN THE CRIMINAL COURT FOR UNION COUNTY, TENNESSEE

STATE OF TENNESSEE

VS.

PAUL GREGORY HOUSE



BARBARA J WILLIAMS, CLERK OF THE COURT FOR UNION COUNTY, TENNESSEE DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE AND EXACT COPY AS IT APPEARS ON FILE IN THE CLERKS OFFICE IN MAYNARDVILLE, TENNESSEE THIS 12 DAY OF May 2009

PETITION TO ENTER NOLLE PROSEQUI

The State of Tennessee moves the Court to grant the entry of Nolle Prosequi in this cause for the following reasons:

1. Since the Defendant was granted a new trial in this case, the State has conducted an extensive new investigation to search as thoroughly as possible for the truth in this matter utilizing the latest forensic technology (that was unavailable at the time of this crime);
2. The forensic science strengthens the conclusion that the Victim's blood was on the Defendant's jeans as a result of contact with the Victim and not as a result of any negligence or misconduct by law enforcement in this investigation;
3. The State can prove beyond a reasonable doubt that the Defendant was involved in the crime that is the subject of this indictment, but the new evidence (including the forensic examinations) raises a reasonable doubt that he acted alone and the possibility that others were involved in the crime;
4. Since others may have been involved in this crime, the evidence raises a reasonable doubt as to whether the Defendant's involvement was as a principal, accomplice, or an accessory to the crime;
5. The new evidence in this case raises a reasonable doubt in the opinion of the District Attorney General as to the degree of culpability of the Defendant in this crime;
6. The Defendant has already served a substantial sentence in this case and as a convicted sex offender from the State of Utah must comply with the registration and restrictions required of a violent sex offender;

FILED

MAY 12 2009
Barbara Williams
CLERK OF THE COURT

7. The fact that this crime occurred twenty-four years ago creates evidentiary issues that greatly complicate the prosecution of this case; and
8. The State, Defense Counsel Dale Potter, and the Court have worked conscientiously to avoid any unnecessary delays in the search for the truth in this case.

Wherefore, it is in the interest of justice that a Nolle Prosequi be entered in this case.

This 12th day of May, 2009.



Wm. Paul Phillips
District Attorney General

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Petition was delivered by hand to defense counsel on the 12th day of May, 2009.



Wm. Paul Phillips
District Attorney General

IN THE CRIMINAL CIRCUIT COURT OF UNION COUNTY, TENNESSEE

Case Number: 378 Count # 1 Attorney for the State: Wm. Paul Phillips, District Attorney General
 Judicial District: 8th Judicial Division: _____ Counsel for Defendant: Dale Potter, Asst. Public Defender
 State of Tennessee vs. Retained Appointed Public Defender
 Counsel Waived Pro Se
 Defendant: PAUL GREGORY HOUSE Alias: _____
 Date of Birth: _____ Sex: Male Race: White SSN: _____
 Indictment Filing Date: _____ TDOC # _____ State Control # _____
 State ID # _____ County Offender ID # _____

JUDGMENT

Original Amended Corrected

Comes the District Attorney General for the State and the defendant with counsel of record for entry of judgment.

On _____, the defendant:

<input type="checkbox"/> Pled Guilty <input checked="" type="checkbox"/> Dismissed/Nolle Prosequi <input type="checkbox"/> Nolo Contendere <input type="checkbox"/> Retired/Unapprehended Defendant <input type="checkbox"/> Guilty Plea - Pursuant to 40-35-313 Is found: <input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty <input type="checkbox"/> Jury Verdict <input type="checkbox"/> Not Guilty by Reason of Insanity <input type="checkbox"/> Bench Trial <input type="checkbox"/> Judicial Diversion was revoked on _____ and sentenced as follows:	Indictment: Class (circle one) <u>A</u> <input checked="" type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor Offense: <u>First Degree Murder</u> Amended Charge: _____ Offense Date: _____ County: <u>Union</u> Conviction Offense: _____ Is this conviction offense methamphetamine related? <input type="checkbox"/> Yes <input type="checkbox"/> No TCA #: _____ Sentence Imposed Date: _____ Conviction: Class (circle one) <u>A</u> <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor
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After considering the evidence, the entire record, & all factors in T.C.A. Title 40 Chapter 35, all of which are incorporated by reference herein, the Court's findings & rulings are:

