

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
VALDOSTA DIVISION

UNITED STATES OF AMERICA

v.

DEVIN DEWAYNE HUNTER,

Defendant.

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CASE NO: 7:22-cr-34 (WLS)

**ORDER**

On September 14, 2022, Defendant Devin DeWayne Hunter, was indicted by a grand jury in a two count indictment. (Doc. 1.) Count One charges Possession of a Firearm and Ammunition by a Convicted Felon on or about June 25, 2020, in violation of 18 U.S.C. §§ 922(g)(1), 924(a)(2). (*Id.*) Count Two charges Possession of a Firearm b a Convicted Felon on or about August 23, 2021, in violation of 18 U.S.C. §§ 922(g)(1), 924(a)(2). (*Id.*)

On December 1, 2023, the Government filed a Motion to Dismiss Count One of the Indictment (Doc. 29) requesting that the Defendant be dismissed from Count One of the pending Indictment. The Government states:

Undersigned counsel has been informed that defendant pled guilty to Possession of a Firearm by Convicted Felon in the Superior Court of Lowndes County, case number 2021CR382. Moreover, defendant was sentence[d] to five years' probation and a \$3,000 fine. (Gov. Exh. 1, Final Disposition) This state conviction is for offenses occurring on June 25, 2020, in Lowndes County Georgia.

(Doc. 29 ¶ 3) Count One of the Indictment relates to the same acts prosecuted in the above state case. (*Id.* ¶ 4) Therefore, the Government requests the Court dismiss Count One of the pending Indictment.

Accordingly, the Government's Motion (Doc. 29) is **GRANTED**. Count One of the Indictment (Doc. 1) against the Defendant is **DISMISSED** without prejudice. The Government shall proceed with prosecution of Count Two in the regular course.

**SO ORDERED**, this 4th day of December 2023.

/s/ W. Louis Sands

W. LOUIS SANDS, SR. JUDGE  
UNITED STATES DISTRICT COURT