THE STATE OF OHIO,

Plaintiff,

vs. CASE NO. 03TRD13368

BRIAN MATHENY,

Defendant.

**FINAL JUDGMENT ENTRY**

Defendant appeared in Court for arraignment on February 12, 2022. Defendant waived right to counsel.

The Court explained that Defendant was charged with the offense(s) set forth below. The Defendant understood the nature of the charge(s), all constitutional rights, and the effects of a plea. Following allocution, Defendant entered a plea(s) to the charge(s) as set forth in the chart below. The Court advised that if Defendant is not a United States citizen any plea or conviction could result in deportation, exclusion from admission into the United States, or denial of naturalization under United States law. R.C. 2943.031 The Court, finding that the Defendant entered the plea knowingly, intelligently, and voluntarily, accepted the plea and entered the following sentence:

**Diversion.** Defendant is eligible for the Prosecutor Diversion Program. The Defendant’s plea and the Court’s findings are set forth in the chart below. The sentence, including any fines, costs and jail days, is SUSPENDED pending Defendant’s completion of the diversion program. Should Defendant fail to complete the terms of the diversion program, the sentence shall apply and Defendant shall pay fines by May 17, 2022 and shall report to jail on May 20, 2022.

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| **Offense** | **SPEED REDUCED ZONE 3RD OR MORE** |
| **Statute/Ord.** | **4511.21C\*\*\*** |
| **Degree** | **M3** |
| **Plea** | **No Contest** |
| **Finding** | **Guilty** |
| **Fine Amount** | **$ 0** |
| **Fines Suspended** | **$ 0** |
| **Jail Days** | **None** |
| **Jail Days Suspended** | **None** |

**Fines and Costs.** Court costs are assessed for the highest degree charge in this case.

**Community Service.** Defendant shall complete 50 hours of community service within 0 days. Defendant shall show proof of completion of all completed hours to the Office of Community Control on or before February 12, 2022.

**Proof of Financial Responsibility.**  The Defendant showed the Court proof of responsibility during the proceeding.

**Jail Commitment Terms.** Defendant shall report to jail forthwith.

* Defendant shall report to jail timely and sober.
* The jail days imposed shall be served as consecutive days.
* Defendant may complete the Driver’s Intervention Program in lieu of serving 3 days in jail. Defendant shall complete the program as specified by the Office of Community Control.
* Defendant shall timely pay, or dispute, confinement costs billed pursuant to R.C. 2929.37 or be subject to certificate of judgment by the Clerk.

**License Suspension.** Defendant’s concealed carry license is suspended from February 12, 2022 for a term of 6 months. The defendant is required to complete a remedial driving class before his operator’s license may be reinstated.

**Victim Notification.** The Clerk shall serve notice on the victim of the right to apply for reparation pursuant to R.C. 2743.51-72. The Clerk shall serve the prosecutor who shall notify the victim as required by R.C. 2930.01-19.

**Vehicle Impoundment/Immobilization.** The defendant’s eafd CAR, license plate RAD, shall be immobilized for a period of 30 days.

**Community Control.** For a period of **1 year**, Defendant shall be under **basic supervision** with the Office of Community Control. The Court advised Defendant that as a result of any failure to comply with the terms of community control, the Court may impose a longer term of community control up to a total of 5 years; impose a definite jail term to include any days stayed or otherwise authorized by law; and/or otherwise modify the terms of community control set forth below.

While subject to community control, Defendant shall:

General Terms

* Report forthwith to the Office of Community Control.
* Abide by the law, comply with the community control terms set by the Office of Community Control, and not leave the state without the permission of the Court and/or the Office of Community Control.
* Pay probation fees monthly.
* Make all reasonable effort to obtain and maintain employment. Defendant shall report any change in employment status immediately.
* Submit to alcohol/drug testing at the request of community control or any other law enforcement officer.
* Not possess/consume/purchase any alcoholic beverages or drugs of abuse.

Additional Terms

* Within 90 days provide proof of completion of an alcohol/drug dependency evaluation and comply with any treatment and/or counseling recommendations. Defendant shall provide community control with proof of monthly compliance.
* Within 60 days pay restitution of **$123**, for which judgment is granted, through the Clerk’s office with cashier’s check or money order, payable tosRE. The Court ORDERS that any payments made by Defendant be first directed toward the payment of restitution.
* Defendant shall report daily to the Office of Community Control in the manner specified by the Office of Community Control.
* **Other Community Control Conditions:** teST .

**Other Conditions.** THHHEREEEEEREEE.

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Judge Marianne Hemmeter

Copies served by Dep. Clerk \_\_\_\_\_\_\_\_\_ on: \_\_\_ Prosecutor’s Office, \_\_\_ BRIAN MATHENY