

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
SUPERIOR COURT

Strafford Superior Court
259 County Farm Road, Suite 301
Dover NH 03820

Telephone: 1-855-212-1234
TTY/TDD Relay: (800) 735-2964
<http://www.courts.state.nh.us>

RETURN FROM SUPERIOR COURT

Case Name: **State v. Don E Leeman**
Case Number: **219-2016-CR-00462**

Name: **Don E Leeman,** [REDACTED] Rochester NH 03867

DOB: [REDACTED]

Charging document: Indictment

| | | | |
|--|-------------------------------|--------------------------|--|
| Offense: Bribery; Offer etc to Public Official | Charge ID: 1230975C | RSA: 640:2,(a) | Date of Offense: February 26, 2016 |
|--|-------------------------------|--------------------------|--|

Disposition: Nolle Pros

Date: June 16, 2016

Action taken

Nolle Pros

Steven G. LaBonte, Assistant Attorney General

J-ONE: State Police DMV

C: Dept. of Corrections Offender Records Sheriff Office of Cost Containment
 Prosecutor Stephen G. LaBonte, ESQ Defendant Defense Attorney Cynthia C. Robinson, ESQ
 Other _____ _____ Dist Div. _____

THE STATE OF NEW HAMPSHIRE
INDICTMENT

STRAFFORD, SS.

JUNE 2016 TERM

At the Superior Court, holden at Dover, within and for the County of Strafford aforesaid, on the 16th day of June in the year of our Lord two thousand and sixteen

THE GRAND JURORS FOR THE STATE OF NEW HAMPSHIRE, upon oath, present that

Don E. Leeman
(DOB: [REDACTED])

of Rochester, in the County of Strafford, on or about the twenty sixth day of February in the year of our Lord two thousand and sixteen at Rochester in the County of Strafford aforesaid, did commit the crime of

Bribery in Official and Political Matters
RSA 640:2, I(a)

In that Don E. Leeman did, offer a pecuniary benefit to another with the purpose of influencing the other's action, decision or other exercise of discretion as a public servant, in that Don E. Leeman offered to arrange a donation from the Knights of Columbus for the purpose of influencing John Kennedy, a public servant, to expedite a transfer to an apartment in his legislative district.

contrary to the form of the Statute, in such case made and provided, and against the peace and dignity of the State.

3/18/17
Nolle Prosequi
[Signature]

[Signature]
Stephen G. LaBonte
Assistant Attorney General

This is a true bill.

[Signature] 6/16/16
Foreperson

Name: Don E. Leeman
DOB: [REDACTED]
Address: [REDACTED]
Rochester, N.H. 03867
RSA: RSA 640:2, I(a), Class B Felony

SSC#219 2016 CR 462
CHG ID# 1230975C

The State of New Hampshire SUPERIOR COURT COMPLAINT

Case Number: 219-2016-CR-462

Charge ID:

| | | | |
|------------------------------------|---|--|---------------------------------------|
| <input type="checkbox"/> VIOLATION | MISDEMEANOR | FELONY | |
| | <input type="checkbox"/> CLASS A <input type="checkbox"/> CLASS B | <input type="checkbox"/> CLASS A <input checked="" type="checkbox"/> CLASS B | <input type="checkbox"/> UNCLASSIFIED |

You are to appear at the: Strafford County Superior Court
 address: 259 County Farm Road
 in: Dover, NH 03820
 at: 9 AM
 on: June 15, 2016

Under penalty of law to answer to a complaint charging you with the following offense:

THE UNDERSIGNED COMPLAINS THAT:

| | | |
|-------------------|---------------------------------|-------------------|
| <u>LEEMAN</u> | <u>DON</u> | <u>E.</u> |
| Last Name | First Name | Middle Initial |
| <u>[REDACTED]</u> | <u>Rochester, New Hampshire</u> | <u>03867</u> |
| Address | City | State |
| <u>[REDACTED]</u> | <u>[REDACTED]</u> | <u>[REDACTED]</u> |
| <u>M</u> | <u>W</u> | |
| Sex | Race | |
| <u>[REDACTED]</u> | <u>[REDACTED]</u> | |
| | Height | Weight |
| | | Eye Color |
| | | Hair Color |
| | | <u>NH</u> |
| DOB | License #: | OP License State |
| <u>[REDACTED]</u> | <u>[REDACTED]</u> | <u>NH</u> |

