

STATE OF INDIANA)
)ss:
 COUNTY OF DEARBORN)
)
 STATE OF INDIANA)
)
 VS.)
)
JAMES M. BARTLETT)
D.O.B. 07/07/1972)

IN THE DEARBORN SUPERIOR COURT II
 CAUSE NO. 15D02-2107-F6-0263

ORDER ON PLEA, JUDGMENT OF CONVICTION AND SENTENCING

This matter came for hearing on the 24th day of October, 20 22 and the Defendant appeared with counsel Michael Cunningham and the State of Indiana appeared by Garrett Bascom.

The parties presented a Negotiated Plea and the Court inquired and verified that the Defendant understood the nature of the offense, the penalties and the legal and Constitutional rights of the Defendant and that the plea was knowing and voluntary and the Court finds that judgment of **CONVICTION** and sentencing shall be entered as follows:

Judgment of Conviction	Class	Sentence Imposed	Sentence Suspended	Court Costs	Fines	Concurrent With:	Consecutive To:
I.							
II. Conspiracy Faudulent Subscription	6 Felony	910 days	910 days	\$185.00			
III. I.C.3-14-2-3							
IV.							
V.							

The Court finds that said sentencing shall be imposed based on Negotiated Plea Agreement.

The Defendant shall:

Receive credit for 0 actual days which is 0 good time days. Credit time calculated:

Receive credit for _____ accrued days

The remaining charges in the cause herein are dismissed.

The judgment of conviction for the Class D Felony/Level 6 Felony, _____, is entered as a Class A Misdemeanor.

The Defendant shall have driving privileges suspended for _____.

The Defendant shall serve _____ days of the sentence on Road Crew; _____ days on Work Release and/or _____ days on _____ Home Incarceration and pay all fees and abide by all rules of S.E.R.C.C.

The Defendant shall have taken from cash bail posted in this matter (1) Bond Administration Costs, (2) Court Costs, (3) Probation User Fees (4) Probation Administrative Fees (5) A & D Assessment Fee (\$200 if ordered), (6) Public Defender Fees (7) Community Corrections Fees (8) Restitution (9) A&D Education Fees (if ordered) (10) Monthly Probation Fees, if no cash bond or the amount is not sufficient, remainder of these funds due within 90 days of release.

The Defendant shall pay \$ _____ for reimbursement for Public Defender fees.

All evidence in this cause of action held by the _____ shall be destroyed

The Defendant shall be on Probation under the Terms and Conditions outlined in Exhibit 1, Court Orders on Probation, and Exhibit A, Conditions of Probation.

Parties waive pre-sentence investigation.

At the completion of the sentencing hearing, the attorney for the defendant requested to withdraw and the Court grants said withdrawal.

ALL OF WHICH IS ORDERED THIS 24th DAY OF October, 20 22

cc: Prosecutor Defendant
 Sheriff Community Corrections
 Probation


 HONORABLE SALLY A. McLAUGHLIN, JUDGE
 DEARBORN SUPERIOR COURT II

DEFENDANT: JAMES M. BARTLETT**EXHIBIT 1 – COURT ORDERS ON PROBATION**

The Defendant shall report to the probation department immediately after release and shall be on probation for a period of 910 days and the suspended sentence shall remain suspended subject to the Defendant complying with the following conditions:

1. The Defendant shall obey all conditions of Probation set forth by the Dearborn Superior Court II Probation Department attached as Exhibit A.
2. The Defendant shall pay \$100 for Probation User fees and \$100 for Probation Administrative fees.
3. Shall be on a reporting Probation and pay an additional monthly fee of \$ 30.
4. Shall be on a non-reporting Probation.
5. Not commit a criminal offense.
6. Have no direct or indirect contact with _____.
7. Pay restitution to the Clerk for the benefit of _____
in the amount of _____ to be paid by _____
8. Not consume alcohol or illegal substances or controlled substances without a prescription and must submit to testing for same on request of Probation or Law Enforcement Officer.
9. Schedule an appointment and attend an assessment with a treatment provider approved by Probation and comply with any counseling recommendation and pay all fees required.
10. Participate in the Court Alcohol and Drug Program and obey all rules.
a. Schedule and complete an assessment with the Probation Department and comply with recommendation for education or counseling and pay all fees.
b. Pay \$200.00 assessment and case management fee and \$200.00 fee for education class, if referred.
11. Attend all Review Hearings scheduled by the Court first hearing scheduled for _____ at _____.
12. Comply with other special conditions: After 365 days of successful probation without violation, defendant may petition for early termination of probation and to enter as A Misdemeanor.
13. Follow case plan as recommended by Probation and/or S.E.R.C.C.
14. Shall not operate a motor vehicle while driving privileges are suspended.
15. May operate a motor vehicle only with ignition Interlock device once driving privileges have been restored and must pay all fees and abide by all rules when driving privileges are reinstated.
16. Shall perform 40 hours of Community Service and pay all fees to be competed by end of probation.
17. Report to the Dearborn County Law Enforcement Center for execution of sentence at _____ on _____, 20__.
18. Shall report to S.E.R.C.C. and/or immediately upon release from incarceration, and shall pay all fees and abide by all rules and attend all programs as directed by S.E.R.C.C.
19. Shall be permitted to pay S.E.R.C.C. fees at indigent rate.
20. Shall not possess firearms.
21. Shall submit to DNA Collection as directed by the Dearborn Superior Court II Probation Dept.
22. Shall report to Dearborn Superior Court II Probation immediately/within one business day of release from incarceration.
23. The Defendant may petition to modify to A Misdemeanor if successfully completes probation.

