

**SENTENCING FOR
THE WEEK OF 6/9/2008**

DATE: 6/9/2008
DEFENDANT: Monalisa Martinez
DOB: 7/30/1971
CITY/RESIDENCE: St. Paul, MN
AGENCY: Woodbury Police Department
CONVICTION: Aiding and Abetting Theft
SENTENCE: Imposition of sentence was stayed and the defendant was placed on probation for five years with the following conditions: 1) 31 days jail with credit for 31 days served; 2) pay \$50 fine plus surcharge; 3) pay restitution in the amount of \$499.99; 4) complete a cognitive skills evaluation and follow the recommendations; 5) comply with all mental health programming including taking prescribed medications at the direction of a mental health professional; 6) abstain from the use of chemicals including alcohol, submit to random testing; 7) no same or similar offenses, remain law abiding; 8) cooperate with the transfer of probation to county of residence; 9) provide a DNA sample.

DATE: 6/6/2008
DEFENDANT: Brandon Lee Bright
DOB: 7/9/1984
CITY/RESIDENCE: Forest Lake, MN
AGENCY: Forest Lake Police Department
CONVICTION: Criminal Damage to Property in the First Degree
SENTENCE: Stay of imposition. 5 years of probation on the following: (1) Defendant to serve 23 days, credit for 2 days, in-custody Sentence to Service; (2) \$50 fine, plus surcharges; (3) \$389.56 restitution; (4) Seek and maintain gainful employment and provide verification; (5) Work toward a GED; (6) No same or similar offenses, be law abiding and cooperate with standard conditions of probation, including transfer of probation; (7) Pursuant to 609.117, provide a biological specimen.

DATE: 6/10/2008
DEFENDANT: Jon Ross Wentz
DOB: 7/12/1966
CITY/RESIDENCE: St Paul, MN
AGENCY: Woodbury Police Department
CONVICTION: Theft
SENTENCE: Committed to Commissioner of Corrections for period of 12 months, execution of sentence stayed for 3 years on following conditions: 1) Serve 60 days in Washington County Jail with credit for 11 days served. Time to be served in-custody Sentence to Service, report date 10/17. 2) Complete a mental health evaluation and follow all recommendations. 3) Continue with all chemical dependency programs and follow all recommendations, including aftercare plans. 4) Abstain from use of all mood-altering chemicals, including alcohol, and submit to random urinalysis at his own expense. 5) Attend AA/NA meetings one time per week for 24 months and provide verification. 6) Have no same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation. 7) Cooperate with the transfer of his supervision to his

County/State of residence. 8) Defendant be ordered to provide a biological specimen for purposes of DNA analysis.

DATE: 6/9/2008
DEFENDANT: Theodore William Krinke
DOB: 8/3/1968
CITY/RESIDENCE: Woodbury, MN
AGENCY: Cottage Grove Police Department
CONVICTION: Criminal Vehicular Homicide
SENTENCE: 42 months in prison, with credit for three days served; the defendant was ordered to pay a \$50 fine and submit a biological specimen for DNA purposes.

DATE: 5/12/2008
DEFENDANT: Joseph Raymond Kost
DOB: 4/26/1970
CITY/RESIDENCE: Hugo, MN
AGENCY: Bayport Police Department
CONVICTION: Controlled Substance Crime in the 5th Degree
SENTENCE: 5 years of probation, subject to following conditions: (1) Follow all instructions of probation; (2) No alcohol/controlled substance use; (3) Random testing; (4) Cognitive skills training; (5) No same or similar offenses; (6) Remain law-abiding. (7) Fine and surcharges of \$182; (8) 30 days in the Washington County Jail, credit for 3 days.

DATE: 6/12/2008
DEFENDANT: Bryan Wesley Sam
DOB: 5/20/1985
CITY/RESIDENCE: Minnesota Correctional Facility Stillwater
AGENCY: Minnesota Correctional Facility Stillwater
CONVICTION: Assault in the 3rd Degree
SENTENCE: The defendant was committed to the Commissioner of Corrections for 15 months consecutive, with seven months credit, and also ordered a \$50 fine.

