

IN THE COMMON PLEAS COURT OF MONTGOMERY COUNTY, OHIO

STATE OF OHIO

CASE NO. 2019 CR 02985

Plaintiff,

-VS-

JUDGE DENNIS J. ADKINS

JENNIFER SELHORST aka Woodward

TERMINATION ENTRY - COMMUNITY CONTROL

Defendant

DOB: 10/02/1985

Convicted Of: 2CTS: FORGERY (Uttering)(F5), CT 3: \$1,000)(Without Consent)(F5), CT 4: THEFT (\$1,000 But Less Than \$7,500)(Beyond the Scope)(F5) by the defendant herein having entered a no contest plea and having been found guilty by the Court.

SSN: ***-**-8590

The defendant herein having entered a no contest plea and having been found guilty by the Court of 2CTS: FORGERY (Uttering)(F5), CT 3: \$1,000)(Without Consent)(F5), CT 4: THEFT (\$1,000 But Less Than \$7,500)(Beyond the Scope)(F5) , was brought before open Court on MAY 27, 2020 with Counsel for sentencing, the Court having received a written report of a pre-sentence investigation submitted by the Division of Criminal Justice Services of this Court.

The Court has considered the factors under R.C. 2929.12. It is therefore ORDERED that defendant be sentenced to the following Community Control Sanctions for a period not to exceed five (5) years in each count:

Sanctions:

1. Defendant's compliance with the General Conditions of this court for probationers;
2. A term of Basic Supervision for a period not to exceed five (5) years;
3. A requirement that the offender pays restitution in the agreed amount by defendant and victim (Power of Attorney David Esrati) of \$3,000.00 to John Sullivan c/o Power of Attorney David Esrati in the amount of \$300.00 per month;
4. A requirement that the offender completes all treatment at One Fifteen and complies with any further treatment recommended by that agency, the Court, or Probation Services;
5. A requirement that the offender verifies all prescription medications and takes all medications as prescribed;
6. A requirement that the offender not have contact with the victim, John Sullivan (or his POA David Esrati), or come within 1,000 feet of their person, residence, or place of employment (even if the victim consents to contact);
7. A requirement that the offender not work in any capacity where she conducts financial transactions, handles cash, has access to employer/customer cash, checks, or credit information, or manages employer/customer finances;
8. A requirement that the offender be assessed by and complete the Miami Valley Works employment program;
9. A requirement that the offender completes 40 hours of community service work;
10. A requirement that the offender not be in any building, structure, room, vehicle or place when you know or have reasonable cause to know that illegal drugs, stolen property or any firearms are present;
11. A requirement that the offender abstain from the use of illegal drugs, drugs of abuse, and alcohol.

Financial Obligations:

1. A requirement that the offender pays a supervision fee of \$250;
2. A requirement that the offender pays court costs as determined by the Montgomery County Clerk of Courts and if you fail to pay the court costs, the Court can order you to perform community service - each hour for which you will receive credit towards your court costs;

INSTRUCTIONS: ILC not granted; granted CCS

If you violate any condition of this sanction, or if you violate any law, the court can impose a longer time under the same sanction, impose a more restrictive sanction, or a prison term of **TWELVE (12) MONTHS IN EACH COUNT, ALL TO RUN CONSECUTIVE TO EACH OTHER**.

If applicable in this case, defendant is ordered to pay any restitution, all costs of prosecution, stipulated fines, and any fees permitted pursuant to R.C. 2929.18 (A)(4) and 2951.021. Financial sanctions and obligations are to be paid in the amount and order shown on Page 2.

If applicable in this case, the defendant is hereby ORDERED to pay extradition costs in the amount of \$0, to the Montgomery County Prosecuting Attorney's Office and Judgment is hereby GRANTED against the defendant, Jennifer Selhorst, for said extradition costs to be paid to the Montgomery County Prosecuting Attorney's Office through the Montgomery County Clerk of Courts.

The Court did fully explain to the defendant any applicable Appellate Rights and defendant informed the Court that said rights were understood.

DRIVER LICENSE SUSPENDED

_____The Court hereby **SUSPENDS** the defendant's driver license for a term of _____. The suspension is to run concurrent with any other driver license suspension presently serving. IF defendant does not possess a driver license, the defendant SHALL NOT APPLY FOR ONE for this period of time.

_____The Court hereby **REVOKES** the defendant's driver license. IF defendant does not possess a driver license, the defendant SHALL NOT APPLY FOR ONE.

The defendant is sentenced under Section(s) 2913.31 (A)(3), 2913.31 (A)(3), 2913.02 (A)(1), 2913.02 (A)(2) of the Ohio Revised Code. Bond is RELEASED.

