THE STATE OF OHIO,

Plaintiff,

vs. CASE NO. 21TRC08418

MARSIAN GARDNER,

Defendant.

**PLEA AND JOURNAL ENTRY FOR PARTICIPATION**

**IN THE LICENSE EVALUATION and ASSISTANCE PROGRAM (LEAP)**

Defendant appeared in Court for arraignment on January 15, 2022. 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. Defendant entered a GUILTY PLEA, to the charge(s) below:

|  |  |  |  |
| --- | --- | --- | --- |
| **Offense** | **DRIVING IN MARKED LANES** | **TURN AND STOP SIGNALS** | **OVI ALCOHOL / DRUGS 1ST** |
| **Statute/Ord.** | **4511.33TESET** | **4511.39** | **4511.19A1A\*** |
| **Degree** | **MM** | **M2** | **M1** |
| **Plea** | **Guilty** | **Guilty** | **Guilty** |

Defendant entered the plea knowingly, intelligently, and voluntarily. The Court accepted the plea.

The parties executed a License Evaluation and Assistance Program (LEAP) Agreement. The Court determines Defendant qualifies for participation in LEAP. Further proceedings in this matter are stayed. Defendant was informed, and understood, that participation in the program does not guarantee that Defendant will have his/her license reinstated or that the charge will be dismissed. Defendant was further informed that failure to comply with the requirements set forth in the written agreement may result in early termination from the program**. Neither the agreement nor this Entry shall be construed as giving Defendant driving privileges. As of the date of this entry, Defendant does not have the right to drive.**

This case is now set for sentencing on **May 16, 2022**. If Defendant completes the program requirements within 120 days, the LEAP Coordinator certifies completion, and the Prosecutor files a motion to dismiss the charge, the Court will dismiss the charge of Driving Under Suspension or No Operator’s License. If Defendant does not complete the program requirements, the Court shall proceed with sentencing. Should the LEAP Coordinator recommend early termination from the program based on Defendant’s failure to comply with the terms of the agreement, the case will be set for an earlier sentencing hearing with notice given to Defendant.

Magistrate Amanda Bunner

Copies served by Dep. Clerk \_\_\_\_\_\_\_\_\_ on: \_\_\_ Prosecutor’s Office, \_\_\_ MARSIAN GARDNER