



UTAH BOARD OF PARDONS AND PAROLE

In the matter of TABERON DAVE HONIE Offender #: 134877	COMMUTATION PETITION REVIEW Decision Date: 06/28/2024
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Offense	Sentence	Case #	Expiration
AGGRAVATED MURDER - CAPITAL FELONY	0 Yrs - 100 Yrs	981500662	07/10/2098

After a review of the submitted information and good cause appearing, the Board of Pardons and Parole makes the following decision and order:

Schedule for a Hearing: COMMUTATION HEARING, Effective 07/2024

Pursuant to Utah Const. § 7, Art. 12, Utah Code Ann. § 77-27-5.5, and Utah Rule of Admin. Pro. R.671-312B, a person sentenced to death may seek clemency relief from the Utah Board of Pardons and Parole. The only relief the Board is statutorily authorized to consider is a commutation of a death sentence to a life without the possibility of parole sentence.

On June 10, 2024, the Court signed a warrant of execution for Taberon Dave Honie in case 981500662.

On June 14, 2024, Mr. Honie, through his counsel, filed a Commutation Petition with the Board seeking commutation of the sentence imposed in case 981500662, pursuant to Utah Code § 77-27-5.5.

On June 21, 2024, the State, through the Utah Attorney General's Office, filed an Opposition to the Commutation Petition with the Board.

Utah Code § 77-27-5.5(5) requires the Board to review the petition and determine whether it “presents a substantial issue which has not been reviewed in the judicial process.” Utah Code § 77-27-5.5(7)(a) and (b) require the Board to grant a hearing only if the Board finds a substantial issue is raised in the petition.

The Board has carefully reviewed the Commutation Petition and supporting exhibits and the State's Response in Opposition to the Commutation Petition and supporting exhibits. After thorough consideration of the submitted information and pursuant to Utah Code 77-27-5.5, the Board finds the Commutation Petition meets the minimum statutory requirements. Accordingly, the Board will schedule a public commutation hearing before the full Board on the Commutation Petition.

Pursuant to Utah Rule of Admin. Pro. R.671-312B-4(5), the Board will confer with the parties to schedule the date(s) of the hearing and to clarify the scope of the issues that may be addressed.

At the hearing on the Petition, Mr. Honie and the State may call witnesses. Neither Mr. Honie nor the State will be permitted to cross-examine witnesses. The Board will provide an opportunity for victim representatives to provide testimony at the hearing.

NOTICE

This decision is subject to review and modification by the Board of Pardons and Parole at any time while under Board jurisdiction.

ORDERED this 28th day of June, 2024

A handwritten signature in black ink, appearing to read "J. Scott Stephenson". The signature is written in a cursive style with a large, looped initial "J" and a long, vertical tail stroke.

J. Scott Stephenson, Board Chair