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 THIRD JUDICIAL CIRCUIT/CHRISTIAN COUNTY, KY

July-August 2014

Newsletter

Volume 45

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Helpful links:

- <http://www.kentuckystatepolice.org/> (Kentucky State Police)
- <http://www.kentuckystatepolice.org/sor.htm> (Sex Offender Registry)
- <http://www.corrections.ky.gov/kool.htm> (KY Online Offender Lookup)
- <http://irc.state.ky.us/statrev/frontpg.htm> (Kentucky Revised Statutes)
- <http://apps.kycourts.net/courtrec>

“Leading the Fight for Public Safety”

Hello Everyone! Welcome to the 45th Edition of our newsletter.



GRAND JURY:

The July-August Grand Jury effectively and proficiently returned **100** “True Bill” Indictments, **0** “No True Bills,” and there were **3** cases referred to District Court. As always, the Grand Jury was very dedicated, and we appreciate their service to our community. Their report is attached.

ords/ (Court Case Information)

<http://courts.ky.gov> (Docket Information)

<http://www.dea.gov/seizures/ken-tucky.html> (Locations of Meth Labs)

<http://www.bop.gov/> (Federal Inmate Locator)

<http://ag.ky.gov> (KY Attorney General)

<http://www.usdoj.gov/dea/index.htm> (DEA)

https://www.vinelink.com_ (KY Statewide Offender custody status)

COURT PROCEEDINGS:

From July 1, 2014, through August 31, 2014, our office handled **134** arraignments, **87** probation revocation hearings, and **92** sentencing hearings.

JURY TRIALS:

CASE EXPUNGED/COMMONWEALTH VS. 13-CR-00257/13-CR-00259



COMMONWEALTH VS. SIDNEY FALKNER, III

Judge: John Atkins

Prosecutor: Michael Cotthoff

Agency: Commonwealth Attorney's Office

Assistant Commonwealth's Attorney Michael Cotthoff tried the case of Commonwealth vs. Falkner on August 25, 2014. Falkner failed to appear for a pretrial conference in October 2013 and was charged with one count of Bail Jumping, 1st Degree. Falkner, while on pretrial release from other charges, tested positive for drugs several days before he missed his court date. The Commonwealth alleged he intentionally missed his court date because he had violated his release conditions and knew he was going to have to return to jail.

Falkner testified that he went on a self-induced methamphetamine binge and was not in control of his actions when he missed his court date. On cross-examination, Falkner stated that he thought the Clerk's Office would mail him a new court date and that he did not know there were active arrest warrants for him. However, it was established that Falkner was arrested 3 months later in a trailer that contained drugs and an inactive methamphetamine lab. The location Falkner was arrested at was not an address the Clerks could have notified him at. Falkner also admitted to purchasing large amounts of pseudoephedrine over this 3 month period. Falkner's estranged wife testified that Falkner intentionally missed court because he did not want to go to jail. Jail calls from the wife to Falkner only days after the failure to appear established Falkner knew he was on the run.

The jury was unable to reach a unanimous verdict and a mistrial resulted. Falkner's cases were set for a pretrial conference on September 24, 2014.

GUILTY PLEAS/SENTENCINGS:

This section of our Newsletter includes a brief description of sentencing hearings that took place during the previous two-month period. While many consider "plea-bargains" as a negative way to resolve cases, defendants typically plead guilty to the same charges they are indicted for. When the defendant is sentenced following a guilty plea, they stand convicted of the charges just as if a jury had found them guilty. Therefore, the only thing they bargain away is their right to a jury trial and right to appeal. You will also see

the jail-intake photos of these Defendants, when available.

Once the Commonwealth makes an offer and the Defendant enters a guilty plea, it is up to the Circuit Judge to determine if the Defendant will be probated or sentenced to prison. Another option that the judge has is one that must be agreed upon by the Defendant and by the Commonwealth – Pretrial Diversion. A “Pretrial Diversion” is only available to those defendants that are pleading guilty to Class D felonies [1-5 years] [DUIs shall be ineligible] and they are only allowed one diversion in any five (5) year period.

