

IN THE COUNTY COMMISSION OF WOOD COUNTY, WEST VIRGINIA

IN RE: MINUTES OF MEETING HELD
MONDAY, AUGUST 2, 1999

PRESENT: HOLMES R. SHAVER, PRESIDENT
ROBERT K. TEBAY, COMMISSIONER
DAVID A. COUCH, COMMISSIONER

On this date, the County Commission of Wood County met in regular session. They signed invoices and other correspondence.

On this date, the County Commission, upon a motion made by Robert K. Tebay, seconded by David A. Couch and made unanimous by Holmes R. Shaver, approved minutes from Monday, March 29, 1999; Thursday, April 1, 1999; Monday, April 5, 1999; Thursday, April 8, 1999; Thursday, April 15, 1999; Monday, April 19, 1999; Tuesday, April 20, 1999; Thursday, April 22, 1999; Monday, April 26, 1999; Thursday, April 29, 1999; Monday, May 24, 1999. The County Commission, upon a motion made by Robert K. Tebay, seconded by Holmes R. Shaver and passed, approved minutes from Monday, April 12, 1999 and Thursday, May 27, 1999.

On this date, the County Commission approved Erroneous Assessment Applications in regard to Real Property for James W. Swesey, Jr. - Harris District (1999); Helen Wright - City District (1999); Wilma Smith - Union District (1999); Goldie Yeater - City District (1999); Harold I & Peggy Ann Richards - Clay District (1998 & 1999); Curtis M. Virtue - Vienna District (1999); North Hills, Inc. - Parkersburg District (1998). On this date, the County Commission approved Erroneous Assessment Applications in regard to Personal Property for Cora L. Perdue - City District (1998 & 1999); Vincent J. Guarrier - Slate District (1998); H.L. Sargent - City District (1999); Debra Randolph - Parkersburg District (1999); Cherokee Gun Shop - Union District (1999); Shawn A. Cook - City District (1998); Tosha J. McCloy - Harris District (1998); George's Used Appliance

)

& RPR - Williams District (1999); EDYJ Inc dba Golf USA - Parkersburg District (1999) and James R. & Marianne Edwards - Vienna District (1999).

At 9:30 A.M., the County Commission held a hearing in regard to the E.C. Hartman, Jr. estate to remove the co-executor. Attorney was Bruce White. Information in regard to this hearing is on file in the Probate Office.

At 10:00 A.M., came K.D. Merritt, Sheriff of Wood County; Ginny Conley, Prosecuting Attorney of Wood County; and John Coe, Director of Attendance of the Wood County Board of Education and requested that the County Commission of Wood County adopt an Ordinance that would allow the said John Coe to issue citations for tobacco use by minors at Junior High Schools and High Schools in Wood County in accordance with Chapter 16, Article 9A of the Code of West Virginia, 1931, as amended. A motion was made by David A. Couch, seconded by Robert K. Tebay and made unanimous by Holmes R. Shaver to allow Ginny Conley, Prosecuting Attorney, to proceed with the drafting of an Ordinance in reference to tobacco use by minors in local schools. An Order was prepared regarding this matter.

At 10:45 A.M., the County Commission, upon a motion made by David A. Couch, seconded by Robert K. Tebay and made unanimous by Holmes R. Shaver, went into Executive Session at the request of Jay Albright, Attorney for the Wood County Commission. Said Executive Session was upon the authority granted in Chapter 6, Article 9A, Section 4 of the West Virginia Code, as amended and was in regard to pending litigation. Also present was Ginny Conley, Prosecuting Attorney and Mary Rader, County Administrator. Said Executive Session adjourned at 11:28 A.M.

On this date, the County Commission of Wood County was in receipt of a check in the amount of two thousand fourteen dollars and 42/100ths cents (\$2,014.42) from the State of West

Virginia which represents reimbursement to Wood County for payment of contractual services provided by Larry Johnson, Project R.E.P.A.Y. (Responsibility Enhancement Projects For Adolescent Youth) Coordinator in regard to the Juvenile Justice and Delinquency Prevention Grant Number 98-JJ-R-130. Receipt of said check is pursuant to an Order appearing in Order Book 64, at Page 19 and bearing the date of June 7, 1999 at which time Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, was AUTHORIZED to EXECUTE the Request For Reimbursement for expenses incurred during the month of May, 1999.