COMM. VEH. COMM. DR. LIC. HAZ. MAT. 16+ PASSENGER

AT: On or about Between February 26, 2016 in the above county and state, did commit the offense of:

RSA Name: BRIBERY IN AN OFFICIAL MATTER

Contrary to RSA: 640:2,1(a)

Inchoate: And the laws of New Hampshire for which the defendant should be held to answer, in that the defendant did:

offer a pecuniary benefit to another with the purpose of influencing the other's action, decision or other exercise of discretion as a public servant, in that Don E. Leeman offered to arrange a donation from the Knights Of Columbus for the purpose of influencing John Kennedy, a public servant, to expedite a transfer to an apartment in his legislative district.

ARRAIGNED.
 PLEA: NOT GUILTY
 ATTY: _____

DATE 6/15/16 CLERK [Signature]

Additional allegations are attached against the peace and dignity of the State.

[Signature] 16178 Attorney General's Office
 Prosecutor's Signature NH Bar ID # Printed Name Prosecuting Attorney's Office

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
SUPERIOR COURT

Strafford Superior Court
259 County Farm Road, Suite 301
Dover NH 03820

Telephone: 1-855-212-1234
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<http://www.courts.state.nh.us>

RETURN FROM SUPERIOR COURT

Case Name: State v. Don E Leeman
Case Number: 219-2016-CR-00462

Name: Don E Leeman, [REDACTED] Rochester NH 03867

DOB: [REDACTED]

Charging document: Indictment

| Offense: | Charge ID: | RSA: | Date of Offense: |
|--------------------------------------|------------|---------|-------------------|
| Witness Tampering; Induce Another | 1230976C | 641:5,l | February 22, 2016 |

Disposition: Nolle Pros

Date: March 08, 2017

Action taken

Nolle Pros

Stephen G. LaBonte Assistant Attorney General

J-ONE: State Police DMV

C: Dept. of Corrections Offender Records Sheriff Office of Cost Containment
 Prosecutor Stephen G. LaBonte, ESQ Defendant Defense Attorney Cynthia C. Robinson, ESQ
 Other _____ _____ Dist Div. _____

THE STATE OF NEW HAMPSHIRE
INDICTMENT

STRAFFORD, SS.

JUNE 2016 TERM

At the Superior Court, holden at Dover, within and for the County of Strafford aforesaid, on the 16th day of June in the year of our Lord two thousand and sixteen

THE GRAND JURORS FOR THE STATE OF NEW HAMPSHIRE, upon oath, present that

Don E. Leeman
(DOB: [REDACTED])

of Rochester, in the County of Strafford, on or about the twenty second day of February in the year of our Lord two thousand and sixteen at Rochester in the County of Strafford aforesaid, did commit the crime of

Tampering with Witnesses
RSA 641:5, I(a)

In that Don E. Leeman did, believing that an investigation was pending or about to be instituted purposely attempt to induce or otherwise cause a person to inform falsely. In that Don E. Leeman, believing that an investigation was pending, purposely attempted to induce John Kennedy to draft a letter providing false information regarding their previous conversation concerning Leeman's occupancy at [REDACTED]

contrary to the form of the Statute, in such case made and provided, and against the peace and dignity of the State.

3/8/17
Nolle Prosequi
[Signature]

[Signature]
Stephen G. LaBonte
Assistant Attorney General

This is a true bill.

