

**SENTENCING FOR
THE WEEK OF 3/29/2010**

DATE: 3/26/2010
DEFENDANT: Robert Michael Osborn, Jr.
DOB: 7/17/1973
CITY/RESIDENCE: STILLWATER, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: Fifth Degree Controlled Substance Crime
SENTENCE: 21 months in prison and a \$50 fine

DATE: 3/25/2010
DEFENDANT: Scott David Hardy
DOB: 7/20/1987
CITY/RESIDENCE: Lake Elmo, MN
AGENCY: Washington County Sheriff's Office
CONVICTION: 1st Degree Assault
SENTENCE: Committed defendant to Commissioner of Corrections for a period of 74 months, DNA and restitution to Crime Victims Reparation in amount of \$6,045.22 and to victim of \$1,339.77 provided Community Corrections verifies mileage.

DATE: 3/29/2010
DEFENDANT: Trinidad Jesus Garcia
DOB: 1/31/1972
CITY/RESIDENCE: St. Paul, MN
AGENCY: Woodbury Police Department
CONVICTION: Financial Transaction Card Fraud
SENTENCE: The defendant was committed to the Commissioner of Corrections for 25 months with credit for 179 days and it is concurrent with his Iowa sentence. He is to pay \$186.31 restitution to SuperAmerica and a \$50 fine.

DATE: 3/26/2010
DEFENDANT: David Macdonald Stanley
DOB: 4/15/1952
CITY/RESIDENCE: Woodbury, MN
AGENCY: Woodbury Police Department
CONVICTION: Receiving Stolen Property
SENTENCE: Stay of imposition, probation of 5 years, subject to the following conditions: (1) 31 days of jail, credit of 1 day, 240 hours of Community Work Service as an alternative; (2) Restitution was set of \$3,128.55 to Buerkle Honda; (3) Abstain from chemicals, including alcohol, submit to random testing; (4) Complete chemical dependency evaluation within 30 days, follow recommendations; (4) No same or similar offenses; (5) Remain law abiding, (6)

Cooperate with transfer of probation to county of residence; (7) DNA sample; (8) \$200 fine.

DATE: 3/29/2010

DEFENDANT: Teresa Marie Holmdahl

DOB: 9/1/1979

CITY/RESIDENCE: Cushing, WI

AGENCY: Stillwater Police Department

CONVICTION: Drugs-Possess/Sale Small Amount of Marijuana; Drugs-Possession of Drug Paraphernalia

SENTENCE: \$200 fine plus surcharge.

DATE: 3/26/2010

DEFENDANT: James Robert Cerney

DOB: 2/22/1962

CITY/RESIDENCE: ST PAUL PARK, MN

AGENCY: Cottage Grove Police Department

CONVICTION: Controlled Substance Crime in the Fifth Degree

SENTENCE: 12 months and one day in prison, execution stayed for up to five years on the following conditions: (1) supervised probation for up to five years; (2) serve 180 days in jail, with credit for eight days served; the defendant was ordered to begin serving his sentence straight time, and will be eligible for in-custody Sentence to Service, if he is qualified; (3) complete a chemical dependency evaluation and follow recommendations, including aftercare; (4) abstain from the use of mood-altering chemicals, including alcohol, and submit to random urinalyses at his own expense; defendant must have a baseline urinalysis today; (5) complete a Cognitive Skills Programming evaluation and follow all recommendations; (6) complete the RUDI Program (Resources for the Unemployed and Determined Individual) and follow all recommendations, if it is available in the county of his residence; (7) seek and maintain gainful employment and provide verification to the supervising probation officer; (8) have no same or similar offenses, remain law abiding, and cooperate with probation; (9) pay a \$50 fine and surcharges on a schedule to be determined by the Court Administrator's Office, and (10) cooperate with the transfer of probation to his county of residence.

