
January 30, 2016

Press Release - For Immediate Release

Defendant's Name: Toni Olson
Age: 55
City and State of residence: Elk Point, SD
Criminal File Number: 15-316
Date of Offense: September 12, 2015
Date of Indictment: October 14, 2015
Date of Arraignment: November 23, 2015
Change of Plea Date: November 23, 2015
Convicted of: Ct. 1: Possession of a Schedule 1 or 2 Controlled Substance, 22-42-5, (F5),
Habitual Offender Information (increases the level of the felony one level)
Date of Sentencing: December 21, 2015
Arresting Officer: Deputy Stephanie Ryan – Union County Sheriff's Office
Officer Jacob Limoges – Elk Point Police Department
Court Appointed Attorney: Katie Johnson

Case 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.

Sentencing Synopsis:

The court sentenced Olson to serve five years in the South Dakota penitentiary and then suspended those five years under the terms and condition of Olson successfully completing her term of four years of supervised probation. Olson was ordered to serve sixty days in the Union County Jail over the course of several weekends and with a remaining twenty day portion of the sentence to be served starting January 1, 2017.

Criminal History:

This is Toni Olson's second career felony conviction. Olson has had other misdemeanor offenses on her criminal record in other states as well as SD. The court remained within the maximum sentence of a class five felony offense even though the defendant could have been sentenced up to ten years due to Olson's admission to the habitual offender.