

## 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 Burton Chase III, a 35 year old Sioux City, IA resident was sentenced on October 15, 2012 on the following charge(s): one count of possession of controlled substance (Methamphetamine), a class four felony; and one count of driving while out of service, a class one misdemeanor.

Chase received a suspended five year sentence to the state penitentiary on the possession of controlled substance charge. The court placed Chase on supervised probation for five years upon conditions that Chase satisfies his probation; cooperate with his treatment; and pay all of court ordered financial his obligations. Chase was sentenced to serve ninety days in the Union County Jail. On the controlled substance charge, Chase is required to pay Court Costs of one hundred and four dollars; Prosecution Costs of fifty-five dollars; and Court-Appointed attorney fees in the amount of four hundred and eighteen dollars and twenty cents.

On the driving while out of service charge, Chase is required to pay Court Costs of eighty-four dollars; and a fine in the amount of three hundred dollars.

On June 4, 2012, Chase was traveling on highway 50 when he was pulled over by SD Highway Patrolman, Trooper Trent Heuertz, for a vehicle infraction. Chase was driving with a suspended CDL; cited for Driving Under the Influence; found to have five open container in a commercial motor vehicle; found to be in possession of 4 grams of methamphetamine and corresponding paraphernalia; along with a log book with multiple infractions. Chase admitted that he was attempting to avoid the SD scale because he knew that his employer was not properly permitted to drive through SD. Case tested positive for methamphetamine and amphetamine. This conviction is Chase's first felony conviction. The truck the Case was driving was held until the company provided a valid driver and complied with permitting and licensing requirements for SD.