State of Ohio,

Plaintiff,

vs. Case No. 21TRC05611

Kelly Barkschat,

Defendant.

**FINAL JUDGMENT ENTRY**

Defendant appeared in Court for arraignment on June 09, 2022. Defendant was represented by Chase Mallory, Private Counsel.

The Court explained that Defendant was charged with the offense(s) set forth 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. The Defendant understood the nature of the charge(s), all constitutional rights, and the effects of a plea. Defendant entered a plea(s) to the charge(s) as set forth in the chart below. R.C. 2943.031. The Court found that the Defendant entered the plea knowingly, intelligently, and voluntarily, and the Court accepted the plea.

**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 Theft Diversion Program. Should Defendant fail to complete the terms of the Theft Diversion Program the sentence shall apply, and Defendant shall pay fines and court costs by **September 20, 2022**.

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| --- | --- | --- | --- |
| **Offense** | **OVI Alcohol / Drugs 3rd** | **Driving In Marked Lanes** | **Seatbelt Required Driver** |
| **Statute/Ord.** | **4511.19A1A** | **4511.33** | **4513.263B1** |
| **Degree** | **UCM** | **MM** | **UCM** |
| **Plea** | **No Contest** | **Dismissed** | **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.** The Defendant shall pay the diversion program fee and does not owe the fines and court costs if the Theft Diversion Program is successfully completed. If Defendant does not successfully complete the Theft Diversion Program, then the diversion program fee shall be applied to fines and costs.

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

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Judge David Landefeld

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

Prosecutor’s Office: PS OM EM; Defendant’s Attorney: PS OM EM; Kelly Barkschat: PS OM EM; Community Control: PS EM; County Jail: PS EM;