

---

June 29, 2018

## Press Release - For Immediate Release

Defendant's Name: Michael Little  
Age: 28  
City and State of residence: Sioux City, IA  
Criminal File Number: 16-284  
Date of Offense: July 30, 2016  
Date of Indictment: September 7, 2016  
Date of Arraignment: November 18, 2016  
Offense(s) Charged: Ct.1: Ingestion of a schedule 1 or 2 Controlled Drug or Substance, 22-42-5.1, (F5)  
Ct.2: Ingestion, 22-42-15, (M1)  
Change of Plea Date: November 21, 2016  
Convicted of: Ct.1: Ingestion of a schedule 1 or 2 Controlled Drug or Substance, 22-42-5.1, (F5)  
Date of Sentencing: November 21, 2016  
Officer: Deputy Stephanie Ryan – Union County Sheriff's Office  
Officer Jon Feller – North Sioux City Police Department  
Defense Attorney: Andrew Twinamatsiko  
Prosecutor: Alexis Tracy  
  
1<sup>st</sup> Probation Violation Date: July 10, 2017  
Initial Appearance on PV: November 21, 2017  
Probation Violation(s): Failed to complete substance abuse treatment; Failed to maintain contact with Court Services officer; Failed to pay all monetary obligations as ordered by the Court.  
  
Date of Disposition: December 18, 2017  
Defense Attorney: Katie Johnson  
Prosecutor: Jerry Miller

### **Original Case Synopsis:**

On July 30, 2016, Deputy Sheriff Stephanie Ryan stopped a vehicle that did not have any license plates on the vehicle and no in transit plates visible. Zachary KRANZ was the driver of the vehicle and he had two passengers with him by the name of PACE and LITTLE. KRANZ admitted that he did not have plates on the vehicle and suspected this was why he was stopped. KRANZ stated that the vehicle belonged to one of the passengers by the name of PACE. PACE stated that the vehicle was not registered and that she did not have insurance on the vehicle. KRANZ had alcohol on his breath that was detectable to the Deputy, however a DUI investigation resulted in a determination that KRANZ was not under the influence that would warrant a DUI arrest. KRANZ did admit to the use of marijuana two days prior to the stop and the use of methamphetamine about five days prior to the stop. A record search of all the occupants of the vehicle identified a known criminal record of drug use by each occupant in the KRANZ vehicle. PACE and LITTLE stated that they all live together and that each have used marijuana and

LITTLE admitted to knowingly using methamphetamine recently. LITTLE'S UA tested positive for THC at 373 ng/mL, for amphetamine at 550 ng/mL and for methamphetamine at 1581 ng/mL.

**1<sup>st</sup> Probation Violation Synopsis:**

On July 10, 2017, Michael Little failed to report to the recommended treatment group after being ordered to do so by his Court Services Officer. Little's last day of contact with his Iowa Court Services Officer was May 16, 2017. Little also failed to make monthly payments of \$50.00 per month until court costs and court-appointed attorney's fees were paid in full.

**Original Sentencing Synopsis:**

AS TO THE CHARGE Count I, Ingestion of a Schedule I or II Controlled Substance, a violation of SDCL 22-42-5.1, a class 5 felony; IT IS HEREBY ORDERED ADJUDGED AND DECREED that the Defendant 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 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 Five (5) years and must satisfy the following terms and conditions:

1. The Defendant shall be placed under the supervision of the Chief Court Officer, or his representative, for a period of Five (5) years. The Defendant shall sign and comply with all terms of Adult Probation Agreement.
2. The Defendant's supervision may be transferred to the State of Iowa for supervision.
3. The Defendant shall obey all federal, state and local laws.
4. That the Defendant 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. The Defendant 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 the Defendant's person, vehicle, and residence. This waiver shall include the Defendant submitting to a UA, breathe or other bodily substance upon request. The Defendant shall remain responsible for the costs of all UA's or any other substance tests.
6. The Defendant shall obtain a Chemical Dependency Evaluation within Thirty (30) Days of his release from custody, and he shall successfully complete any and all treatment and aftercare and follow all recommendations of the treatment provider.
7. The Defendant shall be on the Drug Patch Program for a period of Sixty (60) days and shall comply with all the rules of the program as a condition of probation. The

Defendant shall be responsible to pay all costs associated with the drug patch program. The Defendant shall provide a UA test today to establish a baseline.

8. Court Services shall have the discretion anytime during the term of probation to require the Defendant to participate in the Drug Patch Program and/or SCRAM or 24/7 Programs.
9. The Defendant shall pay all monetary obligations as Ordered by this Court as a term of satisfying Defendant's probation. The Defendant shall work with his probation officer and establish a minimum monthly payment plan and forward payments to the Clerk of Courts.

IT IS ORDERED, ADJUDGED, AND DECREED that the Defendant shall serve a sentence of Sixty (60) Days in the Union County Jail. It is further ORDERED that Court shall SUSPEND the EXECUTION of any of the remaining Forty-six (46) days of the Defendant's sentence under the condition that the Defendant gets his Chemical Dependency evaluation completed within Thirty (30) days of his release from custody; and that he is accepted for transfer to Iowa for supervision. IT IS FURTHER ORDERED that the Defendant shall receive credit for Fourteen (14) days that the Defendant spent incarcerated prior to disposition.

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 One Hundred Four (\$104.00) Dollars; Prosecution Costs in the amount of Ten (\$10.00) Dollars; and 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.

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): Court Appointed Attorneys Fees in the amount of Four Hundred Sixty-Nine Dollars and Twenty (\$469.20) Cents. It is further ORDERED that Union County is awarded a Judgment for said Court Appointed Attorney Fees in this matter.

### **1st Probation Violation Disposition Synopsis:**

On February 16, 2018, the Court re-sentenced Michael Little on the class 5 felony charge of ingestion of a schedule 1 or 2 controlled substance, a violation of SDCL 22-42-5.1. The Court considered the arguments of the State and the Defense and determined that Michael Little should be sentenced to a 5-year sentence to the penitentiary, with 5 years suspended on condition he complete 3 years supervised probation. Michael Little was ordered to serve 163 days in the Union County Jail with credit for 123 days. Little was ordered to pay \$104 in unpaid Court costs; \$10 in unpaid prosecution costs; \$45 in testing costs; \$469.20 to the county for his unpaid Court-Appointed attorney fees; and \$883.60 in new Court-Appointed attorney fees.

### **Criminal History:**

This is Michael Little's 1<sup>st</sup> probation violation on his first career felony offense. Michael Little has 4 prior misdemeanor convictions for Operating a Vehicle with Intent (OWI); Domestic Abuse Assault (2 convictions); and Criminal Mischief 3<sup>rd</sup> Degree.