

JAMAICA

IN THE COURT OF APPEAL

SUPREME COURT CRIMINAL APPEAL NO 42/05

**BEFORE: THE HON. MR JUSTICE SMITH, J. A.
 THE HON. MR JUSTICE MORRISON, J.A.
 THE HON. MISS JUSTICE G. SMITH, J.A., (Ag.)**

DENISE ROBERTS v R

Applicant unrepresented

**Miss Paula Llewellyn Q.C., Director of Public Prosecutions and Miss
Annette Austin for the Crown**

19th May, 2008

ORAL JUDGMENT

SMITH, J.A.:

The applicant Miss Denise Roberts was indicted in the St. Thomas Circuit Court for the murder of Miss Nadine Clarke. She pleaded guilty to non-capital murder.

The facts are that the applicant and the deceased were at a party. A quarrel ensued and the accused stabbed the deceased with a knife. After inflicting the injury, she ran from the place where the dance was being held. The deceased succumbed to the injuries. The applicant confessed to someone that she had stabbed the deceased.

The applicant had no previous convictions and she pleaded guilty. The learned judge took those factors into consideration and imposed a sentence of life imprisonment and directed that she should not become eligible for parole until she had served at least 12 years.

We are of the view that it cannot be said that the sentence imposed was manifestly excessive.

Accordingly, application for leave to appeal is refused. The sentence should commence as of the 15th June, 2005.