

STATE OF INDIANA)
) ss:
COUNTY OF LAKE)

SUPERIOR COURT OF LAKE COUNTY
CRIMINAL DIVISION
CROWN POINT, INDIANA

STATE OF INDIANA,)
)
) Plaintiff,)
 v)
)
 BENJAMIN ORTEGA,)
)
) Defendant.)

CAUSE 45G02-1404-FD-00074

RECEIVED

NOV 17 2014

ORDER

Michael Brown
CLERK LAKE SUPERIOR COURT

11-17-14

The State of Indiana appears by Deputy Prosecuting Attorney David Rooda. The defendant, Benjamin Ortega, appears in person and by 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 offenses of Count I, Theft, a Class D Felony; and Count II, Theft a Class D 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: the Lake County Recorder!

Aggravating Circumstances:

1. The defendant has an extensive history of juvenile adjudications, misdemeanor and felony convictions.

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 factor.

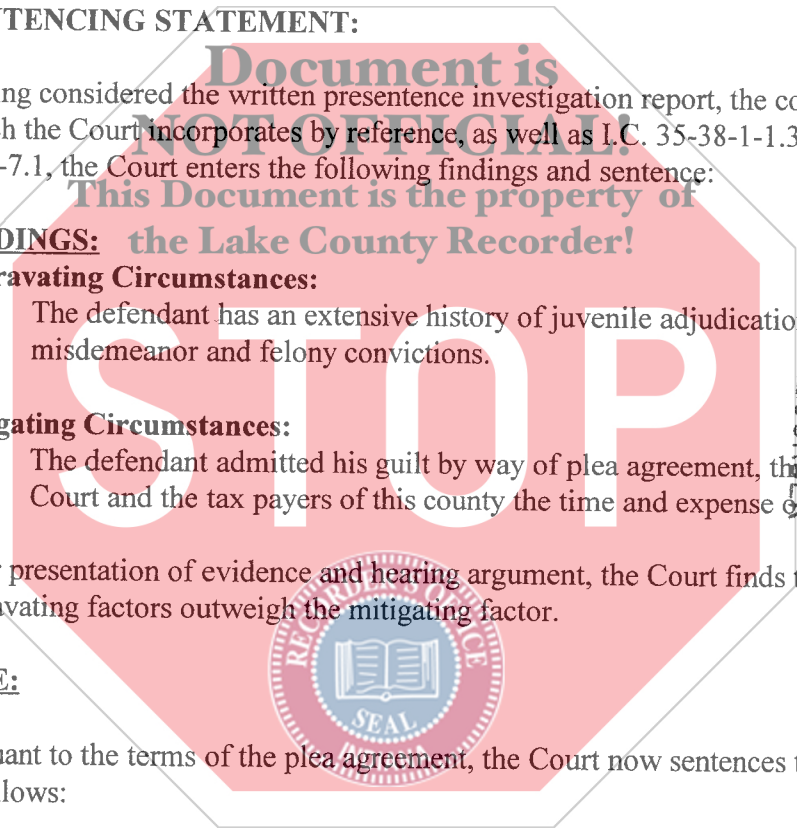
SENTENCE:

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 a period of eighteen (18) months on each count.

The sentences of imprisonment are to be served concurrently to each other.

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The Court will not consider entering judgment of conviction as a Class A Misdemeanor.

The defendant is to receive credit for **207** days spent in confinement as a result of this charge, plus **207** days of good time credit as provided by law for a total of **414** days credit toward the sentence of imprisonment.

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

The clerk is directed to notify the Lake County Sheriff and to prepare an Abstract of Judgment. Cause is disposed. (Erika L. Kelliher reporting.)

SO ORDERED:


~~CLARENCE D. MURRAY, JUDGE, ROOM II~~ (bbw)

NOT OFFICIAL!

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State of Indiana v Benjamin Ortega
Cause No. 45G02-1404-FD-00074

