

FOR PUBLICATION

**IN THE DISTRICT COURT OF THE VIRGIN ISLANDS  
APPELLATE DIVISION OF ST. CROIX**

GOVERNMENT OF THE VIRGIN ISLANDS, )  
Plaintiff/Appellee, ) **D.C. CRIM. APP. NO. 1998/105**  
 )  
v. ) Re: T.C. CRIM. NO. 395/1997  
 )  
JACK PETERSEN, )  
Defendant/Appellant.)  
\_\_\_\_\_ )

On Appeal from the Territorial Court of the Virgin Islands

Considered: September 1, 1999

Filed: January 8, 2001

**BEFORE:** **RAYMOND L. FINCH**, Chief Judge, District Court of the Virgin Islands; **THOMAS K. MOORE**, Judge of the District Court of the Virgin Islands; and **VERNE A. HODGE**,<sup>1</sup> Presiding Judge of the Territorial Court of the Virgin Islands, Sitting by Designation.

**APPEARANCES:**

**Jean-Robert Alfred, Esq.**  
St. Croix, U.S. Virgin Islands  
*Attorney for Appellant,*

**Maureen Phelan Cormier, Esq.**  
Virgin Islands Dept. of Justice  
St. Thomas, U.S. Virgin Islands  
*Attorney for Appellee.*

**ORDER OF THE COURT**

PER CURIAM

**AND NOW** this 8 day of January 2001, having considered the arguments and submissions of the parties, and for the reasons set

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<sup>1</sup> The Honorable Verne A. Hodge retired as Presiding Judge of the Territorial Court on November 6, 1999.

forth in the Court's accompanying opinion of even date, it is hereby

**ORDERED AND ADJUDGED** that Jack Petersen's conviction is **REVERSED**, and this matter is **REMANDED** for a new trial consistent herewith.

**A T T E S T:**  
**WILFREDO MORALES**  
**Clerk of the Court**

\_\_\_\_\_/s/\_\_\_\_\_  
**By: Deputy Clerk**

**Copies (with accompanying opinion) to:**

Judges of the Appellate Panel  
Judges of the Territorial Court  
Honorable Jeffrey L. Resnick  
Honorable Geoffrey W. Barnard  
Iver A. Stridiron, Attorney General of the VI  
Pamela Tepper, Solicitor General of the VI  
Jean-Robert Alfred, Esq.  
Maureen Phelan Cormier, AAG  
Tracy A. Lynch Bhola, Esq.  
Julieanne Dimmick, Esq.  
Jennifer Coffin, Esq.  
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