
November 3, 2017

Press Release - For Immediate Release

Defendant's Name: Zachery Bodlak
Age: 22
State of residence: Sioux City, IA
Criminal File Number: 17-101
Incident Date: January 13 through 15, 2017
Indictment Date: March 29, 2017
Arraignment Hearing: April 24, 2017
Charges Files: Ct 1A: Possession of a Schedule 1 or 2 Controlled Substance with Intent to Distribute (Cocaine), SDCL 22-42-2, a class 4 felony;
Ct 1B: Possession of a Schedule 1 or 2 Controlled Substance with Intent to Distribute (Counterfeit Cocaine), SDCL 22-42-2, a class 4 felony;
Ct 2: Possession of a Schedule 1 or 2 Controlled Substance, SDCL 22-42-5, a class 5 felony;
Ct 3: Reckless Driving, SDCL 32-24-1, a class 1 misdemeanor;
Ct 4: Contributing to the Delinquency of a Minor, SDCL 26-9-1, a class 1 misdemeanor;
Ct 5: Racing, SDCL 32-25-23, a class 2 misdemeanor;
Part II Information for Habitual Offender, SDCL 22-7-9
Change of Plea Date: August 28, 2017
Date of Sentencing: August 28, 2017
Convicted of: Ct 4: Contributing to the Delinquency of a Minor, SDCL 26-9-1, a class 1 misdemeanor;
Ct 5: Racing, SDCL 32-25-23, a class 2 misdemeanor;
Arresting Officer: Officer Jacob Limoges – EPPD;
Officer Corey Trudeau – EPPD;
SA Robert Mertz – FBI; and
SA David Keith – FBI
Defense Attorney: Jason Rumpca
Prosecution Attorney: Jerry Miller

Case Synopsis:

On or between January 13th through the 15th of 2017, Andrew Polly was house sitting for his grandmother who was in the hospital at that time. Mr. Polly took this opportunity to invite several people over to his house for a party. Some of these people were friends and other were young teenage girls that he and his friends had picked up with the promise of a house party. One of Mr. Polly's friends was Zachery Bodlak. All of the teenage girls were from the Sioux City, IA area. There were at least two parties at Mr. Polly's grandmothers' house. It was reported that on each night as Mr. Polly and Mr. Bodlak drove the party goes Mr. Polly's Grandmother's residence, that Mr. Polly and Mr. Bodlak raced up the interstate from Sioux City, IA at speeds

reaching 100 mph. Both vehicles were filled with their friends and the teenage girls that they had invited to party with them in Elk Point, SD. Once at Mr. Polly's Grandmother's residence, some of the males started to smoke marijuana in the garage. On one of the evenings, Mr. Bodlak insisted on securing some cocaine prior to traveling to Elk Point. Mr. Bodlak later stated that he secured the Cocaine for another male friend. Various witness stated that Mr. Bodlak and another male person was snorting cocaine off of the kitchen counter top. Eventually, Mr. Bodlak admitted to Count 4: Contributing to the Delinquency of a Minor, a violation of SDCL 26-9-1, a class 1 misdemeanor; and Count 5: Racing, a violation of SDCL 32-25-23, a class 2 misdemeanor.

Witnesses and a victim reported the Mr. Polly engaged in sexual relationship with a teenage female who was fifteen years old. The victim's mother had caught her daughter sneaking into the house in the early morning hours and found out that her fifteen-year-old daughter had sex with a twenty-year-old man. Once Mr. Polly was identified as the suspect, law enforcement determined that Mr. Polly was more than five years older than the victim. Because of the alcohol that was brought to the house, and the racing, along with Mr. Polly and Mr. Bodlak's actions which contributed to the delinquency of the teenage girls as well as the exploitation of minors, the State filed indictments on both of these young adults who purposefully took advantage of multiple minors.

Sentencing Synopsis:

The Court sentenced Zackery Bodlak at on the August 28, 2017, in Count 4: Contributing to the Delinquency of a Minor. The Court ordered Zackery Bodlak to serve Sixty (60) days in the Union County Jail and suspended Forty-four (44) days of Zackery Bodlak's sentence. Zackery Bodlak was placed on un-supervised probation under the following terms and conditions:

1. The Defendant shall obey all federal, state and local laws for Six (6) months.
2. The Defendant shall pay all monetary obligations as Ordered by this Court as a term of satisfying the Defendant's sentence. The Defendant shall pay all financial obligations within Six (6) months or by February 28, 2018.

Zackery Bodlak received credit for Sixteen (16) days that the Defendant spent incarcerated prior to disposition. The Court further ordered that Zackery Bodlak pay Court Costs of Eighty-Four (\$84.00) Dollars; a fine in the amount of Two-Hundred and Fifty (\$250.00) Dollars; prosecution costs to Union County in the amount of Three Hundred and Forty-Three Dollars and twenty cents (\$343.20). Zackery Bodlak is further required to pay Court Appointed Attorneys Fees in the amount of Seven Hundred and Ninety-Nine (\$799.00) Dollars. The Court awarded the county a Judgment for said Court Appointed Attorney Fees in this matter.

On the charge of Racing, Zackery Bodlak was ordered to pay Court Costs of Sixty-Six (\$66.00) Dollars; and a fine in the amount of One-Hundred (\$100.00) Dollars.

Criminal History Synopsis:

Zackery Bodlak was convicted of a class D felony offense in the State of IA prior to this case. Bodlak violated his probation and was sent to the Iowa Penitentiary. Bodlak now adds convictions for Contributing to the Delinquency of a Minor, and Racing to his criminal history record.