State of Ohio,

Plaintiff,

vs. Case No. {{ case\_number }}

{{ defendant.first\_name }} {{ defendant.last\_name }},

Defendant.

{% if judicial\_officer.officer\_type == ‘Magistrate’ %}

**MAGISTRATE’S DECISION**

{% elif judicial\_officer.officer\_type == ‘Judge’ %}

**JUDGMENT ENTRY**

{% endif %}

{% if appearance\_reason == ‘LEAP sentencing’ %}Defendant, having failed to complete the terms of the License Evaluation and Assistance Program and having previously plead guilty to the charge(s) listed below, appeared in Court for sentencing on {{ plea\_trial\_date }}. {% if defense\_counsel\_waived is false %}Defendant was represented by {{ defense\_counsel }}, {{ defense\_counsel\_type }}. {% elif defense\_counsel\_waived is true %}Defendant appeared pro se, having previously waived the right to counsel. {% endif %}{% elif appearance\_reason == ‘trial to court’ %}{% if defense\_counsel\_waived is false %}Defendant was represented by {{ defense\_counsel }}, {{ defense\_counsel\_type }}. {% elif defense\_counsel\_waived is true %}Defendant appeared pro se, having previously waived the right to counsel. {% endif %}Defendant appeared in Court on {{ plea\_trial\_date }}, for a Trial to the Court. After consideration of the evidence presented at trial the Court finds as indicated in the chart below. {% elif appearance\_reason == ‘jury trial’ %}Defendant appeared in Court on {{ plea\_trial\_date }}, for a jury trial. {% if defense\_counsel\_waived is false %}Defendant was represented by {{ defense\_counsel }}, {{ defense\_counsel\_type }}. {% elif defense\_counsel\_waived is true %}Defendant waived right to counsel. {% endif %}The jury found and the Court sentenced as indicated in the chart below. {% else %}Defendant appeared in Court for {{ appearance\_reason }} on {{ plea\_trial\_date }}. {% if defense\_counsel\_waived is false %}Defendant was represented by {{ defense\_counsel }}, {{ defense\_counsel\_type }}. {% elif defense\_counsel\_waived is true %}Defendant waived right to counsel. {% endif %}{% if amend\_offense\_details is not none %}Counsel for the State of Ohio made a motion to amend the charge(s) in the case.{% if amend\_offense\_details.motion\_disposition == ‘Granted’ %} The Court found the amendment is consistent with Crim. R. 7 and consistent with the facts of this case. Therefore, the motion is {{ amend\_offense\_details.motion\_disposition }}. The charge(s) of {% for charge in amended\_charges\_list %}{% if loop.index == 2 %} and {% endif %}{{ charge[0] }} is amended to {{ charge[1] }}{% endfor %}.{% elif amend\_offense\_details.motion\_disposition == ‘Denied’ %} The Court found the amendment did alter the name or identify of the offense(s) and therefore the motion is {{ amend\_offense\_details.motion\_disposition }}.{% endif %}{% endif %}

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. The Court, finding that the Defendant entered the plea knowingly, intelligently, and voluntarily, accepted the plea and entered the following finding(s):{% endif %}

|  |  |  |  |
| --- | --- | --- | --- |
| **Offense** | **{%tc for charge in charges\_list %}** | **{{ charge.offense }}** | **{%tc endfor %}** |
| **Statute/Ord.** | **{%tc for charge in charges\_list %}** | **{{ charge.statute }}** | **{%tc endfor %}** |
| **Degree** | **{%tc for charge in charges\_list %}** | **{{ charge.degree }}** | **{%tc endfor %}** |
| **Plea** | **{%tc for charge in charges\_list %}** | **{{ charge.plea}}** | **{%tc endfor %}** |
| **Finding** | **{%tc for charge in charges\_list %}** | **{{ charge.finding }}** | **{%tc endfor %}** |

**Sentencing.** This case shall be set for sentencing at a future date for the following reasons: {% if future\_sentencing.prepare\_psi is true %}

* The Office of Community Control shall prepare a Presentence Investigation Report for the Court’s consideration at sentencing. {% endif %}{% if future\_sentencing.set\_restitution is true %}
* The Clerk shall notify the victim of their right to restitution pursuant to R.C. §§ 2743.51 – 2743.72 and the Court shall consider any information on restitution at sentencing. {% endif %}{% if future\_sentencing.victim\_appearance is true %}
* The State of Ohio shall notify the victim(s) in the case of their right to be present at sentencing and to present to the court oral or written statements for consideration by the Court at sentencing. {% endif %}

**Bond.** {% if future\_sentencing.plea\_only\_bond == ‘OR Bond’ %}

* The defendant shall execute a personal recognizance bond to ensure appearance at sentencing.
* Defendant shall behave lawfully, comply with any protection orders and/or other orders of this Court, and shall maintain contact and cooperation with counsel of record.
* Defendant shall provide written notice to the Office of Community Control, located at 70 N. Union St., Delaware, OH 43015, at least 10 days prior to leaving Ohio.
* Defendant shall provide written notice to the Clerk of Court at least 10 days prior to any change of address. {% elif future\_sentencing.plea\_only\_bond == ‘Continue Existing Bond’ %}
* The bond and all bond conditions previously imposed in this case remains in full force and effect pending sentencing in this case. {% endif %}

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{{ judicial\_officer.officer\_type }} {{ judicial\_officer.first\_name }} {{ judicial\_officer.last\_name }}

{% if judicial\_officer.officer\_type == ‘Magistrate’ %}

***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.***

{% endif %}

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

Prosecutor’s Office: PS OM EM; Defendant’s Attorney: PS OM EM; {{ defendant.first\_name }} {{ defendant.last\_name}}: PS OM EM;

{% if community\_control.ordered is true or bond\_conditions.monitoring is true %}Community Control: PS EM;{% endif %}{% if jail\_terms.ordered is true or apply\_jtc == ‘Sentence’ %}County Jail: PS EM;{% endif %}