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STATE OF INDIANA)
COUNTY OF LAKE) SS: 2012 061323

STATE OF INDIANA
SUPERIOR COURT OF LAKE COUNTY
CRIMINAL DIVISION
CASE: 45G01-1109-FC-00110
2012 SEP 11 PM 12:39

STATE OF INDIANA)
Plaintiff,)
v)
WINIFRED CLAUDINE HARMON,)
BD: 1231-1964)
Defendant,)

MICHAEL D. FAJMAN
RECEIVED

AUG 31 2012

Michael D. Fajman
CLERK LAKE SUPERIOR COURT

ORDER

08-30-12

The defendant, Winifred Claudine Harmon, appears with Attorney Angela Jones. The State of Indiana appears by Deputy Prosecuting Attorney Christine Parry. A sentencing hearing is scheduled for this date, for the reason stated on the record, that the plea agreement previously tendered as rejected on July 26, 2012 is inappropriate under the circumstances. Come now the parties, who file their new stipulated plea and agreement and stipulated factual basis. The court examines the defendant regarding the plea agreement submitted to the court and finds that she is 47 years of age; that she is aware of her constitutional rights and that she voluntarily waives them. The defendant tenders a plea of guilty voluntarily to the charge of Count I, Forgery, Class C felony. The court further finds that she understands the nature of the charge against her to which she has pled guilty; that she understands the minimum and maximum sentence and fine thereunder; that her plea is accurate and that there is a factual basis for the defendant's plea of guilty.

The court now accepts the plea of guilty tendered this date and enters judgment for the crime of Count I, Forgery, Class C felony. The Court considers the written presentence investigation report and sentences the defendant to a term of eight (8) years in the Department of Correction. The commitment to the Department of Correction is suspended, and as an alternative to that commitment, the defendant is committed to the Lake County Sheriff's Work Release Program; not Day Reporting or Home Detention, for a term of four (4) years. The defendant is placed on probation for a term of four (4) years following the completion of her commitment in the Lake County Sheriff's Work Release Program. The parties further agree and understand that participation in an alternative sentencing program is not an option for the defendant if she violates any of the terms or conditions of the Lake County Sheriff's Work Release Program, the Probation Department or this plea. At the time of sentencing, the defendant agrees to sign a No Contact Order, prohibiting her from any contact

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with the victim in this case for her entire sentence. As a condition of probation, the defendant is ordered to pay probation user's fees as assessed. As additional conditions of the sentence, the defendant is ordered to: 1) pay court costs; 2) pay four thousand eight hundred dollars (\$4,800.00) in restitution to the victim by way of the Lake County Clerk, with a minimum payment of eighty dollars (\$80.00) per month for the first sixty (60) months of her sentence. The parties further agree that restitution in amount of twenty-six thousand five hundred fifty dollars (\$26,550.00) to Gillis Slusher, shall be entered as a judgement against the defendant and in favor of the victim in the judgement docket of the Clerk of this Court. Any restitution paid, will be subtracted from the twenty-six thousand five hundred fifty dollars (\$26,550.00). Probation is ordered to monitor all restitution payments and report to the Court should the defendant fail to make any of the scheduled payments.

The reason for the imposition of the sentence are as follows: the nature and circumstances of the crime committed, the defendant's prior criminal record and the mandatory nature of the plea agreement. The court finds the agreed term to be reasonable in light of these considerations.

The defendant is to receive credit for three hundred forty-seven (347) days spent in confinement as a result of this charge, plus three hundred forty-seven (347) days of good time credit as provided by law, for a total of six hundred ninety-four (694) days credit.

The State of Indiana, by Deputy Prosecuting Attorney Christine Parry, files motion to dismiss Counts II, III, IV, V and VI, which is granted.

At the time of sentencing, the State of Indiana agrees to dismiss 45D08-0208-CM-01292, 45D08-0704-CM-00531 and 45D08-0811-CM-01543.

Court costs, \$100 Administrative Probation Fee and \$50 Initial Probation Fee are assessed and made payable during the defendant's probationary term. Case disposed. (Christine M. Orr reporting.)

The Clerk of the Court is ordered to prepare an electronic Abstract of Judgment.

SO ORDERED: SALVADOR VASQUEZ, Judge [cr]

State of Indiana vs Winifred Claudine Harmon
Cause 45G01-1109-FC-00110

Restitution - \$26,550.00

<p>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 <u>10th</u> day of <u>September</u> 20<u>12</u>. Clerk of the Lake Circuit and Superior Courts By: <u>[Signature]</u> Deputy Clerk</p>
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