State of Ohio,

Plaintiff,

vs. Case No. 22TRD01698

Gabriel Creamer,

Defendant.

**FINAL JUDGMENT ENTRY**

Defendant appeared in Court for arraignment on June 04, 2022. Defendant waived right to 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. R.C. 2943.031. The Court additionally informed the Defendant that a conviction in this case results in the following:

* 18 U.S.C § 922(g)(9) prohibits the Defendant from shipping, transporting, purchasing, possessing, or owning a firearm or ammunition.
* A conviction in this case may escalate subsequent violations into felonies.
* A conviction in this case may render the Defendant ineligible for certain state and federal benefits.

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. The Court found that the Defendant entered the plea knowingly, intelligently, and voluntarily, and the Court accepted the plea.   
  
Prior to sentencing, the Court heard statements from the Prosecutor, Victim Advocate on behalf of the victim, Defense Counsel and the Defendant. The Court considered the overriding purposes of misdemeanor sentencing when making its findings. Following allocution, the Court entered the following sentence:

|  |  |  |
| --- | --- | --- |
| **Offense** | **DUS** | **Traffic Control Device Signs** |
| **Statute/Ord.** | **4510.111** | **4511.12** |
| **Degree** | **UCM** | **MM** |
| **Plea** | **No Contest** | **Dismissed** |
| **Finding** | **Guilty** |  |
| **Fine Amount** | **$ 50** |  |
| **Fines Suspended** | **$ 25** |  |
| **Jail Days** | **10** |  |
| **Jail Days Suspended** | **5** |  |

**Specialized Docket Admission.** Defendant is placed on the OVI Docket. The Defendant has reviewed and understands the requirements of the OVI Docket and agreed to all terms and conditions of the OVI Docket.   
**Jail.** The Defendant is sentenced to **5 days** in jail for this case.   
  
**Jail Reporting Terms.** Defendant’s report date is **June 04, 2022, at 08:30 AM**.

* Defendant shall report to jail timely and sober.
* The jail days imposed in this case shall be served as consecutive days.
* 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.

**Fines and Costs.** The Court ordered costs for the highest degree charge. The Defendant was informed of the fines and costs owed, and 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 **June 04, 2022**.

**Community Service.** Defendant shall complete 50 hours of community service within 30 days. Defendant shall show proof of completion of all completed hours to the Office of Community Control on or before June 04, 2022.

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

**License Suspension.** Defendant’s driving license is suspended from June 04, 2022, for a term of 12 months.

**Fingerprinting.** Defendant shall contact the Delaware County Jail or the Delaware Police Department within 24 hours to schedule a time to report for fingerprinting.

**Victim Notification.**  The Clerk shall serve notice on the victim of the right to apply for reparation pursuant to R.C. 2743.51-72.

**Vehicle Impoundment/Immobilization.**  The defendant’s asf, license plate afsd, shall have its vehicle ID tags seized and sent to the BMV 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 at 70 N. Union St., Delaware, OH 43015.
* 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 community control 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

* Shall not come within 500 feet of .
* Defendant shall have no contact with **234**. Contact includes, but is not limited to, landline, cordless, cellular or digital telephone; text; instant messaging; fax; e-mail; voicemail; delivery service; social media; blogging; writings; electronic communications; posting a message; or communications by any other means directly or through another person.
* Within 90 days provide proof of completion of an approved domestic violence offender program.
* Within 60 days pay restitution of **$2134**, for which judgment is granted, payable through the Clerk’s office with cash, or with a cashier’s check or money order payable to234. The Court ORDERS that any payments made by Defendant be first directed toward the payment of restitution.
* Defendant is admitted to the OVI Docket and shall comply with all terms and conditions of the participation agreement for the docket.
* Defendant shall report daily to the Office of Community Control in the manner specified by the Office of Community Control.

**Other Conditions.** Test.

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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; Gabriel Creamer: PS OM EM;

Community Control: PS EM; County Jail: PS EM;