COMMONWEALTH V. BRADFORD LYNCH

Judge: John Atkins
Prosecutor: Adam Turner
Agency: Hopkinsville Police Department
Guilty Plea Date: January 22, 2014
Sentencing Date: July 1, 2014
Charges: Theft by Unlawful Taking over \$500
Disposition: 5 Years – Probated and Diverted



COMMONWEALTH V. JAMES HINMAN

Judge: Andrew Self
Prosecutor: Lynn Pryor
Police Agency: Christian County Sheriff's Office
Jury Trial Date: April 7, 2014
Sentencing Date: July 2, 2014
Charges: Rape, First Degree, Domestic Violence, with Serious Physical Injury; Guilty of Assault, Second Degree, Domestic Violence
Disposition: 40 Years – Prison



COMMONWEALTH V. ELIZABETH MANGRUM

Judge: Andrew Self
Prosecutor: Adam Turner
Police Agency: Hopkinsville Police Department
Guilty Plea Date: April 9, 2014
Sentencing Date: July 2, 2014
Charges: Wanton Endangerment, 1st Degree; Operating a Vehicle Under the Influence of Drugs or Alcohol, 1st Offense, with Aggravator
Disposition: 5 Years – Probated and Diverted



COMMONWEALTH V. DARREN SHELTON

Judge: John Atkins
Prosecutor: Adam Turner
Agency: Kentucky State Police and Christian County Sheriff's Office
Guilty Plea Date: July 3, 2014
Sentencing Date: July 3, 2014
Charges: Knowingly Receiving Stolen Property under \$500
Disposition: 12 Months – Probated



COMMONWEALTH V. JAMES BOYD

Judge: John Atkins
Prosecutor: Lynn Pryor
Police Agency: Hopkinsville Police Department
Guilty Plea Date: May 14, 2014
Sentencing Date: July 8, 2014
Charges: Tampering with Physical Evidence; Resisting Arrest
Disposition: 2 Years – Probated



COMMONWEALTH V. COURTNEY MCKNIGHT

Judge: John Atkins
Prosecutor: Ramsey Groves
Police Agency: Christian County Sheriff's Department
Guilty Plea Date: May 14, 2014
Sentencing Date: July 8, 2014
Charges: Traffic in Marijuana, 8 oz to 5 lbs, 1st offense; Possession of Drug Paraphernalia
Disposition: 3 Years – Probated and Diverted



COMMONWEALTH V. DANIEL OESTREICH

Judge: John Atkins
Prosecutor: Ramsey Groves
Police Agency: Christian County Sheriff's Department
Guilty Plea Date: February 18, 2014
Sentencing Date: July 8, 2014
Charges: Rape 2nd degree
Disposition: 5 years – Probated



COMMONWEALTH V. THOMAS ODREN

Judge: John Atkins
Prosecutor: Adam Turner
Police Agency: Kentucky State Police
Guilty Plea Date: January 15, 2014
Sentencing Date: July 8, 2014
Charges: Knowingly Receiving Stolen Property over \$500, 2 Counts
Disposition: 3 Years – Probated



COMMONWEALTH V. DERRICK GILL

Judge: John Atkins
Prosecutor: Duncan Cavanah
Agency: Hopkinsville Police Department
Guilty Plea Date: May 21, 2014
Sentencing Date: July 8, 2014
Charges: Theft by Deception over \$500; Theft of Services
Disposition: 3 Years - Probated and Diverted



COMMONWEALTH V. KENNETH WILLIAMS

Judge: Andrew Self
Prosecutor: Adam Turner
Police Agency: Hopkinsville Police Department



Guilty Plea Date: April 11, 2014
Sentencing Date: July 9, 2014
Charges: Receiving a Stolen Firearm; Selling or Transporting a Firearm to a Person Prohibited from Possession; Trafficking in Marijuana, Less than 8 ounces, 1st Offense
Disposition: 3 Years – Probated

