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FOR IMMEDIATE RELEASE: FRIDAY, NOVEMBER 9, 2012

Lengthy State Prison Sentences For BB Gun Assaults



McGraw



Weldon

ALBANY, NY- District Attorney P. David Soares announced today that NICHOLAS MCGRAW, 19 and JOSHUA WELDON, 20, were both sentenced this morning before the Honorable Dan Lamont in Albany County Supreme Court this morning for their roles in several BB Gun assaults last year.

MCGRAW was sentenced to 8 years in State Prison followed by 5 years of Post Release Supervision. On September 4, 2012, MCGRAW pleaded guilty to (1) Count of Attempted Assault in the First Degree, a Class C Violent Felony. WELDON was sentenced to 5 years in State Prison followed by 5 years of Post Release Supervision. On September 4, 2012, WELDON pleaded guilty to (1) Count of Assault in the Second Degree, a Class D felony. WELDON is currently in State Prison for unrelated charges.

On December 20, 2011 at 8:30PM, MCGRAW and WELDON were in a vehicle in the City of Albany. In the area of Albany Street, WELDON shot a victim in the eye using the BB Gun, causing a severe permanent injury. At 9:00PM, MCGRAW, from the vehicle, shot a victim using the BB Gun in the area of Northern Boulevard in the City of Albany, hitting the victim in the chin. On December 21, 2011 at 11:44AM, MCGRAW shot another victim in the area of Madison Avenue and South Pearl Street, hitting the victim in the thigh.

“When Mr. McGraw and Mr. Weldon chose to drive throughout the City of Albany looking for innocent victims to shoot with their BB Gun, they should have known that their actions would have caused serious permanent injuries. This is unacceptable behavior and will not be tolerated in Albany County. The only remedy in the case was a lengthy state prison sentence, which I hope makes both of these young men realize their severe error in judgment, and the consequences of their actions,” commented DA Soares.

Assistant District Attorney Matthew Hauf of the Major Offenses Unit prosecuted this case.

For more information please contact Cecilia Logue.

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