

**THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
SUPERIOR COURT**

Hillsborough Superior Court Southern District
30 Spring Street
Nashua NH 03060

Telephone: 1-855-212-1234
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<http://www.courts.state.nh.us>

RETURN FROM SUPERIOR COURT – STATE PRISON SENTENCE

Case Name: **State v. Dale E Holloway, JR**
Case Number: **226-2019-CR-00814**

Name: **Dale E Holloway Jr , NHSP 117157 PO BOX 14 CONCORD NH 03301**
DOB: **August 06, 1982**

Charging document: Indictment

Offense: Felon in Possession of Dangerous Weapon	GOC:	Charge ID: 1678544C	RSA: 159:3	Date of Offense: October 12, 2019
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Disposition: Guilty/Chargeable By: Jury

A finding of GUILTY/CHARGEABLE is entered.

Conviction: Felony

Sentence: see attached

January 29, 2024
Date

Hon. Charles S. Temple
Presiding Justice

Amy M. Feliciano
Clerk of Court

MITTIMUS

In accordance with this sentence, the Sheriff is ordered to deliver the defendant to the **New Hampshire State Prison**. Said institution is required to receive the Defendant and detain him/her until the Term of Confinement has expired or s/he is otherwise discharged by due course of law.

Attest: Kathleen D Brown
Clerk of Court Kathleen D. Brown, Deputy Clerk of Court

SHERIFF'S RETURN

February 2, 2024

I delivered the defendant to the **New Hampshire State Prison** and gave a copy of this order to the Warden.

Date

Sheriff

J-ONE: State Police DMV

C: Dept. of Corrections Offender Records Sheriff Office of Cost Containment
 Prosecutor John H. Harding, III, ESQ; Matthew Theall Defendant Defense Attorney
 Sentence Review Board Sex Offender Registry Other _____ _____ Dist Div. _____

D.O.B. 08/06/1982
NHSPMAJOR# MC19-16053
Cir. Ct. # (1678544c)
Sup. Ct. # 226-2019-CR-00814 (1678544c)

RSA Ch. 159:3, I
Felon in Possession of Dangerous Weapon
Class B Felony
3 1/2 to 7 years; \$4000

STATE OF NEW HAMPSHIRE

HILLSBOROUGH, SS.

SUPERIOR COURT

INDICTMENT

At the Superior Court, holden at **Nashua**, within and for the County of Hillsborough aforesaid, in the month of **January** in the year **Two Thousand Twenty** the **GRAND JURORS FOR THE STATE OF NEW HAMPSHIRE**, on their oath, present that

226-2019-CR-814

DALE HOLLOWAY
445 WILLOW ST
MANCHESTER, NH 03103

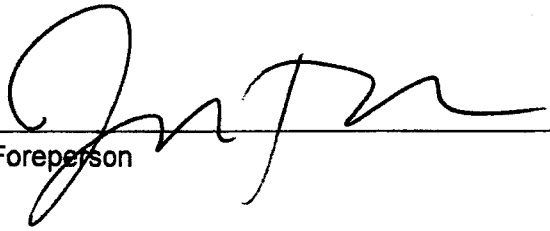
1678544c

on or about the 12th day of **October 2019**, at **Pelham** in the County of Hillsborough, aforesaid, did commit the crime of **PISTOLS & REVOLVERS; CONVICTED FELONS, FELONY** in that he knowingly had in his possession a firearm, specifically a .380 caliber pistol after having previously been ^{*convicted*} in the Commonwealth of Massachusetts of a felony against a person or property of another, specifically **Assault and Battery with a Dangerous Weapon and Assault to Kill** ^{*in*} the Suffolk County Superior Court in 2003 under docket no. **0110467001 and 0110467002**

contrary to the form of the Statute, in such case made and provided, and against the peace and dignity of the State.

This is a true bill.


1/21/20
Date


Foreperson

Michael Conlon
Hillsborough County Attorney

Verdict: Guilty
Entered November 7, 2023


Amy M. Feliciano

by: 
Catherine M. Devine #629
Assistant County Attorney

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<https://www.courts.nh.gov>

Court Name: Hillsborough Superior Court Southern District

Case Name: State v. Dale Holloway

Case Number: 226-2019-CR-814 Charge ID Number: 1678544C
(if known)

STATE PRISON SENTENCE

Plea /Verdict: <u>Guilty</u> <input type="checkbox"/>	
Crime: <u>Pistols/Revolvers, Convicted Felons (FIP)</u>	Date of Crime: <u>10/12/2019</u>

A finding of GUILTY ~~TRUE~~ is entered.

