

IN THE DISTRICT COURT OF HOLT COUNTY, NEBRASKA

THE STATE OF NEBRASKA,
Plaintiff,

vs.

JEREMY E. BEEKS,
Defendant.

Case No. CR01-17

**SENTENCING JOURNAL
ENTRY**

HEARING DATE: May 6, 2002.

APPEARANCES:

For plaintiff: Thomas P. Herzog, Holt County Attorney.
For defendant: defendant with counsel, John P. Heitz.

CHARGES: Probation violation relating to Count 1: First Degree Sexual Assault; § 28-319(1)(c); Class II felony

PROCEEDINGS:

Prior Proceedings: 9 reviewed by court;
9 no motions;

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

Restitution Hrg: 9 plaintiff previously waived restitution.

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

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

Allocution: upon inquiry by Court, defendant:
9 makes no statement 9 exercises right of allocution

FINDINGS: 9 stated on record 9 not specifically stated

SENTENCE: IT IS THE JUDGMENT AND SENTENCE OF THE COURT that the order of probation entered on September 17, 2001, is modified by the addition of new conditions as follows:

26. The defendant shall include in any existing mental health counseling program an additional topic of counseling on morality and development of understanding of societal rules and norms.

- 27. The defendant shall read those chapters from "The Book of Virtues" by William J. Bennett, identified by the probation officer concerning the virtue of adherence to moral standards of honesty, integrity, and compliance with the rule of law, and shall prepare and submit to the probation officer within 90 days from the date this order becomes final a written book report of at least 250 words demonstrating compliance with and understanding of the reading requirement.
- 28. The defendant shall pay to the clerk of this court the additional costs incurred on the violation of probation, taxed in the amount of \$ _____, to be paid within 90 days from the date this order becomes final.

Bond: After deduction of any statutory fees, the defendant's bond:

- 9 shall be released upon defendant's acceptance in writing of terms and conditions of probation.
- 9 is hereby released, discharged, and any surety thereon exonerated.
- 9 was previously forfeited.

Other: 9 _____.

SIGNED ON: May 6, 2002. (Deemed "entered" upon filing by court clerk)

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 _____, 20____ by _____.
- 9 Enter judgment on the judgment record.
Done on _____, 20____ by _____.
- 9 Mail postcard/notice required by § 25-1301.01 within 3 days.
Done on _____, 20____ by _____.
- 9 Deliver certified copy of order and original commitment to sheriff for execution of sentence.
Done on _____, 20____ by _____.
- 9 Immediately transcribe trial docket entry dictated on record in open court.
Done on _____, 20____ by _____.

Mailed to:

BY THE COURT:

William B. Cassel
District Judge