

## Union County State's Attorney

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### Press Release - For Immediate Release

Elk Point, S.D. – State's Attorney Jerry A. Miller said today that Donald Voorhees, 36, Sioux Falls, SD, was found to be in violation of his probation on May 24, 2010, as ruled by the Court at a probation adjudication hearing. Following the disposition hearing held in the 1<sup>st</sup> Circuit Court, in Union County on June 28, 2010, Voorhees was found to have violated his probation by failing to submit to a search of his residence and property upon request by either his probation officer or a law enforcement officer. The Court sentenced Voorhees to 5 years in the South Dakota State Penitentiary with 30 months suspended.

#### History

Voorhees originally plead and was sentenced in November of 2003, to Possession of Marijuana, (one to ten pounds), a class 5 felony. The maximum sentence on the class 5 felony is 5 years in the penitentiary and / or \$10,000 fine. In 2003, Voorhees received a Suspended Imposition of Sentence, with 90 days of county jail time and 5 years of probation.

Voorhees was found to have violated his probation in April of 2004, for testing positive for marijuana and methamphetamine while on work release. The Court revoked Voorhees' Suspended Imposition of Sentence and subsequently Sentenced Voorhees to 5 years to the South Dakota State Penitentiary with 5 years suspended and 5 years of probation with an additional 30 days in the county jail.

Of which Voorhees violated again in 2010 – see above.