

IN THE DISTRICT COURT OF ROCK COUNTY, NEBRASKA

THE STATE OF NEBRASKA,
Plaintiff,

vs.

LOREN E. MANGELSEN,
Defendant.

Case No. CR03-1

JUDGMENT OF PROBATION

DATE OF SENTENCING: November 3, 2003.

APPEARANCES:

For plaintiff: Avery L. Gurnsey, Rock County Attorney.
For defendant: Ronald E. Temple with defendant.

THIS CASE CAME ON FOR SENTENCING. The Court finds that the defendant was adjudged guilty of the charge(s) of: Count No. 1, Criminal Attempt of Theft By Unlawful Taking, a Class IV felony, on August 18, 2003. Allocution had: defendant showed no sufficient reason why sentence should not be pronounced.

IT IS THEREFORE ORDERED AND ADJUDGED that the defendant is hereby sentenced to Probation for a period of five years from and after the commencement of probation under the supervision of a State Probation Officer, to run concurrently with an existing sentence to intensive supervision probation in Boone County, Nebraska, to the extent that the sentences coincide. The term of probation shall be deemed to commence upon the first to occur of the following: (1) defendant's acceptance in writing of the conditions of probation, (2) the expiration of 30 days from the date of entry of this judgment if no appeal is taken, or, (3) the entry of judgment upon the mandate of the appellate court if appeal is timely perfected within 30 days after the date of entry of this judgment. As conditions of probation, the defendant shall:

1. Not violate any laws, and refrain from disorderly conduct or acts injurious to others.
2. Avoid social contact with those persons having criminal records or who are on probation or parole.

3. Report to your probation officer in person as required by the probation officer, at such reasonable times and places to be fixed by the probation officer. If the defendant is arrested or cited for any violation of law, report such arrest or citation to the probation officer by the next working day.
4. Truthfully answer questions and allow the probation officer to visit you at all reasonable times and places. Generally cooperate with the reasonable requests of the probation officer for information. Show ordinary business courtesy toward the probation officer.
5. Obtain and maintain suitable employment, or provide adequate proof to the probation officer that the probationer is diligently seeking employment.
6. Meet your family responsibilities. If you have been or are hereafter ordered by any court to pay child or spousal support, pay all such amounts as directed by the court before the same become delinquent.
7. Obtain permission from this court or the probation officer before any change of address or employment.
8. Comply with all requirements of the intensive supervision probation previously imposed by the court in Boone County, Nebraska, which requirements are deemed to be incorporated herein by reference.
9. Submit, from time to time, to any reasonable search and seizure of premises, person or vehicle, with or without probable cause, by or upon request of the probation officer or any law enforcement officer.
10. Pay to the clerk of the sentencing court a fine in the amount of \$3,500.00, to be paid in installments of at least \$70.00 per month, the first installment due on the first day of the first calendar month after commencement of probation and a like installment on the first day of each month thereafter until paid.
11. There was no jail time served before sentencing.
12. No restitution was sought by the plaintiff.
13. Pay to the clerk of the sentencing court the costs of prosecution taxed in the amount of \$_____, to be paid by March 1, 2004.
14. Pay to the clerk of the sentencing court the probation administrative enrollment fee of \$30.00, to be paid immediately upon commencement of probation.
15. Pursuant to § 29-2262.06(6), the defendant shall not be required to pay any additional monthly probation programming fees.
16. The defendant has provided his own defense counsel.

IT IS FURTHER ORDERED AND ADJUDGED that during the term of this probation, the Court, upon application of the probation officer or the defendant, or upon its own motion, may modify or eliminate any of the above conditions or add further conditions.

BY THE COURT:

William B. Cassel, District Judge

I hereby accept probation and agree to abide by all the conditions of probation ordered by the court. Any violation of the above conditions is cause for revocation of my probation and may result in a sentence to confinement and/or other authorized punishment. I do hereby waive extradition to the State of Nebraska if, at the time of my apprehension, I am in another state. If probation supervision is transferred to another state, I do hereby agree to abide by additional rules and regulations that may be imposed by the receiving state.

I received a copy of the above judgment on _____, 2003.

Defendant