

**SENTENCING FOR
THE WEEK OF 9/29/2008**

DATE: 9/26/2008
DEFENDANT: Nicholas Andrew Kennebeck
DOB: 8/31/1983
CITY/RESIDENCE: Oakdale, MN
AGENCY: Minnesota Gang Strike Force
CONVICTION: 5th Degree Controlled Substance
SENTENCE: Court stays the imposition of sentence and placed defendant on probation for 5 years under the following conditions: 1) Serve 23 days in jail with credit for 23 days served. 2) Pay \$300 fine plus surcharges. 3) Complete inpatient/outpatient chemical dependency treatment. 4) Abstain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at own expense. 5) Attend AA/NA meetings 3 times per week for 12 months. 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) Provide a biological specimen for purposes of DNA analysis.

DATE: 10/1/2008
DEFENDANT: James John Jelinek
DOB: 5/17/1979
CITY/RESIDENCE: Staples, MN
AGENCY: Forest Lake Police Department
CONVICTION: Failure To Register As Sex Offender
SENTENCE: Committed to Commissioner of Corrections for a year & a day, executing sentence stayed and placed on probation for up to 5 years on following conditions: 1) Serve 270 days (9 months) in jail, credit 1 day, to be served on Electric Home Monitoring. 2) Pay \$500 fine. 3) Gain and maintain full-time employment. 4) Cooperate and comply with the conditions of the Washington County Sex Offender Supervision Unit. 5) Provide a biological specimen for the purposes of DNA analysis. (completed) 6) Cooperate and comply with Predatory Offender Registration. 7) No same or similar offenses and remain law abiding.

DATE: 9/29/2008
DEFENDANT: Jason Paul Hirman
DOB: 3/3/1970
CITY/RESIDENCE: Farmington, MN
AGENCY: Woodbury Police Department
CONVICTION: Burglary in the Third Degree
SENTENCE: The Court committed the defendant to the Commissioner of Corrections for 33 months. He is to pay a \$50 fine plus surcharges and provide a DNA specimen.

DATE: 9/30/2008
DEFENDANT: Michelle Renee Doran
DOB: 3/16/1967
CITY/RESIDENCE: White Bear Lake, MN
AGENCY: White Bear Lake Police Department

CONVICTION: Attempted Drugs - 5th Degree - Procure/Possess/Control by Fraud or Deceit
SENTENCE: The Court sentenced the defendant to a year and a day, stayed the execution thereof, and placed the defendant on probation for a period of up to five years on the following conditions: (1) serve 180 days in the Washington County Jail with credit for 65 days served; can be served on work release or in-custody Sentence to Service; (2) pay a fine in the amount of \$200 plus surcharges; (3) complete an evaluation for Cognitive Skills Programming and follow all recommendations; (4) continue all mental health programming, including taking all prescribed medication at the direction of mental health professional; (5) abstain from mood-altering chemicals and submit to random testing; (6) attend AA/NA meetings once per week for three months and provide verification; and (7) be law abiding and cooperate with transfer of supervision to county or state of residence.

DATE: 10/1/2008
DEFENDANT: Shane Anthony Doucette
DOB: 11/9/1985
CITY/RESIDENCE: Columbus, MN
AGENCY: Stillwater Police Department
CONVICTION: 5th Degree Controlled Substance
SENTENCE: Committed to Commissioner of Corrections for year & day, execution of sentence stayed and placed on probation for up to 10 years on following conditions: 1) Serve 180 days in jail with credit for 12 days served, to be served on Work Release, out-of-custody Sentence to Service, and Home Detention, equal parts of each, criteria waived. 2) Pay \$100 fine plus surcharges. 3) Abstain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at own expense. 4) Attend AA/NA meetings 1 time per week for 3 months. 5) Have no same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation. 6) Cooperate with the transfer of his supervision to his County/State of residence. 7) Provide a biological specimen for purposes of DNA analysis.

