

IN THE SUPERIOR COURT OF BULLOCH COUNTY
STATE OF GEORGIA

STATE OF GEORGIA,

v.

GRANT J. SPENCER,
Defendant.

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Case No. SU14CR618W

**ORDER DENYING DEFENDANT'S MOTION TO SENTENCE DEFENDANT
RETROACTIVELY UNDER THE YOUTHFUL OFFENDER ACT**

Defendant, Grant J. Spencer, is before the Court on a Motion to Sentence Defendant Retroactively Under the Youthful Offender Act. Defendant contends that, at sentencing, the Court left this matter open for a later determination. The Court notes that the Defendant in this case was sentenced by former Chief Judge William E. Woodrum, Jr. Subsequent to Defendant's sentencing on October 11, 2016, Judge Woodrum retired from the bench and assumed the status of Senior Judge. A hearing was held on Defendant's motion on November 1, 2021.

The Court, having considered the sentencing transcript, the evidence presented, and the arguments of counsel, finds that the sentencing Judge did not leave the decision of whether to sentence Defendant as a Youthful Offender open for later determination by the Court. The Court finds that the sentencing Judge specifically declined to sentence the Defendant as a Youthful Offender after considering Defendant's request. Finally, having considered the evidence in this case, the Court is not otherwise inclined to grant Defendant's request at this time.

WHEREFORE, Defendant's Motion to Sentence Defendant Retroactively Under the Youthful Offender Act is hereby denied.

SO ORDERED, this 12th day of November, 2021


F. GATES PEED

Chief Judge, Bulloch County Superior Court
Ogeechee Judicial Circuit