

STATE OF INDIANA
COUNTY OF LAKE
STATE OF INDIANA,

SUPERIOR COURT OF LAKE COUNTY
CRIMINAL DIVISION
CROWN POINT, INDIANA

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Plaintiff *[Signature]*
CLERK LAKE SUPERIOR COURT

CAUSE 45G02-1104-MR-00002

ANGEL LUIS GARCIA,

BO: 10-22-1993
Defendant.

2013 031163

ORDER

04-26-13

The State of Indiana appears by Deputy Prosecuting Attorney Aleksandra Dimitrijevic. The defendant, Angel L. Garcia, appears in person and with Attorney James Thiros. 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 III, Reckless Homicide, 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 defendant has 3 juvenile adjudications, no misdemeanor and no felony convictions. Defendant has one open juvenile adjudication for Public Intox and Resisting Law Enforcement which has not yet been resolved.

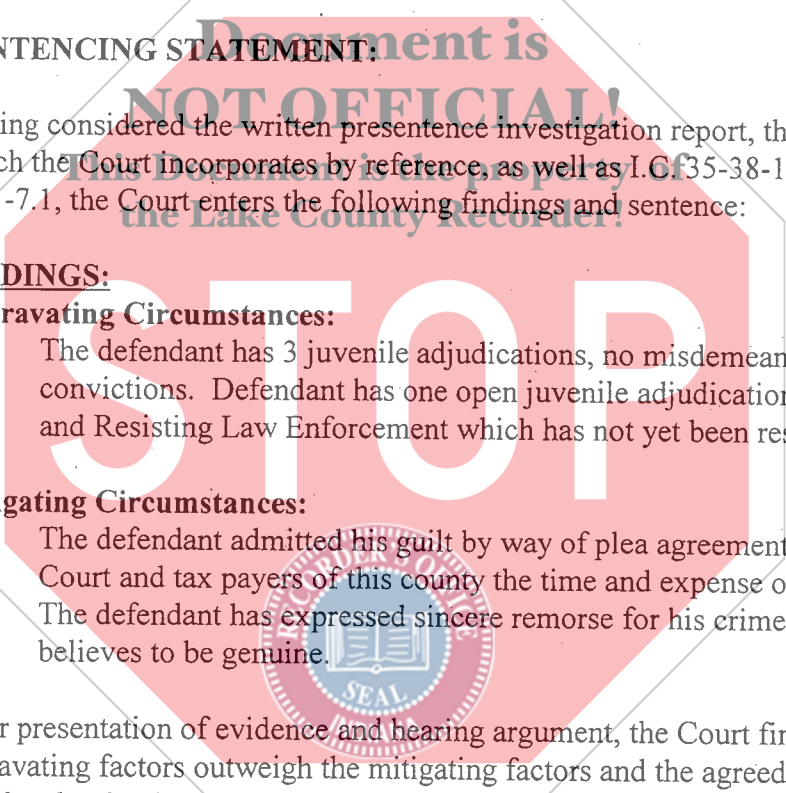
Mitigating Circumstances:

1. 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 a trial.
2. The defendant has expressed sincere remorse for his crime which the Court believes to be genuine.

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 to be a reasonable and appropriate sentence based on the law and facts of the case.

SENTENCE:

Pursuant to the terms of the plea agreement, the Court now sentences the defendant as follows:



STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
MICHAEL B. BREWER
RECORDER
MAY -2 AM 10:05

[Handwritten initials]

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 eight (8) years with no option for alternative placement.

The defendant is to receive credit for 742 days spent in confinement as a result of this charge, plus 742 days of good time credit as provided by law for a total of 1484 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 I and II, which is granted. The clerk is directed to notify the Lake County Sheriff and to prepare an Abstract of Judgment. Cause is disposed. (Anita L. Gladdis reporting.)

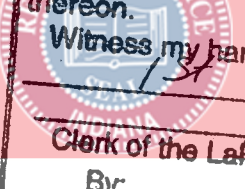
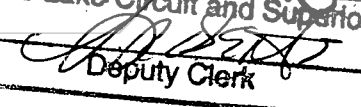
SO ORDERED: 
CLARENCE D. MURRAY, JUDGE, ROOM II (Sjm)

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State of Indiana v ANGEL LUIS GARCIA
Cause No. 45G02-1104-MR-00002

STOP

Court cost - \$ 166.00

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 13th day of May 2013.

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