

2

STATE OF INDIANA)
) ss:
COUNTY OF LAKE)

STATE OF INDIANA
LAKE COUNTY
SUPERIOR COURT OF LAKE COUNTY
CRIMINAL DIVISION
CROWN POINT, INDIANA
SEP 09 9:30 AM
CASE 45G03-0809-FB-00079
MICHAEL A. BROWN
RECORDER

2009 065130

STATE OF INDIANA,)
)
Plaintiff,)
)
v.)
)
TAKISHA RENAY ROSS,)
)
Defendant.)

RECEIVED

SEP 11 2009

Thomas R. Phelps
CLERK LAKE SUPERIOR COURT

D.O.B 3/28/1977

ORDER

09-10-09 The State of Indiana appears by Deputy Prosecuting Attorney Judith Massa. The defendant appears in person with Attorney Mark Gruenhagen.

Cause submitted for acceptance of plea and sentencing hearing. The Court now accepts said plea agreement and finds the defendant guilty of the charge in **Count III: Battery, a Class C Felony**. The Court having reviewed the pre-sentence investigation report and the parties offering no changes, accepts same of record. **Evidence presented. Arguments of counsel heard.**

Having considered the written pre-sentence investigation report, as well as I.C. 35-38-1-7.1, the Court now enters the following findings and sentence:

Mitigating Circumstance:

1. The defendant has pled guilty and has admitted guilt.

Aggravating Circumstance:

1. The defendant's prior criminal history.

Cause submitted for **SENTENCING**. After considering the above along with the pre-sentence investigation report the Court now finds that the aggravating circumstance outweighs the mitigating circumstance, finds the defendant guilty of the charge in **Count III: Battery, a Class C Felony**; and sentences the defendant to the five (5) years in the Indiana Department of Correction. Four (4) years to be executed in the Department of Correction and the remaining one (1) year shall be served in the Lake County Community Corrections Female Program.

The defendant is to receive credit for one hundred seventy five (175) days spent in confinement as a result of this charge, plus one hundred seventy five (175) days of good time credit as provided by law for a total of 350 days credit.

N/C
Sj

Court costs are imposed, however, the defendant is found indigent and shall not be imprisoned for failure to pay these costs.

The Court finds restitution in this matter to be \$1,910.00 and a judgment for that amount is entered against the defendant.

Pursuant to the plea agreement, the defendant shall abide by a No Contact Order prohibiting the defendant from having any contact with the victim in this case for the duration of the imposed sentence.

Pursuant to the plea agreement, the State files a Motion to Dismiss Counts I and II, only. Granted. The Court reads Criminal Rule 11 regarding the defendant's right to appeal or to file a motion to correct errors of the Court's judgment of sentence under Criminal Rule 11. The defendant at this time does not request the appointment of an Appellate Public Defender. Cause ordered disposed. (Vernishia Thompson Payne reporting.)

SO ORDERED: 
DIANE ROSS BOSWELL, Judge Room III (lcm/10)

STATE v. T. ROSS
CASE 45G03-0809-FB-00079
09-10-09 SENTENCING ORDER
PAGE 2

