

Union County State's Attorney

209 East Main Street ~ Suite # 140
Elk Point, South Dakota 57025 ~ 2327
Telephone (605) 356-2666 / Facsimile (605) 761-0199

Jerry A. Miller
State's Attorney
ucsa@iw.net

Alexis Tracy
Deputy State's Attorney
ucdsa@iw.net

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Press Release - For Immediate Release

Elk Point, S.D. – State's Attorney Jerry A. Miller announced today that David Emmelkamp, age 31, a Jefferson, SD resident plead guilty on July 16, 2012 in the 1st Circuit Court to one count of Failure to File a Contractors' Excise Tax Return, a class six felony. Emmelkamp was be sentenced on August 27, 2012 to a suspended two year sentence to the state penitentiary with three years of supervised probation. Emmelkamp was also ordered to serve one hundred days in the Union County Jail with all but twenty days suspended. Emmelkamp was fined one thousand dollars on this felony offense. Emmelkamp was also ordered to pay restitution of back taxes to the State of South Dakota in the amount of Six Thousand Five Hundred and Forty-seven dollars and forty-six cents.

The State of South Dakota Department of Revenue started and investigation on David Emmelkamp after agencies started to receive complaints that customers whom hired Emmelkamp. It was determined that the complaints against Emmelkamp were strictly a civil matter. It was discovered that Emmelkamp was neither licensed to do business in the state of South Dakota and that he had neither filed nor paid his excise tax as required by law.