DATE: 3/25/2010

DEFENDANT: Chelsea Marie Amber

DOB: 1/19/1988

CITY/RESIDENCE: Forest Lake, MN

AGENCY: Forest Lake Police Department

CONVICTION: Assault - 3rd Degree - Substantial Bodily Harm

SENTENCE: Court stayed imposition of sentence and placed defendant on probation for 5 years on following conditions: Serve 90 days, credit for 1 day, to be served on in or out-of-custody Sentence to Service, criteria waived; complete cognitive skills programming and follow all recommendations; participate in mental health counseling including taking all prescribed medication at the direction of mental health professional; obtain a chemical dependency

evaluation and follow all recommendations; abstain from drugs/alcohol and submit to random testing; seek and maintain gainful employment; no same or similar offenses and be law abiding; cooperate with probation; cooperate with transfer of probation to county of residence; DNA sample. Court also ordered \$50 fine plus fees.

DATE: 3/25/2010

DEFENDANT: Matthew Robert Podvin

DOB: 4/7/1988

CITY/RESIDENCE: Blaine, MN

AGENCY: Washington County Sheriff's Office

CONVICTION: Aiding and Abetting Riot in the Third Degree

SENTENCE: (1) supervised probation for up to five years; (2) serve 30 days in jail, with credit for three days served; defendant may serve the balance of his sentence on in-custody Sentence to Service, and criteria were waived; (3) have no indirect or direct contact with the victims; (4) complete a Cognitive Skills Programming evaluation and follow all recommendations; (5) complete the chemical dependency education class recommended by the Rule 25 assessment; (6) abstain from the use of mood-altering chemicals, including alcohol, and submit to random urinalyses at his own expense; (7) seek and maintain gainful employment and provide verification to the supervising probation officer; (8) defendant to have no same or similar offenses, remain law abiding, and cooperate with probation; (9) cooperate with the transfer of his probation to his county of residence; (10) provide a biological specimen for DNA analysis, and (11) pay a \$50 fine and surcharges.

DATE: 3/29/2010

DEFENDANT: Timothy Michael Wakefield

DOB: 5/24/1960

CITY/RESIDENCE: Cottage Grove, MN

AGENCY: Cottage Grove Police Department

CONVICTION: Count I: 5th Degree Drug Possession; Count II: GM-Person Ineligible to Possess Firearm

SENTENCE: On Count 1: The defendant was given a stay of adjudication and placed on probation for five years with the following conditions: 1) serve 2 days in the Washington County Jail with credit for 2 days served; 2) abstain from the use of chemicals, submit to random testing; 3) possess no firearms; 4) remain law abiding; 5) pay a \$500 fine. On Count 2: The defendant was given \$300 fine and ordered to serve 90 days jail. 88 days of the jail time was suspended for 1 year on the same conditions as for Count 1.

DATE: 3/26/2010

DEFENDANT: Corey Nathan Hobbs

DOB: 4/26/1985

CITY/RESIDENCE: St Paul, MN

AGENCY: Cottage Grove Police Department

CONVICTION: Financial Transaction Card Fraud

SENTENCE: The defendant was committed to the Commissioner of Corrections for 12 months and 1 day. Execution of sentence was stayed and the defendant was placed on probation for five years with the following conditions: 1) 80 days jail with credit for 80 days served; 2) restitution of \$810.23 to Menard's; 3) no direct or in-direct contact with any Menard's stores; 4) complete a cognitive skills evaluation and follow the recommendations; 5) seek and maintain gainful employment and provide verification; 6) no same or similar offenses, remain law abiding; 7) cooperate with the transfer of probation to county of residence; 8) provide a baseline urinalysis today; 9) pay a \$50 fine.