CONVICTION AND CONFINEMENT

- A. The defendant has been convicted of Domestic Violence contrary to RSA 631:2-b or of an offense recorded as Domestic Violence. See attached Domestic Violence Sentencing Addendum.
- B. The defendant is sentenced to the New Hampshire State Prison for not more than 30 years, nor less than 10 years
- There is added to the minimum sentence a disciplinary period equal to 150 days for each year of the minimum term of the defendant's sentence, to be prorated for any part of the year.
- Pretrial confinement credit: 1571 days.
- C. This sentence is to be served as follows:
- Stand committed Commencing 01/29/2024
- _____ of the minimum sentence and _____ of the maximum sentence is suspended.
- Suspensions are conditioned upon good behavior and compliance with all of the terms of this order. Any suspended sentence may be imposed after a hearing at the request of the State. The suspended sentence begins today and ends _____ years from today or release on _____
- _____ of the sentence is deferred for a period of _____ year(s). The Court retains jurisdiction up to and after the deferred period to impose or terminate the sentence or to suspend or further defer the sentence for an additional period of _____ year(s). Thirty (30) days prior to the expiration of the deferred period, the defendant may petition the Court to show cause why the deferred commitment should not be imposed, suspended and/or further deferred. Failure to petition within the prescribed time will result in the immediate issuance of a warrant for your arrest.
- D. The sentence is consecutive to case number and charge ID 216-2019-CR-1856
- concurrent with case number and charge ID 226-2019-CR-814, 1713433C
- E. See Addendum to State Prison Sentence Sexual Offender Assessment and Treatment.
- F. See Addendum to State Prison Sentence Substance Use Disorder Assessment and Treatment.
- G. The Court recommends to the Department of Corrections:
- Screen and/or assess for drug and alcohol treatment needs.
- Sentence to be served at House of Corrections
- _____

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Case Number: 226-2019-CR-814

STATE PRISON SENTENCE

If required by statute or Department of Corrections policies and procedures, the defendant shall provide a sample for DNA analysis.

PROBATION

A. The defendant is placed on probation for a period of _____ year(s), upon the usual terms of probation and any special terms of probation determined by the Probation/Parole Officer.

Effective: Forthwith Upon release from _____

The defendant is ordered to report immediately, or immediately upon release, to the nearest Probation/Parole Office.

B. Subject to the provisions of RSA 504-A:4, III, the probation/parole officer is granted the authority to impose a jail sentence of 1 to 7 days in response to a violation of a condition of probation, not to exceed a total of 30 days during the probationary period.

Violation of probation or any of the terms of this sentence may result in revocation of probation and imposition of any sentence within the legal limits for the underlying offense.

FINANCIAL OBLIGATIONS

A. **Fines and Fees:**

Fine of \$ _____, plus a statutory penalty assessment of \$ 0.00 to be paid:

Today

By _____

Through the Correctional Facility or Department of Corrections as directed by the Probation/Parole Officer. A 10 % service charge is assessed by DOC for the collection of fines and fees, other than supervision fees.

\$ _____ of the fine and \$ _____ of the penalty assessment is suspended for _____ year(s).

A \$25.00 fee is assessed in each case file when a fine is paid on a date later than sentencing.

B. **Restitution:**

The defendant shall pay restitution of \$ _____ to _____

Restitution shall be paid through the Correctional Facility or Department of Corrections as directed by the Probation/Parole Officer. A 17% administrative fee is assessed for the collection of restitution.

At the request of the defendant or the Department of Corrections, a hearing may be scheduled on the amount or method of payment of restitution.

Restitution is not ordered because: _____

C. **Appointed Counsel: NOTE:** Financial Obligations, Section C is NOT a term and condition of the sentence.

The Court finds that the defendant has the ability to pay:

counsel fees and expenses in the amount of \$ _____

payable through _____ in the amount of \$ _____ per month.

The Court order for repayment is suspended until the time of the defendant's release from state prison.

The Court finds that the defendant has no ability to pay counsel fees and expenses.

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STATE PRISON SENTENCE

OTHER CONDITIONS

- A. The defendant is to participate meaningfully in and complete any counseling, treatment and educational programs as directed by the correctional authority or Probation/Parole Officer.
- B. Subject to the provisions of RSA 651-A:22-a, the Department of Corrections shall have the authority to award the defendant earned time reductions against the minimum and maximum sentences for successful completion of programming while incarcerated.
- C. Under the direction of the Probation/Parole Officer, the defendant shall tour the
 New Hampshire State Prison House of Corrections
- D. The defendant shall perform _____ hours of community service and provide proof to _____ within _____ of today's date.
- E. The defendant is ordered to have no contact with _____ either directly or indirectly, including but not limited to contact in-person, by mail, phone, email, text message, social networking sites or through third parties.
- F. Law enforcement agencies may destroy the evidence return evidence to its rightful owner.
- G. The defendant and the State have waived sentence review in writing or on the record.
- H. The defendant is ordered to be of good behavior and comply with all the terms of this sentence.
- I. Other:

For Court Use Only



Honorable Charles S. Temple
January 29, 2024