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November 1, 2017

## Press Release - For Immediate Release

Defendant's Name: Sandy VanRoekel  
Age: 38  
State of residence: SD  
Criminal File Number: 17-119  
Incident Date: April 6, 2017  
Indictment Date: May 17, 2017  
Arraignment Hearing: May 22, 2017  
Charges Filed: Ct. 1: Possession of a Schedule I or II Controlled Substance, SDCL 22-42-5, F5 5/10  
Ct. 2: Ingestion of a Schedule I or II Controlled Substance, SDCL 22-42-5.1, F5 5/10  
Ct. 3: Possession of a Schedule III or IV Controlled Substance, SDCL 22-42-5, F6 2/4  
Ct. 4: Ingestion of a Schedule III or IV Controlled Substance, SDCL 22-42-5.1, F6 2/4  
Ct. 5(A): Driving Under the Influence, SDCL 32-23-1(2), M1 1/2; or in the alternative  
Ct. 5(B): Driving Under the Influence, SDCL 32-23-1(3), M1 1/2; or in the alternative  
Ct. 5(C): Driving Under the Influence, SDCL 32-23-1(4), M1 1/2  
Change of Plea Date: July 31, 2017  
Date of Sentencing: July 31, 2017  
Convicted of: Ct. 1: Possession of a Schedule I or II Controlled Substance, SDCL 22-42-5, F5 5/10  
Ct. 5(A): Driving Under the Influence, SDCL 32-23-1(2), M1 1/2  
Arresting Officer: Trooper Stuart Griffith  
Defense Attorney: Jeff Myers  
Prosecution Attorney: Jerry A. Miller

### Case Synopsis:

On April 6, 2017, Trooper Stuart Griffith was notified by Clay County Dispatch of the operator of a vehicle that he stopped may be impaired. The vehicle that was stopped by the Trooper at MM 21 on Interstate 29, in Union County, was being operated by the Defendant, Ms. VanRoekel, and crossed the fog line on the road leading to the Trooper initiating a traffic stop for a lane violation. After speaking with the Defendant, the Trooper noticed signs of impairment and initiated a DUI investigation. Trooper Heuertz was also at the scene and deployed his PSD (K-9) and the dog indicated on the vehicle. Trooper Heuertz located Alprazolam and Hydrocodone in the vehicle. The Defendant did not have a valid prescription for the pills. The Defendant was arrested for DUI and Possession of the Prescription Pills.

### Sentencing Synopsis:

On or about July 31, 2017, The Court pronounced the following sentence. On count 1: Possession of a Schedule I or II Controlled Substance, SDCL 22-42-5, a class 5 felony; the Court ordered that Sandy VanRoekel shall serve Five (5) years in the South Dakota State Penitentiary. It is further ORDERED that Court shall SUSPEND the EXECUTION of the Five (5) years of VanRoekel's sentence upon VanRoekel satisfying the following terms and conditions. It is further ORDERED that VanRoekel shall be placed on supervised probation for Four (4) years and must satisfy the following terms and conditions:

1. VanRoekel shall be placed under the supervision for a period of Four (4) years.
2. VanRoekel shall sign and comply with all terms of Adult Probation Agreement.
3. VanRoekel shall obey all federal, state and local laws.
4. VanRoekel shall not possess or use any alcoholic beverages, or use or possess any controlled drugs or illegal substances, including marijuana, while on probation with the exception of medications lawfully prescribed and ingested according to the doses prescribed by a licensed physician.
5. VanRoekel shall waive his/her Fourth Amendment right against warrant-less random search and seizure by his/her Probation Officer and/or any law enforcement officer upon request, to include VanRoekel's person, vehicle, and residence. This waiver shall include VanRoekel submitting to a UA, breathe or other bodily substance upon request. VanRoekel shall remain responsible for the costs of all UA's or any other substance tests.
6. VanRoekel shall obtain a chemical dependency evaluation and successfully complete any and all treatment and aftercare, and follow all the recommendations of the treatment provider.
7. Court Services shall have the discretion to require VanRoekel to participate in the CBISA program, MRT program or other classes and programming as Court Services may direct during the term of probation.
8. Court Services shall have the discretion anytime during the term of probation to require VanRoekel to participate in the Drug Patch Program and/or SCRAM or 24/7 Programs.
9. VanRoekel shall pay all monetary obligations as Ordered by this Court as a term of satisfying VanRoekel's probation. VanRoekel shall work with her probation officer and establish a minimum monthly payment plan and forward payments to the Clerk of Courts.

VanRoekel shall serve a sentence of Sixty (60) Days in the Union County Jail. VanRoekel shall serve a sentence of Thirty (30) Days in the Union County Jail. VanRoekel shall serve said sentence as follows. VanRoekel shall report to serve her Thirty (30) days at the Union County Jail beginning on Friday, August 11, 2017 at no later than 6:00 p.m. work release.

VanRoekel shall serve the remaining sentence of Thirty (30) Days in the Union County Jail. VanRoekel shall serve said sentence as follows. VanRoekel shall report to serve her Thirty (30) days at the Union County Jail beginning on January 1, 2018 at no later than 9:00 a.m. unless her chemical dependency treatment is completed and the Court has waived these days to be served.

VanRoekel shall pay the following amounts to the Union County Clerk of Courts (209 East Main Street, ~ Suite 230, Elk Point, SD 57025): Court Costs of One Hundred Four (\$104.00) Dollars; Costs payable to (South Dakota Drug Control Fund, 1302 East Highway 14, Suite 5, Pierre, SD 57501) in the amount of Forty-five (\$45.00) Dollars; and Prosecution Costs in the amount of Ninety (\$90.00) Dollars.

AS TO THE CHARGE in Count 5(A): Driving Under the Influence, SDCL 32-23-1(2), a class 1 misdemeanor; IT IS ORDERED, ADJUDGED, AND DECREED that VanRoekel shall pay the following amounts to the Union County Clerk of Courts (209 East Main Street, ~ Suite

230, Elk Point, SD 57025): Court Costs of Eighty-Four (\$84.00) Dollars; Fine in the amount of Three Hundred (\$300.00) Dollars; and a DUI fee in the amount of Fifty (\$50.00) Dollars.

VanRoekel shall pay the following amounts Ordered by the Court – To the Union County Auditor (209 East Main Street, ~ Suite 200, Elk Point, SD 57025): Court Appointed Attorneys Fees in the amount of Three Hundred Five Dollars and Fifty (\$305.50) Cents. It is further ORDERED that Union County is awarded a Judgment for said Court Appointed Attorney Fees in this matter. The Court also revoked VanRoekel's Driver's License for a period of Thirty (30) days after VanRoekel has been released from Custody.

**Criminal History Synopsis:**

This is Sandy Vanroekel's second felony conviction.