Documentation pertaining to the aforementioned Juvenile Justice and Delinquency Prevention Grant is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

On this date, the County Commission of Wood County, upon a motion made by Robert K. Tebay, seconded by David A. Couch and made unanimous by Holmes R. Shaver, did hereby ORDER that the casket that lies within the cornerstone of the Wood County Courthouse NOT be opened during the year 1999 on the 100th anniversary of the construction of the said Courthouse. The motion further ORDERED that the cornerstone be rededicated for another one hundred (100) years. The basis for the aforementioned vote is out of respect for the Masonic Temple rites and upon the recommendation of the Wood County Bicentennial Committee that voted nine (9) to six (6) NOT to remove the aforementioned casket. An Order was prepared regarding this matter.

At 1:00 P.M., the County Commission met with Remona DeHart who wished to discuss Ginny Conley and Sheriff Merritt. A copy of what Ms. DeHart read aloud is attached to these minutes as well as other documentation she left.

On this date, the County Commission of Wood County was in receipt of a check in the amount of twelve thousand dollars and 00/100ths cents (\$12,000.00) from the West Virginia

Department of Health and Human Resources, Fairmont, WV, in regard to the Substance Abuse Intervention Grant, Program Q.U.I.T. (Quality Intervention and Treatment). Receipt of the aforementioned check is pursuant to an Order appearing in Order Book 64, at Page 41 and bearing the date of July 12, 1999, at which time Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, was AUTHORIZED to EXECUTE the Request For Funds.

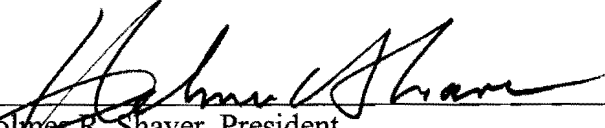
Documentation pertaining to the aforementioned Substance Abuse Intervention Grant, Program Q.U.I.T. is on file in the Office of the County Administrator. An Order was prepared regarding this matter.

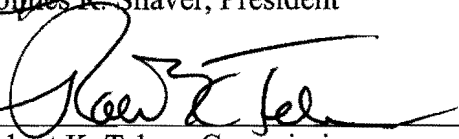
On this date, the County Commission of Wood County was in receipt of the fully executed Operation, Maintenance and Repair Funding Agreement by and between the Little Kanawha Soil Conservation District, the Wood County Commission, the City of Vienna, the City of Parkersburg and the West Virginia Soil Conservation Agency in regard to maintenance work on the Pond Run Watershed Structures in accordance with the USDA - Natural Resources Conservation Service. The Operation, Maintenance and Repair Program is further described as Agreement Number 300-99-107-LK-003. Receipt of the fully executed Agreement is pursuant to an Order appearing in Order Book 64, at Page 41 and bearing the date of July 12, 1999, at which time Holmes R. Shaver, in his official capacity as President and on behalf of the County Commission, was Authorized to Execute the aforementioned Agreement. An Order was prepared regarding this matter.

Having no further scheduled appointments or business to attend to, the County Commission adjourned at 12:00 Noon.

Approved:

THE COUNTY COMMISSION OF WOOD COUNTY


Holmes R. Shaver, President


Robert K. Tebay, Commissioner


David A. Couch, Commissioner

ap

County Commission Aug 2, 1999
Gene Gayne Parkersburg Sentinel
Neather Loetell News.
Terrie Cox WTAP
Cory Allen Forest Radi.
Sunny Conley Proc. Attorney
Jay Abright Atty. Gen.
John Cole Attend. Dir.
Jess Mancini Sentinel
Demond DeHart
W. H. Smith

A.C. 9-1-1

COUNTY COMMISSIONERS MEETING

MON., August 2, 1999 1:30pm

3 commissioners, Conley, Merritt. Request. There

I would first like to thank the
3 et comm for allowing me the opportunity
to come and meet with you and for
allowing me access to 3 elected officials
by making a phone call to set up a
meeting. Some elected officials act like
they didn't know that it's a violation to
deny citizens access to them. Also it's not
only a violation to be denied access to 3 law
enforcement agencies it's a criminal matter.

