

Vermillion County Court

Information current as of 3/15/17, 12:55 PM EDT

83C01-0607-FD-00053

ST V RANDALL PETERSON

File date: 06/26/2006 Disposition Date: 03/28/2007

Parties Involved

Attorneys:	Parties:
ALEXANDER, NINA J [Attorney] Address: POST OFFICE BOX 249 FIRST FLOOR, COURTHOUSE NEWPORT , IN 47966 Phone: Business (Phone): 765-492-3618 State Bar ID: NJA	STATE OF INDIANA [PLAINTIFF]
ETLING, JOSEPH K [Attorney] Address: SMOCK & ETLING 77 CHERRY STREET TERRE HAUTE , IN 47807 Phones: Business (Fax): 812-238-1752 Business (Phone): 812-238-1751 State Bar ID: 13964-84	PETERSON, RANDALL A [DEFENDANT] Address: 50542 CLINTON ROAD PARIS , IL 61944 DOB: 06/23/1979
	STENGEL, BRUCE V [Judge] Address: COURTHOUSE PO BOX 70 NEWPORT , IN 47966

Charge Records

Count 1 , Number 1 : (Original)	
Charge: SEE CCS ENTRY FOR OFFENSE DESCRIPTION	Plea:
Charge Type: Other	Disposition: FINDING OF NOT GUILTY
Charge Date: 06/25/2006	Disposition Date: 03/28/2007
Count 2 , Number 2 : (Original)	
Charge: SEE CCS ENTRY FOR OFFENSE DESCRIPTION	Plea:

Charge Type: **Other**

Charge Date: **06/25/2006**

Disposition: **GUILTY**

Disposition Date: **03/28/2007**

Hardcopy References

No documents available for this case

Calendar Entries

No calendar entries exist for this case

Minute Entries

Minute Date: 6/26/2006 Input Date: Unavailable Notice Sent: NO Order on File: NO
Charge 1: 9-30-5-2(a) OPERATING A VEHICLE WHILE INTOXICATED Charge 2: 9-30-5-1(A)(2) OVW/ BREATH ALCOHOL CONTENT OF .08 OR MORE
Minute Date: 7/10/2006 Input Date: Unavailable Notice Sent: NO Order on File: NO
AMENDED CHARGING INFORMATION AND PROBABLE CAUSE AFFIDAVIT FILED FOR OVWI WITH BAC OF .08 OR MORE AND OVWI WITH SUPPORTING AFFIDAVIT.
Minute Date: 7/10/2006 Input Date: Unavailable Notice Sent: NO Order on File: NO
STATE APPEARS BY NINA J. ALEXANDER, PROSECUTING ATTORNEY. Defendant appears in person. Defense counsel, JOE ETLING, arrives late for the hearing, having traveled from Clay County for an earlier hearing. Defendant advised of rights, amended charges, and right to counsel. Defendant understands same. Court enters a preliminary plea of not guilty
Minute Date: 7/10/2006 Input Date: Unavailable Notice Sent: NO Order on File: NO
on behalf of Defendant, and sets for pre-trial conference and omnibus date August 30, 2006, at 1:30 p.m. Defendant ordered present at the pre-trial conference. Court's Felony Discovery Order entered. Per prepared Order. Notice.
Minute Date: 7/11/2006 Input Date: Unavailable Notice Sent: NO Order on File: NO
WRITTEN APPEARANCE OF ATTY FILED BY Joseph K. Etling.
Minute Date: 9/1/2006 Input Date: Unavailable

Notice Sent: NO
Order on File: NO

Report Of Pre-Trial Conference filed by State with proposed Order on Pre-Trial Conference.

Minute Date: **9/5/2006**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Defendant moved the Court to set Change of Plea Hearing. Order entered. Court sets Change of Plea Hearing for October 11, 2006 at 2:00 p.m. Per prepared Order. Notice to State in Court box. Clerk to send notice to Counsel for Defendant.

Minute Date: **9/5/2006**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Order On Pre-Trial Conference to Joe Etling by Clerk.

Minute Date: **9/11/2006**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Report Of Pre-Trial Conference filed by State with State requesting to vacate the date of October 11, 2006m which was a change of Plea hearing and requesting this cause to be set for a Jury Trial with proposed Order On Pre-Trial Conference.

Minute Date: **9/12/2006**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Order entered and effective Sept. 11, 2006. Court sets Jury Trial for December 6, 2006 at 9:00 a.m. Final Pre-Trial Conference set November 22, 2006 at 1:30 p.m. Per prepared Order. Notice to State in Court box. Clerk to send notice to counsel for Defendant. Hearing set October 11, 2006 is vacated.

Minute Date: **9/12/2006**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Order On Pre-Trial Conference to Atty. Etling by Clerk.

Minute Date: **9/20/2006**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

State of Indiana files State's witness List and State's Exhibit List.

Minute Date: **11/21/2006**
Input Date: **Unavailable**

Notice Sent: NO
Order on File: NO

Defendant by counsel files MOTION TO CONTINUE Jury Trial set for December 6, 2006 with proposed Order.

