

Union County State's Attorney

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February 23, 2012

Press Release - For Immediate Release

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Elk Point, S.D. – State's Attorney Jerry A. Miller said today that Jacob Dempsey, a 26 year old man from Alexandria, MN plead guilty on October 17, 2011 to the following charges:

- Possession of Marijuana, a class 6 felony; and
- Ingestion, a class 1 misdemeanor.

Dempsey was sentenced on November 28, 2011. On the charge of possession of marijuana, Dempsey was sentenced to two (2) years in the South Dakota State Penitentiary with two (2) years suspended. The court placed Dempsey on three (3) years of supervised probation. Additionally, Dempsey received a nine (9) day sentence to the Union County Jail and a five-hundred dollar (\$500) fine.

On the charge of Ingestion, the court fined Dempsey an additional four-hundred (\$400) dollar fine.

This case was investigated by Deputy Dustin Sharkey of the Union County Sheriff's Office. On June 14, 2011 Deputy Sharkey observed a vehicle at mile marker 1.5 on Interstate 29 traveling over the posted speed limit at 2:49 a.m. The vehicle had a strong smell of raw marijuana. Deputy Sharkey seized 4.44 ounces of marijuana and 10 potted marijuana plants from the vehicle in which Dempsey was the passenger and the driver, who was identified as Melvin Schmid. Schmid also faced similar charges.