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May 25, 2018

## Updated Press Release - For Immediate Release

Defendant's Name: Riley Grell  
Age: 20  
City and State of Residence: Merville, IA  
Criminal File Number: 17-253  
Incident Date: July 13, 2017  
Charges: Ct. 1: Grand Theft, SDCL 22-30A-17, (F4) 10/20  
Ct. 2: Driving with Revoked License, SDCL 32-12-65(1), (M1) 1/2  
Indictment Date: July 19, 2017  
Arraignment Date: September 11, 2017  
Superseding Complaint: Ct. 1: Driving Under the Influence, SDCL 32-23-1(3), (M1) 1/2  
Ct. 2: Unauthorized Operation of Vehicle, SDCL 22-30A-12, (M1) 1/2  
2<sup>nd</sup> Arraignment Date: October 23, 2017  
Change of Plea Date: October 23, 2017  
Convicted of: Ct. 1: Driving Under the Influence, SDCL 32-23-1(3), (M1) 1/2  
Ct. 2: Unauthorized Operation of Vehicle, SDCL 22-30A-12, (M1) 1/2  
Date of Sentencing: September 25, 2017  
Original Arresting Officer: Faustin Mahlke – NSC PD  
Court Appointed Attorney: Katie Johnson  
Prosecuting Attorney: Jerry A. Miller

### Case Synopsis:

On July 13, 2017, law enforcement responded to a stolen vehicle report. It was discovered that Riley Grell was in possession of a stolen vehicle. The stolen vehicle that Grell was in possession of was a silver Toyota Scion. The vehicle that his mother owned was silver Mercury Montego.



Mercury Montego (example)



Toyota Scion (example)

Furthermore, while Riley Grell was in possession of the Toyota Scion, he was in an accident. Grell damaged both the driver side and passenger sides of the vehicle. On the friver's side there was damage to the front bumper, the doors and the rear bumper. The passenger's side mirror was broken and missing the cover. The damage was estimated at \$2,700 while the estimated value of the vehicle was \$13,700.

A restitution hearing is scheduled in the future.

**Sentencing Synopsis:**

AS TO THE CHARGE in Count 1: Driving Under the Influence, SDCL 32-23-1(3), a class 1 misdemeanor; IT IS ORDERED, ADJUDGED, AND DECREED that the Defendant shall serve Ninety Days (90) in the Union County Jail and that the Court is Suspending all Ninety Days (90) on the following terms and conditions:

1. The Defendant shall obey all federal, state and local laws for One (1) year.
2. The Defendant shall successfully complete any and all treatment and aftercare at Jackson Recovery, and follow all the recommendations of the treatment provider, within Six (6) months of the date of sentencing.

IT IS FURTHER ORDERED that the Defendant 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; Prosecution Costs in the amount of Forty-Eight (\$48.00) Dollars; a DUI fee in the amount of Fifty (\$50.00) Dollars; and a Fine in the amount of Five Hundred (\$500.00) Dollars.

AS TO THE CHARGE in Count 2: Unauthorized Operation of Vehicle, SDCL 22-30A-12, a class 1 misdemeanor; IT IS ORDERED, ADJUDGED, AND DECREED that the Defendant shall serve Ninety Days (90) in the Union County Jail and that the Court is Suspending all Ninety Days (90) on the following terms and conditions:

1. The Defendant shall obey all federal, state and local laws for One (1) year.

IT IS FURTHER ORDERED that the Defendant 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; and a Fine in the amount of Two Hundred and Fifty (\$250.00) Dollars.

IT IS FURTHER ORDERED that the Defendant shall pay all monetary obligations within Three (3) months or by January 23, 2018.

IT IS FURTHER ORDERED that the Defendant's Count 2 sentence shall run concurrent to his Count 1 sentence.

IT IS FURTHER ORDERED that the Restitution in this matter shall be remanded to Magistrate Court.

IT IS FURTHER ORDERED that if the State and the Defendant, by and through their respective attorneys on the file are unable to work out a resolution for restitution in this matter, it shall come before the Magistrate Court within Six (6) months for a Restitution Hearing.

IT IS FURTHER ORDERED that the Magistrate Court shall address the Court Appointed Attorney Fees when the Restitution matter is resolved on this file and set a timeframe for them to be paid by.

IT IS FURTHER ORDERED that the Defendant shall make arrangements with the North Sioux City Police Department in order to collect the items identified as his, within Sixty (60) days from the date of this order.

IT IS FURTHER ORDERED that the Defendant's South Dakota driving privileges shall be revoked for a period of Thirty (30) days in the State of South Dakota.

**Criminal History:**

Besides the charges listed above, the State has identified that Riley Grell has a misdemeanor OWI charge on his public criminal history record.

**Updated Press Release:**

A restitution hearing was held on March 29, 2018 in front of Judge Kasey Sorensen at 11:00 a.m. Following the hearing the Court ordered that Mr. Grell was responsible for all the requested restitution in this file in the amount of One Thousand, Eight Hundred and seventy-Eight Dollars and Fifty-one cents (\$1,878.51) with an additional Sixty-one Dollars to the State for subpoena fees.

On March 31, 2018, Riley Grell, 20, of Merville, IA, passed away at his residence.