

Union County State's Attorney

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Press Release - For Immediate Release

Defendant's Name: Peyton Heintzelman
Age: 19
City and State of residence: Dakota City, Nebraska
Criminal File Number: 15-182
Date of Offense: 6/7/2015
Date of Indictment: 7/8/2015
Superseding Indictment: 7/29/2015
Date of Arraignment: 8/17/2015
Date of Sentencing: 3/28/2016
Convicted of: Suspended Imposition of Sentence
Arresting Officer: Chief Richard Headid
Court Appointed Attorney: Randy Hisey

Case Synopsis:

On 6/7/2015, at approximately 10:10 am, Woodbury County dispatch advised Chief Headid that they had received a complaint about some illegal activity on a social media page. Officer Headid contacted the complainant and was informed that the complainant had been contacted by Peyton Heintzelman on 'meetme.com' about purchasing marijuana. Chief Headid conducted a search for Heintzelman on Facebook and found her page with a picture of her that matched her 'meetme.com' picture. Chief Headid informed the complainant that he did not believe that someone would contact him on social media to sell him marijuana. At approximately 11:10 am, the complainant called the police department again to inform the Chief that he had arranged to meet Peyton Heintzelman in a parking lot at 1 pm, and she would have 4 grams of marijuana for him.

At the meeting time, Chief Headid drove past the address and observed the correct make and color of motor vehicle, with a woman driver that matched the picture he had seen on 'meetme.com' and Facebook. Chief Headid stopped the vehicle and questioned Heintzelman and one other occupant. Chief Headid read Heintzelman her Miranda Rights. Heintzelman waived her rights and stated that she had just recently purchased an ounce of marijuana from a friend in Sioux City, Ia., and had been selling the marijuana. She stated that she had approximately 13 grams left. Heintzelman agreed to let Chief Headid search the vehicle.

Upon searching the vehicle, Chief Headid found and seized a paraphernalia pipe, with residue; R folgers coffee can with a glass jar inside that contained: 6.4 grams of a green leafy substance believed to be marijuana; 1 bottle of 420 odor eliminator; 4.7 grams of marijuana w/packaging in the glovebox; 1 red tobacco grinder; seventy-five dollars, plus another \$2.56; 1 digital pocket scale; 5 bic lighters; and a paraphernalia baggie.

Sentencing Synopsis:

The court exercised its judicial clemency under SDCL 23A-27-13 and suspended the imposition of sentence with the condition that; the defendant be placed on supervised probation for a term of three years; comply with all federal, state, and local laws; not possess or use any alcoholic beverages, controlled drugs, or illegal substances; waive her fourth amendment right

against warrant-less random search and seizure by her probation officer and/or law enforcement officer; participate in, and pay for participation in the Drug Patch Program; Serve 100 days in the Union County Jail with suspended execution of any days remaining after defendant is accepted into an inpatient treatment program.

Criminal History Synopsis:

Defendant had no prior criminal history before this offense. If Heintzelman is successful throughout her probation, the court can seal this file allowing Heintzelman the opportunity to still have a clear criminal history.