DATE: 3/25/2010

DEFENDANT: Cheryl Lynn Amos

DOB: 2/13/1959

CITY/RESIDENCE: Cottage Grove, MN

AGENCY: Cottage Grove Police Department

CONVICTION: 1st Degree DWI

SENTENCE: The defendant was sentenced under a stay of execution of sentence and placed on probation for 7 years, subject to the following conditions: (1) Serve 180 days in the Washington County Jail with credit for 4 days served, time may be served on Work Release, in or out-of-custody Sentence to Service, to be served on staggered sentencing; 30 days each year for 6 years; (2) Ordered to complete the Repeat Offender DWI Program if available in her county of residence; (3) Ordered to abstain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at her own expense; (4) Pursuant to 169A.277, ordered to complete 30 days of Electronic Alcohol Monitoring per year of probation in addition to any other conditions, to be served starting 7/24 each year; (5) Ordered to complete out-patient chemical dependency treatment; (6) Complete all mental health programming, including taking all prescribed medication at the direction of the mental health professional; (7) Ordered to have no same or similar offenses, be law abiding, and cooperate with all the standard conditions of probation; (8) Ordered to cooperate with the transfer of her supervision to her county of residence; (9) Pursuant to 609.117, ordered to provide a biological specimen for purposes of DNA analysis; (10) Fine of \$900.

DATE: 3/25/2010

DEFENDANT: Thess Andrew Benzel

DOB: 10/5/1989

CITY/RESIDENCE: Cottage Grove, MN

AGENCY: Woodbury Police Department

CONVICTION: 4th Degree Burglary

SENTENCE: Sentenced to 2 years of probation, 40 hours of Community Work Service, \$170 restitution to Elliott Contractors, remain law abiding,

DATE: 3/31/2010

DEFENDANT: Mike Txhiakou Yang

DOB: 9/30/1989

CITY/RESIDENCE: St. Paul, MN

AGENCY: Oakdale Police Department

CONVICTION: Theft of Motor Vehicle

SENTENCE: The defendant was committed to the Commissioner of Corrections for 17 months under a stay of execution and placed on probation for a period of 5 years under the following conditions: Serve 150 days in the Washington County Jail; Pay restitution in the amount of \$184.98 to Washington County Emergency Funds; Obtain a psychological evaluation and comply with all recommendations; Seek and maintain gainful employment; Have no same or similar offenses, be law abiding and cooperate with the standard conditions of probation; Cooperate with the transfer of probation to county of residence.

DATE: 3/26/2010

DEFENDANT: Harry James Brunell, Jr.

DOB: 3/8/1967

CITY/RESIDENCE: Cottage Grove, MN

AGENCY: Cottage Grove Police Department

CONVICTION: Gross Misdemeanor Domestic Assault

SENTENCE: Defendant was sentenced to 1 year, \$3,000 fine, all but 20 days and all but \$200 suspended, subject to the following conditions: 3 years of probation, 8 months to pay the time, balance of jail time on Huber or out-of-custody Sentence to Service, credit for time served, remain law abiding, no same/similar, chemical dependency evaluation and comply with recommendations, comply with any current Orders for Protection or No Contact Orders that might be in place concerning the victim.

DATE: 3/25/2010

DEFENDANT: Phillip John Berg, Jr

DOB: 5/24/1985

CITY/RESIDENCE: Stillwater, MN

AGENCY: Stillwater Police Department

CONVICTION: 5th Degree Controlled Substance Crime

SENTENCE: The defendant was sentenced under a stay of imposition of sentence and placed on probation for a period of 5 years, subject to the following conditions: (1) Serve 20 days in the Washington County jail with credit for 5 days served. Remaining time can be served on work release, in or out-of-custody Sentence to Service; (2) Complete outpatient chemical dependency treatment including aftercare; (3) Abstain from the use of all mood-altering chemicals, including alcohol, and submit to random urinalysis/breathalyzers at his own expense; (4) Have no same or similar offenses, be law abiding, and cooperate with all of the standard conditions of probation; (5) Provide a biological specimen for purposes of DNA analysis; (6) \$300 fine, plus surcharges.

