

Union County State's Attorney

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Press Release - For Immediate Release

Defendant's Name: Toni Olson
Age: 55
City and State of residence: North Sioux City, SD
Criminal File Number: 15-055
Offense Occurred On: January 26, 2015
Indicted: February 25, 2015
Plead Guilty On: February 25, 2015
Convicted of: Ct. 2: Ingestion of Schedule 3 or 4 Controlled Substance, (F6), 22-42-5.1
Sentencing Date: May 4, 2015
Arresting Officer: Officer Samantha Close – North Sioux City Police Department
Court-Appointed Attorney: Rachel Rasmussen

Date of Probation Violation: September 12, 2015
Probation Violation: 1) Failed to obey all laws; and
2) Failed to abstain for the use of all drugs and alcohol;
Re-Sentencing: December 21, 2015
Officer(s) Involved in PV: Sgt. Jacob Limoges – Elk Point Police Department

Case Synopsis:

On January 26, 2015, officers and members of the department of social services were called to investigate Toni Olson, who is the ex-wife of Larry Olson. The report alleged that Toni Olson was living with and abusing Larry Olson who has needed care for the past year since suffering from a stroke about one year prior. During the interview, Toni admitted that she had not given Larry his medication for a month and that she has been putting off his doctor's appointments. Drug paraphernalia was observed out in the open during the interview. Toni Olson retrieved a chewing tobacco can and admitted that it contained marijuana. Toni quickly opened the tobacco can and put something in her mouth. The can was secured. In the can were two half pills. Those two pills were found to be clonazepam. Toni Olson denied using methamphetamine. Toni also denied being an intravenous user, however her arms show signs of recent track marks. Toni was placed under arrest and she provided two urine samples due to her recent ingestion of an unknown substance from the tobacco can in front of the officer and DSS worker. The first urine test showed a positive result of marijuana at 45 ng/ml and positive for 2,533 ng/ml of methamphetamine. The second urine sample tested positive for marijuana at 108 ng/ml and positive for 101,024 ng/ml.

Probation Violation Synopsis:

On or September 12, 2015 at about 1:58 p.m., Sgt. Limoges observed Toni Olson driving. Sgt. Limoges confirmed with dispatch that Olson did not have a valid driver's license as her driving privileges were previously suspended. Olson admitted that she knew that she was not legal to drive. Olson gave Sgt. Limoges consent to search her vehicle and property. Furthermore, Olson was on probation and has a probation condition that requires that she waive her rights to search her property to a law enforcement officer upon request. Toni Olson was

found to be in possession of methamphetamine, and drug paraphernalia. Olson eventually admitted that she also used marijuana approximately a week prior to this stop. A urine sample of Olson's tested positive for 13 ng/ml of marijuana (THC), 333 ng/ml of amphetamine and 1,029 ng/ml of methamphetamine. This fact pattern created a felony file under # CRI 15-316.

Sentencing Synopsis:

The Court ordered a two-year suspended sentence with a four-year term of supervised probation. The Court also ordered a ten-day sentence in the Union County Jail.

The Court further ordered that Toni Olson pay the following:

- \$10.00 in Prosecution Costs;
- \$104.00 in Court Costs;
- \$90.00 to the South Dakota Drug Fund; and
- Court Appointed Attorney Fees in the amount of \$310.50

Probation Violation Synopsis:

The Court re-ordered a suspended Two year sentence to the state penitentiary with a Four year term of supervised probation. The Court also ordered that Toni Olson serve a Sixty day sentence in the county jail. Standard terms and conditions of probation were put back in place as part of Olson's supervised probationary terms.

Criminal History:

This is Toni Olson's first probation violation on her first career felony conviction. Since this conviction, Toni Olson acquired a second career felony conviction.