
May 25, 2018

Press Release - For Immediate Release

Defendant's Name: Trinity Thompson
Age: 35
City and State of residence: Sioux City, IA
Criminal File Number: 17-483
Date of Offense: December 25, 2017
Date of Indictment: January 8, 2018
Date of Arraignment: February 26, 2018
Offense(s) Charged: Count 1: Possession of a Schedule I or II Controlled Substance, a violation of SDCL 22-42-5, a class 5 felony
Count 2: Possession of a Schedule I or II Controlled Substance, a violation of SDCL 22-42-5, a class 5 felony
Count 3: Possession of Marijuana Less Than 2 oz., a violation of SDCL 22-42-6, a class 1 misdemeanor
Count 4: Driving With a Revoked License, a violation of SDCL 32-12-65(1), a class 1 misdemeanor
Count 5: False Impersonation to a Police Officer, a violation of SDCL 22-40-1, a class 1 misdemeanor
Count 6: Possession of Drug Paraphernalia, a violation of SDCL 22-42A-3, a class 2 misdemeanor
Change of Plea: March 12, 2018
Convicted of: **Count 2: Possession of a Schedule I or II Controlled Substance, a violation of SDCL 22-42-5, a class 5 felony**
Count 3: Possession of Marijuana Less Than 2 oz., a violation of SDCL 22-42-6, a class 1 misdemeanor
Count 5: False Impersonation to a Police Officer, a violation of SDCL 22-40-1, a class 1 misdemeanor
Count 6: Possession of Drug Paraphernalia, a violation of SDCL 22-42A-3, a class 2 misdemeanor
Date of Sentencing: March 23, 2018
Officer: Trooper Brian Schultz
Trooper Trent Heuertz – South Dakota Highway Patrol
Defense Attorney: Samuel Nelson
Prosecutor: Erin Handke

Original Case Synopsis:

Trooper Brian Schultz of the South Dakota Highway Patrol stopped Trinity Thompson on December 25, 2017 for driving without a front license plate. Thompson appeared highly agitated and when asked his name and birthdate he gave a false name to the officer. He claimed to have no driver's license on him, nor any other form of identification. He called his girlfriend to the scene of the stop to allegedly bring his license to him. In the meantime, Thompson gave permission for police to search his car, and the search turned up a small black container that smelled of marijuana. The contents of the container were a meth pipe, a yellow substance and a

marijuana blunt. Thompson admitted to ownership of the case and was arrested. He was transported to the Union County Sheriff's office where he provided a urine sample. It tested positive for THC-COOH at 648 ng/ml; amphetamine at 21664 ng/ml; and methamphetamine at 172,594 ng/ml.

Original Sentencing Synopsis:

IT IS HEREBY ORDERED that as to the crime **Ct. 2: Possession of Controlled Drug or Substance, SDCL 22-42-5, a class 5 Felony**, that the Defendant shall serve **5** (five) years in the South Dakota State Penitentiary.

It is further ORDERED that Court shall SUSPEND the EXECUTION of the **5** (Five) years of the Defendant's sentence upon the Defendant satisfying the following terms and conditions:

1. Defendant shall obey all federal, state, tribal and local laws and be a good law-abiding citizen in all respects.
2. Defendant shall pay all fines, costs, restitution, and attorney's fees as ordered by the Court. Defendant shall work out a payment schedule with court services, and if requested by court services, Defendant shall execute a wage assignment form.
3. Defendant shall not consume nor possess any alcoholic beverages of any kind, and Defendant shall not enter establishments where the sale of alcoholic beverages is the primary business.
4. Defendant shall not consume, purchase, possess, or distribute marijuana, nor controlled drugs or substances of any kind, and Defendant shall not be present where such substances are being used. Defendant shall also not possess drug paraphernalia. Verification of any prescribed medication must be provided by Defendant to court services.
5. Defendant shall submit to urinalysis, breath or blood testing at any time requested to do so by Defendant's court services officer or law enforcement officer and Defendant shall be responsible for the costs of that testing.
6. Defendant, and Defendant's person, residence, vehicles and personal property, shall be subject to random search and seizure by any court services officer or law enforcement officer upon reasonable suspicion that Defendant is violating any provision of this court's order or of any probation agreement.
7. Defendant shall obtain a chemical dependency evaluation and comply with the evaluator's and the court's services officer's recommendations for treatment and aftercare.

