
February 10, 2016

Press Release - For Immediate Release

Defendant's Name: Wyatt Larson
Age: 26
Residence: Fargo, ND
Criminal File Number: 14-218
Charges: Ct. 1A: Aggravated Assault (F2)
Ct. 1B: Aggravated Assault (F3)
Ct. 2: Possession of a Scheduled 1 or 2 Controlled Substance (F5)
Ct. 3: Ingestion of a Scheduled 1 or 2 Controlled Substance (F5)
Ct. 4: Reckless Discharge of Firearm (M1)
Date of Offense: June 24, 2014
Arrestment Date: July 21, 2014
Change of Plea Date: September 15, 2014
Suspended Imposition: November 3, 2014
Convicted of: Ct. 2: Possession of a Scheduled 1 or 2 Controlled Substance (F5)
Ct. 3: Ingestion of a Scheduled 1 or 2 Controlled Substance (F5)
Ct. 4: Reckless Discharge of Firearm (M1)
Arresting Officer: SA Ryan Pennock – SD Division of Criminal Investigation
Sheriff Dan Limoges – Union County Sheriff
Probation Violation Date: November & December of 2015
Probation Violation(s): Larson missed several appointments w/ probation officer
and absconded from his supervised probation;
Larson was arrested on December 15, 2015 for DUI in MN;
Larson started treatment and only attended one meeting;
Larson left the state without permission; and
Larson changed his place of residence w/o permission or notice;
Disposition Date of PV: February 22, 2016

Case Synopsis:

On June 24, 2014 law enforcement was called to a location near the intersection of 330th Street and 484th avenue near Jefferson SD. A subject was reported to be discharging an AK 47 assault rifle in the air and cursing at people in their vehicles as they pass. Sheriff Limoges was the first officer on the scene and confronted Larson. Larson, who was armed with an AK 47 assault rifle, started walking towards Sheriff Limoges' patrol vehicle all the while pointing the assault rifle at Sheriff Limoges. Sheriff Limoges used the public announcement system in his patrol vehicle to direct Wyatt Larson to disarm. Sheriff Limoges took cover behind his patrol vehicle. Larson did finally disarm as directed by Sheriff Limoges without the use of force or incident. It was determined that Larson had discharged thirty rounds prior to law enforcement's arrival. Sheriff Limoges indicated that Wyatt Larson appeared to be agitated and under the influence.

Further investigation revealed that Larson and his girlfriend, and his girlfriend's child, decided to travel from the Fargo, ND area to the Oklahoma City, OK area. The reason for this

trip was to purchase a large amount of methamphetamine for the two of them. Larson and his girlfriend had several thousand dollars and the assault rifle. According Larson, they brought the rifle in case they needed it for their own protection. Larson also said that he obliterated the serial number on the assault rifle to trade for more drugs if their safety was not a concern. Once they reached the Oklahoma City area they meet with a gang member who provided Wyatt Larson with sizable amount of methamphetamine. However, Larson's girlfriend and her daughter decided to stay with the gang member willingly. Larson was on his third day of travel after purchasing the methamphetamine. Larson admitted that he had been bingeing on the methamphetamine for three days straight. Larson told officials that when he stopped in the Jefferson area, it was because due to his three day binge of methamphetamine, he thought he was being followed by the gang members.

Wyatt Larson mental and medical needs were addressed. Larson provided a urine sample which tested positive for amphetamine at 1,368 ng/ml and methamphetamine at 5,097 ng/ml. The above charges were the result of the evidence discovered during this contact.

Sentencing Synopsis:

On September 15, 2014, Wyatt Larson admitted to the following charges: Count Two, Possession of a Scheduled 1 or 2 Controlled Substance; Count Three, Ingestion of a Scheduled 1 or 2 Controlled Substance; and Count Four, Reckless Discharge of Firearm. The State dismissed the balance of the charges in exchange for Larson pleading guilty to the three charges as stated above. At the scheduled sentencing hearing, the Court exercised its judicial discretion and imposed a suspended imposition of sentence with an obligation of supervised probation for five years. If Larson satisfies his probation the court will seal this criminal file and all three felony offenses. However, if Larson violates his probation, the court may revoke the suspended imposition of sentence which will allow the court to re-sentence Larson.

Probation Violation Synopsis:

Wyatt Larson's probation officer signed Larson up for supervised probation pursuant to standard rules and regulations as well as the court's specific rules that were listed during the sentencing hearing. Larson signed up and understood his responsibilities and obligations. Larson went to treatment and was evaluated and attended one treatment class. Larson never attended any further classes and failed to successfully complete that treatment program. Larson signed up for his supervised probation and indicated his current address. The probation officer later checked up on that address and was advised that he had moved out shortly after registering. Larson failed to continue to meet regularly with his probation officer, further indicating Larson's intent to abscond. Larson was allowed to go back to ND to serve his term of supervised probation. A standard term of probation is a restriction on travel without prior permission. Larson's absconding was further evident when he was stopped and arrested for DUI out of the state of Minnesota.

Probation Violation Sentencing Synopsis:

On February 22, 2016, Wyatt Larson was resentenced on the charge of Possession of a Schedule 1 or 2 Controlled Substance. The Court revoked the previous suspended imposition of sentence and sentenced Larson to 5 years to the SD State Penitentiary. Larson's sentence is to begin immediately. Larson received credit for the 193 days that he spent incarcerated on this file up to the date of sentencing on February 22, 2016. The Court further ordered that Larson would have to pay all of his monetary obligations as well as his new court-appointed attorney fees for his defense on this probation violation file.

Criminal History Synopsis:

This is Wyatt Larson's first and second career felony conviction. Larson's complete failure to cooperate with and participate during his supervised probation leaves the court with no

choice but to sentence this defendant to the penitentiary. Typically the court looks to the mitigating circumstances in which the defendant tries to comply. A defendant that tries to comply is a person that a probation officer is able to work with.