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Press Release - For Immediate Release 2nd Probation Violation

Defendant's Name: VanMaanen, Dennis
Age: 44
City and State of residence: Sioux Falls, SD
Criminal File Number: 11-235
Original Incident Date: July 4, 2011
Original Indictment Date: August 11, 2011
Original Arraignment Date: August 29, 2011
Change of Plea Date: November 28, 2011
Convicted of: Possession of Controlled Substance (Methamphetamine), (F4) 22-42-5
Driving Under the Influence, (M1) 32-23-1(2)
Sentence Date: January 30, 2012

Probation Violation #1: 1) Admitted to the continued use of Meth; and
2) Failed to make meetings with his Court Service Officer.
Disposition / Sentencing: May 20, 2013

Probation Violation #2: 1) Failed to make meetings with his Iowa Court Service Officer.
Disposition / Sentencing: February 29, 2016

Original Case Synopsis:

On July 4, 2011 a concerned motorist called in a report of a vehicle that was driving erratically. The concerned motorist then advised that the erratic driver had stopped and was taking off his shirt. After being stopped the driver, identified as Dennis VanMaanen, immediately told the officer that his license was suspended. VanMaanen eventually admitted that he was using methamphetamine and that he should have turned around because he was not doing well. VanMaanen further admitted that he was under the influence of methamphetamine and failed his field sobriety tests which resulted in an arrest for Driving While Under the Influence and the Possession of Methamphetamine. VanMaanen provided a urine sample that was tested positive for methamphetamine at level of 30 ug/ml.

Original Sentencing Synopsis:

On the charge of Possession of a Controlled Substance, a class four felony, the Court sentenced VanMaanen to a seven-year suspended sentence to the penitentiary with a five-year term of supervised probation. VanMaanen was further sentenced to serve ninety days in the Union County Jail with VanMaanen receiving credit for the three days previously served. The Court further ordered that VanMaanen pay all court costs, prosecution costs, fine and court appointed attorney's fees paid in full.

Criminal History Synopsis:

This is Dennis VanMaanen's first felony conviction. However, VanMaanen has a long history of drug use issues. It would appear the VanMaanen has been involved with treatment three times prior to this offense.

Probation Violation #1:

Dennis VanMaanen appeared for his routine meeting with his Court Service Officer and admitted to smoking Methamphetamine and marijuana. Dennis VanMaanen was a no call / no show for his scheduled appointment with his court service officer on January 22, 2013. The Court Service Officer went to VanMannen's residence, mailed him letters and as of the date of the filing of the probation violation, VanMannen is considered to have absconded.

Probation Violation #1 Sentencing:

It is ordered that the execution to serve VanMaanen's seven-year sentence in the South Dakota State Penitentiary shall be suspended upon VanMaanen satisfying supervised probation for five years. Further, VanMaanen is ordered to serve a sentence of One Hundred Eighty days in the Union County Jail. VanMaanen has credit for 128 days. The Court will suspend any of the remaining days of VanMaanen's sentence when he is accepted into and released to the South Dakota Meth Treatment Program. VanMaanen shall pay \$390.60 in new Court Appointed Attorney Fees, and he is further ordered to pay \$1,854.50 remaining in Court Appointed Attorney's fees, Fines, Court Costs, and Prosecution Costs.

Probation Violation # 2:

Dennis VanMaanen failed to make his meeting as scheduled by his Iowa Court Service Officer. VanMannen is considered to have absconded.

Probation Violation #1 Sentencing:

It is ordered that the execution to serve VanMaanen's seven-year sentence in the South Dakota State Penitentiary shall be suspended upon VanMaanen satisfying supervised probation for two years. Further, VanMaanen is ordered to serve a sentence of Forty-Five days in the Union County Jail with the Court suspending Forty days of this sentence, a VanMaanen was given credit for 5 days. VanMaanen shall pay all new and old financial obligations.