8. Throughout the entire period of probation, Defendant shall enroll in and comply with the terms of the 24/7 Sobriety Program as set up through the Union County Sheriff's office or as directed by your Court Service Officer and submit to testing in the form of twice daily PBTs (24/7) program) or by SCRAM equipment, and the Drug Patch, and Defendant shall pay all costs of such programs. Court services may discontinue or restart these programs at their discretion.
9. Defendant shall enroll in and successfully complete counseling, MRT, etc. as required by court services.

IT IS FURTHER ORDERED that the Defendant is placed on probation for **2** (two) years. Defendant shall sign the standard probation agreement with court services and shall obey all conditions imposed by court services even though those conditions may not have been specifically set out by the court. Defendant shall execute a wage assignment form if requested to do so by court services.

IT IS FURTHER ORDERED, that the Defendant shall be imprisoned in the Union County Jail for the term of **81** days, with 21 days credit for time served. The **60** days shall be suspended on the condition that the Defendant complete treatment within 6 months of being released from incarceration.

IT IS FURTHER ORDERED, that the Defendant shall pay court costs of **\$104.00**; grand jury transcript fees of **\$10.00**; a Fine of **\$0**; and UA and Testing fees of **\$45.00** to the South Drug Control Fund; to the Union County Clerk of Courts (209 East Main Street, ~ Suite 230, Elk Point, SD 57025); it is further.

IT IS FURTHER ORDERED, **Ct. 3: Possession of Marijuana, SDCL 22-42-6, a 1 Misdemeanor** that the Defendant shall pay court costs of **\$84.00**; grand jury transcript fees of **\$0**; a Fine of **\$250.00**; and UA and Testing fees of **\$0** to the South Drug Control Fund; to the Union County Clerk of Courts (209 East Main Street, ~ Suite 230, Elk Point, SD 57025).

IT IS FURTHER ORDERED, **Ct. 5: False Personation, SDCL 22-40-1, a class 1 Misdemeanor** that the Defendant shall pay court costs of **\$84.00**; grand jury transcript fees of **\$0**; a Fine of **\$250.00**; and UA and Testing fees of **\$0** to the South Drug Control Fund; to the Union County Clerk of Courts (209 East Main Street, ~ Suite 230, Elk Point, SD 57025).

IT IS FURTHER ORDERED, **Ct. 6: Possession of Drug Paraphernalia, SDCL 22-42A-3, a class 2 Misdemeanor** that the Defendant shall pay court costs of **\$66.00**; grand jury transcript fees of **\$0**; a Fine of **\$100.00**; and UA and Testing fees of **\$0** to the South Drug Control Fund; to the Union County Clerk of Courts (209 East Main Street, ~ Suite 230, Elk Point, SD 57025).

IT IS FURTHER ORDERED that the Defendant shall receive **16** days credit at **\$60.00** a day, for time spent in custody to cover all fines and court costs in Ct. 2, Ct. 3, Ct. 5, and Ct. 6.

IT IS FURTHER ORDERED that as to the crime **Ct. 2: Possession of Controlled Drug or Substance, SDCL 22-42-5, a class 5 Felony** the penitentiary time shall run concurrent to file 63CRI18-089.

IT IS FURTHER ORDERED, that the Defendant shall pay the Defendant's Court-appointed attorney's fees of **\$564.00** directly to the Union County Auditor, (209 East Main Street, ~ Suite 200, Elk Point, SD 57025). It is further ORDERED that Union County is awarded a Judgment for said Court Appointed Attorney Fees in this matter.

Criminal History:

Thompson was first convicted in 2002 of misdemeanor forgery. He also has two prior DUI convictions and two convictions for driving while revoked. Trinity has one prior felony conviction, in 2016, for 2nd degree Theft. This offense is his second felony conviction.