

Union County State's Attorney

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Press Release - For Immediate Release

Defendant's Name: Colin A. Banks
Age: 20
City and State of residence: Sioux City, IA
Criminal File Number: 14-399
Offense Occurred On: October 25, 2014
Indicted: January 26, 2015
Plead Guilty On: April 13, 2015
Convicted of: Ct. 1: Ingestion of Schedule 3 or 4 Controlled Substance, (F6), 22-42-5.1
Sentencing Date: May 18, 2015

Case Synopsis:

On October 25, 2014, Colby Grant was the driver of a vehicle traveling 46 mph in a 35 mph zone. Deputy Ryan from the Union County Sheriff's Office noted the strong odor of Marijuana, immediately upon the driver rolling down the window to convers with the Deputy Ryan. The driver was a Colby Grant. Grant denied any knowledge of marijuana in the vehicle. Deputy Ryan questioned the other passengers. Through her questioning of the others it became obvious that Grant was lying. Deputy Ryan re-approached Grant and questioned him further. Once Grant realized that the officer knew that he was lying, Grant also admitted that he did not clean his car out well enough and that he should have known that there was marijuana left in the vehicle. Grant also admitted that he smoked marijuana the day prior with Collin Banks and Cole Lomon.

Deputy Ryan made contact with Colin Banks and asked him to stand in front of Grant's vehicle. Banks immediately admitted that he possessed marijuana and a marijuana grinder in the vehicle. Banks also admitted that he smoked marijuana the day before with Grant and Lomon. Mr. Banks' urine test was positive for marijuana (THC) at 1188 ng/ml, and positive for Hydrocodone at 633 ng/ml.

Deputy Ryan also made contacted Cole Lomon, who was the second passenger in the vehicle. Lomon denied smoking marijuana and denied that he had anything illegal in his possession. Lomon claimed that he had no knowledge of anything illegal in the vehicle. Based upon the investigation, all three subjects were arrested.

Sentencing Synopsis:

The Court ordered the following sentence on the charge of Ingestion of Schedule 3 or 4 Controlled Substance, a class 6 felony: Banks received a suspended imposition of sentence with a term of probation for four years. This option is only available to a person who has never been previously convicted of a felony. The Court gave Banks credit for 54 days previously spent incarcerated prior to the disposition of this sentence.

The Court further ordered that Banks pay the following:

- Prosecution Costs of \$10.00;
- Court Costs of \$104.00;
- SD Drug Control Fund Fee / Costs of \$45.00;
- A fine of \$500.00; and

- Court Appointed Attorney Fees of \$826.85.

Criminal History:

This is Colin Banks' first career felony conviction. The court granted Banks a suspended imposition of sentence, which allows for the court to seal the file upon the completion of his four-year supervised probationary term, if he completes probation successfully.