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Press Release - For Immediate Release

Defendant's Name:	Consuelo Valdez
Age:	40
City and State of residence:	Sioux City, IA
Criminal File Number:	14-157
Convicted of:	Possession of a Schedule 2 Controlled Substance 22-42-5 (F5) 5/10
Original Offense Date:	May 14, 2014
Indictment:	May 28, 2014
Arraignment Date:	June 9, 2014
Original Change of Plea Date:	August 18, 2014
Original Date of Sentence:	August 18, 2014
Original Arresting Officer:	Lt. Richard Headid – North Sioux City Police Department
Bond:	\$7,500 C/S
Defense Attorney:	Rachel Rasmussen
Prosecutor:	Jerry Miller
Probation Violation Date:	Violated by CSO on June 29, 2016
Probation Violation(s):	Used Meth daily and showed up to CSO High; Absconded; and Fired; Failed to make monthly payments.
Arresting Officer:	Kelleen Gregg & Mindy Bottom
Defense Attorney:	Tom Frieberg
Prosecutor:	Alexis Tracy

See below for Probation Violation Synopsis:

Case Synopsis:

On May 15, 2014, Lt. Headid was called to the respond to the Triple Crown Casino by a manager. Lt. Headid took a report that a patron had taken a salad spoon from the buffet and that it was found in the bathroom trash with burn marks and a drug substance on the spoon. Lt. Headid identified the drug substance as methamphetamine and determined that the patron had used the salad spoon to cook and prepare methamphetamine for intravenous use. Lt. Headid found the patron based upon the manager's description at 4 Aces. The patron was identified as Alejandro Holguin. Holguin was attempting to avoid the officers looking for him and was found getting into the vehicle of a Consuelo Valdez. Lt. Headid questioned Holguin who admitted that he had recently injected himself with methamphetamine at the Triple Crown Casino after using the salad spoon that he had taken from the buffet. A search of the vehicle revealed additional paraphernalia and a drug like substance. Both Holguin and Valdez were arrested. As this case progressed, family members advised the State, the Defense, and the Court that Holguin has a serious issues with different types of substances and a history of retail theft to support his habit. A records check revealed that Valdez has a history of distribution of controlled substances in two states. Valdez

provided a urine sample which tested positive for amphetamine @ 9,771 ng/ml; and methamphetamine @ 60,562 ng/ml.

Sentencing Synopsis:

On the charge of possession of schedule 2 controlled substance, a violation of SDCL 22-42-5, as a class 5 felony, the court sentenced Valdez to 5 years suspended execution of sentence with 4 years of supervised probation. Valdez was ordered to pay court costs of \$104.00; prosecution costs of \$10.00; fees repaid to the South Dakota Drug Fund in the amount of \$99.00; a fine in the amount of \$300.00; and court-appointed attorney fees in the amount of \$861.30. It was further ordered that Valdez serve 123 days in the Union County Jail, of which Valdez received credit for the 63 days that she spent prior to the disposition of this file. Valdez is to serve 30 days starting on August 1, 2015 and 20 days on August 1, 2016, however these 60 days may be suspended by Valdez's court-services officer if Valdez is complying with all of her terms of her supervised probation.

Probation Violation Synopsis:

Cosuelo Valdez showed up for his May 3, 2016 appointment to his CSO while she was high on methamphetamine. Cosuelo Valdez reported that she had been using meth daily. Showed up late on May 17, 2016 and was rescheduled. Rescheduled for May 19, 2016 was a no show again. Letter and phone calls went unanswered. A home visit was not able to locate Valdez. Cosuelo Valdez had been fired and she did not inform her CSO. She was considered to have absconded and her Court Services Officer submitted the probation violation to the State's Attorney's Office to proceed with a probation violation on June 28, 2016.

Probation Disposition Synopsis:

The Court resentenced Cosuelo Valdez on the charge of possession of schedule 2 controlled substance, a violation of SDCL 22-42-5, as a class 5 felony, the court sentenced Valdez to 5 years suspended execution of sentence with 4 years of supervised probation. Valdez was ordered to pay court costs of \$104; prosecution costs of \$10; fees repaid to the South Dakota Drug Fund in the amount of \$99; a fine in the amount of \$300; and court-appointed attorney fees in the amount of \$861.30, and new Court-Appointed Attorney Fees in the amount of \$368. The Court further ordered that Cosuelo Valdez serve 180 days in the county jail and gave her credit for the 113 days she had previously served. The Court further suspended the remaining 67 days.

Criminal History:

This is Consuelo Valdez's first probation violation on her third career felony conviction.