

**SENTENCING FOR
THE WEEK OF 5/12/2008**

DATE: 5/14/2008
DEFENDANT: Cheryl Lynn Adams
DOB: 7/2/1964
CITY/RESIDENCE: Motley, MN
AGENCY: Forest Lake Police Department
CONVICTION: Offering a Forged Check
SENTENCE: The defendant was committed to the Commissioner of Corrections for one year and one day under a stay of execution and placed on probation for a period of 5 years subject to the following conditions: serve 53 days in jail, pay \$50 fine, \$2,266.99 restitution to TCF Bank, abstain from all mood altering chemicals including alcohol, be subject to random testing, seek and maintain gainful employment, remain law abiding, cooperate with the transfer of probation to county of residence and provide a DNA sample.

DATE: 5/12/2008
DEFENDANT: Tonja Jo Miller
DOB: 12/18/1972
CITY/RESIDENCE: Hinckley, MN
AGENCY: Oakdale Police Department
CONVICTION: Issuance of a Worthless Check
SENTENCE: Defendant was sentenced under a stay of imposition and placed on probation for a period of 3 years subject to the following conditions: credit for 5 days in custody, \$50 fine, restitution to be determined, remain law abiding, cooperate with the transfer of probation and provide a DNA sample.

DATE: 5/12/2008
DEFENDANT: Brandon Lloyd Bell
DOB: 4/28/1975
CITY/RESIDENCE:
AGENCY: Minnesota Correctional Facility Stillwater
CONVICTION: Committed to the Commissioner of Corrections
SENTENCE: The Court committed the defendant to the Commissioner of Corrections for a period of 15 months. Defendant was given jail credit from the date of the offense, which essentially satisfied the sentence.

DATE: 5/12/2008
DEFENDANT: Matthew Benedict Richards
DOB: 11/27/1971
CITY/RESIDENCE: St Paul, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: Third Degree DWI
SENTENCE: 365 days with credit for 95 days, \$3000 fine with \$2500 stayed; 3 years probation, chemical dependency evaluation and follow all recommendations - if probation feels a new chemical dependency evaluation is necessary, no alcohol related violations, attend MADD program, and be law abiding.

DATE: 5/12/2008
DEFENDANT: Joseph James Miller
DOB: 5/6/1979
CITY/RESIDENCE:
AGENCY: Oakdale Police Department
CONVICTION: Theft Over \$500
SENTENCE: The Court stayed the execution of sentence, placed defendant on probation for up to 5 years on the following conditions: (1) Serve 113 days in Washington County Jail with credit for 42 days served, alternative can be served on work release, in-custody Sentence to Service, out-of-custody Sentence to Service or home detention; (2) Pay a fine of \$50, plus surcharge; (3) Victim Offender Conferencing, if in agreement; (4) Abstain; (5) Attend AA/NA meetings once per week for six months and provide verification; (6) Be law abiding; (7) Complete high school equivalency; (8) It was noted that the defendant has already provided a biological specimen.

DATE: 5/12/2008
DEFENDANT: Rodger Edward Warthen
DOB: 8/28/1966
CITY/RESIDENCE: St. Paul, MN
AGENCY: Cottage Grove Police Department
CONVICTION: Violation of Order for Protection
SENTENCE: 20 months in prison, concurrent with Ramsey County sentence.

DATE: 5/8/2008
DEFENDANT: Christopher Daniel Layton
DOB: 8/30/1949
CITY/RESIDENCE: Scandia, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: Controlled Substance Crime in the 5th Degree
SENTENCE: The defendant was sentenced under a stay of imposition and placed on probation for a period of 5 years subject to the following conditions: serve 22 days in jail, pay \$1000 fine, comply with mental health recommendations, complete aftercare, abstain from all mood altering chemicals including alcohol, submit to random testing, attend AA/NA meetings once a week for 12 months and provide verification to supervising probation officer and remain law abiding.

DATE: 5/12/2008
DEFENDANT: Lee Allen Christopherson
DOB: 1/25/1958
CITY/RESIDENCE: Centerville, MN
AGENCY: Forest Lake Police Department
CONVICTION: Attempted Burglary in the Third Degree
SENTENCE: Probation for a period of time not to exceed 2 1/2 years on the following conditions: (1) Serve 45 days on Electronic Home Monitoring; (2) Pay a fine in the amount of \$50, plus surcharge; (3) Complete Victim/Offender Conferencing, if warranted; (4) Abstain and submit to random testing; (5) Attend AA/NA once per week for 9 months; (6) Cooperate with transfer of supervision to his county of residence; (7) Seek and maintain gainful

employment; (8) Abstain GED or adult high school diploma equivalent;
(9) Provide a biological specimen pursuant to 609.117.

DATE: 5/13/2008
DEFENDANT: Christopher James Whidby
DOB: 3/3/1975
CITY/RESIDENCE: Woodbury, MN
AGENCY: Woodbury Police Department
CONVICTION: Predatory Offender Registration Violation
SENTENCE: The defendant was committed to the Commissioner of Corrections for 34 months. He is to receive credit for 256 days and he is to pay a \$50 mandatory minimum fine.