DATE: 9/26/2008
DEFENDANT: Robin Lynn Gauster
DOB: 12/22/1962
CITY/RESIDENCE: St. Paul, MN
AGENCY: Oakdale Police Department
CONVICTION: Domestic Assault by Strangulation
SENTENCE: Court stays the imposition of sentence and placed the defendant on probation for 3 years under the following conditions: 1) Serve 33 days in jail with credit for 33 days served. 2) Pay \$50 fine plus surcharges. 3) Have no direct or indirect contact with the victim, or her residence. 4) Complete a psychological evaluation and follow all recommendations, including aftercare plans. 5) Complete a chemical dependency evaluation and follow all recommendations. 6) Abstain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at own expense. 7) Complete the domestic/anger management evaluation and follow all recommendations. 8) Have no same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation. 9) Cooperate with the transfer of her supervision to her County/State of residence. 10) Ordered to all the

standard conditions of the Intensive Supervision Unit, if she becomes a resident of Washington County. 11) Provide a biological specimen for purposes of DNA analysis.

DATE: 9/29/2008
DEFENDANT: Catherine G. Germain
DOB: 2/18/1970
CITY/RESIDENCE: Osceola, WI
AGENCY: Minnesota Department of Revenue
CONVICTION: I: Taxes - Failure to File Return, Report, Document
SENTENCE: The court stayed the imposition of sentence and placed the defendant on probation for five years under the following conditions: 1) Serve 30 day in the Washington County Jail, time may be served on home detention. 2) Pay a fine of \$100 plus surcharges on a schedule to be established by Court Administration. 3) Complete a chemical dependency evaluation and follow all recommendations including aftercare plans unless the supervising probation officer deems it unnecessary. 4) Have no same or similar offenses, be law abiding and cooperate with all the standard conditions of probation. 5) Cooperate with the transfer of her supervision to her state of residence. 6) Provide a biological specimen for purposes of DNA analysis. 7) The defendant is ordered to cooperate with the Department of Revenue in submitting and filing all paperwork regarding all taxes due from between October, 2006 and November, 2007. The defendant shall make an appointment with the Department of Revenue within 30 days to discuss these matters. The defendant is further ordered to follow through with all payments regarding the taxes.

DATE: 10/1/2008
DEFENDANT: Fuad Mohamed Khalif
DOB: 12/23/1989
CITY/RESIDENCE: Columbia Heights, MN
AGENCY: Woodbury Police Department
CONVICTION: A/A 3rd Degree Burglary
SENTENCE: Court stayed imposition of sentence and placed defendant on probation for 5 years on following conditions: 1) Serve 60 days in jail with credit for 5 days served, to be served on in or out-of-custody Sentence to Service. 2) Pay \$50 fine, plus surcharges. 3) Pay restitution Joint and Several with any Co-Defendants. 4) Seek and maintain gainful employment or continue his education and provide verification. 5) No same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation. 6) Provide a biological specimen for purposes of DNA analysis.

DATE: 9/26/2008
DEFENDANT: John Peter Como
DOB: 1/10/1961
CITY/RESIDENCE: Oakdale, MN
AGENCY: Oakdale Police Department
CONVICTION: Assault 5th Degree
SENTENCE: Placed on probation for a period not to exceed 5 years under the following conditions: 1) Serve 67 days jail with credit for 9 days served, to be served on work release or in or out-of-custody Sentence to Service. 2) Pay \$200 fine plus surcharges. 3) Pay restitution within 30 days. 3)

Have no direct or indirect contact with the victim or residence. 5) Complete an anger management and/or domestic abuse evaluation and follow all recommendations. 6) Abstain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at own expense. 7) Attend AA/NA meetings 3 times per week for 12 months. 8) No same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation. 9) Cooperate with the transfer of his supervision to his County/State of residence. 10) Provide a biological specimen for purposes of DNA analysis.

