

# Union County State's Attorney

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## Press Release - For Immediate Release

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Elk Point, S.D. – State's Attorney Jerry A. Miller announced today that Richard Weber, age 44, a Webster, WI resident, was sentenced in the 1<sup>st</sup> Circuit Court on March 19, 2012 on one count of Grand Theft, a class 2 felony; and one count of Possession of Controlled Substances, a class 2 felony. The Court may sentence on each class 2 felony as much as twenty-five years imprisonment in the state penitentiary. In addition, a fine of fifty thousand dollars may be imposed. Both of these files were enhanced from class 4 felony charges due to Weber's criminal history qualified him as a habitual offender. This status raised the original offenses two levels.

As to the charge for Grand Theft, the Court sentenced Weber to ten years to the state penitentiary. Weber did receive credit for the one-hundred and fifty-five days he served up to the day of sentencing.

As to the charge for Possession of Controlled Substances, the Court sentenced Weber to ten years to the state penitentiary consecutive to the sentence for Grand Theft. The Court then suspended the execution of nine years of this sentence.

In this case, Weber benefited from a "global plea agreement" in which Weber would plead to the above two charges, and he would be responsible for the restitution for all of the offense that he committed and the Minnehaha and Lincoln County State's Attorneys would not press additional charges.

Weber admitted to the following video lottery thefts in Union County:

- Coffee Cup (Vermillion) - \$468.00; and Jet Truck Plaza (Beresford)- \$607.00.

Weber admitted to the following video lottery thefts in Lincoln County:

- Total Stop (Beresford) - \$1,132.00; Truck Towne (Beresford) - \$1,708.00; and Countryside Convenience (Worthing) - \$715.00.

Weber admitted to the following video lottery thefts in Minnehaha County:

- Tammen Oil (Hartford) - \$818.00; Pump N Stuff (Crooks) - \$842.00.

The South Dakota Division of Criminal Investigation handled the investigation on this case. A total of six-thousand two-hundred and ninety dollars was ordered as restitution on this file. Through the investigation, law enforcement was able to recover three-thousand two-hundred and seventy-five dollars before Weber could spend the stolen money.