DATE: 5/13/2008
DEFENDANT: Debra Jo Calhoon
DOB: 5/25/1953
CITY/RESIDENCE: Hudson, WI
AGENCY: Washington County Sheriff's Office
CONVICTION: Furnishing Alcohol to a Minor
SENTENCE: \$1000 fine with \$900 stayed, 90 days with credit for 1 day on Community Work Service; 12 months probation.

DATE: 5/16/2008
DEFENDANT: Dustin Kenneth Lee Nelson
DOB: 3/3/1983
CITY/RESIDENCE:
AGENCY: Minnesota Correctional Facility Stillwater
CONVICTION: Assault-4th Deg-Correctional Employees/Probation Officers-Intentionally Transfers Bodily Fluids
SENTENCE: Twelve months and one day executed, no probation.

DATE: 5/13/2008
DEFENDANT: Joseph Timothy Soltis
DOB: 12/27/1961
CITY/RESIDENCE: Stillwater, MN
AGENCY: Stillwater Police Department
CONVICTION: I.; II.; III: Aiding and Abetting Use Minors in Sexual Performance/Pornographic Work
SENTENCE: 36 months consecutive on each count for a total sentence of 108 months.

DATE: 5/14/2008
DEFENDANT: Joshua Allen Major
DOB: 12/12/1977
CITY/RESIDENCE: Oakdale, MN
AGENCY: Oakdale Police Department
CONVICTION: Possession of a Controlled Substance
SENTENCE: 5 years of probation under a stay of imposition of sentence, subject to the following conditions: (1) Serve 30 days in Jail with credit for 9 days served, on in- or out-of-custody Sentence to Service, if qualified; (2) Fine in the amount of \$300, plus surcharges on a schedule to be established

by Court Administration; (3) Complete an evaluation for Cognitive Skills Programming and follow all recommendations; (4) Complete a chemical dependency evaluation and follow all recommendations, including aftercare plans, unless the supervising probation officer deems it unnecessary; (5) Abstain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers; (6) Seek and maintain gainful employment and provide verification to the supervising probation officer; (7) Complete a South Oaks Gambling Screen and follow all recommendations; (8) Have no same/similar offenses, be law abiding, and cooperate with standard conditions of probation; (9) Cooperate with the transfer of supervision to county/state of residence; (10) Provide a biological specimen for purposes of DNA.

DATE: 5/8/2008
DEFENDANT: Ashley Hope McConnell
DOB: 6/7/1989
CITY/RESIDENCE: Lake Elmo, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: Terroristic Threats
SENTENCE: The Court sentenced the defendant to a fine of \$3,000 with \$2,800 stayed and 365 days jail with 350 stayed for a period of 2 years, and defendant was placed on probation under the following conditions: 1) probation under the supervision of Washington County Community Corrections for a period of 2 years. 2) Serve 15 days in the Washington County Jail with credit for 4 days served, criteria waived for in-custody or out-of-custody Sentence to Service. 3) Pay a fine of \$200 plus surcharges on a schedule to be established by Court Administration. 4) Have no direct or indirect contact with the victim. 5) Complete an updated mental health evaluation and follow all recommendations unless the supervising probation officer deems it unnecessary. 6) Complete an evaluation for Cognitive Skills Programming and follow all recommendations unless the supervising probation officer deems it unnecessary. 7) Defendant is ordered to attempt to get reinstated and complete the outpatient chemical dependency program at Avalon, and upon completing the program is to follow through with aftercare and follow all recommendations unless the supervising probation officer deems it unnecessary. If defendant is not reinstated at Avalon, she is ordered to complete an updated chemical dependency evaluation and is ordered to follow all recommendations unless the supervising probation officer deems it unnecessary. 8) Abstain from the use of all mood altering chemicals including alcohol, and submit to random urinalysis/breathalyzers at her own expense unless the supervising probation officer deems it unnecessary. 9) Have no same or similar offenses, be law abiding and cooperate with all the standard conditions of probation. 10) Pursuant to § 609.117, provide a biological specimen for purposes of DNA analysis.

DATE: 5/12/2008
DEFENDANT: Mark Lee Oldenkamp
DOB: 4/6/1970
CITY/RESIDENCE: Cottage Grove, MN
AGENCY: St. Paul Park Police Department
CONVICTION: Felony Domestic Assault

SENTENCE: The Court stayed the execution of sentence, placed the defendant on probation for a period of up to 5 years on the following conditions: (1) Serve 90 days in the Washington County Jail on in-custody Sentence to Service program. (2) Pay a fine in the amount of \$50 and that he have absolutely no contact with victim any way, shape, manner or form.

DATE: 5/12/2008
DEFENDANT: Thomas Arnold Maxwell
DOB: 6/27/1986
CITY/RESIDENCE: Afton, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: Burglary - Third Degree
SENTENCE: Stay of imposition, 5 years probation on the following: 1) Defendant to serve 60 days on in-custody Sentence to Service, credit 6 days; 2) \$50 fine plus surcharges; 3) \$631.19 restitution to victims; 4) Victim Offender Conferencing unless supervising probation deems it unnecessary; 5) Complete chemical dependency treatment; 6) Abstain including alcohol and random testing; 7) AA/NA once a week for 12 months and provide verification; 8) Seek and maintain gainful employment and provide verification; 9) No same or similar offenses, be law abiding and cooperate with standard conditions of probation; 10) Pursuant to 609.117 defendant to provide a biological specimen.

