

September 15, 2014

Press Release - For Immediate Release

Defendant's Name: Jasmine Derby
Age: 19
City and State of residence: McCook Lake, SD
Criminal File Number: 14-222
Original Incident Date: May 30, 2014
Original Indictment Date: June 6, 2014
Original Arraignment Date: July 7, 2014
Change of Plea Date: July 7, 2014
Original Convicted of: Ingestion of Controlled Substance (Methamphetamine), (F5) 22-42-5.1
Original Sentence Date: August 18, 2014 @ 2:30 p.m.
Probation Violation: Defendant failed to follow the recommendation of his treatment provider; and Defendant failed to complete treatment.
Date of Initial Appearance: 9/15/2014
PV Bond: No Bond
Date of Re-Sentence PV1: September 15, 2014
Arresting Officer / Agency: Kelly Gregg – Vermillion CSO

Case Synopsis:

On May 30, 2014 Jasmine Derby was being held by in the Union County Jail on a Probation Violation on another charge. Derby was asked to provide a urine sample which tested positive for methamphetamine @ 6,385 ng/ml. The State's attorney filed charges on Derby's dirty urine test.

Case Synopsis of Probation Violation #1:

On August 29, 2014 Jasmine Derby was terminated from the Glory House, and the South Dakota Meth program for non-compliance with the programs rules. Furthermore, Jasmine Derby was caught stealing from Lewis Drug, and other residents in the Glory House, and was also cited as having made physical threats to the other Glory House residents.

Sentencing Synopsis:

On the charge of Ingestion of a Controlled Substance, a class five felony, the Court originally granted Derby a five year suspended execution of sentence and placed Derby on supervised probation for five years. The Court further ordered that Derby serve a Ninety (90) day sentence with the balance of the sentence to be suspended upon the placement and successful completion of the SD Meth program. Derby must pay all of the ordered financial obligations as well as her court-appointed attorney fees.

The Court resentencing Derby following her admission to the probation violation. Derby was sentenced three years to the penitentiary. Derby also received credit for the 13 days she spent incarcerated prior to her sentencing. Financial obligations were reinstated and new financial obligations imposed.

Criminal History Synopsis:

This is Jasmine Derby's first probation violation on her first felony charge. Derby has a long history of juvenile offenses as well as a history of violating the terms and conditions of her court-ordered probation obligations.