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December 15, 2017

## Press Release - For Immediate Release

Defendant's Name: Bill O'Quinn  
Age: 44  
City and State of residence: Dixen, NE  
Criminal File Number: 15-065  
Incident Date: March 20, 2015  
Indictment Date: May 20, 2015  
Arraignment Date: July 6, 2015  
Change of Plea Date: August 17, 2015  
Convicted of: Ct. 1: Ingestion of a Scheduled 1 or 2 Controlled Substance,  
a violation of SDCL 22-42-5.1, (F5)  
Sentencing Date: September 28, 2015

Probation Violation Date: April 29, 2016  
Probation Violations: Bill O'Quinn was caught using Methamphetamine;  
Bill O'Quinn was caught using alcohol;  
Bill O'Quinn failed mandatory drug testing;  
Bill O'Quinn was caught violating the no bar rule;  
Initial Appearance: May 8, 2017  
Admission Date: May 8, 2017 (Court ordered O'Quinn to talk with attorney.)  
2<sup>nd</sup> Admission Date: May 22, 2017  
Disposition Date: June 26, 2017  
Court Appointed Attorney: Jeff Myers  
Prosecuting Attorney: Jerry A. Miller

### Case Synopsis:

Bill O'Quinn, was the driver of a vehicle that was speeding on Interstate 29 at a rate of 74 mph in a 65 mph zone. O'Quinn's vehicle also had a cracked windshield. As the deputy was completing a warning ticket for the cracked windshield, O'Quinn admitted in casual conversation that he used to smoke marijuana and methamphetamine. O'Quinn then consented to allow the deputy to search his vehicle for illegal and controlled substances. A bag of marijuana was located near the center console. O'Quinn then admitted that he smoked marijuana earlier in the day. O'Quinn provided a urine sample which tested positive at 83 ng/ml of marijuana, and 11,357 ng/ml of methamphetamine.

### Probation Violation Synopsis:

O'Quinn did complete In-Patient Treatment on April 29, 2016, and February 10, 2017, but, failed to consistently submit to mandatory drug testing. O'Quinn also failed to implement the

skills taught during inpatient treatment. O'Quinn did not appear for mandatory drug testing on March 26, 2017, stating to his Court Services Officer, "Sorry, I overslept." O'Quinn did not appear for mandatory drug testing on following dates: June 25, 2016, July 2, 2016, July 11, 2016, August 27, 2016, September 24, 2016, December 3, 2016 and December 7, 2016. O'Quinn also tested positive for methamphetamine on August 29, 2016, October 8, 2016 and February 14, 2017.

**Probation Violation Disposition Synopsis:**

IT IS ORDERED, ADJUDGED, AND DECREED the Defendant is that the Defendant shall serve a sentence of Ninety (90) days in the Union County Jail. IT IS FURTHER ORDERED that the Defendant shall receive credit for Sixty-Seven (67) days that the Defendant spent incarcerated prior to disposition.

IT IS FURTHER ORDERED that the Defendant shall pay the following amounts Ordered by the Court – To the Union County Clerk of Courts (209 East Main Street ~ Suite 230, Elk Point, SD 57025): Remaining Court Costs, Prosecution Costs, and Fine in the amount of Nine (\$9.00) Dollars.

IT IS FURTHER ORDERED that the Defendant shall pay the following amounts Ordered by the Court – To the Union County Auditor (209 East Main Street, ~ Suite 200, Elk Point, SD 57025): **New** Court Appointed Attorneys Fees in the amount of Two Hundred Eighty-Two Dollars (\$282.00). It is further ORDERED that Union County is awarded a Judgment for said Court Appointed Attorney Fees in this matter.

IT IS FURTHER ORDEREED that the Defendant shall pay all monetary obligations as ordered by this Court as at term of satisfying his sentence.

IT IS ORDERED, ADJUDGED, AND DECREED that the Defendant shall be released from probation unsatisfactory as of when he has completed his Union County Jail sentence.

**Criminal History:**

This is Bill O'Quinn's first probation violation on his second career felony conviction.