DATE: 9/26/2008
DEFENDANT: Deborah Jo Ledo
DOB: 1/28/1969
CITY/RESIDENCE: St Paul, MN
AGENCY: Oakdale Police Department
CONVICTION: A/A 5th Degree Controlled Substance
SENTENCE: Court stays the imposition of sentence and placed defendant on probation for 5 years under the following conditions: 1) Serve 33 days in jail with credit for 33 days. 2) Pay \$50 fine plus surcharges. 3) Complete the residential chemical dependency treatment at Recovery Resource Center, including aftercare plans. 4) Abstain from the use of all mood-altering chemicals including alcohol and submit to random urinalysis/breathalyzer testing at own expense. 5) Attend AA/NA meetings 1 time per week for 12 months. 6) Complete a mental health evaluation within 45 days and follow all recommendation within 180 days. 7) Seek and maintain gainful employment and provide verification. 8) No same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation. 9) Cooperate with the transfer of her supervision to her County of residence. 10) Provide a biological specimen for purposes of DNA analysis.

DATE: 10/1/2008
DEFENDANT: Jennifer Lynn Lindstrom
DOB: 6/14/1968
CITY/RESIDENCE: Forest Lake, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: Drugs - Fifth Degree
SENTENCE: Defendant committed to the Commissioner of Corrections for 17 months; execution of sentence stayed and defendant placed on probation for a period of 10 years on the following conditions: 1) Defendant be ordered to serve 6 months in the Washington County Jail on Electronic Home Monitoring, criteria waived. Defendant be given credit for 7 days served; 2) Pay a fine in the amount of \$200 plus surcharges on a schedule to be established by Court Administration or defendant perform Community Work Service in lieu of the fine at a pay rate determined by the court, \$8.00 per hour; 3) Complete all mental health programming, including taking all prescribed medication at the direction of the mental health professional, unless supervising probation officer deems it unnecessary; 4) Follow the recommendations of her aftercare program, unless the supervising probation officer deems it unnecessary; 5) Abstain from the use of all non-prescribed mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at her own expense, unless the supervising probation officer deems it unnecessary; 6) Have no

same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation; 7) Complete an evaluation for Cognitive Skills Programming and follow all recommendations, unless supervising probation officer deems it unnecessary; 8) Attend AA/NA meetings one time per week for one year and provide verification to the supervising probation officer and 9) Pursuant to §609.117, defendant be ordered to provide a biological specimen for purposes of DNA analysis.

DATE: 9/30/2008
DEFENDANT: William Sidney Magistad
DOB: 11/20/1951
CITY/RESIDENCE: Oakdale, MN
AGENCY: Oakdale Police Department
CONVICTION: Drugs - Fifth Degree
SENTENCE: The Court stayed the imposition of sentence and placed the defendant on probation for a period of up to five years on the following conditions: (1) serve 15 days in the Washington County Jail with credit for three days served; time can be served on out-of-custody Sentence to Service; (2) pay a fine of \$100 plus surcharges; (3) continue present mental health programming and follow all recommendations, including taking of medication; (4) abstain from mood-altering chemicals and submit to random testing, and (5) remain law abiding.

DATE: 9/26/2008
DEFENDANT: David Eugene Johnson
DOB: 3/11/1962
CITY/RESIDENCE: Prior Lake, MN
AGENCY: Woodbury Police Department
CONVICTION: Theft
SENTENCE: Court stayed the imposition of sentence and placed defendant on probation for 7 years under the following conditions: 1) Serve 30 days in jail with credit for 1 day served, to be served on any alternative for which defendant is eligible, criteria waived. 2) Pay \$250 fine plus surcharges. 3) Complete 80 hours of Community Work Service within 12 months. 4) Abstain from the use of all mood-altering chemicals, including alcohol. 5) Complete chemical dependency treatment, including all aftercare recommendations. 6) Attend two community-based support meetings per week for 6 months followed by 6 months of attending at least one community-based support meeting per week. 7) Complete all mental health programming, including taking all prescribed medication at the direction of a mental health professional. 8) No same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation. 9) Provide a biological specimen for purposes of DNA analysis.