Minute Date: **11/21/2006**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

State of Indiana files Objection to Defendant's Motion to Continue Jury Trial Setting.

Minute Date: **11/22/2006**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Comes now the Court and GRANTS Defendant's Motion. Jury Trial, set to commence December 6, 2006, at 9:00 a.m. is hereby CONTINUED and rescheduled for March 7, 2007, at 9:00 a.m. Per prepared Order. Notice by Court (Court mailbox). Clerk to send copy as Notice to Atty Etling.

Minute Date: **11/22/2006**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Order to Atty. Etling.

Minute Date: **2/5/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Defendant's witness List.

Minute Date: **2/21/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

State of Indiana files Request for Preliminary Determination of the Admissibility of Evidence Pursuant to Rule 104 of the Indiana Rules of Evidence and Request for Production.

Minute Date: **2/23/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Comes now the Court and sets the State's 104 Motion for Hearing on March 2, 2007, at 11:00 a.m. CCS as Notice to State by Court (Court mailbox). Court faxed CCS as Notice to Atty Etling.

Minute Date: **2/26/2007**
Input Date: **Unavailable**
Notice Sent: NO

Order on File: NO

AMENDED INFORMATION FILED FOR COUNT I, OVWI, CLASS C MISDEMEANOR, AND FOR
COUNT II, OV-BAC .08 OR MORE, CLASS C MISDEMEANOR.

Minute Date: **2/27/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Court calls for 30 jurors for jury trial set March 7, 2007.

Minute Date: **2/28/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Defendant, by counsel, files Response To State's Request For A Rule 104 Hearing.

Minute Date: **2/28/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

State of Indiana files Objection to the Continuance of the 104 Hearing.

Minute Date: **3/1/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Comes now the Court and DENIES Defendant's request. 104 Hearing remains set March 2, 2007, at 11:00 am. Per Court Order. Notice to State by Court (Ct mailbox). Court Reporter faxed copy to Atty Etling and telephoned.

Minute Date: **3/2/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Plea Agreement filed with the Clerk and submitted in open-Court (Ct II, OV-BAC .08%, A Misd).

Minute Date: **3/2/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

State appears by NINA ALEXANDER, Prosecuting Attorney. Defendant appears in person and with counsel, JOE ETLING. Rule 104 Hearing having been set, Plea Agreement Hearing is held. Defendant advised of the rights he is giving up; the terms and conditions set forth in the Plea Agreement, including Paragraph 2(A) which sets forth the issue of Petitioning the

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Order on File: NO

Court for a Conditional Deferral; and possible sentencing alternatives available to the Court. Defendant understands same. Defendant is sworn and pleads guilty to Count II, OV-BAC .08% Or More, Class C Misdemeanor. Court finds factual basis for the Defendant's plea and ACCEPTS the Plea Agreement of the parties. The Jury Trial, presently set in this cause of

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Order on File: NO

action, is hereby VACATED. Pre-Sentence Report is Ordered. Court sets Sentencing Hearing March 28, 2007, at 10:30 a.m. Parties in Court when set.

Minute Date: **3/6/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

PRE-SENTENCE INVESTIGATION REPORT FILED.

Minute Date: **3/28/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

DM DISMISSED

Minute Date: **3/28/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

GP PLEAD GUILTY

Minute Date: **3/28/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

GUILTY PLEA

Minute Date: **3/28/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

GP GUILTY PLEA Parties appear. Court, having previously accepted Defendant's plea, now hears sworn testimony and statements from counsel regarding Defendant's request that he be allowed to Petition the Court for Conditional Deferral. Court, having considered same, DENIES Defendant's request. Sentencing hearing held. Judgment of Conviction

Minute Date: **3/28/2007**
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entered against Defendant for Operating A Vehicle with A Breath Alcohol Content of .08% Or More, Class C Misdemeanor. Defendant sentenced to a 60 day suspended sentence and placed on probation for 180 days. Defendant signed terms terms in open Court. See attached terms. Court suspends Defendant's driver's license for 30 days, commencing this date. Defendant

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is issued a 180 day restricted license, thereafter. State dismisses remaining dismisses charges. Defendant's 10% cash bond released and applied toward fees. ***Clerk to notify the Bureau of Motor Vehicle's*** Per Court Order. Notice by Court (Court mailboxes). Clerk to send copy to Atty Etling.

Minute Date: **3/29/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Guilty Plea to VCSD, Prob. Financial and Etling. SR16 to BMV along with conditional license and Defendant's license. RJO ENTERED.

Minute Date: **3/30/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Hold assessment..for Probation fees

Minute Date: **4/2/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

380.50 Assessed 6AP CRIM F&C, W ADULT PR

Minute Date: **4/2/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

200.00 Assessed CTR COUNTERMEASURE ONLY

Minute Date: **4/2/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

580.50 Total Payment CC MP1733 REC

Minute Date: **9/25/2007**
Input Date: **Unavailable**
Notice Sent: NO
Order on File: NO

Notice Of Discharge From Probation filed.

Financial Information

No financial information available for this case