
July 26, 2016

Press Release - For Immediate Release

Defendant's Name: Robert Brown
Age: 65
City and State of residence: North Sioux City, SD
Criminal File Number: 16-006
Incident Date: January 1, 2016
Indictment Date: January 11, 2016
Arraignment Hearing: February 1, 2016
Change of Plea Date: May 9, 2016
Date of Sentencing: May 9, 2016
Convicted of: Ct. 2: DUI (Drugs), 23-23-1(2), (M1)
Ct. 3: Ingestion, 22-42-15, (M1)
Ct. 4: Possession of Marijuana < 2 oz., 22-42-6, (M1)
Ct. 5: Possession of Drug Paraphernalia, 22-42A-3, (M2)
Arresting Officer: Trooper Kayne Weaver
Court Appointed Attorney: Katie Johnson

Case Synopsis:

On January 1, 2016, Trooper Kayne Weaver stopped a vehicle driven by Robert Brown driving in North Sioux City with expired plates. Upon making contact with Brown, Trooper Weaver could smell the odor of marijuana. Brown was unable to provide insurance, license, and registration. Brown displayed signs consistent with being under the influence. Brown was found to have marijuana on his person as well as being in possession of paraphernalia. One item of paraphernalia was a methamphetamine pipe. Brown also showed signs of recent ingestion of marijuana. Brown submitted a urine sample which the State tested. The urine sample tested positive for THC at 6019 ng/ml. The methamphetamine pipe was tested and found to possess methamphetamine.

Sentencing Synopsis:

On May 9, 2016, Deputy State's Attorney Alexis Tracy approved a plea agreement in which the State would dismiss the felony charge for the possession of methamphetamine in exchange for a plea to all of the misdemeanor offenses in this file. The Court sentenced Brown as follows:

Ct. 2: DUI (Drugs): Court costs of \$84.00; Prosecution costs \$156.95; Drug fund costs \$99.00; DUI fee of \$50.00; Court Appointed Attorney Fees to the County in the amount of \$906.20; and a Fine in the amount of \$300.00.

Ct. 3: Ingestion: Court costs of \$84.00; and a Fine in the amount of \$300.00.

Ct. 4: Possession of Marijuana < 2 oz., Court costs of \$84.00; and a Fine in the amount of \$300.00.

Ct. 5: Possession of Drug Paraphernalia, Court costs of \$66.00; and a Fine in the amount of \$200.00. Browns sentence on each offense has time suspended on the term and condition that Brown pay all of his obligations by July 8, 2016. Brown's license was also suspended by the Court for 30 days. Brown sentences shall run concurrent to his sentence in Count 2. rum was ordered to serve 60 days in the Union County Jail.

Criminal History:

Robert Brown has no felony convictions on his record.