

STATE OF OHIO )  
COLUMBIANA COUNTY )

IN COLUMBIANA COUNTY MUNICIPAL COURT

**FILED**  
COLUMBIANA COUNTY  
MUNICIPAL COURT

CASE NUMBER 09 CRB287

STATE OF OHIO )

JUN 02 2009

Plaintiff )

**ANTHONY J. DATTILIO**

JUDGMENT ENTRY  
(Sentencing)

vs

Defendant )

CLERK

*Ed McNeel*

*110.00 ec  
60.00 fee  
-----  
170.00*

This case came on for disposition. Defendant appeared (with) counsel. The Court determined that Defendant was aware of the nature and consequences of the plea, and allowed Defendant to plead (guilty) (no contest) to:

Environmental Offense R.C. § 6111.07 offense within 6 years

Amended pursuant to motion of the Assistant Prosecutor [with][without] consent of [victim][officer].

The Court, from all information which it may consider, finds Defendant is guilty of the charge.

**COMMUNITY CONTROL SANCTIONS:**

The Court, after considering all relevant factors required by R.C. §§2929.21 &.22, orders that Defendant is shall serve 30 days in the county jail, commencing \_\_\_\_\_, 200\_\_ at \_\_\_\_\_ M.

The jail sentence may be served within the Misdemeanant Jail, unless the Defendant does not qualify for such confinement under applicable guidelines as determined by the jail administration.

Defendant is granted credit for time served for \_\_\_\_\_ days for:

- \_\_\_\_\_ actual time served in jail.
- \_\_\_\_\_ electronic monitoring
- \_\_\_\_\_ Residential Educational Alternative
- \_\_\_\_\_ other: \_\_\_\_\_

**FINANCIAL SANCTIONS:**

Defendant is fined \$ 10000 plus costs on the principal charge.

**LICENSE SUSPENSION:**

Defendant's Ohio Driver's License and/or privilege to drive in Ohio is suspended for \_\_\_\_\_ [days] [years]. Defendant shall receive credit since \_\_\_\_\_ toward the license suspension. Defendant's suspension will end at the end of that period, **but only** as soon as Defendant complies with all requirements of Ohio law for reinstatement. **All pretrial court imposed suspensions are terminated.**

**LIMITED DRIVING PRIVILEGES:**

\_\_\_\_\_ The Court grants limited driving privileges as set forth in a separate Order, commencing \_\_\_\_\_ and upon proof of insurance, subject to defendant's license being otherwise valid.  
\_\_\_\_\_ Defendant **must** display restricted plates at all times during the use of limited privileges.

**OTHER CHARGES:**

The Court makes the following disposition of other charges pending against Defendant:

CHARGE	PLEA	FINDING	PENALTY

**RESTITUTION:**

After due consideration, the Court makes the following order concerning restitution:

Defendant shall pay \$ 10,000 to Ohio EPA by 30 days  
(It is several w co def.)  
 A hearing to determine restitution shall be held at \_\_\_\_\_ M. on \_\_\_\_\_  
 The court is unable to fairly determine restitution, or restitution is not applicable.

**PAYMENT:**

Defendant shall pay all fines costs and restitution:

In monthly installments of not less than \$ \_\_\_\_\_ beginning on \_\_\_\_\_. In the event Defendant fails to pay as scheduled, a bench warrant shall issue. *Defendant's payments shall include a Basic Probation Supervision fee of \$10 per month until all obligation is paid in full.*

**Mail payments to -- Columbiana County Municipal Ct., 38832 Saltwell Rd., Lisbon, Ohio 44432**

Payment of fines and costs shall be scheduled at review.  
 Immediately, or if Defendant is incarcerated, prior to release.

**COMMUNITY SERVICE:**

Defendant shall perform \_\_\_\_\_ hours of community service as arranged through the Probation Department within \_\_\_\_\_ months, with **at least sixteen (16) hours per month**, with credit towards fines and counsel fees for community service performed in the amount of \$ \_\_\_\_\_ per hour.

**PROBATION:**

Defendant is placed on probation upon the terms and conditions set forth in a separate Judgment Entry.

**REVIEW:**

The Court further orders that Defendant shall appear on \_\_\_\_\_ at \_\_\_\_\_ M. for [video] review. Prior to the review, Defendant may [attend a State approved 72-hour Residential Educational Alternative] [complete \_\_\_\_\_ hours of community service].

