

# Union County State's Attorney

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## Press Release - For Immediate Release

Defendant's Name: Anthony M. Smith  
Age: 29  
City and State of residence: North Sioux City, SD  
Criminal File Number: 15-374  
Incident Date: October 19, 2015  
Indictment Date: November 18, 2015  
Arraignment Date: January 25, 2015  
Change of Plea Date: February 22, 2016  
Convicted of: Ingestion of Controlled Substance (Hydrocodone), (F5) 22-42-5.1  
Sentence Date: March 28, 2016 @ 1:15 p.m.

### Case Synopsis:

On October 19, 2015 Anthony Smith was driving a vehicle with the passenger taillight that was inoperable. Smith indicated that he knew that he was having issues with the light and thought that it issue was something to do with the wiring. During the stop, Smith became very nervous. The officer asked Smith if there was anything illegal in the vehicle. Smith first told the officer that there was nothing illegal in the vehicle, and then admitted that he had a quarter ounce of marijuana in his vehicle. The marijuana was recovered and Smith was arrested. Smith provided a urine sample that was tested positive for hydrocodone at 1,239 ng/ml. It was determined that Smith did not have a valid prescription for hydrocodone.

### Sentencing Synopsis:

On the charge of Ingestion of a Controlled Substance, a class five felony, the Court decided to use it judicial clemency to offer Mr. Smith a suspended imposition of sentence. Anthony Smith was ordered to a complete a two year term of supervised probation. The Court further ordered that Smith serve a fifteen (15) day sentence in the Union County Jail and then suspended those fifteen (15) days under the terms and conditions that Smith pay all court costs, prosecution costs, fine and court appointed attorney's fees paid in full.

### Criminal History Synopsis:

This is Anthony Smith's first felony offense. If Smith is successful throughout his term of supervised probation the court will seal Smith's felony file.