COMMONWEALTH V. ELIZABETH HARDIN

Judge: Andrew Self
Prosecutor: Michael Cotthoff
Agency: Oak Grove Police Department
Guilty Plea Date: April 16, 2014
Sentencing Date: July 16, 2014
Charges: Trafficking In LSD; Trafficking In Amphetamine; Trafficking In Marijuana Over 8 Oz.; CCDW; Possession of Drug Paraphernalia
Disposition: 10 years – Prison



COMMONWEALTH V. JEREMY BOWLES

Judge: Andrew Self
Prosecutor: Michael Cotthoff
Agency: Hopkinsville Police Department
Guilty Plea Date: April 16, 2014
Sentencing Date: July 16, 2014
Charges: Promoting Contraband, 1st; Criminal Possession of a Forged Instrument, 2nd, 12 counts; Theft over \$500
Disposition: 10 Years – Probated and Diverted



COMMONWEALTH V. LUCAS MILLER

Judge: Andrew Self
Prosecutor: Adam Turner
Police Agency: Hopkinsville Police Department
Guilty Plea Date: April 23, 2014
Sentencing Date: July 23, 2014
Charges: Burglary, 2nd Degree; Unlawful Transaction with a Minor, 2nd Degree, 3 Counts
Disposition: 5 Years – Probated



COMMONWEALTH V. TYRONE GREEN

Judge: Andrew Self
Prosecutor: Duncan Cavanah
Agency: Hopkinsville Police Department
Guilty Plea Date: April 23, 2014
Sentencing Date: July 23, 2014
Charges: Assault 4th (domestic), 3rd or more offense in 5 years
Disposition: 1 Year - Prison



COMMONWEALTH V. ROBERTO BALBOA

Judge: Andrew Self
Prosecutor: Michael Cotthoff
Agency: Hopkinsville Police Department
Guilty Plea Date: July 30, 2014



Sentencing Date: July 30, 2014
Charges: Possession of Handgun By Felon; Possession of Methamphetamine; Possession of Drug Paraphernalia; Fleeing/Evading Police, 2nd degree; Resisting Arrest; Possession of Marijuana
Disposition: 8 Years – Prison

COMMONWEALTH V. MARTEL MAJORS

Judge: Andrew Self
Prosecutor: Adam Turner
Police Agency: Hopkinsville Police Department
Guilty Plea Date: July 30, 2014
Sentencing Date: July 30, 2014



Charges: Possession of a Handgun by a Convicted Felon; Receiving Stolen Property, Firearm; Tampering with Physical Evidence; Fleeing or Evading Police, 1st Degree; Carrying a Concealed Deadly Weapon
Disposition: 8 Years – Prison

COMMONWEALTH V. DEREK ROBINSON

Judge: Andrew Self
Prosecutor: Adam Turner
Police Agency: Hopkinsville Police Department
Guilty Plea Date: April 30, 2014
Sentencing Date: July 30, 2014



Charges: Fleeing or Evading Police, 1st Degree; Possession of Drug Paraphernalia, 1st Offense, Firearm Enhancement; Possession of Marijuana, Firearm Enhancement; Possession of Defaced Firearm; Operating on a Suspended/Revoked License; No/Expired Registration
Disposition: 5 Years – Probated and Diverted

COMMONWEALTH V. RONALD ROBINSON

Judge: Andrew Self
Prosecutor: Adam Turner
Police Agency: Hopkinsville Police Department
Guilty Plea Date: April 30, 2014
Sentencing Date: July 30, 2014



Charges: Possession of Drug Paraphernalia, 1st Offense, While Armed; Possession of Marijuana, While Armed; Possession of Defaced Firearm
Disposition: 3 Years – Probated and Diverted

COMMONWEALTH V. JEFFERY NICHOLSON

Judge: Andrew Self
Prosecutor: Adam Turner
Police Agency: Oak Grove Police Department
Guilty Plea Date: May 7, 2014
Sentencing Date: July 30, 2014



