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November 24, 2017

## Press Release - For Immediate Release

Defendant's Name: Shawn Daniels  
Age: 34  
State of residence: SD  
Criminal File Number: 15-091  
Incident Date: January 24 – 26, 2015  
Indictment Date: March 25, 2015  
Arraignment Hearing: June 22, 2015  
Charges Files: **Ct. 1: Aggravated Assault (Domestic), 22-18-1.1(8) (F3) 15/30K**  
**Ct. 2: Abuse or Cruelty to a Minor, 26-10-1 (F4) 10/20K**  
**Ct. 3: Simple Assault (Domestic), 22-18-1(4) (M1) 1/2**  
**Ct. 4: Simple Assault (Domestic), 22-18-1(4) (M1) 1/2**  
**Ct. 5: Contributing to the Abuse or Neglect of a Child, 26-9-1 (M1) 1/2**  
**Ct. 6: Contributing to the Abuse or Neglect of a Child, 26-9-1 (M1) 1/2**  
Change of Plea Date: May 22, 2017  
Date of Sentencing: June 19, 2017  
Convicted of: **Ct. 2: Abuse or Cruelty to a Minor, 26-10-1 (F4) 10/20K**  
**Ct. 4: Simple Assault (Domestic), 22-18-1(4) (M1) 1/2**  
**Ct. 6: Contributing to the Abuse or Neglect of a Child, 26-9-1 (M1) 1/2**  
Arresting Officer: Officer Ryan Knutson - APD  
Defense Attorney: Jason Rumpca  
Prosecution Attorney: Jerry A. Miller

### Case Synopsis:

On January 28, 2015, Officer Ryan Knutson of the Alcester Police Department was contacted by the Union County Dispatch in regards police Abuse and Neglect of a Child. Officer Knutson returned the call to Amber Daniels, who alleged that the Defendant, Shawn Daniels, had assaulted their son, K.D. (age 10) by punching him in the face. Amber also stated that their daughter, K.D. (age 7), witnessed the attack. In an interview with Mercy Child Advocacy Center, of K.D. (age 10), it was discovered that the Defendant, had also choked K.D. (age 10), when the Defendant, raised K.D. (age 10) in the air by his throat, choking him and choked him by slamming him into the wall a few minutes later. During this same interview with Mercy, K.D. (age 10) also stated that the Defendant, had punched his girlfriend F.K.B. (age 30) in her neck. All of these incidents were witnessed by both K.D.'s and occurred on or between the dates of January 24 – 26, 2015.

### Sentencing Synopsis:

AS TO THE CHARGE in Count II, Abuse or Cruelty to a Minor, a violation of SDCL 26-10-1, a class 4 felony; IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Defendant shall serve Ten (10) years in the South Dakota State Penitentiary with sentence to begin **immediately**. It is further ORDERED that Court shall SUSPEND the EXECUTION of the Seven

(7) years and Six (6) months of the Defendant's sentence upon the Defendant satisfying the following terms and conditions:

1. The Defendant shall obey all federal, state and local laws.
2. The Defendant shall comply with all conditions of parole and any recommendations and orders made by his/her parole officer.
3. The Defendant shall pay all monetary obligations as ordered by this Court as at term of satisfying parole.

IT IS FURTHER ORDERED that the Defendant shall pay the following amounts to the Union County Clerk of Courts (209 East Main Street, ~ Suite 230, Elk Point, SD 57025): Court Costs of One Hundred Four (\$104.00) Dollars; and Prosecution Costs in the amount of Two Hundred Eighty-Nine Dollars and Seventy-Five (\$289.75) Cents.

IT IS FURTHER ORDERED that the Defendant shall pay the following amounts Ordered by the Court – To the Union County Auditor (209 East Main Street, ~ Suite 200, Elk Point, SD 57025): Court Appointed Attorneys Fees in the amount of Seven Hundred Nineteen Dollars and Ten (\$719.10) Cents. It is further ORDERED that Union County is awarded a Judgment for said Court Appointed Attorney Fees in this matter.

IT IS ORDERED, ADJUDGED, AND DECREED that the Defendant shall receive credit for One Hundred Eight (108) days that the Defendant spent incarcerated prior to sentencing, and any days spent incarcerated after sentencing, before being transported to the State Penitentiary.

AS TO THE CHARGE in Count IV, Simple Assault (Domestic), a violation of SDCL 22-18-1(4), a class 1 misdemeanor, IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Defendant shall pay Eight Four (\$84.00) Dollars in Court Costs; a fine of Four Hundred (\$400.00) Dollars; and a Domestic Violence Fee of Twenty-Five (\$25.00) Dollars.

AS TO THE CHARGE in Count VI, Contributing to the Abuse or Neglect of a Child, a violation of SDCL 26-9-1, a class 1 misdemeanor, IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Defendant shall pay Eight Four (\$84.00) Dollars in Court Costs; and a fine of Four Hundred (\$400.00) Dollars.

IT IS FURTHER ORDERED that the Defendant shall remain in the custody of the Union County Sheriff's Office until he can be transported to the South Dakota State Penitentiary at their earliest opportunity.

**Criminal History Synopsis:**

This is Shawn Daniels' has not had any issues for the past two years while he was avoiding prosecution in both Union and Lincoln county. Daniels admitted to a felony ingestion of a controlled substance offense and a felony domestic assault and a part II habitual offender information which increased the each of those felony charges in Lincoln County's charges. This will be Daniles' third fifth conviction in this Union County file. Daniles' had two felony offenses in Woodbury County, IA for 2<sup>nd</sup> Degree Theft in 2006 and a Criminal Impersonation in Colorado Springs, CO, in 2007. Mr. Daniels has extensive misdemeanors offenses and convictions on his criminal history ranging from Failure to appears, to Assaults, and Resisting or Obstructing Law Enforcement. Daniels has tendency to abscond from the Justice System any time he is being held accountable.