

# Union County State's Attorney

**Jerry A. Miller**  
State's Attorney  
JerryMiller@ucsa.us

209 East Main Street ~ Suite 140  
Elk Point, South Dakota 57025  
Telephone (605) 356-2666 / Facsimile (605) 761-0199

**Alexis A. Tracy**  
Deputy State's Attorney  
AlexisTracy@ucsa.us

**Tamara Nash**  
Deputy State's Attorney  
TamaraNash@ucsa.us

March 10, 2016

## Press Release - For Immediate Release

Defendant's Name: Robert Johnson  
Age: 22  
City and State of Residence: Sioux City, IA  
Criminal File Number: 15-124  
Incident Date: April 20, 2015  
Information Date: April 30, 2015  
Arresting Officer: Officer Dustin Sharkey – North Sioux City Police Department  
Officer Aaron Tyler – North Sioux City Police Department  
Defense Attorney: Jeff Myers

### Case Synopsis:

On April 20, 2015, at about 3:05 a.m., Officer Dustin Sharkey was called to Zort's Casino for a suspicious male. The reporting party was concerned that the suspicious person was possible armed and acting nervous. Officers Sharkey and Officer Aaron Tyler responded to the Casino and reviewed the security footage and identified two suspicious people. Officer Tyler made contact with one of the suspicious individuals who was identified as Nicholas Harris. Methamphetamine and paraphernalia was found on Harris' person.

Robert Johnson was with Nicholas Harris. Johnson was approached by an officer and freely surrendered a methamphetamine pipe and admitted that he was in possession of methamphetamine. Johnson would not consent to a urine sample until after a search warrant was secured. Johnson's urine sample tested positive for Amphetamine at 22,277 ng/ml; marijuana (THC) at 471 ng/ml; and methamphetamine at 137,146 ng/ml.

### Sentencing Synopsis:

On the charge in Count 1, for Possession of a Scheduled 1 or 2 Controlled Substance, which is a class five felony, the Court sentenced Robert Johnson with a suspended five-year sentence to the state penitentiary, under the terms and conditions that Robert Johnson successfully complete a four year term of supervised probation. Robert Johnson was ordered to complete several terms and conditions, which include that Robert Johnson, pay the following. Robert Johnson was ordered to pay the following: \$104.00 in Court Costs; \$99.00 to the SD Drug Fund; and \$1,644.00 in Court-Appointed Attorney.

### Criminal History:

This is Robert Johnson's second career felony conviction.