Charges: Burglary, 2nd Degree, 2 Counts
Disposition: 8 Years – Prison

COMMONWEALTH V. JAMES BRODIE

Judge: Andrew Self
Prosecutor: Ramsey Groves
Agency: Hopkinsville Police Department
Guilty Plea Date: May 7, 2014
Sentencing Date: July 31, 2014
Charges: Sexual Abuse, 1st degree
Disposition: 3 years - Prison



COMMONWEALTH V. RICKIE BAILEY

Judge: John Atkins
Prosecutor: Duncan Cavanah
Agency: Hopkinsville Police Department
Guilty Plea Date: August 8, 2014
Sentencing Date: August 8, 2014
Charges: Receiving Stolen Property under \$500
Disposition: 12 Months - Probated



COMMONWEALTH V. APRIL STEWART

Judge: John Atkins
Prosecutor: Duncan Cavanah
Agency: Private Complaint
Guilty Plea Date: May 28, 2014
Sentencing Date: August 12, 2014
Charges: Theft by Deception over \$500 (2 counts)
Disposition: 2 Years - Prison



COMMONWEALTH V. DEONTREZ ARTIS

Judge: Andrew Self
Prosecutor: John Atkins
Police Agency: Hopkinsville Police Department
Guilty Plea Date: May 19, 2014
Sentencing Date: August 12, 2014
Charges: Intimidating a Participant in the Legal Process; Criminal Trespass, 1st Degree; Menacing
Disposition: 5 Years – Probated and Diverted



COMMONWEALTH V. KUNAWV MILLER

Judge: John Atkins
Prosecutor: Michael Cotthoff
Agency: Christian County Sheriff's Office
Guilty Plea Date: May 27, 2014
Sentencing Date: August 12, 2014
Charges: Facilitation to Manufacturing Methamphetamine; Unlawful Possession of a Meth. Precursor; Possession of Marijuana; Possession of Drug Paraphernalia
Disposition: 5 Years – Probated



COMMONWEALTH V. BRYAN DAVIS

Judge: John Atkins
Prosecutor: Michael Cotthoff
Agency: Hopkinsville Police Department
Guilty Plea Date: June 11, 2014
Sentencing Date: August 12, 2014
Charges: Trafficking In Cocaine Under 4 Grams
Disposition: 1½ years – Probated & Ordered to serve 90 days

COMMONWEALTH V. KEITH REYES

Judge: Andrew Self
Prosecutor: Ramsey Groves
Agency: Hopkinsville Police Department
Guilty Plea Date: August 13, 2014
Sentencing Date: August 13, 2014
Charges: Wanton Endangerment, 2nd degree, 5 counts
Disposition: 12 months - Probated



COMMONWEALTH V. SHANE GILKEY

Judge: Andrew Self
Prosecutor: Michael Cotthoff
Agency: Christian County Sheriff's Office
Guilty Plea Date: May 14, 2014
Sentencing Date: August 13, 2014
Charges: Possession of Anhydrous Ammonia in Unapproved Container; Tampering With Anhydrous Ammonia; Theft of Anhydrous Ammonia; Criminal Trespass, 2nd Degree
Disposition: 10 years – Probated and Diverted



COMMONWEALTH V. BRANDON LEE

Judge: Andrew Self
Prosecutor: Michael Cotthoff
Agency: Christian County Sheriff's Office
Guilty Plea Date: May 7, 2014
Sentencing Date: August 13, 2014
Charges: Facilitation to Manufacture Methamphetamine; Tampering With Physical Evidence; Possession of Drug Paraphernalia; Possession of Marijuana
Disposition: 5 Years – Prison



COMMONWEALTH V. RONNIE COWAN

Judge: Andrew Self
Prosecutor: Michael Cotthoff
Agency: Christian County Sheriff's Office
Guilty Plea Date: May 1, 2014
Sentencing Date: August 13, 2014
Charges: Facilitation to Manuf. Methamphetamine; Possession of Drug Paraphernalia; Possession of Marijuana
Disposition: 5 Years – Prison



