
March 30, 2018

Press Release - For Immediate Release

Defendant's Name: Jake Maxwell
Age: 30
City and State of residence: North Sioux City, SD
Criminal File Number: 16-206
Offense Date: May 23, 2016
Offense Charged: 1: Aggravated Assault (Domestic), 22-18-1.1(8), (F3)
Part II Information ~ Habitual Offender
Indictment Date: June 8, 2016
Arraignment Date: August 1, 2016
Recharge Date: December 5, 2016
Recharged Offense: 1: Simple Assault (Domestic), 22-18-1(4),
Convicted of: 1: Simple Assault (Domestic), 22-18-1(4)
Date of Sentence: December 5, 2016
Arresting Officer: Officer Derek McIntosh – North Sioux City Police Department
Chief Richard Headid – North Sioux City Police Department
Defense Attorney: Jason Rumpca
Prosecutor: Jason Ravensborg

Case Synopsis:

On May 23, 2016, Jake Maxwell was the subject of an investigation in which a female that he was living with claimed that MAXWELL had strangled her. The North Sioux City Police Department was called to the apartment complex. The victim in this case cooperated with law enforcement and reported that MAXWELL had thrown her to the floor and strangled her. The victim stated that she thought that MAXWELL was going to kill her. The victim indicated that this is was not the first time that MAXWELL has been physically abusive, however, this was the first time that the victim has ever called law enforcement. The victim stated that the reason this was the time that she called was because this time she thought that she was going to DIE. The victim allowed law enforcement to document her injuries and / or bruises. The apartment showed numerous signs of a struggle. Additionally, MAXWELL had taken the victim's clothing and thrown them off the balcony down to the complex inner courtyard. The victim reported that the physically abusive behavior was happening with greater frequency. The victim stated that she had been strangled in much the same way during an altercation about two weeks prior to this incident on May 23, 2016. Statistically a victim in a domestic relationship is the most danger for the abuser when the victim is attempting to leave the relationship. This victim left her abuser and moved to a costal state. This victim stayed in touch with the State's Attorney's Office and reluctantly agreed to return to SD for a trial if necessary. While the victim was first very agreeable to prosecution, she later resisted further cooperation as the State neared a trial date. The victim wanted the case dropped or plead out to a lesser charge if possible if it would avoid her having to come back to SD and testifying. The case resolved only after, the victim was served her subpoena for the jury trial.

Sentencing Synopsis:

On December 5, 2016 the Court addressed the class 1 misdemeanor offense of Simple Assault. The Court sentenced MAXWELL to 1 year of unsupervised probation. The Court imposed and suspended a 30-day county jail sentence on the terms and condition that MAXWELL obey all laws and that he pay his financial obligations. The Court ordered MAXWELL to pay the following: \$84 in Court Costs; a fine of \$300; and repay the county for the \$1,090.20 in court-appointed attorney fees as a term of successfully completing his supervised probation.

Criminal History Synopsis:

This felony case was resolved with MAXWELL pleading guilty to a class 1 misdemeanor offense of Simple Assault. MAXWELL was in a long standing relationship with his victim and they had lived together for a long time. MAXWELL had a previous Felony conviction in for Grand Theft in Lawrence County, SD in 2010. MAXWELL's criminal history also includes driving, alcohol and misdemeanor assault charges.