THE STATE OF OHIO,

Plaintiff,

vs. CASE NO. 21CRB01291

DENNIS CONGDON,

Defendant.

**MAGISTRATE’S DECISION**

Defendant appeared in Court for arraignment on January 16, 2022.

The Court explained that Defendant was charged with the offense(s) set forth below. The Defendant, having understood the nature of the charge(s), all constitutional rights, and the effects of a plea, 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 Theft 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.

|  |  |
| --- | --- |
| **Offense** | **PERMISSION REQ'D TO USE LICENSED DOCK** |
| **Statute/Ord.** | **1501:46-12-04** |
| **Degree** | **MM** |
| **Plea** | **Guilty** |
| **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. Having been informed of the fines and costs owed, Defendant expressed an ability to pay **forthwith**. Absent further order the fines and costs shall be paid in full by **January 16, 2022**.

**Proof of Financial Responsibility.**  The Defendant showed proof of financial responsibility at the time of the offense.

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Magistrate Amanda Bunner

***Pursuant to Criminal Rule 19(D) and Traffic Rule 14, written objections to this magistrate’s decision must be filed within 14 days of the filing of this decision. Any objections must state with specificity the grounds of the objections. A party shall not assign as error on appeal the court’s adoption of this decision unless the party timely files objections.***

Copies served by Dep. Clerk \_\_\_\_\_\_\_\_\_ on: \_\_\_ Prosecutor’s Office, \_\_\_ DENNIS CONGDON