Before I began, I would like to ask the
3 county comm's. is it true that the county
comm's pays the payroll out of tax payers money
to the prosecutor Lenny Abdella Conley and
Wood County Sheriff Ken Merritt and you don't
give an legal advise, but you are over these
2 elected officials

Today I appear before you to ask you for
your help. I have tried and tried to get an
audience with Lenny Abdella Conley and Ken
Merritt concerning the death of my only brother
and the crimes that followed. Ken Merritt refused

to speak to me on the phone and refused to set up a meeting with me.

Binny Abdella Conley only spoke to me once on the phone and refused to meet with me. Conley even refused to meet with our attorney Billy Richardson Jr. when he called and tried to set up a meeting. Conley states she doesn't have to meet with grieving families it's not her job.

Conley denied to meet with us denied my family and me a chance to ask questions about the death of my brother and denied us a chance to tell her how the death of my brother has affected my families lives. It also denied ~~us~~ the opportunity to report to her about the other crimes that happened after my brother's death. One in particular was when someone gave false testimony under oath and Judge Pled's office said to take the paper work to the prosecutor and talk with her about filing criminal charges. Conley wouldn't take my call, call me back or meet with me.

Even as administrator of my brother's estate I couldn't get any answers.

I requested a copy of the deputy's brief to read and/or make a copy, I was denied

Never set to say 2 of accid + of citations

entwines 3 Breaking Burglary

lying to a police official investigating a crime

4 other crimes after his death

This also she day before the last grant guy (Muzant 5 on
that the car could be presented to meet some
limitations I did get to speak to Conley then
one time, she had no know ledge of this week
didn't know the brief was there, she went at
the brief and told me she would present at the next
day so I wouldn't, which I could according to law
so with no preparation time and she refused photos
of which, medical documents and witnesses.
She got a mortgage bill, got Rydberg who hit a radar
got a tow bar (he was already in jail for the place
my brother did at 41 years old and was an only boy
in our family (my family lost a son, a brother,
and a uncle and a nephew and a grandson.
When as much that at their and time to
get help and answers it just didn't happen.
How could this be? She accident report
says, "Failure to yield the right away." But
she want charged by someone speaks, Am stop
again, red lights etc they are charged her a
negligent driver like a passenger in their car
and she didn't even get a traffic ticket.
Conley's refusal to meet with me and
my attorney denied us the opportunity to ask if
the doctor/lawyer on case that might that was
in probator in Maryland + w/ paralegalism could he see

(through)

any criminal charges? Another reason I need your help to help me get a special prosecutor and special judge before the time limit expires.

I thought the laws were equal for everyone not just a select few. I also thought it was Conley's job to speak for victims when they can no longer speak for themselves.

I even requested some answers about my brother's death, ~~but Conley never answered my letter of requesting~~ with a letter of Under the Freedom of Information law. Conley never responded to it. Which I might add is against the law.

if she there after hearing all present to her in front of everyone if not there mail certified keep copies not there give 3 ct common who over all her the 2 of [unclear] of [unclear]

Because of my calls to try and talk to these 2 officials, try and make appointment with these 2 officials Conley sent a fax to my lawyer Billy Richardson Jr. stating that I was interfering with county govt. She also said my calling to ~~talk~~ talk with her or set up a meeting with her was also ~~harassing~~ harassing county government. She said I made threats and that I called 7 to 8 x per day these are lies. First of all we could check the phone date at the

fax

Sheriff's office for my calls and check the phone call log book that her office girl keeps on every incoming call.

As for threats - I never spoke to either office without being on a speaker phone, so my family + lawyer could hear the conversation between us. Conley is just trying to make me look bad and let her office people think I was threatening her. True copy of fax to 3 com. a media

After the fax I felt threatened by Conley and Merritt and Conley still wanted to make one more threat ~~to~~ ~~me~~ about me when she called my lawyer Billy Richardson Jr. that he needed to shut me up and for me to move on with my life or she was going to arrest me for obstruction of justice. ANOTHER THREAT

All I ever wanted was for the justice system to work. I didn't want my brother to die and no one was charged for taking his life. This won't bring my brother back but at least I've tried to make sure no other families go through the hell my family and I have been through.

