

IN THE DISTRICT COURT OF CHERRY COUNTY, NEBRASKA

THE STATE OF NEBRASKA,) Case No. CR99-17
Plaintiff,)
vs.) JOURNAL ENTRY
) ON SENTENCING
RON HUGHES, SR.,)
Defendant.)

HEARING DATE: March 3, 2000.

APPEARANCES:

For plaintiff: Eric A. Scott, Cherry County Attorney.
For defendant: defendant with counsel, Mark Kozisek.

CHARGES: Count 1: D.U.I., 4th; §60-6,196(2)(d); Class IV felony

PROCEEDINGS:

Prior Proceedings:

: reviewed by court;
: no motions;

Presentence Report:

: presentence report disclosed to defendant
: defendant has reviewed report
9 defendant has not reviewed report, granted additional time, recess taken
9 defendant has not reviewed report, waives further review
defendant's objections, additions, corrections: : none 9 stated, ruling on record
plaintiff's objections, additions, corrections: : none 9 stated, ruling on record

Restitution:

: plaintiff waives restitution.

Evidence:

plaintiff: : has no evidence 9 adduces additional evidence on sentencing
defendant: : has no evidence 9 adduces additional evidence on sentencing

Arguments:

argument of plaintiff's counsel is: : heard 9 waived
argument of defendant's counsel is: : heard 9 waived

Allocution:

upon inquiry by Court, defendant: 9 makes no statement : exercises right of allocution
9 stated on record : not specifically stated

FINDINGS:

SENTENCE:

IT IS THE JUDGMENT AND SENTENCE OF THE COURT that the
defendant is sentenced:

On Count No. 1:

to imprisonment and committed to an institution under the jurisdiction of the Nebraska

Department of Correctional Services for a period of not less than one year, nor more than two years, with 41 days credit for time served before sentencing, and, to pay court costs of \$83.00 to the clerk of this court.

No Driving/License/Immobilization:

As part of the judgment, it is further ordered that:

- A. the defendant shall not drive any motor vehicle in the State of Nebraska for any purpose for a period of 15 years;
- B. the defendant's motor vehicle operator's license shall be revoked for a period of 15 years; and,
- C. All motor vehicles owned by the defendant shall be immobilized at the defendant's expense for a period of six months.

All such orders shall be administered from and after the date of the defendant's final release from imprisonment, and shall be reduced by any period imposed under § 60-6,206. The court clerk shall certify such conviction and further orders to the Department of Motor Vehicles in the manner provided by law.

Commitment:

It is therefore ordered that the defendant be remanded to the custody of the Sheriff of Cherry County, Nebraska, to be taken for execution of sentence to the Nebraska Penal and Correctional Complex at or near the City of Lincoln, Lancaster County, Nebraska, and commitment thereto is hereby ordered accordingly and shall be immediately issued by the court clerk under seal of this court.

Good Time:

As required by law, the court advised the defendant on the record of the time required to be served on the sentence, assuming no good time for which the defendant is eligible is lost, upon his minimum term before attaining parole eligibility, and upon his maximum term before attaining mandatory release.

Bond:

After deduction of any statutory fees, the defendant's bond is hereby released, discharged, and any surety thereon exonerated.

If checked, the Court Clerk shall:

- 9 Mail a copy of this order to all counsel of record and to any pro se parties.
Done on _____, 19____ by _____.
- 9 Enter judgment on the judgment record.
Done on _____, 19____ by _____.
- 9 Mail postcard/notice required by § 25-1301.01 within 3 days.
Done on _____, 19____ by _____.
- 9 Deliver certified copy of order and original commitment to sheriff for execution of sentence.
Done on _____, 19____ by _____.
- 9 Immediately transcribe trial docket entry dictated on record in open court.
Done on _____, 19____ by _____.

Mailed to:

BY THE COURT:

William B. Cassel
District Judge