[Signature] 6/16/16
Foreperson

Name: Don E. Leeman
DOB: [REDACTED]
Address: [REDACTED]
Rochester, N.H. 03867
RSA: RSA 641:5, I(a), Class B Felony

SSC#219 2016 CR 462
CHG ID# 1230976C

The State of New Hampshire SUPERIOR COURT COMPLAINT

Case Number: 219-2016-CR-462

Charge ID:

| | | | |
|------------------------------------|---|--|---------------------------------------|
| <input type="checkbox"/> VIOLATION | MISDEMEANOR | FELONY | |
| | <input type="checkbox"/> CLASS A <input type="checkbox"/> CLASS B | <input type="checkbox"/> CLASS A <input checked="" type="checkbox"/> CLASS B | <input type="checkbox"/> UNCLASSIFIED |

You are to appear at the: Strafford County Superior Court
 address: 259 County Farm Road
 in: Dover, NH 03820
 at: 9 AM
 on: June 15, 2016

Under penalty of law to answer to a complaint charging you with the following offense:

THE UNDERSIGNED COMPLAINS THAT:

| | | | |
|-------------------------------------|---|------------------------------------|--|
| <u>LEEMAN</u> | <u>DON</u> | <u>E.</u> | |
| Last Name | First Name | Middle Initial | |
| <u>[REDACTED]</u> | <u>Rochester, New Hampshire</u> | <u>03867</u> | |
| Address | City | State | Zip |
| <u>[REDACTED]</u> | <u>[REDACTED]</u> | <u>[REDACTED]</u> | <u>[REDACTED]</u> |
| <u>M</u> | <u>W</u> | | |
| Sex | Race | Height | Weight |
| <u>[REDACTED]</u> | <u>[REDACTED]</u> | <u>[REDACTED]</u> | <u>[REDACTED]</u> |
| | | Eye Color | Hair Color |
| | | <u>NH</u> | |
| DOB | License #: | OP License State | |
| <input type="checkbox"/> COMM. VEH. | <input type="checkbox"/> COMM. DR. LIC. | <input type="checkbox"/> HAZ. MAT. | <input type="checkbox"/> 16+ PASSENGER |

AT:

On or about Between February 22, 2016 in the above county and state, did commit the offense of:

RSA Name: TAMPERING WITH WITNESSES

Contrary to RSA: 641:5,1(a)

Inchoate:

And the laws of New Hampshire for which the defendant should be held to answer, in that the defendant did:

believing that an investigation was pending or about to be instituted purposely attempted to induce or otherwise cause a person to inform falsely. In that Don E. Leeman purposely attempted to induce John Kennedy to draft a letter providing false information regarding their previous conversation concerning Leeman's temporary occupancy at [REDACTED]

ARRAIGNED.
 PLEA: NOT GUILTY
 ATTY: _____

Additional allegations are attached.
 against the peace and dignity of the State.

DATE 6/15/16 CLERK [Signature]

[Signature]
 Prosecutor's Signature

16178
 NH Bar ID # Printed Name

Attorney General's Office
 Prosecuting Attorney's Office

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
SUPERIOR COURT

Strafford Superior Court
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RETURN FROM SUPERIOR COURT – HOUSE OF CORRECTIONS

Case Name: State v. Don E Leeman
Case Number: 219-2016-CR-00462

Name: Don E Leeman, [REDACTED] Rochester NH 03867
DOB: [REDACTED]

Charging document: Complaint

| | | | |
|--|------------|----------|-------------------|
| Offense: | Charge ID: | RSA: | Date of Offense: |
| Gift to Public Servant; Offer etc | 1340750C | 640:5,II | February 26, 2016 |
| Disposition: Guilty/Chargeable By: ERROR | | | |

A finding of **GUILTY/CHARGEABLE** is entered.
Conviction: Misdemeanor

Sentence: see attached

March 08, 2017
Date

Hon. Mark E. Howard
Presiding Justice

Kimberly T. Myers
Clerk of Court

MITTIMUS

In accordance with this sentence, the Sheriff is ordered to deliver the defendant to the **Strafford County House of Corrections**. Said institution is required to receive the Defendant and detain him/her until the Term of Confinement has expired or s/he is otherwise discharged by due course of law.