From the very beginning I've asked for the Sheriff's dept to recuse themselves because of a civil suit between ~~us~~ us they wouldn't step down. Conley knew of this conflict of interest and my attorney & I asked for the state troopers to handle this Conley & Merritt refused. Conley even refused to recuse her office and her even though my lawyer and I asked because I was heavily involved with Conley's campaign.

I am here today to ask you county commissioners for help, since you pay the payroll for these offices out of tax payers money and your over their offices, I am asking you to request that Conley gets a special prosecutor and a special judge to handle these other crimes before time elapses on them.

As for Conley's threats I will be sending a copy of them to the Supreme Court and the W.V. Bar Association disciplinary Board along with a formal complaint from me.

Last Friday I met with Gov Underwood while he was in town at PHS to request his help to help change the laws on involuntary manslaughter & negligent vehicular homicide.

And I explained the whole situation that has happened up here. I also ~~am~~ in contact with all my legislators, were setting up a meeting to discuss changing these laws. No date set yet, but hopefully within the next 2-3 weeks. These law changes will not let Conley & Merritt choose whose loss of life is important and whose not.

I wish that I could have spent all this time trying to deal with my grief and let my family have some closure. I don't like having to write letters, make calls, try to get up appointments or meet with my legislators under these circumstances but I ~~have~~ have had no choices. But I can't let my brother die as a victim of a negligent driver and live with myself if I didn't try to right the wrong and to make sure no other families go through the hell my family & I have been through. So again I'm asking you to please request that Conley appoints a special prosecutor and special judge and that any investigations of these unanswered crimes be investigated by the W.V. state police because of all the conflicts.

I know that you've been in the media a lot lately over meetings how ironic that it's BAC the prosecutor who is suppose to inform you of rights and wrongs and she was with you on 2 occasions so I believe you've been wronged by the ill advise of this prosecutor. And with ~~me~~ ^{me} not being here

Thank you for your time if you can ~~please let me know today if~~ ~~not~~ could you answer me in writing as soon as possible so I may take further steps if need be.

Kimona

proves that they don't care and that they are derelicting their duties by not listening to me about the other crimes they don't know nothing about. Because of their spineless lack bones to face a citizen of Wood County. ~~because~~ I ~~was~~ ^{was} ~~holding~~ ^{holding} my brother's hand when he took his last breathe and it will be my last breathe before I will ever shut up and go away. Because that's what my brother means to me

END go to
Thank you



Office Of The
Wood County Prosecuting Attorney

WOOD COUNTY JUDICIAL BUILDING
#2 GOVERNMENT SQUARE, ROOM 430
PARKERSBURG, WV 26101

GINNY CONLEY
PROSECUTING ATTORNEY

PHONE (304) 424-1776
FAX (304) 424-1785

July 22, 1998

(FACSIMILE)

William Richardson, Jr.
Attorney At Law
Post Office Box 266
Parkersburg, Wv 26102

Re: Investigation of Ms. Lemaster

Dear Mr. Richardson:

I am writing on behalf of my office and the Wood County Sheriff's Department. This letter is to advise you of the telephone conversations with your client, Ramona Dehart, about the criminal investigation of Ms. Lemaster.

Your client has made repeated telephone calls over the last year (sometimes 7-8 a day) to my office and to the Wood County Sheriff's Department regarding the death of her brother. Ms. Dehart continues to call after it has been explained to her that this matter has been investigated, presented to the Grand Jury, with no return, and that there will be no criminal charges resulting from the death of Ms. Dehart's brother.

I understand that Ms. Dehart is very upset and angry about her brother's death. However, the continual telephone calls and threats that she makes to both offices are harassing and interfering with County Government. It is imperative that she cease and desist such telephone calls. Both offices have put extraordinary efforts into this investigation and have explored all criminal avenues available. There just isn't anything else for our offices to do.

