
January 30, 2017

Press Release - For Immediate Release

Defendant's Name: William Rainer
Age: 33
City and State of residence: Omaha, NE
Original 1st Felony File in Union County:
Criminal File Number: 14-235
Original Date of Offense: June 29, 2014
Original Date of Indictment: July 16, 2014
Original Arraignment Date: July 21, 2014
Original Conviction: Forgery, 22-39-36 (F5) 5/10
Restitution: 550.40 cent to Freeway / Clark Gas Station
Original Date of Sentence: June 29, 2014
Arresting Officer: Lt. Richard Headid – North Sioux City Police Department
Sgt. James Heeren – North Sioux City Police Department
Defense Attorney: Rachel Rasmussen
Prosecutor: Jerry A. Miller

Original 2nd Felony File in Union County:
Criminal File Number: 14-263
Original Date of Offense: June 22, 2014
Original Date of Indictment: July 16, 2014
Original Arraignment Date: July 21, 2014
Original Convicted of: Forgery, 22-39-36 (F5) 5/10
Restitution: None
Original Date of Sentence: June 22, 2014
Arresting Officer: Lt. Richard Headid – North Sioux City Police Department
Sgt. James Heeren – North Sioux City Police Department
Defense Attorney: Rachel Rasmussen
Prosecutor: Jerry A. Miller

1st Probation Violation on above File (14-235 & 14-263):
Probation Violation Issues: 1) Absconding from his Court Service Officer
2) Failure to Pay Financial Obligations
Defense Attorney: Rachel Rasmussen
Prosecutor: Alexis A. Tracy

2nd Probation Violation on above Files (14-235 & 14-263):
Probation Violation Issues: 1) Absconding from his Court Service Officer since
February 17, 2016;
2) Failure to complete court ordered drug testing;
3) Failure to complete treatment;

4) Failure to inform his Court Service Officer that her was fired from his job; and

5) Failure to Pay Financial Obligations

Defense Attorney:

Tom Frieberg

Prosecutor:

Alexis Tracy

Original Case Synopsis on File 14-263:

On June 22, 2014, William Rainer presented a forged lottery ticket that was originally and correctly printed out for forty cents and had been modified with the addition of a small piece of paper that was glued to the ticket that made the monetary amount of the video lottery ticket appeal that the numerical value of the ticket was valued at \$550.40. The portion of the ticket that states the value of the ticket had not been changed nor had the bar code been tampered with. Rainer left the establishment with the fraudulently obtained \$550.40.

Original Case Synopsis on File 14-235:

On June 29, 2014, the manager at the Freeway / Clark Gas Station reported that person had presented a forged lottery ticket that was originally and correctly printed out for forty-five cents and had been modified with the addition of a small piece of paper that was glued to the ticket that made the monetary amount of the video lottery ticket appeal that the numerical value of the ticket was valued at \$700.45. The portion of the ticket that states the value of the ticket had not been changed nor had the bar code been tampered with. Rainer was arrested and found to have in his possession the items to cut and paste and other wise to alter lottery tickets as well as other altered tickets. Rainer admitted his actions to law enforcement upon being questioned. Rainer consented to provide a urine sample which tested positive for 822 ng/ml of marijuana.

Rainer has been convicted of 2nd Degree Forgery (a class 4 felony in the State of NE), and it would appear that he has been charged with three counts of failure to appear as it relates to his two criminal offenses. Such behavior is not consistent with a person being a good candidate for probation.

Original Sentencing Synopsis:

On the charge of Forgery (14-235) (F5), the court sentenced Rainer to 5 years suspended execution of sentence with 5 years of supervised probation. This sentence should run consecutive to the charge in 14-263.

Rainer had to pay \$10 in PC; \$45.00 in UA costs to the SD Drug Fund; Rest in the about of 550.40; CAAF (Rachel Rasmussen); Fine of \$1000.00; with a monthly payment plan; Standard Obligation;

On the charge of Forgery (14-263) (F5), the court sentenced Rainer to 5 years suspended execution of sentence with 5 years of supervised probation. This sentence should run consecutive to the charge in 14-235.

Rainer was ordered to pay \$10 in; CAAF (Rachel Rasmussen); Fine of \$1000.00; with a monthly payment plan; Standard Obligation;

Probation Violation Synopsis on File 14-263 & 14-235:

After being placed on probation by the court, here in Elk Point, SD, William Rainer made application to have his probation transferred to Nebraska. The State of Nebraska accepted Rainer's application and he was given a contact name and number to establish his probation in Nebraska in accordance with the Interstate Compact, however, Rainer never made contact with his Nebraska Court Service officer. During the time it took to find Rainer on a warrant, Rainer was found to have never made a payment on his financial obligations.

1st Probation Violation Disposition Synopsis on File 14-263 & 14-235:

On March 2, 2015, the Court re-sentenced Rainer on both files to 5 years to the SD state penitentiary with 5 years suspended and restarted his 4 years of supervised probation on each file with specific terms for Rainer to comply with. The Court also adjusted Rainer's financial obligations to account for his defense on the two probation violations.

2nd Probation Violation Disposition Synopsis on File 14-263 & 14-235:

On December 5, 2016, the Court re-sentenced Rainer on both files with the following sentence: Rainer shall serve 70 days in the Union County Jail. The Court suspended 30 of the 70 days; and Rainer shall pay financial obligations by February 1, 2017. Rainer shall receive 40 days that Rainer served prior to sentencing. The Court further adjusted Rainer's financial obligations to account for his defense on the second probation violation on each file.

Criminal History:

This is William Rainer's second probation violations on each of his second and third career felony conviction. Rainer was convicted of a 2nd Degree Forgery charge (F4) in NE, in 2009. Rainer is not eligible for a Suspended Imposition of Sentence as he was previously convicted of a felony.