

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 Gary Dailey, a 21 year old Sioux City, IA resident, plead guilty on December 12, 2011, and was sentenced in the 1st Circuit Court, in Union County on February 13, 2012 to one count of Driving Under the Influence 3rd offense, a class 6 felony. The maximum sentence on the class 6 felony is two (2) years in the penitentiary and / or a four-thousand dollar (\$4,000) fine. Dailey received a sentence of two (2) years in the South Dakota State Penitentiary with two (2) years suspended. Dailey was placed on supervised probation for three (3) years and ordered to spend ninety (90) days in the Union County Jail. Dailey was also fined five-hundred (\$500) dollars on the DWI 3rd charge. Dailey's driver's license was revoked for one (1) year from the date of his release.

Gary Dailey, was the driver of a vehicle reported leaving the Kim N Go in Elk Point, SD without paying for the pumped gas before leaving. Dailey was stopped south of Elk Point on Interstate 29 by Union County Deputy Sheriff, Jon Feller. Dailey's blood-alcohol content was .144. This was Dailey's third DUI conviction in ten years.