

STATE OF INDIANA
COUNTY OF LAKE

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FEB 18 2010

SUPERIOR COURT OF LAKE COUNTY
CRIMINAL DIVISION
CROWN POINT, INDIANA

3
STATE OF INDIANA,

Plaintiff,

v

TYRONE ANDREW MCKEE,

Defendant.

M. J. [Signature]
CLERK LAKE SUPERIOR COURT

CAUSE 45G02-0905-FC-00065

2010 011108

D.O.B 1/20/1963

ORDER

02-17-10

The State of Indiana appears by Deputy Prosecuting Attorney Karen Boswell. The defendant, Tyrone A. McKee, appears in person and with Attorney Stephen Scheele.

The defendant having entered a plea of guilty, pursuant to a plea agreement, which is accepted on this date, the court now enters judgment of conviction for the offense of Count 1, Robbery, a Class C Felony.

SENTENCING STATEMENT:

Having considered the written presentence investigation report, as well as I.C. 35-38-1-1.3 and I.C. 35-38-1-7.1, the court enters the following findings and sentence:

FINDINGS:

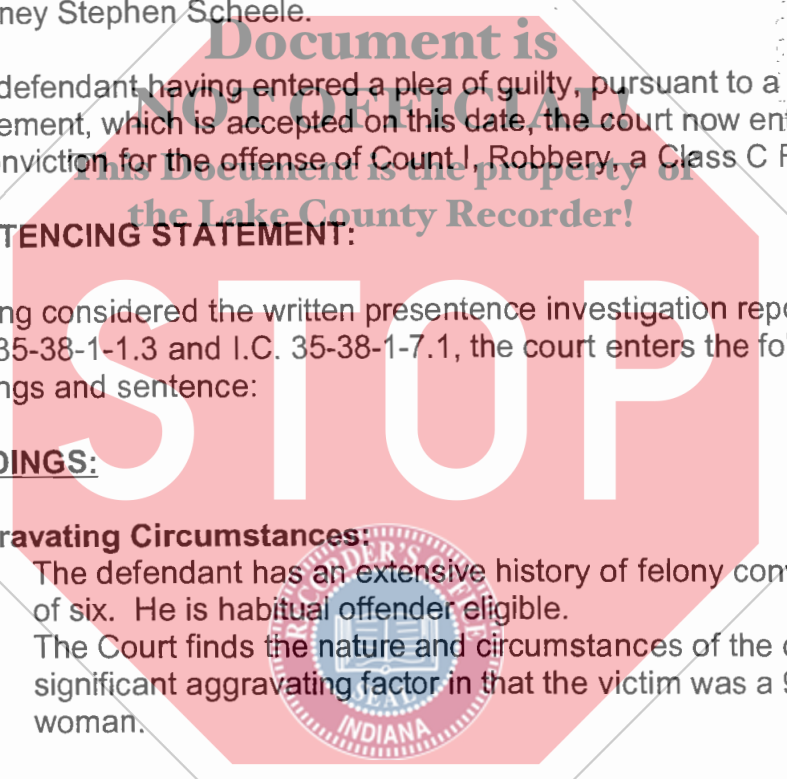
Aggravating Circumstances:

1. The defendant has an extensive history of felony convictions, a total of six. He is habitual offender eligible.
2. The Court finds the nature and circumstances of the crime to be a significant aggravating factor in that the victim was a 90 year old woman.

Mitigating Circumstances:

1. The defendant admitted his guilt by way of plea agreement, thus saving the Court and the tax payers of this county the time and expense of a trial. However, the Court does not consider this fact to be a significant mitigating factor because the allegations and evidence strongly favored conviction. The defendant received a significant benefit from the plea agreement.

N/C
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LAKE COUNTY
CLERK FOR RECORDS

After presentation of evidence and hearing argument, the court finds that the aggravating factors outweigh the mitigating factors.

SENTENCE:

The court now sentences the defendant as follows:

The defendant is now ordered committed to the custody of the Department of Correction for classification and confinement in a medium security facility for a period of six (6) years.

