

Union County State's Attorney

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August 25, 2014

Press Release - For Immediate Release

Defendant's Name: Shawn Hoffman
Age: 22
City and State of Residence: Dakota Dunes, SD
Criminal File Number: 14-110
Convicted of: Possession of Controlled Substance (Oxycodone), 22-42-5 (F5)
Ingestion of a Controlled Substance (Benzodiazepines) 22-42-5.1 (F6)
Date of Sentence: August 25, 2014
Arresting Officer: Deputy Stephanie Ryan – Union County Sheriff's Office
Bond: C/S \$5,000
Defendant's Attorney: Jon Blum

Case Synopsis:

On April 18, 2014, Deputy Ryan, stopped Shawn Hoffman with expired personalized plates designated as "SUPERMAN." Upon approaching the vehicle, the officer smelled burnt marijuana in Hoffman's vehicle. Hoffman attempted to deflect the officer's questions about the smell of marijuana to his brother when he stated that his brother may have smoked marijuana in his vehicle. Hoffman then admitted that he had knowing possession of marijuana in his glove box along with rolling papers and that he smoked two weeks prior this stop. Once at the jail, Hoffman freely gave consent and provided a urine sample which tested positive for the following: 19 ng/ml of marijuana; 11,183 ng/ml of oxycodone; oxymorphone @ 8450 ng/ml; Noroxycodone @ 17,300 ng/ml; Temazepam @ 193 ng/ml; Oxazepam @ 332ng/ml and Nordiazepam @ 146 ng/ml. Hoffman does not have a valid prescription of oxycodone or for any of the Benzodiazepines substances which tested positive in his urine.

Deputy Ryan located a loaded pistol in Hoffman's possession in which the hammer was cocked. Due to the fact that Hoffman was committing a felony while in possession of a firearm, his weapon was seized by law enforcement. Hoffman entered a plea of guilty to one count of possession of a controlled substance, and one count of ingestion of a controlled substance.

Sentencing Synopsis:

On the charge of Possession of a Controlled Substance (Oxycodone) (F5), the court sentenced Hoffman to 5 years suspended execution of sentence with 4 years of supervised probation. Concurrent with Count IV

On the charge of Ingestion of a Controlled Substance (Benzodiazepines) (F6), the court sentenced Hoffman to 2 years suspended execution of sentence with 2 years of supervised probation. Concurrent with Count II

Hoffman had to pay \$10 in PC; \$45.00 in UA costs and 61.51 in RedWood Toxicology charges payable 106.51 to the SD Drug Fund; Fine of \$500.00; with a monthly payment plan; and other standard obligation;

Criminal History:

This is Shawn Hoffman's first and second career felony conviction. He has an Iowa OWI charge in 2010 in which he received a Deferred Judgment in that file. Because of this, Hoffman is not eligible for a Suspended Imposition of Sentence.