<p align="center">Sentence Reform Act of 1989</p> Offender Status (Check One) Release Eligibility (Check One) <input type="checkbox"/> Mitigated <input type="checkbox"/> Mitigated 20% <input type="checkbox"/> Multiple Rapist 100% <input type="checkbox"/> Standard <input type="checkbox"/> Mitigated 30% <input type="checkbox"/> Child Rapist 100% <input type="checkbox"/> Multiple <input type="checkbox"/> Standard 30% <input type="checkbox"/> Repeat Violent 100% <input type="checkbox"/> Persistent <input type="checkbox"/> Multiple 35% <input type="checkbox"/> Child Predator 100% <input type="checkbox"/> Career <input type="checkbox"/> Persistent 45% <input type="checkbox"/> 1 st Degree Murder <input type="checkbox"/> Repeat Violent <input type="checkbox"/> Career 60% <input type="checkbox"/> Drug Free Zone <input type="checkbox"/> <input type="checkbox"/> Violent 100% <input type="checkbox"/> Gang Related	Concurrent with: Consecutive to:	Pretrial Jail Credit Period(s): From _____ to _____ From _____ to _____ From _____ to _____
Sentenced To: <input type="checkbox"/> TDOC <input type="checkbox"/> County Jail <input type="checkbox"/> Workhouse Sentence Length: _____ Years _____ Months _____ Days _____ Hours _____ Weekends <input type="checkbox"/> Life <input type="checkbox"/> Life w/out Parole <input type="checkbox"/> Death Mandatory Minimum Sentence Length: _____ 39-17-417, 39-13-513, 39-13-514 in Drug Free Zone or _____ 55-10-401 DUI 4 th Offense or _____ 39-17-1324 Possession/Employment of Firearm Period of incarceration to be served prior to release on probation: _____ Months _____ Days _____ Hours _____ Weekends Minimum service prior to eligibility for work release, furlough, trusty status and rehabilitative programs: _____% (Misdemeanor Only)		
Alternative Sentence: <input type="checkbox"/> Probation - BOPP <input type="checkbox"/> Diversion <input type="checkbox"/> Drug Court <input type="checkbox"/> Community Based Alternative - Specify _____ _____ Years _____ Months _____ Days Effective: _____		
Court Ordered Fees and Fines: Cost to be Paid by \$ _____ Court Costs, <input type="checkbox"/> Defendant <input type="checkbox"/> State \$ _____ Fine Assessed \$ _____ Traumatic Brain Injury Fund (Drag Racing) \$ _____ Drug Testing Fund (TN Drug Control Act) \$ _____ CIDF <input type="checkbox"/> Sex Offender Tax \$ _____ Other: _____	Restitution: Victim Name _____ Address _____ Total Amount \$ _____ Per Month \$ _____ <input type="checkbox"/> Unpaid Community Service: _____ Hours _____ Days _____ Weeks _____ Months	

The defendant having been found guilty is rendered infamous and ordered to provide a biological specimen for the purpose of DNA analysis.
 Pursuant to 39-13-521 the defendant is ordered to provide a biological specimen for the purpose of HIV testing.
 Pursuant to 39-13-524 the defendant is sentenced to community supervision for life following sentence expiration.

Special Conditions

I, BARBARA J. WILLIAMS, CLERK OF THE
 _____ COURT FOR UNION COUNTY,
 TENNESSEE DO HEREBY CERTIFY THE
 FOREGOING TO BE A TRUE AND EXACT COPY
 AS IT APPEARS ON FILE IN THE
 CLERK'S OFFICE IN MAYNARDVILLE, TENNESSEE

FILED

MAY 12 2009

CIRCUIT COURT
 CLERK

 Judge's Signature

 Date of Entry of Judgment

 Attorney for State/Signature (optional)

 Defendant's Attorney/Signature (optional)

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