Attest: _____
Clerk of Court

SHERIFF'S RETURN

I DELIVERED THE DEFENDANT TO THE **Strafford County House of Corrections** and gave a copy of this order to the Superintendent.

Date

Sheriff

J-ONE: State Police DMV

C: Dept. of Corrections Offender Records Sheriff Office of Cost Containment
 Prosecutor Stephen G. LaBonte, ESQ Defendant Defense Attorney Cynthia C. Robinson, ESQ
 Sex Offender Registry Other _____ _____ Dist Div. _____

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
http://www.courts.state.nh.us

Ch 3

Court Name: Strafford Superior Court

Case Name: State v. Don E. Leeman

Case Number: 219-2016-CR-00462
(if known)

Charge ID Number: 1340750C

HOUSE OF CORRECTIONS SENTENCE

| | |
|---------------------------------|---------------------------|
| Plea/Verdict: Guilty | Clerk: Kimberly Myers |
| Crime: Gifts to Public Servants | Date of Crime: 02/26/2016 |
| Monitor: J. Keller | Judge: Steven M. Hassan |

A finding of GUILTY/TRUE is entered.

This conviction is for a Felony Misdemeanor Violation of Probation

The defendant has been convicted of Domestic Violence contrary to RSA 631:2-b. See attached RSA 631:2-b Sentencing Addendum.

The defendant has been convicted of a misdemeanor, other than RSA 631:2-b, which includes as an element of the offense, the use or attempted use of physical force or threatened use of a deadly weapon, and the defendant's relationship to the victim is:

- (1) Current or former spouse
- (2) Parent
- (3) Guardian
- (4) Child in common
- OR Cohabiting or cohabited with victim as a (5) spouse
- (6) parent
- (7) guardian
- OR A person similarly situated to (8) spouse
- (9) parent
- (10) guardian

1. The defendant is sentenced to the House of Corrections for a period of _____

2. This sentence is to be served as follows:

Stand committed Commencing _____

Consecutive weekends from _____ PM Friday to _____ PM Sunday beginning _____

_____ of the sentence is suspended during good behavior and compliance with all terms and conditions of this order. Any suspended sentence may be imposed after hearing at the request of the State. The suspended sentence begins today and ends _____ years from today or release on _____ (Charge ID Number)

_____ of the sentence is deferred for a period of _____. The Court retains jurisdiction up to and after the deferred period to impose or terminate the sentence or to suspend or further defer the sentence for an additional period of _____.

Thirty (30) days prior to the expiration of the deferred period, the defendant may petition the Court to show cause why the deferred commitment should not be imposed. Failure to petition within the prescribed time will result in the immediate issuance of a warrant for the defendant's arrest.

Other: _____

3. The sentence is consecutive to _____ (Charge ID Number)

concurrent with _____ (Charge ID Number)

4. Pretrial confinement credit: _____ days.

5. The court recommends to the county correctional authority:

Work release consistent with administrative regulations.

Drug and alcohol treatment and counseling.

Sexual offender program.

If required by statute or Department of Corrections policies and procedures, the defendant shall provide a sample for DNA analysis.

11e

PROBATION

- 6. The defendant is placed on probation for a period of _____ year(s), upon the usual terms of probation and any special terms of probation determined by the probation/parole officer.
Effective: Forthwith Upon Release _____
The defendant is ordered to report immediately to the nearest Probation/Parole Field Office.
- 7. Subject to the provisions of RSA 504-A:4, III, the probation/parole officer is granted the authority to impose a jail sentence of 1 to 7 days in response to a violation of a condition of probation, not to exceed a total of 30 days during the probationary period.
- 8. **Violation of probation or any of the terms of this sentence may result in revocation of probation and imposition of any sentence within the legal limits for the underlying offense.**