DATE: 9/29/2008
DEFENDANT: Christopher Lee Smith
DOB: 2/26/1989
CITY/RESIDENCE: North St. Paul, MN
AGENCY: Woodbury Police Department
CONVICTION: Aiding and Abetting Theft - Take/Drive Motor Vehicle

SENTENCE: 15 months in prison, execution stayed for up to five years on the following conditions: (1) supervised probation for up to five years; (2) serve 113 days in jail, with credit for 113 days served; (3) pay a \$50 fine and surcharges on a schedule to be determined by Court Administration; (4) complete an evaluation for Cognitive Skills Programming and follow all recommendations; (5) complete a chemical dependency evaluation and follow all recommendations, including aftercare; (6) refrain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalyses at his own expense; (7) complete a psychological evaluation and follow all recommendations; (8) seek and maintain gainful employment and provide verification to the supervising probation agent; (9) have no same or similar offenses, remain law abiding, and cooperate with probation; (10) cooperate with the transfer of his supervision to his county of residence, and (11) provide a biological specimen for DNA analysis.

DATE: 10/1/2008
DEFENDANT: Charles Prescott Vadnais
DOB: 2/13/1988
CITY/RESIDENCE: WHITE BEAR LAKE, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: 5th Degree Controlled Substance
SENTENCE: Stayed adjudication of sentence pursuant to 152.18 & placed on probation for 5 years on following conditions: 1) Serve 15 days in jail with credit for 15 days served. 2) Pay \$50 fine plus surcharges. 3) Complete an evaluation for Cognitive Skills Programming and follow all recommendations. 4) Follow all recommendations of chemical dependency evaluation, including aftercare plans. 5) Abstain from all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at own expense. 6) Maintain gainful employment and provide verification. 7) No same or similar offenses, be law abiding and cooperate with all the standard conditions of probation. 8) Cooperate with the transfer of his probation supervision to his County of residence.

DATE: 10/1/2008
DEFENDANT: Michael Norman Moeschter
DOB: 8/24/1953
CITY/RESIDENCE: FOREST LAKE TWP, MN
AGENCY: Forest Lake Police Department
CONVICTION: Dangerous Weapon Discharge of a Firearm in a Municipality
SENTENCE: Sentenced with 365 days and 335 stayed for two years on the following conditions: 1) Defendant to serve 30 days in Jail with credit for 4 days served; served as 5 days out-of-custody Sentence to Service and 25 days Electronic Home Monitoring with 4 days credit. 2) Pay \$50 fine plus surcharges. 3) Complete all mental health programming/including taking all prescribed medication at the direction of the mental health professional. 4) Abstain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at own expense. 5) Seek and maintain gainful employment. 6) No same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation. 7) Possess no weapons and have no weapons in the home. 8) Provide a biological specimen for purposes of DNA analysis.

DATE: 9/26/2008
DEFENDANT: L.C. Dontay Johnson, III
DOB: 9/10/1984
CITY/RESIDENCE: St. Paul, MN
AGENCY: Oakdale Police Department
CONVICTION: Domestic Assault by Strangulation
SENTENCE: The court stays the imposition of sentence and placed defendant on probation for 3 years under the following conditions: 1) Serve 40 days in jail with credit for 31 days served, to be served on work release or in or out-of-custody Sentence to Service. 2) Pay \$50 fine plus surcharges. 3) Have no direct or indirect contact with the victim or residence. 4) Complete a domestic abuse evaluation and follow all recommendations. 5) Obtain a chemical dependency evaluation and follow recommendations, also to abstain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at own expense. 6) Seek and maintain gainful employment and provide verification to the supervising probation officer. 7) Have no same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation. 8) Provide a biological specimen for purposes of DNA analysis. 9) Cooperate with transfer of probation to the county of residence.