

Union County State's Attorney

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Press Release - For Immediate Release

Elk Point, S.D. State's Attorney Jerry A. Miller announced today that Gary Dailey, a 20 year old South Sioux City, NE resident was before the court on October 7, 2013 for a probation violation stemming from the original felony conviction on February 24, 2012 on one count of Driving Under the Influence, a class 6 felony. Dailey was re-sentenced on October 7, 2013 for his probation violation. Dailey absconded from his probation officer; missed his drug testing dates; and failed to respond to all written correspondence. Prior to absconding, Dailey admitted that he was again using methamphetamine. Dailey was arrested in Nebraska for the equivalent of a burglary and theft from a storage unit.

On October 7, 2013 the Court sentenced Gary Dailey to a 2 year sentence to the South Dakota State Penitentiary. The State recommend a penitentiary sentence for Mr. Dailey. This is Dailey's first career felony and Dailey's third career driving under the influence charge. Dailey's case was aggravated by his failure to cooperate with his probation officer and the probation system that is established to help reform and rehabilitate the defendant.