**IMPOUNDMENT/IMMOBILIZATION:** Vehicle: \_\_\_\_\_ VIN#: \_\_\_\_\_

The vehicle described below, which was operated by Defendant shall be immobilized for \_\_\_\_\_ days by the law enforcement agency which filed the charge(s) and until payment of all statutory fees to B.M.V. The vehicle may be kept in a manner and at a place chosen by the law enforcement agency. (Credit from \_\_\_\_\_)

The vehicle described below, which was operated by Defendant shall be immobilized by the law enforcement agency which filed the charge(s) until further order of the court pending forfeiture proceedings under R.C. §4503.234. The vehicle may be kept in a manner and at a place chosen by the law enforcement agency.

**OTHER ORDERS:**

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
JUDGE

A copy of this order was personally delivered on \_\_\_\_\_ to Defendant or Counsel and to the Asst. Prosecutor.

\_\_\_\_\_  
(Deputy Clerk).

STATE OF OHIO )

IN COLUMBIANA COUNTY MUNICIPAL COURT

) SS:

COLUMBIANA COUNTY )

CASE NUMBER 09 CRB 287

*Ed McNeil*

**PROBATION TERMS**

(Modification of Sentence)

Defendant is granted credit for time served for \_\_\_\_\_ days for [time served in jail] [electronic monitoring] [Residential Educational Alternative] or [other: \_\_\_\_\_].

After consideration of all pertinent factors under R.C. §2929.21 and 22, the court orders that [30 days] (the balance) of the remaining jail sentence and \$10,000 of the fine is suspended and the Defendant is placed on probation for a period of 1 year(s) upon the terms and conditions set forth below. Defendant shall pay an Initial Probation fee of \$ 60 (\$60 for each year of probation) and the probation shall be:

[Monitored Time – no additional costs] [Basic Supervision – costs of \$10 per month] [Intensive Supervision – \$20 per month]:

1.) Defendant shall obey all laws and be of general good behavior, keep the court informed of Defendant's current address follow standard Probation Department rules, and pay all fines, costs, restitution, and ordered counsel fees [as scheduled in another Judgment Entry] [in monthly installments of not less than \$ full beginning on July 15 09]. If Defendant fails to pay as scheduled, a bench warrant shall issue.  
(Columbiana County Municipal Ct., 38832 Saltwell Rd., Lisbon, Ohio 44432)

- 2.) Defendant, in addition, shall do each of the following:
- \_\_\_\_\_ Within \_\_\_\_\_ days enter or continue, and successfully complete, the following [residential][outpatient] treatment program **and shall follow all aftercare recommendations of the program:** \_\_\_\_\_
  - \_\_\_\_\_ Attend not less than \_\_\_\_\_ AA/NA or similar meetings per week for the next \_\_\_\_\_ weeks and show written proof of such attendance.
  - \_\_\_\_\_ Reimburse \$ \_\_\_\_\_ to the Columbiana County Public Defenders Fund (or the fund from which appointed counsel fees are paid) as set forth above.
  - \_\_\_\_\_ Perform \_\_\_\_\_ hours of community service as arranged through the Probation Department within \_\_\_\_\_ months, **with at least sixteen (16) hours per month**, with credit towards fines and counsel fees for community service performed in the amount of \$ \_\_\_\_\_ per hour.
  - \_\_\_\_\_ Obtain a valid Operator's license within \_\_\_\_\_ days with proof to the court.
  - Make restitution to victim as ordered by the court.
  - \_\_\_\_\_ Have no contact with victim, directly or indirectly, except pursuant to court order.
  - \_\_\_\_\_ Not use any controlled substance (unless prescribed by physician) and submit to mandatory random drug screening at the request of the court's probation officer, with costs of the tests taxed as additional costs.
  - \_\_\_\_\_ Serve \_\_\_\_\_ consecutive days of electronically monitored arrest under a program approved by this Court to commence by \_\_\_\_\_ **COLUMBIANA COUNTY MUNICIPAL COURT** work release. Program costs shall be paid by Defendant directly.
  - \_\_\_\_\_ Not consume or possess alcoholic beverage, nor enter any premises serving alcohol by the drink.
  - \_\_\_\_\_ Other probation terms and conditions \_\_\_\_\_

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JUN 02 2009

**ANTHONY J. DATTILIO**  
CLERK

*[Signature]*  
JUDGE

\_\_\_\_\_ Date

A copy of this order was delivered on \_\_\_\_\_ to Defendant or Counsel and to the Asst. Prosecutor.

*[Signature]*  
(Deputy Clerk)