
May 25, 2018

Press Release - For Immediate Release

Defendant's Name: Golden Hughes
Age: 37
City and State of residence: Sioux City, IA
Criminal File Number: 17-343
Date of Offense: July 13, 2017
Date of Indictment: September 6, 2017
Date of Arraignment: October 23, 2017
Offense(s) Charged: Count 1: Ingestion of a Schedule 1 or 2 Controlled Substance, SDCL 22-42-5.1, a class 5 felony
Change of Plea: March 26, 2018
Convicted of: Count 1: Ingestion of a Schedule 1 or 2 Controlled Substance, SDCL 22-42-5.1, a class 5 felony
Date of Sentencing: March 26, 2018
Officer: Officer Andrew Ryan – North Sioux City Police Department
Officer Dustin Sharkey
Chief Richard Headid
Defense Attorney: Samuel J. Nelson
Prosecutor: Jerry Miller & Erin Handke

Original Case Synopsis:

On July 13, 2017, Officer Andrew Ryan of the North Sioux City police department responded to a call to remove two subjects sleeping in a car in the Casino Monaco parking lot. The subjects were identified as Golden Hughes and Tiffany Kropp. Both had no contact orders barring them from each other. They were arrested for violation of the no contact orders. An inventory search of the vehicle, which was registered to Kropp, turned up a meth pipe with burnt drug residue inside it. When questioned about the pipe, Hughes admitted to using methamphetamine. Hughes provided a urine sample for analysis, which tested positive for methamphetamine.

Sentencing Synopsis:

IT IS HEREBY ORDERED that as to the crime **Ct. 1: Ingestion of a Schedule 1 or 2 Controlled Substance, SDCL 22-42-5.1, a class 5 felony**, that the Defendant shall serve 5 (five) years in the South Dakota State Penitentiary. It is further ORDERED that Court shall SUSPEND the EXECUTION of the 5 (five) years of the Defendant's sentence upon the Defendant satisfying the following terms and conditions. It is further ORDERED that the Defendant shall be placed on supervised probation for 2 (two) years and must satisfy the following terms and conditions:

1. Defendant shall obey all federal, state, tribal and local laws and be a good law-abiding citizen in all respects.
2. Defendant shall pay all fines, costs, restitution, and attorney's fees as ordered

by the court. Defendant shall work out a payment schedule with court services, and if requested by court services, Defendant shall execute a wage assignment form.

3. Defendant shall not consume nor possess any alcoholic beverages of any kind, and Defendant shall not enter establishments where the sale of alcoholic beverages is the primary business.
4. Defendant shall not consume, purchase, possess, or distribute marijuana, nor controlled drugs or substances of any kind, and Defendant shall not be present where such substances are being used. Defendant shall also not possess drug paraphernalia. Verification of any prescribed medication must be provided by Defendant to court services.
5. Defendant shall submit to urinalysis, breath or blood testing at any time requested to do so by Defendant's court services officer or law enforcement officer and Defendant shall be responsible for the costs of that testing.
6. Defendant, and Defendant's person, residence, vehicles and personal property, shall be subject to random search and seizure by any court services officer or law enforcement officer upon reasonable suspicion that Defendant is violating any provision of this court's order or of any probation agreement.
7. Defendant shall obtain a chemical dependency evaluation and comply with the evaluator's and the court's services officer's recommendations for treatment and aftercare.
8. Throughout the entire period of probation, Defendant shall enroll in and comply with the terms of the 24/7 Sobriety Program as set up through the Union County Sheriff's office or as directed by your Court Service Officer and submit to testing in the form of twice daily PBTs (24/7) program) or by SCRAM equipment, and the Drug Patch, and Defendant shall pay all costs of such programs. Court services may discontinue or restart these programs at their discretion.
9. Defendant shall enroll in and successfully complete counseling , MRT, etc. as required by court services.

IT IS FURTHER ORDERED that the Defendant is placed on probation for **2** (two) years. Defendant shall sign the standard probation agreement with court services and shall obey all conditions imposed by court services even though those conditions may not have been specifically

set out by the court. Defendant shall execute a wage assignment form if requested to do so by court services.

IT IS FURTHER ORDERED, that the Defendant shall be imprisoned in the Union County Jail for the term of **103** days, with 28 days credit for time served. The **75** days shall be served as follows:

1. **15** days to be served beginning immediately. If the Defendant has the \$50 for the interstate compact transfer, he may be released from custody.
2. **30** days to be severed beginning **November 1, 2018** at **9:00 a.m.**
3. **30** days to be served beginning **February 1, 2019** at **9:00 a.m.**

Subject to the Union County Jail, the Defendant shall be entitled to work release, release for education, or release for chemical dependency treatment or aftercare, with the Defendant to pay all costs of these releases.

If Court Services recommends a waiver, and the Court signs a written waiver of these jail terms, either or both terms may be waived by the Court.

IT IS FURTHER ORDERED, that the Defendant shall pay court costs of **\$104.00**; grand jury transcript fees of **\$10.00**; Prosecution Costs of **\$18.48**; a Fine of **\$0**; and Substance Testing and UA Testing fees of **\$99.00** to the South Drug Control Fund; to the Union County Clerk of Courts (209 East Main Street, ~ Suite 230, Elk Point, SD 57025); it is further.

IT IS FURTHER ORDERED, that this file shall run concurrent with file 63CRI18-064.

IT IS FURTHER ORDERED, that the Defendant shall pay the Defendant's Court-appointed attorney's fees of **\$376.00** directly to the Union County Auditor, (209 East Main Street, ~ Suite 200, Elk Point, SD 57025). It is further ORDERED that Union County is awarded a Judgment for said Court Appointed Attorney Fees in this matter.

Criminal History Synopsis:

Golden Hughes was convicted in 2017 of OWI and Domestic Abuse Assault, both misdemeanors. Hughes has also been arrested on two previous occasions, in 1999 and 2017, both times for violation of a protection order.