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Sentencing for Illegal Possession of Flare Gun Modified Into a Pistol



MODIFIED FLARE GUN USED BY DAVIS

ALBANY, NY - District Attorney P. David Soares announced today that JAH-JUAN DAVIS, 26, of Albany, was sentenced to 9 years in State Prison, to be followed by 5 years of Post Release Supervision, before the Honorable William A. Carter in Albany County Court this morning.

On March 8, 2017, DAVIS pleaded guilty to (1) Count of Criminal Possession of a Weapon in the Second Degree, a Class C Armed Violent Felony.

On September 25, 2016, at 9:53 A.M., members of the Albany Police Department responded to reports that DAVIS was involved in a shooting that had happened earlier in the day involving two victims on Mohawk Street in the City of Albany. Both victims were unharmed. Police later found DAVIS on Clinton Avenue and determined that he was in illegal possession of a loaded flare gun that had been modified into a .22 Caliber Pistol. The pistol was determined to be the same weapon used in the shooting.

DAVIS, who was out of custody after previously posting bail, was scheduled to be sentenced on May 10, 2017 to 8 years in State Prison, but did not appear at the courthouse at the required date. A warrant was filed and DAVIS was placed into custody. The Judge imposed an increased sentence of 1 year in State Prison due to DAVIS' failure to appear for his original sentencing date, resulting in the 9 year sentence imposed this morning.

General Felony Unit Bureau Chief Steven Sharp prosecuted this case.

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