OTHER CONDITIONS

- 9. Other conditions of this sentence are:
 - A. The defendant is fined \$ 1,200.00, plus statutory penalty assessment of \$ 288.00
 - The fine, penalty assessment and any fees shall be paid: Now By _____ OR
 - Through the Department of Corrections as directed by the Probation/Parole Officer. A 10 % service charge is assessed for the collection of fines and fees, other than supervision fees.
 - \$ 1,200.00 of the fine and \$ 288.00 of the penalty assessment is suspended for 1 year year(s).
A \$25.00 fee is assessed in each case file when a fine is paid on a date later than sentencing.
 - B. The defendant is ordered to make restitution of \$ _____ to _____
 - Through the Department of Corrections as directed by the Probation/Parole Officer. A 17% administrative fee is assessed for the collection of restitution.
 - At the request of the defendant or the Department of Corrections, a hearing may be scheduled on the amount or method of payment of restitution.
 - Restitution is not ordered because: no monetary damages.
 - C. The defendant is to participate meaningfully and complete any counseling, treatment and educational programs as directed by the correctional authority or Probation/Parole Officer.
 - D. The defendant's license privilege to operate in New Hampshire is revoked for a period of _____ effective _____
 - E. Under the direction of the Probation/Parole Officer, the defendant shall tour the New Hampshire State Prison House of Corrections
 - F. The defendant shall perform _____ hours of community service and provide proof to the State or probation within _____ of today's date.
 - G. The defendant is ordered to have no contact with _____ either directly or indirectly, including but not limited to contact in-person, by mail, phone, e-mail, text message, social networking sites and/or third parties.
 - H. Law enforcement agencies may destroy the evidence return evidence to its rightful owner.
 - I. The defendant is ordered to be of good behavior and comply with all the terms of this sentence.
 - J. Other:

The \$1,200.00 fine and penalty assessment is deferred for a period of 1 year, suspended for a period of one year thereafter. Deferred sentence is conditioned on good behavior and completion of 200 hours of community service within the deferment period, *with proof to the state.*

Date 3/8/17

Mark E. Howard
Signature of Judge

Mark E. Howard
Presiding Justice

The State of New Hampshire
SUPERIOR COURT COMPLAINT

Case Number: ~~219-2015-CR-00504~~ 219-2016-CR-462

Charge ID:

| | | | | |
|------------------------------------|-------------|----------------------------------|---|--|
| <input type="checkbox"/> VIOLATION | MISDEMEANOR | <input type="checkbox"/> CLASS A | <input checked="" type="checkbox"/> CLASS B | <input type="checkbox"/> UNCLASSIFIED (non-person) |
| | FELONY | <input type="checkbox"/> CLASS A | <input type="checkbox"/> CLASS B | <input type="checkbox"/> UNCLASSIFIED (non-person) |

You are to appear at the: Stratford Superior Court
address: 254 County Farm Rd.
in: Dover, N.H.
at: 9:00
on: March 8, 2017

Under penalty of law to answer to a complaint charging you with the following offense:

THE UNDERSIGNED COMPLAINS THAT:

Leeman Last Name Don First Name E, Middle
[Redacted] Address Rochester City NH State 03867 Zip
M Sex W Race [Redacted] Height [Redacted] Weight [Redacted] Eye Color [Redacted] Hair Color
[Redacted] DOB [Redacted] License # NH OP License State
 COMM. VEH. COMM. DR. LIC. HAZ. MAT. 16+ PASSENGER

AT: On or about February 26, 2016 Between in the above county and state, did
commit the offense of:

RSA Name: Gifts to Public Servants

Contrary to RSA: 640:5, II

Inchoate:

And the laws of New Hampshire for which the defendant should be held to answer, in that the defendant did:

Knowingly offer a pecuniary benefit to a public servant while having an interest in a matter contemplated by the public servant and the governmental body with which the public servant is affiliated, in that Don E. Leeman offered to arrange a donation to John Kennedy, a public servant with the Rochester Housing Authority to expedite a transfer to a Rochester Housing Authority apartment in his legislative district.

Additional allegations are attached.

against the peace and dignity of the State.

Date: 3/8/17

[Signature]
Prosecutor's Signature

16178
NH Bar ID # Printed Name

NH Attorney General's Office
Prosecuting Attorney's Office

CHG ID# 1346750C