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STATE OF INDIANA)

COUNTY OF LAKE)

STATE OF INDIANA,)

Plaintiff)

JEFFERY LEE SCHIELE,)

Defendant.)

Michael Robinson
CLERK LAKE SUPERIOR COURT

SUPERIOR COURT OF LAKE COUNTY
CRIMINAL DIVISION
CROWN POINT, INDIANA

2012 059155

CAUSE 45G02-1201-FD-00009

ORDER

08-17-12

The State of Indiana appears by Deputy Prosecuting Attorney Evelyn Scott. The defendant, Jeffery L. Schiele, appears in person and by Attorney Adrian Guzman. 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 offenses of Count I, Operating While Intoxicated Prior, a Class D Felony and Count IV, Habitual Substance Offender.

SENTENCING STATEMENT:

Having considered the written presentence investigation report, the contents of which the Court incorporates by reference, as well as I.C. 35-38-1-1.3 and I.C. 35-38-1-7.1, the Court now enters the following findings and sentence:

FINDINGS:

Aggravating Circumstances:

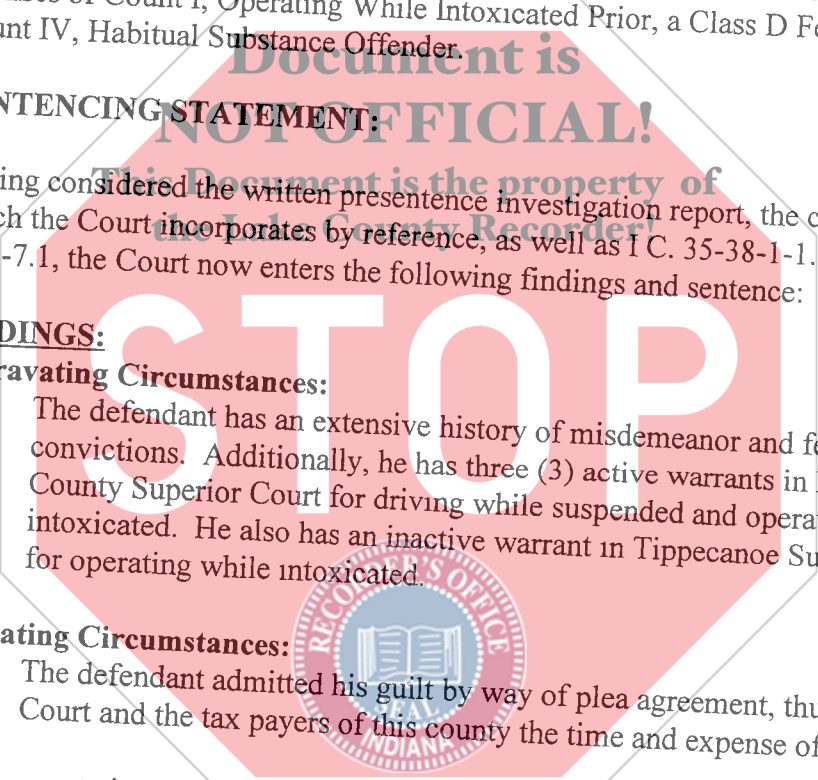
1. The defendant has an extensive history of misdemeanor and felony convictions. Additionally, he has three (3) active warrants in Marion County Superior Court for driving while suspended and operating while intoxicated. He also has an inactive warrant in Tippecanoe Superior Court for operating while intoxicated.

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.

After presentation of evidence and hearing argument, the Court finds that the aggravating factors outweigh the mitigating factors and the agreed term as stipulated to by the parties is a reasonable and appropriate sentence based on the law and facts of the case.

STATE OF INDIANA
LAKE COUNTY
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MICHAEL ROBINSON
CLERK



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SENTENCE:

Pursuant to the terms of the plea agreement, 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 three (3) years on Count I, and four (4) years on Count IV.

The sentence of imprisonment is to be served consecutively to each other as well as to the sentences in Cause No. 49F15-1107-CM-053781, 49F15-1110-FD-076753, and 49F13-1110-CM-010406 in Marion County Superior Court, also 79D06-0806-CM-00944 in Tippecanoe County Superior Court and 2011CT000037 in Monroe County Circuit Court for the reason that it is mandatory pursuant to I.C. 35-50-1-2.

The defendant is to receive credit for 206 days spent in confinement as a result of this charge, plus 206 days of good time credit as provided by law for a total of 412 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

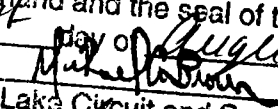

The defendant has been advised of his postconviction relief rights and appeal rights.

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. The clerk is directed to notify Lake County Sheriff. The clerk is directed to prepare an electronic abstract of judgment. Cause is disposed (Anita Gladdis reporting.)

SO ORDERED: 
CLARENCE D. MURRAY, JUDGE, ROOM II (bbw)

*cc #166
(Court cost) cu*

CERTIFICATION OF CLERK
As legal custodian I hereby certify that the above and foregoing is a true and complete copy of the original on file with this office in the cause stated thereon.
Witness my hand and the seal of the court this 28th day of August 2012.

Clerk of the Lake Circuit and Superior Courts
By: 
Deputy Clerk