Pursuant to I.C. 35-38-1-5(b), the Court notes that it currently costs an average of \$53.96 per day to house an adult inmate at the Indiana Department of Corrections. The defendant's sentence calls for an executed term of imprisonment of 2,190 days. Accordingly, the estimated total cost to incarcerate the defendant for this term of imprisonment is \$118,172.40. This estimated cost does not include reductions which will result if the defendant is eligible to receive credit for time served in confinement prior to conviction, credit time earned to date or in the future, or any other credits against the sentence. The estimated cost also does not reflect any future changes in the cost of incarceration.

The defendant is to receive credit for 136 days spent in confinement as a result of this charge, plus 136 days of good time credit as provided by law for a total of 272 days credit toward the sentence of imprisonment.

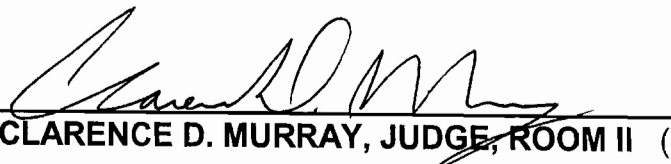
The defendant shall pay a court costs fee which the Court orders reduced to a judgment against the defendant.

The defendant has been advised of his postconviction relief rights and appeal rights and advised the court that he does not wish to appeal.

The defendant is remanded to the custody of the Sheriff of lake County for execution of the judgment of the court.

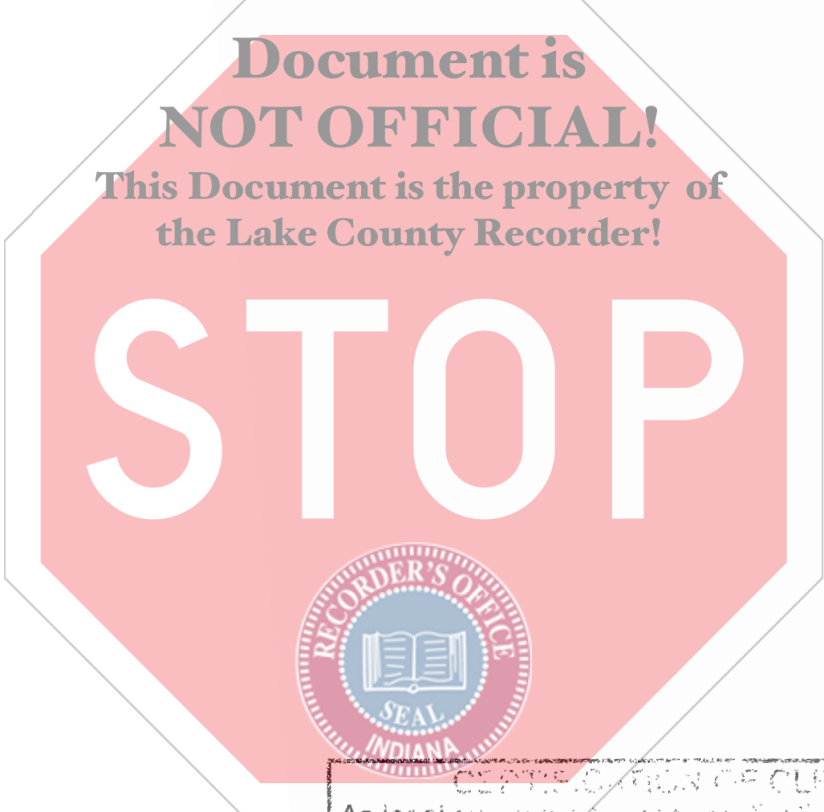
Pursuant to the terms of the plea agreement, the State of Indiana files a motion to dismiss Counts II and III, which is granted. Cause is disposed. (Anita L. Gladdis reporting.)

SO ORDERED:


CLARENCE D. MURRAY, JUDGE, ROOM II (pah/17)

State of Indiana v TYRONE ANDREW McKEE
Cause No. 45G02-0905-FC-00065

#164



DEPUTY CLERK
As legal custodian, hereby certify that the above
and foregoing is a true and correct copy of the
original on file with this office for the cause stated
thereon.
Witness my hand and seal of this court this
25th day of FEBRUARY 2010.
Michael J. Bloun
Clerk of the Court Circuit and Superior Courts
By: Kathy Anderson
Deputy Clerk