

SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING
100 NORTH NINTH STREET
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Granted Appeal Summary

Case

RICHARD ROOSEVELT HILL v. COMMONWEALTH OF VIRGINIA
(Record Number 210569)

From

The Court of Appeals of Virginia.

Counsel

Shalev Ben-Avraham (Office of the Public Defender) for appellant.

Elizabeth Kiernan Fitzgerald (Office of the Attorney General) for appellee.

Assignments of Error

1. The Court of Appeals erred by not finding error when the trial court found Mr. Hill in violation of his probation because the trial court had no jurisdiction to hear the case as the period for which the incarceration had been suspended had lapsed before the alleged new violation.
2. The Court of Appeals erred by holding that a probation revocation creates a new sentencing event, and a failure of the trial court to address terms in original final sentence results in those terms being eliminated.