
May 25, 2018

Press Release - For Immediate Release

Defendant's Name: Michael Little
Age: 28
City and State of residence: Sioux City, IA
Criminal File Number: 17-342
Date of Offense: August 29, 2017
Date of Indictment: September 6, 2017
Date of Arraignment: December 4, 2017
Offense(s) Charged: Count 1: Second Degree Escape, a violation of SDCL 22-11A-2.1, a class 5 felony
Change of Plea: December 18, 2017
Convicted of: Count 1: Second Degree Escape, a violation of SDCL 22-11A-2.1, a class 5 felony
Date of Sentencing: February 16, 2018
Officer: Officer Furgason
Officer Probasco – Sioux City Police Department
Defense Attorney: Katie Johnson
Prosecutor: Jerry Miller

Original Case Synopsis:

On August 29, 2017 at 9:35 a.m., Jessica from Synergy called the Union County Jail to notify them Michael Little would be discharged around 11:00 a.m. She stated she would inform him that he needed to immediately report back to the jail. He was instructed prior to being released on furlough that when he was released from the treatment center he would need to immediately return to the jail or face escape charges. Mr. Little did not return to the jail and was arrested September 27, 2017 in Sioux City.

Original Sentencing Synopsis:

IT IS HEREBY ORDERED that as to the crime **Ct. 1: Second Degree Escape, a violation of SDCL 22-11A-2.1, 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 3 (three) years and must satisfy the following terms and conditions:

IT IS FURTHER ORDERED that the Defendant's sentence in file 63CRI17-342 and file 63CRI16-284 shall run consecutive to each other.

IT IS FURTHER ORDERED, that the Defendant shall be imprisoned in the Union County Jail for the term of **128 (one hundred and twenty-eight)** days, with **88 (eighty-eight)** days credit for time served. The remaining **40 (forty)** days shall be served as follows: **20 (twenty)** days to be served beginning **July 1, 2018 at 9:00 a.m.**; **20 (twenty)** days to be served beginning **November 1, 2018 at 9:00 a.m.** Defendant's Court Services officer may recommend to the court that any of

these jail terms shall be waived, but unless the court signs a written order waving any of these jail terms, each of the jail terms shall be served by the Defendant.

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

IT IS FURTHER ORDERED that the Defendant may serve the jail sentence in Iowa at the Defendant's own expense.

IT IS FURTHER ORDERED, that the Defendant's Union County Jail and probation sentences for file 63CRI17-342 and file 63CRI16-284 shall run concurrent to each other.

IT IS FURTHER ORDERED that the Defendant is placed on probation for 3 (three) years starting February 16, 2018. 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 execution of the sentence is suspended upon the following terms and conditions [checked boxes]:

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.
10. Defendant shall not participate in games of chance or enter establishments where gambling is present.

IT IS FURTHER ORDERED that the Defendant shall pay court costs of **\$104.00**; grand jury transcript fees of **\$10.00**; a Fine of **\$500.00**; and UA and Testing fees of **\$0** to the South Drug Control Fund; to the Union County Clerk of Courts (209 East Main Street, ~ Suite 230, Elk Point, SD 57025).

Criminal History Synopsis:

Michael Little was convicted in 2010 of First Degree Escape, a class 4 felony. Little also has a recent felony conviction in 2016 for Ingestion of a Schedule 1 or 2 Controlled Substance. This current offense is Little's third career felony conviction in eight years.