

**VIRGINIA:**

*In the Supreme Court of Virginia held at the Supreme Court Building in the  
City of Richmond on Thursday the 21st day of November, 2019.*

Donald Arthur Herrington,

Appellant,

against            Record No. 181594  
                          Circuit Court No. CR12-857-00

Commonwealth of Virginia,

Appellee.

Upon a Petition for Rehearing

On consideration of the petition of the appellant to set aside the judgment rendered herein  
on September 24, 2019 and grant a rehearing thereof, the prayer of the said petition is denied.

A Copy,

Teste:

Douglas B. Robelen, Clerk

By:



Deputy Clerk

**VIRGINIA:**

*In the Supreme Court of Virginia held at the Supreme Court Building in the City of Richmond on Tuesday the 24th day of September, 2019.*

Donald Arthur Herrington, Appellant,

against Record No. 181594  
Circuit Court No. CR12-857-00

Commonwealth of Virginia, Appellee.

From the Circuit Court of Stafford County

On December 6, 2018 came the appellant, who is self-represented, and filed a petition for appeal in this case. On August 7, 2019, came again the appellant, and filed a motion to reconsider the Court's July 31, 2019 order denying his "Motion for Leave to Amend/Supplement" his petition for appeal.

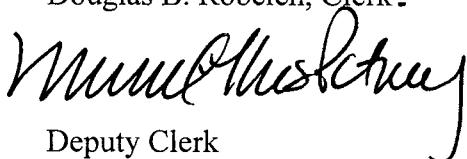
Upon review of the record in this case and consideration of the argument submitted in support of granting of an appeal, the Court is of the opinion there is no reversible error in the judgment complained of. Accordingly, the Court refuses the petition for appeal and the motion to reconsider is denied.

A Copy,

Teste:

Douglas B. Robelen, Clerk.

By:

  
Deputy Clerk

VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTY OF STAFFORD

COMMONWEALTH OF VIRGINIA,

v.

Case No. CR12-857-00

DONALD A. HERRINGTON,

Defendant.

O R D E R

This cause comes before the Court upon the Defendant's "Moion to Supplement/Amend Motion for a New Senecing Hearing and Relief for Lack of Subject Matter Jurisdiction Mailed to this Court on 5-16-18".

The Court hereby denies the Defendant's motion because there is no authority for there to be a new sentencing hearing simply because the Court entered an order, *nunc pro tunc*, correcting the Clerk's scribner's error on the original sentencing order. This case is final and the Court has no authority to grant the relief requested in the Defendant's motion.

The Clerk is directed to send a certified copy of this Order to the defendant and to the Office of the Commonwealth's Attorney

ENTERED this 21 day of October, 2018.



Charles S. Sharp, Judge

A COPY TESTE:

