

JOURNAL ENTRY AND ORDER

THE DISTRICT COURT OF SARPY COUNTY, NEBRASKA

ST V [REDACTED]
DOB: [REDACTED]
Case [REDACTED]
Citation:

Printed on 8/02/2021 at 4:50
Room 59D08
Page 1
Date of Hearing 8/02/2021

CHARGES (AMENDMENTS/PLEAS/FINDINGS/FINES/PRESENTENCE/JAIL/DISMISSALS)

<u>CHARGE</u>	<u>STATUTE</u>	<u>DESCRIPTION</u>	<u>CLASS</u>	<u>TYPE</u>
01 Charge dismissed on the motion of the prosecutor without prejudice	28-319.01	Sexual assault/child-1st degree	1B	FEL
02 Charge dismissed on the motion of the prosecutor without prejudice	28-319.01	Sexual assault/child-1st degree	1B	FEL
03 Charge dismissed on the motion of the prosecutor without prejudice	28-1205	Use deadly weapon to commit a felony	2	FEL
04 Charge dismissed on the motion of the prosecutor without prejudice	28-309	Assault-2nd degree	2A	FEL

A P P E A R A N C E S A N D A D V I S E M E N T

Judge [REDACTED]
Defendant [REDACTED]
Defense Counsel Hughes, Mallory, Nicole,
Prosecutor [REDACTED]

A R R A I G N M E N T

Charges dismissed as shown above.

B O N D I N F O R M A T I O N

Bond 13560 for \$1,000,000.00 TEN filed on 4/10/2019
ASSIGNED Balance Held \$67,500.00

T R I A L / M O T I O N H E A R I N G

Hearing held on: Hearing
Motion to Dismiss & Objection

A D D I T I O N A L E N T R I E S O F R E C O R D

The Court, having taken the matters under advisement, grants the State's Motion. The State requests the matter be dismissed without prejudice. In response, Defendant argues the the matter should either be continued on the State's Motion, or, should the Court dismiss the matter, that the dismissal be with prejudice. Defendant also requests the Court make a finding as to the number of days which ran for purposes of speedy trial. The Court notes it did not receive evidence to make the findings requested by Defendant. Counsel simply made argument to the Court. The Court, therefore, cannot make findings concerning the number of days elapsed nor dismissal with prejudice as there is no basis to support the Court's ruling. Moreover, it is the State's prerogative to motion to continue the trial which it did not do. As such, the Court refrains from making such motion on the State's behalf. Defendant can raise these issues at an evidentiary hearing should the State refile the charges. Bond is released.

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Clerk of the Sarpy District Court
08/02/2021

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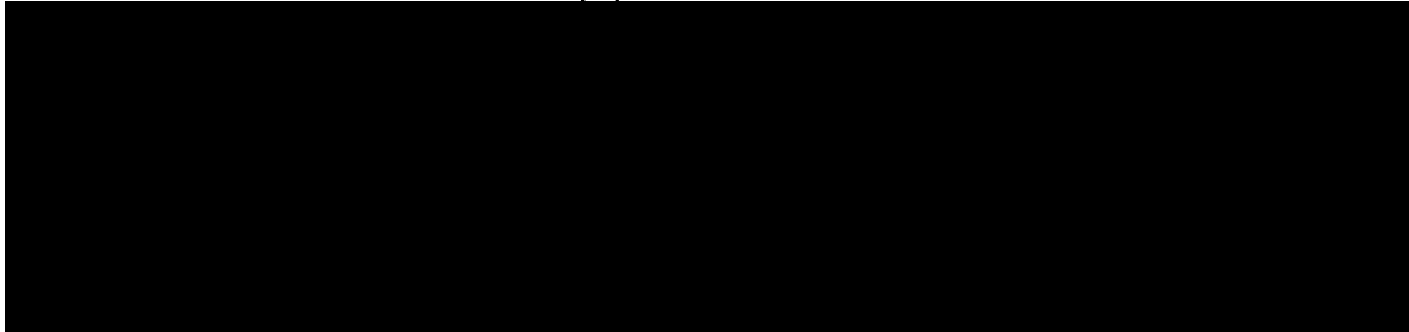
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IN THE DISTRICT COURT OF SARPY COUNTY, NEBRASKA

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Page 2
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