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STATE OF INDIANA  
COUNTY OF LAKE

**RECEIVED**

SUPERIOR COURT OF LAKE COUNTY  
CRIMINAL DIVISION  
CROWN POINT, INDIANA

STATE OF INDIANA,

DEC 04 2012

Plaintiff

*[Signature]*  
CLERK LAKE SUPERIOR COURT

v

CAUSE 45G02-1206-FB-00049

THOMAS EDWARD STEVENS,

BO: 11-30-1959

Defendant.

2012 090889

**ORDER**

12-03-12

The State of Indiana appears by Deputy Prosecuting Attorney Judith Massa. The defendant, Thomas Edward Stevens, appears in person and with Attorney Adam Tavitas. 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 in Count II: Battery, a Class C Felony.

**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 enters the following findings and sentence:

**FINDINGS:**

**Aggravating Circumstances:**

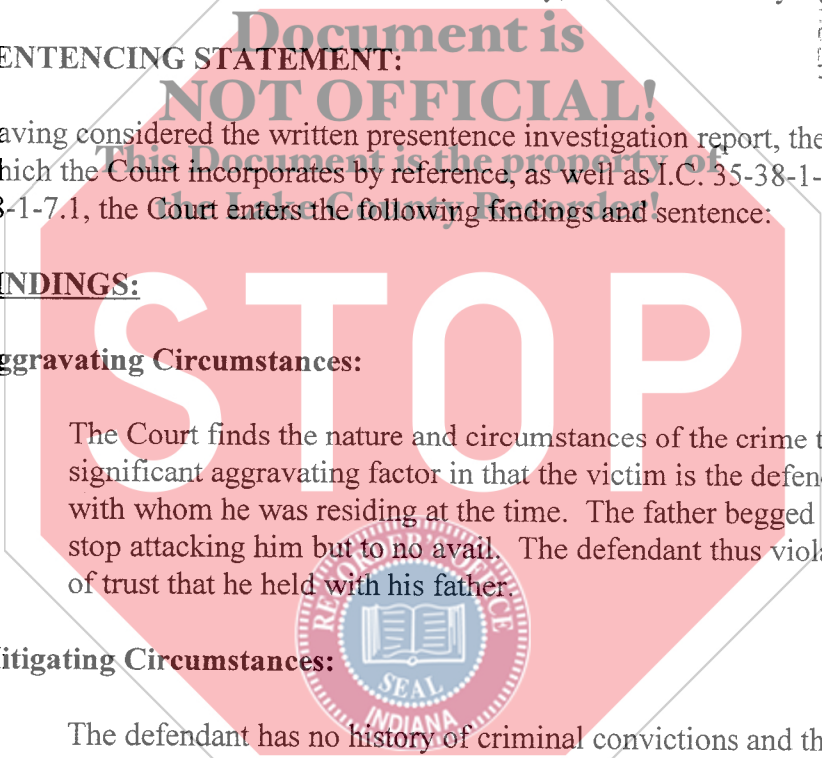
1. The Court finds the nature and circumstances of the crime to be a significant aggravating factor in that the victim is the defendant's father with whom he was residing at the time. The father begged the defendant to stop attacking him but to no avail. The defendant thus violated the position of trust that he held with his father.

**Mitigating Circumstances:**

1. The defendant has no history of criminal convictions and the defendant has led a law abiding life for a substantial period before commission of the crime.
2. The defendant admitted his guilt by way of plea agreement, thus saving the Court and tax payers of this county the time and expense of trial.

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

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STATE OF INDIANA  
LAKE COUNTY  
CLERK FOR RECORDER  
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**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 five (5) years.

The defendant is to receive credit for **186** days spent in confinement as a result of this charge, plus **186** days of good time credit as provided by law for a total of **372** days credit toward the sentence of imprisonment.

The defendant shall pay a court costs fee which the Court reduces 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 wish to appeal and has insufficient funds to hire his own lawyer. An Appellate Public Defender is appointed counsel at public expense to represent the defendant in the direct appeal. The clerk is directed to notify the Chief Public Defender of the defendant's request for appeal.

The defendant is remanded to the Sheriff of Lake County for the execution of the judgment of the Court.

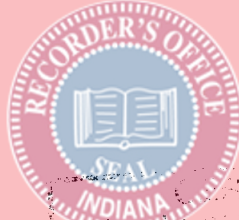
Pursuant to the terms of the plea agreement, the State of Indiana files a motion to dismiss Counts I and III, which is granted. The Lake County Clerk is ordered to prepare an electronic abstract of judgment. Cause is disposed. Marianna Runkle reporting.

**SO ORDERED:**

*Clarence D. Murray*  
**CLARENCE D. MURRAY, JUDGE, ROOM II (Lcm/03)**

State of Indiana v Thomas Edward Stevens  
Cause No. 45G02-1206-FB-00049

*Court cost - \$166<sup>00</sup>*



**TESTIMONY OF CLERK**  
I, \_\_\_\_\_, do hereby certify that the above and foregoing is a true and complete copy of the original on file in my office in the cause stated therein.  
Witness my hand and the seal of the court this  
*21st* day of *December* 20 *12*  
Clerk of the Lake Circuit and Superior Courts  
By: *[Signature]*  
Deputy Clerk