State of Ohio,

Plaintiff,

vs. Case No. 22CRB00141

Dwayne Funderburke,

Defendant.

**FINAL JUDGMENT ENTRY**

Defendant appeared in Court for arraignment on March 13, 2022. Defendant waived right to counsel. Counsel for the State of Ohio made a motion to amend the charge(s) in the case. The Court found the amendment did not alter the name or identity of the offense and the motion is Granted. The charge(s) of No Operator License - Expired is amended to Driving Under Suspension.

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. 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:

|  |  |  |
| --- | --- | --- |
| **Offense** | **Assault - M1** | **No Operator License - Expired - AMENDED to Driving Under Suspension** |
| **Statute/Ord.** | **2903.13(A)** | **4510.11** |
| **Degree** | **M1** | **M1** |
| **Plea** | **No Contest** | **No Contest** |
| **Finding** | **Guilty** | **Guilty** |
| **Fine Amount** | **$ 0** | **$ 0** |
| **Fines Suspended** | **$ 0** | **$ 0** |
| **Jail Days** | **None** | **None** |
| **Jail Days Suspended** | **None** | **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 Court finds Defendant is able and shall pay the fines and costs in full by **March 13, 2022**.

**Jail Continued Commitment Terms.** The Defendant is currently in jail and shall serve the remainder of the jail days imposed by this order. Defendant shall receive credit for **2 days** already served in jail.

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Judge Marianne Hemmeter

Copies served by Dep. Clerk \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ on the following date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ to:

Prosecutor’s Office: PS OM EM; Defendant’s Attorney: PS OM EM; Dwayne Funderburke: PS OM EM;

County Jail: PS EM;