

July 26, 2016

## Press Release - For Immediate Release

Defendant's Name: Jennifer Sarutzki  
Age: 42  
City and State of residence: Sioux Falls, SD  
Criminal File Number: 14-451  
Offense Occurred On: December 6, 2014  
Indicted: December 17, 2014  
Plead Guilty On: August 17, 2015  
Convicted of: Ct. 2: Possession of Marijuana, SDCL 22-42-6, (F6) (> 2 oz. & < ½ lb.)  
Sentencing Date: September 28, 2015

1<sup>st</sup> Probation Violation: Sarutzki failed to report on April 7, 2016 for meeting with probation officer; Sarutzki failed to achieve or maintain employment as ordered; Sarutzki took four months to get a Chemical Dependency Evaluation; Sarutzki was ordered to complete Intensive Out-Patient Treatment but failed to comply; Sarutzki stated that she would not comply with recommendation for treatment; Sarutzki failed to comply with CBISA training on April 6, 2016; Sarutzki failed to comply with further drug testing; Sarutzki failed a urine test on February 25, 2016; Sarutzki has failed to make regularly payments on her financial obligations.

### Original Case Synopsis:

On December 6, 2014 Jennifer Sarutzki was stopped after 11:00 p.m. for driving without her headlights on. As the officer approached the vehicle, Jennifer Sarutzki was spraying a perfumed / air freshener all about the interior of the vehicle. The officer could smell the strong odor of raw marijuana coming from the vehicle. Jennifer Sarutzki explained that to the officer that she had been smoking a blunt, which she admitted that she threw that out the window as the officer was pulling her over. Jennifer Sarutzki admitted that she had a little bit of marijuana that she was rolling so that she could smoke. The officer placed Jennifer Sarutzki under arrest. Upon searching her, the officer found two vacuum sealed bags of marijuana. The officer and jail staff advised her that she needed to declare if she had any other drugs or weapons prior to entering the jail. Jennifer Sarutzki told both that she had nothing to declare. Upon entering the jail and being stripped searched, the jailer found that Jennifer Sarutzki was hiding a third vacuum sealed bag of marijuana. Jennifer Sarutzki's failure to declare the last bag of marijuana resulted in a felony charge for bringing a prohibited item into the jail. Sarutzki provided a urine sample which tested positive for 2,734 ng/ml of marijuana (THC).

### Original Sentencing Synopsis:

The Court sentenced Jennifer Sarutzki to a suspended two-year term to the penitentiary under the terms and conditions that she complete two-years of supervised probation. The Court further ordered that Jennifer Sarutzki pay the following:

- \$10.00 in Prosecution Costs;

- \$104.00 in Court Costs;
- \$85.00 to the SD Drug Control Fund; and
- \$850.00 in court-appointed attorney fees.

**Probation Violation Disposition:**

The Court sentenced Jennifer Sarutski to a 2-year sentence to the penitentiary with 1 year suspended. The Court further ordered that Jennifer Sarutski pay all the unpaid financial obligations as well as the new obligations for the continued representation for the court-appointed attorney fees.

**Criminal History:**

This is Jennifer Sarutski's first probation violation on her third career felony conviction.