Thank your for your attention to this matter,

Sincerely yours,

Ginny Conley
Ginny Conley

GC/kak

PRINTED IN WOOD COUNTY

*Sent to 8/12/98
Remona Dehart
Po Box 1401
C.A. 26602*

Prosecuting attorney of Wood County
Dorothy Abdella Conley
Wood County Judicial Bldg.
#2 Government Square, Room 426
Parkersburg, W. Va. 26104

August 2, 1999

Dear Mr. Conley,

Under the freedom of information Law, I am requesting the following information.

1. To know all the vehicle accidents and crime scenes you have attended in the 4x4 county vehicle. DATE, TIMES, CASE NUMBERS, CASE NAMES of all crime scenes since 1998 + 1999 as of this date 8/2/99.

2. Have you reimbursed the county for any personal use of the 4x4 county vehicle? If so how much money and how was the amount figured? For 1998 + 1999 as of this date.

8/02/99

3. Time and dates of any seminars that you or anyone else in your department has attended in the 4x4 county vehicle. AND the NAMES AND Locations of the seminars. For 1998 + 1999

as of

8/02/99

4. DO you carry any kind of personal vehicle insurance on the 4x4 county vehicle to cover your children. If so date of coverage and name of insurance coverage

For 1998 + 1999 as of this date 8/02/99.

Sincerely,
Remona DeHart



Remons Dehart
P.O. Box 1401
Parkersburg, WV 26102-1401

SHERIFF Ken Merritt
% Wood County Sheriff's
OFFICE
PARKERSBURG, W. VA.

August 2, 1999

DEAR SHERIFF:

UNDER the Freedom of Information
Law I am requesting the following:

1) ON OR ABOUT FEBRUARY 16, 1998
I WANT THE NAME OF THE RECEPTIONIST/
DISPATCHER AND THE NAME OF THE
DEPUTY WHO SPOKE WITH SUE CHRISTMAN.

2) HOW MANY TIMES HAVE I
REQUESTED A MEETING WITH YOU SINCE
YOU TOOK OFFICE IN 1996 TO 1999 AS OF
THIS DATE AUGUST 2, 1999?

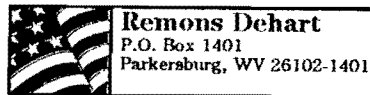
3) HOW MANY TIMES HAVE I SPOKEN
WITH YOU ABOUT MY BROTHER'S DEATH AS OF THIS
DATE AUGUST 2, 1999 SINCE SEPTEMBER 5,
1997 AS OF THIS DATE AUGUST 2, 1999?

4) WHAT WAS YOUR EXCUSE FOR NOT
ATTENDING THE WOOD COUNTY COMMISSIONERS
MEETING ON AUGUST 2, 1999 AS OF THIS DATE
AUGUST 2, 1999.

5) ISN'T IT TRUE THAT ON SEPTEMBER
5, 1997 YOU KNEW FROM THAT DATE TO THE

that I had a civil law suit against
your department and 2 deputies as of
this date August 2, 1999.

Sincerely
Remons Dehart



Prosecuting Attorney of Wood County August 2, 1999
Ginny Abdella Conley
Wood County Judicial Bldg
2 Government Square Room 436
Parkersburg, WV 26101

Dear Mr. Conley:

Under the freedom of information law, I am requesting the following information

1. I want a copy of the brief that Deputy Busey gave you concerning the accident that my brother died from
2. Did you call the divisions of Motor Vehicle or write to them inquiring about Brenda Lemasters prior tickets or citations?
3. How many grand juries have you held? From year 1996 to 1999 as of this date.
4. In the year 1998 what were the month, day and times of the grand jury that you attended?
5. How many murder cases have you handled from 1996 to 1999 as of this date?

6) How many cases from 1996 to 1999 as of this date have you plea bargained from your grand jury indictments?

7) If you ever met with a victim's family from or concerning a fatality car wreck, I am requesting how many, case dates, case numbers from 1996 to 1999 as of this date.

8) How many times from 1996 to 1999 have you presented negligent vehicular homicide to a grand jury? as of this date August 2, 1999?

9) Isn't it true that you knew of the civil law ~~suit~~ suit against the Wood County Sheriff's department on 9/5/97 as of this date August 2, 1999?

10) Isn't it true that you spoke to me and knew that I was working on your campaign in 1996 as of this date August 2, 1999

Sincerely
Remons DeHart

