
January 13, 2017

Press Release - For Immediate Release

Defendant's Name: Michael Haynie
Age: 40
City and State of residence: Elk Point, SD
Criminal File Number: 14-069
Offense Date: March 9, 2014
Indictment Date: May 1, 2014
Offenses Charged: **1:** Ingestion of a Schedule 1 or 2 Controlled Substance, (F5)
2: Ingestion of a Schedule 3 or 4 Controlled Substance (F6)
3: Ingestion (M1)
4: Possession of Marijuana (M1)
5: Possession of Drug Paraphernalia (M2)
Part II Information ~ Habitual Offender
Arrestment: May 19, 2014
Change of Plea: June 9, 2014
Convicted of: **1:** Ingestion of a Schedule I or II Controlled Substance, (F5)
Date of Sentence: July 21, 2014
Arresting Officer: Officer Jacob Limoges – Elk Point Police Officer
Defense Attorney: Mike McGill
Prosecutor: Jerry Miller

Probation Violation Date: December 22, 2015
1st Probation Offense: Ingestion of a Schedule I or II Controlled Substances (F5) 22-42-5.1
Initial Appearance Date: March 28, 2016
Change of Plea: June 20, 2016
Date of Sentence: August 29, 2016
Arresting Officer: Kelly Gregg – Court Service Officer
Defense Attorney: Jeff Myers
Prosecution: Alexis A. Tracy

Case Synopsis:

Officer Limoges of the Elk Point Police Department was called to the Haynie residence for a welfare check by a relative. The Department of Social Services was also called about Michael Haynie's mental stability. The report to both agencies was concerned about his safety and his use of illegal substances. Officer Limoges identified, which was later admitted to by HAYNIE, that HAYNIE had attempted suicide through the ingestion of multiple over the counter and illegal substances. At the residence, HAYNIE was found to have multiple items of drug paraphernalia for different kinds of substances. HAYNIE plead guilty to Ingestion of a schedule 2 controlled

substance and was sentenced on June 9, 2014. HAYNIE's urine tested positive for 575 ng/ml of Marijuana, and 1896 ng/ml of Methamphetamine.

Sentencing Synopsis:

On the charge of Possession of Schedule I or II Controlled Substance, HAYNIE received a five-year suspended execution of sentence to the penitentiary and four years of supervised probation. HAYNIE was also ordered to pay all financial obligations as a condition of satisfying supervised probation.

Probation Violation Synopsis:

On December 22, 2015, HAYNIE's house was searched as a result of an investigation by DCI. A urinalysis was taken and the results revealed he was positive for marijuana (THC) at 299 ng/ml and methamphetamine at 23,000 ng/ml. On February 25, 2016, HAYNIE's Court Service Officer conducted a random search of HAYNIE's home revealed a marijuana roach, 4 pill bottles containing a strong odor of marijuana. HAYNIE was given a random urinalysis which tested positive for methamphetamine and THC.

Probation Violation Disposition Synopsis:

The Court, addressing the probation violation on the original charge of Ingestion of a Schedule I or II Controlled Substance. HAYNIE was resentenced to serve a suspended 5-year sentence to the penitentiary. HAYNIE was ordered to serve a 4-year sentence of a supervised probation. HAYNIE was further ordered to serve 60 days in the Union County Jail with credit for the 37 days he spent incarcerated prior to this sentencing on the term that HAYNIE has a bed available in the Serenity Hills Treatment Center. HAYNIE was ordered to pay the following: \$10 in Prosecution Costs; a previous fine of \$500; previous fees to the SD Drug Control Fund in the amount of \$99; and \$1,777.53 in total Court-Appointed Attorney Fees for the original action and for the probation violation.

Criminal History:

This is Michael HAYNIE's first probation violation on his second career felony conviction.