Other: _____

ALL OF WHICH IS ORDERED THIS 24th DAY OF October, 2022 .


**HONORABLE SALLY A. McLAUGHLIN, JUDGE
 DEARBORN SUPERIOR COURT II**

cc: Prosecutor
 Defendant
 Sheriff
 Probation

Dearborn County Superior Courts Conditions of Probation
215 West William Street, Lawrenceburg, IN 47025

Name: James Bertlett Cause #: 15D0 2-2107-F6-263 DOB: _____
Address: _____ Phone #: _____

In addition to your special conditions of probation included in your sentence, it is the order of the court that you comply with the following conditions of probation. You Shall:

1. Not commit any crimes or violate any traffic laws. If you are arrested or contacted by a law enforcement officer for any reason, you shall notify your probation officer within 24 hours.
2. Report to probation within one day of release from incarceration or as scheduled by the Court. Keep all appointments with your Probation Officer and answer all reasonable inquiries.
3. Notify your Probation Officer of any change of address, phone number or employment within 24 hours of the change. You must receive the written permission of your Probation Officer to move your residence from Dearborn County and/or from the State of Indiana and/or from the County and State to which probation has been transferred.
4. Not leave the State of Indiana except for _____
5. Submit to searches of your person and property, including any computer or electronic device used to send, receive, transmit or store any type of electronic data or images, by any Police, Police K9 Dog, Community Corrections Officer, or Probation Officer at any time, including any residence you occupy, to ensure compliance with Conditions of Probation.
6. Work at a lawful, full time occupation and support your legal dependents, if any, to the best of your ability or pursue full time study or vocational training.
7. Not possess any firearms, weapons and/or ammunition including on your person, vehicle or place of residence.
8. Waive your right to extradition to the State of Indiana from any other State.
9. Report to the Probation Department of this court at any time, upon a maximum of three (3) hours notice to submit to any drug or alcohol test and pay associated fees. You must present a valid prescription for any prescribed medication as directed by the Probation Officer. You shall provide an acceptable sample as determined by the Probation Officer and in compliance with Probation policy.
10. Not consume any alcohol, illegal drugs or the synthetic form of any illegal drug, or controlled substance, without a valid prescription and submit to testing as required by Probation, Community Corrections or a Law Enforcement Officer. You shall take all medications as directed by the prescribing physician. You shall provide a copy of any prescription to the Probation Department within 24 hours. You shall notify the prescribing physician that you are on probation.
11. Not be found in the immediate vicinity of any person using illegal drugs. You shall not possess or have in your residence or vehicle any items associated with the use, administration or ingestion of illegal drugs.
12. If you were convicted of a felony offense, you shall submit to DNA collection.
13. Follow the case plan as recommended by Probation and/or Southeast Regional Community Corrections.
4. Comply with any special conditions as outlined in Sentencing Order and all Administrative and ministerial rules of Probation.

HAVE READ AND UNDERSTAND THESE RULES AND PROMISE TO ABIDE BY SAID RULES. I REALIZE THAT ANY VIOLATION OF THESE RULES DURING MY PROBATION PERIOD CAN RESULT IN A PETITION TO REVOKE PROBATION. THIS CAN BE FILED DURING MY PROBATION PERIOD OR BEFORE THE EARLIER OF THE FOLLOWING: ONE YEAR AFTER TERMINATION OF PROBATION, OR 45 DAYS AFTER THE STATE RECEIVES NOTICE OF THE VIOLATION. I UNDERSTAND THAT THE FILING OF A PROBATION VIOLATION MAY RESULT IN AN EXTENSION OF TIME ON PROBATION AND THE COURT MAY ORDER SUSPENDED TIME TO BE SERVED IN JAIL IF PROBATION IS VIOLATED.

DATED: 10/24/22 PROBATIONER: James M Bertlett
PROBATION OFFICER: _____
I ORDERED THIS _____ DAY OF _____, 2020.

Sally A. McLaughlin
JON. SALLY A. MCLAUGHLIN, JUDGE
DEARBORN COUNTY SUPERIOR COURT II

Jonathan M. Cleary
HON. JONATHAN M. CLEARY, JUDGE
DEARBORN COUNTY SUPERIOR COURT II