DATE: 5/9/2008
DEFENDANT: Kyle Thomas Hurd
DOB: 1/30/1987
CITY/RESIDENCE: Stillwater, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: Fleeing a Peace Officer in a Motor Vehicle and Third Degree Driving While Impaired
SENTENCE: Fleeing a Peace Officer in a Motor Vehicle: 365 days and a \$3,000 fine, with 335 days and \$2700 of the fine suspended for two years on the following conditions: (1) supervised probation for two years; (2) serve 30 days in the Washington County Jail, with five days served; defendant to report no later than noon on 5/12/08; (3) pay a \$300 fine and surcharges on a schedule to be determined by Court Administration; (4) complete a Cognitive Skills Programming evaluation and follow all recommendations; (5) complete the Resources for the Unemployed and Determined Individual Program; (6) complete a psychological evaluation and follow all recommendations; (7) abstain from the use of mood-altering chemicals, including alcohol, and submit to random urinalyses at his own expense; (8) complete an outpatient chemical dependency treatment program and follow all aftercare recommendations; (9) comply with the standard conditions of intensive supervision program, and (10) have no same or similar offenses, remain law abiding, and cooperate with all standard conditions of probation.

Third Degree Driving While Impaired: 365 days in jail and a \$3,000 fine with 335 days and \$2700 of the fine 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 five days served, and defendant is to report no later than noon on 5/12/08; (3) pay a \$300 fine and surcharges on a schedule to be determined by Court Administration; (4) complete a Cognitive Skills Programming evaluation and follow all

recommendations; (5) complete the Resources for the Unemployed Determined Individual Program; (6) complete a psychological evaluation and follow all recommendations; (7) abstain from the use of mood-altering chemicals, including alcohol, and submit to random urinalyses at his own expense; (8) complete an outpatient chemical dependency treatment program and follow aftercare recommendations; (9) attend a MADD Victim Impact Panel; (10) follow the standard conditions of the Intensive Supervision Unit, and (11) have no same or similar offenses, remain law abiding, and cooperate with all standard conditions of probation.

DATE: 5/13/2008
DEFENDANT: Barbara Mary Malnati
DOB: 9/12/1961
CITY/RESIDENCE: Stillwater, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: DWI - Operate Motor Vehicle - Alcohol Concentration 0.08 Within 2 Hours
SENTENCE: 365 days with 335 (48 hrs in custody); balance on Electronic Home Monitoring; \$3000 fine with \$2100 stayed; 3 years probation; chemical dependency evaluation and follow recommendations; attend MADD victim impact program; no same or similar offenses and remain law abiding.

DATE: 5/9/2008
DEFENDANT: Dwayne Anthony Barber
DOB: 6/4/1974
CITY/RESIDENCE: Brooklyn Park, MN
AGENCY: Oakdale Police Department
CONVICTION: Domestic Assault by Strangulation
SENTENCE: Stay of imposition of sentence for up to three years on the following conditions: (1) supervised probation for up to three years; (2) serve 39 days in jail, with credit for 39 days served; (3) pay a \$50 fine and surcharges on a schedule to be determined by Court Administration; (4) have no direct or indirect contact with victim; (5) complete an updated mental health evaluation and follow all recommendations; (6) submit to a baseline urinalysis today, and defendant will be subject to random urinalyses only if defendant's probation officer requires it; (7) have no same or similar offenses, remain law abiding, and cooperate with standard conditions of probation; (8) cooperate with the transfer of supervision to his county of residence and (9) provide a biological specimen for DNA analysis.

DATE: 5/12/2008
DEFENDANT: Matthew Joseph Groebner
DOB: 8/17/1988
CITY/RESIDENCE: Oakdale, MN
AGENCY: Woodbury Police Department
CONVICTION: Controlled Substance Crime 5th Degree
SENTENCE: The defendant was committed to the Commissioner of Corrections for 13 months. He is to pay a \$50 fine and provide a DNA sample.

DATE: 5/8/2008
DEFENDANT: Marvin Keith Gwyn
DOB: 10/25/1969
CITY/RESIDENCE: Chicago, IL
AGENCY: Stillwater Police Department
CONVICTION: Count 1: 5th Degree Assault; Count 2: Theft
SENTENCE: On Count 1 defendant sentenced to \$1,000 fine and 90 days with \$700 and 75 days stayed. On Count 2, no fine, 90 days with 75 days stayed concurrent to Count 1.

DATE: 5/9/2008
DEFENDANT: Clarence John Hagel
DOB: 11/11/1954
CITY/RESIDENCE:
AGENCY: Woodbury Police Department
CONVICTION: Motor Vehicle Theft
SENTENCE: The defendant was committed to the Commissioner of Corrections for 17 months. He is to pay a \$50 fine plus surcharges and provide a biological specimen.