DATE: 3/25/2010

DEFENDANT: Spar'keesha Shicole Miller

DOB: 8/17/1986

CITY/RESIDENCE: Cottage Grove, MN

AGENCY: Cottage Grove Police Department

CONVICTION: Terroristic Threats

SENTENCE: (1) Supervised probation for up to five years; (2) serve 45 days in jail, with credit for three days served; the balance of the sentence may be served one-half on out-of-custody Sentence to Service, and the other half may be satisfied by performing 160 hours of Community Work Service on or before 12/1/10; (3) complete the Washington County Human Services, Inc. Women's Abuse/Aggression group and follow all recommendations; (4) complete all mental health programming, including taking prescribed medication at the direction of mental health professional; (5) have no same or similar offenses, remain law abiding, and cooperate with probation; (6) seek and maintain gainful employment under the direction of the mental health care provider; (7) provide a biological specimen for DNA analysis, and (8) pay a \$50 and a law library fee, surcharges waived.

DATE: 3/25/2010

DEFENDANT: Jason Blackwell Johnson

DOB: 6/16/1973

CITY/RESIDENCE: Oakdale, MN

AGENCY: Oakdale Police Department

CONVICTION: Felony Domestic Assault

SENTENCE: The defendant was committed to the Commissioner of Corrections for 21 months. He is to have no contact with the victim and provide a DNA sample.

DATE: 3/29/2010

DEFENDANT: Nicholas Michael Mason

DOB: 6/20/1990

CITY/RESIDENCE: South St Paul, MN

AGENCY: Woodbury Police Department

CONVICTION: Receiving Stolen Property

SENTENCE: Imposition of sentence was stayed and the defendant was placed on probation for 5 years with the following conditions: 1) 75 days jail with credit for 51 days; 2) restitution of \$117.84 to the victim and that is joint and several with the co-defendant; 3) no direct or in-direct contact with the victim; 4) abstain from mood-altering chemicals, including alcohol, submit to random testing; 5) seek and maintain gainful employment, provide verification; 6) complete GED; 7) no same or similar offenses, remain law abiding, cooperate with transfer of probation to county of residence; 8) provide DNA sample; 9) pay a \$200 fine.

DATE: 4/1/2010

DEFENDANT: Jonathan Glenn Hess

DOB: 7/19/1989

CITY/RESIDENCE: Forest Lake, MN

AGENCY: Forest Lake Police Department

CONVICTION: Controlled Substance Crime 5th Degree

SENTENCE: Imposition of sentence was stayed and the defendant was placed on probation for

five years with the following conditions: 1) \$200 fine; 2) 60 days jail with credit for 42 days; 3) cooperate with completing an updated chemical dependency evaluation; 4) cooperate and complete R.S. Eden Residential Program; 5) abstain from chemicals, including alcohol, submit to random testing; 6) no same or similar offenses, remain law abiding; 7) cooperate with the conditions of probation; 8) seek and maintain gainful employment; 9) cooperate with all conditions on criminal sexual conduct file; 10) provide a DNA sample.

DATE: 3/25/2010

DEFENDANT: Samuel James Wilke Kleinschmidt

DOB: 6/20/1991

CITY/RESIDENCE: West Lakeland Twp, MN

AGENCY: Washington County Sheriff's Office

CONVICTION: Controlled Substance Crime in the Fifth Degree

SENTENCE: (1) Supervised probation for up to five years; (2) serve 20 days in jail, with credit for three days served; defendant may serve the balance of the sentence on out-of-custody Sentence to Service, and criteria were waived; (3) defendant to complete the New Choices for Recovery outpatient treatment program in Washington County - Human Services, Inc., and follow all recommendations for aftercare; (4) abstain from the use of mood-altering chemicals, including alcohol, and submit to random urinalyses at his own expense; (5) have no same or similar offenses, remain law abiding, and cooperate with probation, and (6) pay a \$50 fine and surcharges.