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STATE OF INDIANA)
) ss:
COUNTY OF LAKE)

SUPERIOR COURT OF LAKE COUNTY
CRIMINAL DIVISION
CROWN POINT, INDIANA

STATE OF INDIANA,)
)
) Plaintiff,)
)
) V)

CAUSE 45G02-1908-F5-000356

TYREECE LOVELL EVANS
a/k/a
TYREE COLE-SHADE,
Defendant.

2019-077278

2019 Nov 12 10:05 AM

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
MICHAEL B BROWN
RECORDER

ORDER

10-30-19

The State of Indiana appears by Deputy Prosecuting Attorney Kathleen Kurowski. The defendant, Tyreece L. Evans a/k/a Tyree Cole-Shade, appears in person and by Attorney J. Michael Woods. Further proceedings held. The State of Indiana files a Second Amended Information adding Count V, Battery Causing Bodily Injury, a Class A Misdemeanor; and Count VI, Battery Causing Bodily Injury, a Class A Misdemeanor. The parties submit a plea agreement in which the defendant enters pleas of guilty under oath to Count V, Battery Causing Bodily Injury, a Class A Misdemeanor, and Count VI, Battery Causing Bodily Injury, a Class A Misdemeanor. The Court examines the defendant further under oath and finds that he understands the nature of the charges against him and the possible penalties; his pleas of guilty are voluntarily, knowingly, and intelligently entered; and there is a factual basis for the pleas. The Court accepts the plea agreement and now enters judgment of conviction for the offenses of Count V, Battery Causing Bodily Injury, a Class A Misdemeanor; and Count VI, Battery Causing Bodily Injury, a Class A Misdemeanor.

The parties waive the preparation of the presentence investigation report for purposes of sentencing.

SENTENCING STATEMENT:

The Court now enters the following findings and sentence:

FINDINGS:

After presentation of evidence and hearing argument, the Court finds that 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:

N/C
SS/E

On Count V, the defendant is now ordered committed to the custody of the Lake County Jail for a period of six (6) months to be served in the Lake County Community Corrections Program.

On Count VI, the defendant is now ordered committed to the custody of the Lake County Jail for a period of six (6) months to be served in the Lake County Community Corrections Program.

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

In the event of a violation of the rules governing defendants ordered to serve a sentence in the Lake County Community Corrections Program, the defendant is to be transported to the Lake County Jail where he is to be held without bail. If after forty-eight (48) hours no Petition to Expel has been filed, the Sheriff is directed to transport the defendant back to Lake County Community Corrections.

Other Non-Probationary Conditions:

1. Defendant is to undergo an evaluation for mental health treatment and is to complete any mental health treatment that is recommended from the evaluation during the course of his Lake County Community Corrections sentence.

The defendant is to receive credit for 78 days spent in confinement as a result of this charge, plus 78 days of good time credit as provided by law for a total of 158 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 Lake County Community Corrections authorities for execution of the judgment of the court.

The defendant is granted leave to travel to the state of Illinois for purposes of seeking employment and attending court.

Pursuant to the terms of the plea agreement, the State of Indiana files a Motion to Dismiss Counts I, II, III and IV, which is granted. The Court *sua sponte* orders the November 4, 2019, trial setting vacated. The clerk is directed to notify the Sheriff of Lake County and Lake County Community Corrections. Cause disposed. (Erika L. Kelliher reporting.)

SO ORDERED: Clarence D. Murray
CLARENCE D. MURRAY, JUDGE Room II (bbw)

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