COMMONWEALTH V. JEFFERY FIELDS

Judge: Andrew Self
Prosecutor: Michael Cotthoff
Agency: Todd County Sheriff's Office; Christian County Sheriff's Office; Hopkinsville Police Department



Guilty Plea Date: April 14, 2014
Sentencing Date: August 13, 2014
Charges: Receiving Stolen Firearm; Possession of Firearm by Felon; Sexual Abuse, 1st Degree; Assault, 2nd Degree; Manufacturing Methamphetamine; Possession of Meth.; Controlled Substance Endangerment to Child, 4th Degree
Disposition: 15 Years - Prison

COMMONWEALTH V. JEREMY COLWELL

Judge: Andrew Self
Prosecutor: Adam Turner
Agency: Hopkinsville Police Department



Guilty Plea Date: May 14, 2014
Sentencing Date: August 13, 2014
Charges: Wanton Endangerment, 1st Degree; Possession of a Controlled Substance, 1st Degree, 1st Offense, Drug Unspecified; Operating a Motor Vehicle Under the Influence of Drugs or Alcohol, 2nd Offense with Aggravator; Failure of Owner to Maintain Required Insurance; Disorderly Conduct, 2nd Degree; Careless Driving; Failure to Illuminate Head Lamps
Disposition: 5 Years – Probated

COMMONWEALTH V. BRADLEY EALEY

Judge: Andrew Self
Prosecutor: Lynn Pryor
Police Agency: Hopkinsville Police Department
Guilty Plea Date: May 28, 2014
Sentencing Date: August 27, 2014



Charges: Possession of a Handgun by a Convicted Felon; Assault of a Service Animal 1st degree; Fleeing or Evading Police 1st degree; Carrying a Concealed Deadly Weapon; Resisting Arrest; Possession of Marijuana while Armed
Disposition: 10 Years – Prison

COMMONWEALTH V. JAMES DAY JR.

Judge: John Atkins
Prosecutor: Lynn Pryor
Police Agency: Hopkinsville Police Department
Guilty Plea Date: May 14, 2014
Sentencing Date: August 27, 2014



Charges: Trafficking in Cocaine; Fleeing or Evading Police, 1st degree; Tampering with Physical Evidence; Fleeing or Evading Police 2nd degree; Possession of Drug Paraphernalia; Possession of Marijuana; No Operators

Disposition: License; Failure to or Improper Signal
4 Years – Prison

COMMONWEALTH V. LAQUITA KILLEBREW-HARRIS

Judge: Andrew Self
Prosecutor: Lynn Pryor
Police Agency: Hopkinsville Police Department
Guilty Plea Date: February 12, 2014
Sentencing Date: August 27, 2014
Charges: Trafficking in Cocaine, Subsequent Offense
Disposition: 10 Years – Prison



COMMONWEALTH V. SIRIS QUARLES

Judge: Andrew Self
Prosecutor: Lynn Pryor
Police Agency: Oak Grove Police Department
Guilty Plea Date: May 9, 2014
Sentencing Date: August 27, 2014
Charges: Assault under Extreme Emotional Disturbance
Disposition: 1 Year – Prison



COMMONWEALTH V. JAMES LANCASTER

Judge: John Atkins
Prosecutor: Duncan Cavanah
Agency: Christian County Jail
Guilty Plea Date: June 25, 2014
Sentencing Date: August 27, 2014
Charges: Promoting Contraband, 1st Degree
Disposition: 1 Year - Prison



COMMONWEALTH V. LORI RIVAS

Judge: John Atkins
Prosecutor: Duncan Cavanah
Agency: Christian County Sheriff's Department
Guilty Plea Date: July 9, 2014
Sentencing Date: August 27, 2014
Charges: Criminal Possession of Forged Instrument 3rd degree;
Theft by Unlawful Taking of a Controlled Substance over
\$500
Disposition: 2 Years - Prison



