### SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING 100 NORTH NINTH STREET RICHMOND, VIRGINIA 23219 (804) 786-2259

# **Granted Appeal Summary**

#### Case

COMMONWEALTH OF VIRGINIA v. STEPHEN LAMAR GARRICK (Record Number 230511)

#### From

The Court of Appeals of Virginia.

#### Counsel

Jason S. Miyares and Lauren C. Campbell (Office of the Attorney General) for appellant. Thomas H. Sheppard II (Sheppard & O'Brien, P.C.) for appellee.

## **Assignments of Error**

- I. The Court of Appeals erred in finding that the evidence was insufficient to demonstrate that Garrick constructively possessed the firearm and drugs.
- II. The Court of Appeals failed to view the evidence in the light most favorable to the prevailing party at trial, failed to accord proper deference to the trial court's factual findings, substituted its own fact finding, and thus erroneously reversed the trial court's judgment.