DATE: 6/3/2008
DEFENDANT: Neng Xiong
DOB: 1/2/1987
CITY/RESIDENCE: Minneapolis, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: Reckless Discharge of a Firearm
SENTENCE: (1) Supervised probation for up to five years; (2) serve 90 days in jail, with credit for three days served; the balance may be served on work release or in or out-of-custody Sentence to Service and criteria were waived; (3) pay a \$100 fine and surcharges on a schedule to be determined by Court Administration; (4) the issue of restitution will be left open for a period of sixty days, and the defendant reserves the right to contest restitution; Community Corrections will advise the court of the status of the Minnesota Crime Victims Reparations Board claim and any out-of-pocket expenses the victim has within 60 days; defendant will be paying restitution as ordered by the court at a later date; (5) the defendant will complete a hunting/firearm safety program, and was told

that possession of a firearm during the hunting/firearm safety course will not be considered a probation violation by Judge Martin; (6) have no same or similar offenses, remain law abiding, and cooperate with probation; (7) cooperate with the transfer of his probation to his county of residence, and (8) provide a biological specimen for DNA analysis.

DATE: 6/12/2008
DEFENDANT: Brooks Jared Souter
DOB: 5/13/1979
CITY/RESIDENCE: St Paul, MN
AGENCY: Bayport Police Department
CONVICTION: I: 5th Degree Controlled Substance; II: 4th Degree DWI
SENTENCE: Count I: Adjudication of sentence was stayed and the defendant was placed on probation for five years with the following conditions: 1) 23 days jail with credit for 3 days, balance can be done on work release or in- or out-of-custody Sentence to Service; 2) \$300 fine plus surcharge; 3) complete chemical health classes as recommended by the recent chemical dependency evaluation; 4) abstain from the use of chemicals, including alcohol, and submit to random testing; 5) attend MADD Impact Panel; 6) no same or similar offenses, remain law abiding; 7) cooperate with the transfer of probation. Count II: The defendant was given a \$1,000 fine and 90 days jail. \$700 of the fine and 67 days of jail were suspended with the following conditions: 1) 2 years probation; 2) the fine that is recommended is consecutive to the fine on Count I; 3) 23 days jail concurrent with time on Count 1. All other conditions are the same as for Count I.

DATE: 6/10/2008
DEFENDANT: Anthony Clement Rivard
DOB: 8/5/1971
CITY/RESIDENCE: Inver Grove Heights, MN
AGENCY: Cottage Grove Police Department
CONVICTION: Fifth Degree Controlled Substance Crime and Operating a Vehicle Without Insurance
SENTENCE: Fifth Degree Controlled Substance Crime: (1) supervised probation for up to five years; (2) serve 30 days in jail, with credit for 11 days served; the balance may be served on work release, in or out-of-custody Sentence to Service, and criteria was waived; (3) pay a \$300 fine and surcharges on a schedule to be determined by Court Administration; (4) schedule a chemical dependency evaluation within 10 days and follow all recommendations, including aftercare; (5) abstain from the use of mood-altering chemicals, including alcohol, and submit to random urinalyses at his own expense; defendant must also provide a baseline urinalysis today; (6) have no same or similar offenses, remain law abiding, and cooperate with standard conditions of probation; (7) cooperate with the transfer of probation supervision to his county of residence, and (8) perform 160 hours of community work service within 12 months, as a sanction for the conditional release violation.

Operating a Motor Vehicle Without Insurance: \$3,000 fine and 365 days in jail, with \$2,500 of the fine and 335 days in jail suspended for two years on the following conditions; (1) supervised probation for two years; (2) serve 30 days in the Washington County Jail, with credit for 11 days served, and the defendant may serve the jail time on work release, in or

out-of-custody Sentence to Service, and criteria were waived; (3) pay a \$500 fine and surcharges on a schedule to be determined by Court Administration; (4) schedule a chemical dependency evaluation within 10 days and follow all recommendations; (5) abstain from the use of mood-altering chemicals, including alcohol, and submit to random urinalyses at his own expense; (7) have no same or similar offenses, remain law abiding, and cooperate with all standard conditions of probation, and (8) cooperate with the transfer of his supervision to his county of residence.