COMMONWEALTH V. MICHAEL ANDERSON

Judge: Andrew Self
Prosecutor: Duncan Cavanah
Agency: Hopkinsville Police Department
Guilty Plea Date: June 14, 2014
Sentencing Date: August 27, 2014
Charges: Possession of Methamphetamine;
Possession of Drug Paraphernalia, Possession of
Cancelled Operator's License, Driving on Suspended
Operator's License



Disposition: 3 Years - Probated and Diverted

COMMONWEALTH V. SANDRA WOODRUFF

Judge: Andrew Self
Prosecutor: Duncan Cavanah
Agency: Christian County Sheriff's Department
Guilty Plea Date: May 21, 2014
Sentencing Date: August 27, 2014
Charges: Theft by Deception over \$500; Escape 2nd Degree
Disposition: 5 Years - Probated and Diverted



COMMONWEALTH V. ASHLEY SISK

Judge: John Atkins
Prosecutor: Duncan Cavanah
Agency: Private Complaint
Guilty Plea Date: August 27, 2014
Sentencing Date: August 27, 2014
Charges: Theft by Deception under \$500
Disposition: 12 Months - Probated



COMMONWEALTH V. JAHMARIUS BROWN

Judge: Andrew Self
Prosecutor: Adam Turner
Agency: Hopkinsville Police Department
Guilty Plea Date: June 4, 2014
Sentencing Date: August 27, 2014
Charges: Unlawful Transaction with a Minor, 2nd Degree
Disposition: 5 Years – Probated and Diverted



COMMONWEALTH V. CHRISTY HOLLIS

Judge: Andrew Self
Prosecutor: Michael Cotthoff
Agency: Oak Grove Police Department
Guilty Plea Date: June 4, 2014
Sentencing Date: August 27, 2014
Charges: Possession of Cocaine; Theft under \$500; Possession of Drug Paraphernalia
Disposition: 2 Years – Probated and Diverted



COMMONWEALTH V. CURTIS FLICK

Judge: John Atkins
Prosecutor: Michael Cotthoff
Agency: Christian County Sheriff's Office
Guilty Plea Date: May 27, 2014
Sentencing Date: August 27, 2014
Charges: Manufacturing Methamphetamine; Possession of Meth.; Possession of Marijuana; Wanton Endangerment, 1st Degree; Possession of Drug Paraphernalia
Disposition: 15 Years – Prison



COMMONWEALTH V. LEONARD ORNEVAL

Judge: Andrew Self
Prosecutor: Ramsey Groves
Agency: Oak Grove Police Dept.
Guilty Plea Date: April 29, 2014
Sentencing Date: August 27, 2014
Charges: Robbery, 1st Degree, 4 counts
Disposition: 17 Years – Prison



COMMONWEALTH V. HERBERT WHARTON

Judge: John Atkins
Prosecutor: Michael Cotthoff
Agency: Christian County Sheriff's Office
Guilty Plea Date: August 28, 2014
Sentencing Date: August 28, 2014
Charges: Facilitation to Trafficking In Lortab; Possession of Marijuana
Disposition: 12 Months - Probated



COMMONWEALTH V. MALLORY KLEBOLD

Judge: Andrew Self
Prosecutor: Michael Cotthoff
Agency: Hopkinsville Police Department
Guilty Plea Date: August 29, 2014
Sentencing Date: August 29, 2014
Charges: Possession of Drug Paraphernalia
Disposition: 6 Months – Probated
Disposition: 15 Years – Prison.



If you like receiving notices of updates to our newsletter, please keep us updated if you change your email address. If you know of someone who would be interested in receiving our email newsletter, please forward their email address to us or feel free to forward this email to them. If you do not wish to continue receiving these emails, just reply back and ask us to unsubscribe you. THANKS to all of you who have served on any of the jury pools in Christian County. It has been a privilege and an honor to serve you.

Sincerely,
Lynn Pryor – Commonwealth's Attorney