

IN THE COURT OF COMMON PLEAS
COLUMBIANA COUNTY, OHIO
CASE NO. 2009-CR-117

THE STATE OF OHIO

Plaintiff

-VS-

EARNEST BRUCE HAYES, JR.

Defendant

FILED
COLUMBIANA COUNTY
COURT OF COMMON PLEAS

FEB 26 2010

JUDGMENT ENTRY

ANTHONY J. DATTILIO
CLERK (SJC)

This matter came on for probation/sentencing hearing on Friday, February 26, 2010. Tammie Riley Jones, Assistant Prosecuting Attorney, appeared for the State. The Defendant appeared with his counsel, Attorney Jennifer L. Gorby. Michael T. Rosta appeared on behalf of the Adult Probation Department.

The Assistant Prosecuting Attorney recited the Plea Agreement and statements were made by defense counsel in mitigation of sentence. The Defendant also made a statement.

The Court has considered the record, the oral statements of the Defendant, the victim impact statement, if any, and the pre-sentence investigation prepared in this case, as well as all the principles and purposes of sentencing provided for under Ohio Revised Code §2929.11.

The Court finds that the Defendant has plead "Guilty" to the Indictment, being a charge of PROHIBITION, a violation of O.R.C. §3704.05(A), an unclassified criminal offense.

The Court orders that the Defendant be placed under Community Control Sanctions for a period of Three (3) years. This Community Control Sanction shall be under **NON-REPORTING PROBATION**.

The Defendant shall obey all laws and Court orders; and pay a fine of Five Hundred Dollars (\$500.00) and the Court Costs in this matter within One (1) year from the date of the filing of this entry. The Adult Probation Department shall monitor the payment of court costs.

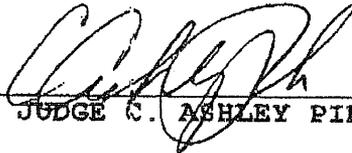
The Court will also order that the Defendant make restitution in the amount of Two Thousand Six Hundred Forty-Four Dollars and Forty Cents (\$2,644.40) through the Adult Probation Department within Two (2) years.

The Court hereby reserves jurisdiction in the event of the Defendant's failure to abide by the terms and conditions of probation to impose the maximum penalty provided by law: Being a Twelve (12) month term in a state correctional facility.

The Defendant is granted Zero (0) days credit for time previously served at the city/county jail towards any jail time that may be served.

The Defendant is prohibited from ingesting or permitting herself to be injected with any drug of abuse. To assure compliance the Defendant must submit to random drug testing, and also to DNA typing when requested to do so.

Costs taxed to the Defendant.



JUDGE C. ASHLEY PIKE

Date: February 26, 2010- css

cc: File Copy
Prosecuting Attorney
Jennifer Gorby, Esq.
Adult Probation