DATE: 6/5/2008
DEFENDANT: Timothy Daniel Spychalla
DOB: 3/5/1989
CITY/RESIDENCE: Cottage Grove, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: Controlled Substance Crime in the 5th Degree
SENTENCE: The Court stayed adjudication of sentence pursuant to § 152.18 and placed defendant on probation for 5 years under the following conditions: 1) serve 3 days in the Washington County Jail with credit for 3 days served, 2) pay a fine of \$500 plus surcharges on a schedule to be established by Court Administration, 3) follow the recommendations of the chemical dependency evaluation obtained January 4, 2008, including aftercare plans unless the supervising probation officer deems it unnecessary, 4) abstain from the use of all mood altering chemicals including alcohol until defendant's 21st birthday and submit to random urinalysis/breathalyzers at his own expense unless the supervising probation officer deems it unnecessary, 5) attend NA meetings two times per month for 12 months and provide written verification to the supervising probation officer, 6) have no same or similar offenses, be law abiding and cooperate with all the standard conditions of probation.

DATE: 6/9/2008
DEFENDANT: Kendal Oliver Boucher
DOB: 3/28/1984
CITY/RESIDENCE: Stillwater, MN
AGENCY: Stillwater Police Department
CONVICTION: Terroristic Threats
SENTENCE: The defendant was committed to the Commissioner of Corrections for 18 months. Execution of sentence was stayed and the defendant was placed on probation for five years with the following conditions: 1) 113 days jail with credit for 4 days, can be done on in-custody Sentence to Service; 2) pay \$300 fine plus surcharge; 3) complete anger management evaluation and follow the recommendations; 4) complete the 8 hour Adult Insight course through Human Services, Inc.; 5) abstain from the use of chemicals including alcohol, submit to random testing; 6) attend AA two times per week for 12 months and provide verification; 7) no same or similar offenses; 8) provide DNA sample; 9) no contact with the victim.

DATE: 6/10/2008
DEFENDANT: Deborah Jean Mckay
DOB: 3/17/1965
CITY/RESIDENCE: West Lakeland Twp, MN
AGENCY: Washington County Sheriff's Office

CONVICTION: Giving Peace Officer False Name-of Another Person
SENTENCE: 90 days, 88 suspended, Fine of \$1000, \$800 suspended, 1 year probation, pay \$200 fine and fees, no same or similar offenses.

DATE: 6/9/2008
DEFENDANT: Candice Lee Goebel
DOB: 12/13/1983
CITY/RESIDENCE: Newport, MN
AGENCY: Woodbury Police Department
CONVICTION: Possession of Burglary Theft Tools
SENTENCE: The defendant was committed to the Commissioner of Corrections for 15 months. Execution of sentence was stayed and the defendant was placed on probation for five years with the following conditions: 1) 135 days jail with credit for 54 days served, can be done on in- or out-of-custody Sentence to Service; 2) \$300 fine plus surcharge; 3) complete a cognitive skills evaluation and follow the recommendations; 4) complete a chemical dependency evaluation and follow the recommendations including aftercare plans; 5) seek and maintain gainful employment and provide verification to the probation officer; 6) remain law abiding, no same or similar offenses; 7) provide DNA sample.

DATE: 6/9/2008
DEFENDANT: David Montrel Harris
DOB: 6/1/1976
CITY/RESIDENCE: Oakdale, MN
AGENCY: Oakdale Police Department
CONVICTION: Malicious Punishment of a Child-Less than Substantial Bodily Harm
SENTENCE: The defendant was sentenced to 365 days, 345 were suspended, \$3000 fine, \$2700 suspended, the 20 days may be served as out-of- custody Sentence to Service, follow Social Services case plan, complete anger management, 2 years of probation.