SO ORDERED:

JUDGE DENNIS J. ADKINS

As a condition of Community Control, the following Financial Sanctions are ORDERED to be paid by the defendant through the Montgomery County Division of Criminal Justice Services:

Financial Sanctions (Fill in appropriate information)

1.	Restitution to the Victim for economic loss John Sullivan c/o Power of Attorney David Esrati	\$3,000 (to be paid in full)
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Financial Obligations (Fill in appropriate information)

1. Court costs to be paid in full in an amount determined by the Montgomery County Clerk of Courts. If you fail to pay the court costs, the Court can order you to perform community service-each hour for which you will receive credit towards your court costs.
2. Fines

MANDATORY FINE \$ (Fill in appropriate amount)

(Place a checkmark in front of the appropriate paragraph)

- ☐ Waive Mandatory Fine (defendant indigent) The defendant having filed an affidavit of indigency, the Court hereby determines that the defendant is indigent and is unable to pay the Mandatory Fine provided for in Section 2925.03 (H) O.R.C. Therefore, it is the ORDER OF THE COURT THAT NO FINE BE IMPOSED;
- ☐ The Court hereby determines that the defendant has been convicted of an F1, F2, or F3 violation of R.C. 2925.02, 2925.03, 2925.04, 2925.041, 2925.05, 2925.11, or 2925.22 AND the defendant is not an indigent person for the purpose of paying the statutory mandatory fine. Therefore, the defendant is ORDERED to pay a MANDATORY FINE of (FILL-IN: Amount of Mandatory Fine) , 50% to be paid to MATHIAS H. HECK, JR., TRUSTEE, MONTGOMERY COUNTY PROSECUTING ATTORNEY, MANDATORY FINE/FORFEITED BOND ACCOUNT, and 50% to be paid to the county, township, municipal corporation, park district, or state law enforcement agencies in this state that primarily were responsible for or involved in making the arrest of, and prosecuting, the defendant, to-wit: (FILL-IN: Name of Law Enforcement Agency).
- ☐ The Court hereby determines that the defendant has been convicted of an F1, F2, or F3 violation of R.C. 2925.24 AND the defendant is not an indigent person for the purpose of paying the statutory mandatory fine. Therefore, the defendant is ORDERED to pay a MANDATORY FINE of (FILL-IN: Amount of Mandatory Fine) to be paid to the Executive Director of the State Board of Pharmacy.

OVI FINE \$ (Fill in appropriate amount)

(Place a checkmark in front of paragraph, if applicable)

- ☐ The Court hereby determines that the defendant has been convicted of an F3 or F4 felony OVI offense. Therefore, the defendant is ORDERED to pay a MANDATORY FINE of (FILL-IN: Amount of Mandatory OVI Fine) to be distributed as follows:

- \$210 of the fine paid to an enforcement and education fund established by the legislative authority of the law enforcement agency in this state that primarily was responsible for the arrest of the offender, to-wit: (FILL-IN: Name of Law Enforcement Agency).

- \$440 paid to the political subdivision that pays the cost of housing the offender during the offender's term of incarceration; ie Montgomery County, if the offender is sentenced to the Montgomery County Jail.

- \$50 deposited into the special projects fund of the court in which the offender was convicted or the indigent drivers interlock and alcohol monitoring fund;

- \$500 transmitted to the treasurer of state for deposit into the indigent defense support fund; and

- balance of fine dispersed as otherwise provided by law, ie to the Montgomery County treasury to the credit of the General Fund.

PENALTY/DISCRETIONARY FINE \$ (Fill in appropriate amount)

(Place a checkmark in front of the appropriate paragraph)

- ☐ Non-Drug case
- ☐ The Court hereby determines that the defendant has been convicted of an F4 or F5 violation of R.C. 2925.02, 2925.03, 2925.04, 2925.041, 2925.05, 2925.11, 2925.13, 2925.22, 2925.23, 2925.36, 2925.37, 3719.07, 3719.08, 3719.16, 3719.161, 3719.172(C) or (D), 4729.37, 4729.51(C), 4729.54(J), 4729.61, or a violation of R.C. 2923.42 AND the defendant is not an indigent person for the purpose of paying the statutory penalty/discretionary fine. Therefore, the defendant is ORDERED to pay a PENALTY/DISCRETIONARY FINE of (FILL-IN: Amount of Penalty/Discretionary Fine) 50% to be paid to MATHIAS H. HECK, JR., TRUSTEE, MONTGOMERY COUNTY PROSECUTING ATTORNEY, MANDATORY FINE/FORFEITED BOND ACCOUNT, and 50% to be paid to the county, township, municipal corporation, park district, or state law enforcement agencies in this state that primarily were responsible for or involved in making the arrest of, and prosecuting, the defendant, to-wit: (FILL-IN: Name of Law Enforcement Agency).
- ☐ The Court hereby determines that the defendant has been convicted of an F4 or F5 violation of R.C. 2925.06, 2925.09, 2925.31, 2925.32, 3719.44(K)(2)(b), or 4729.99(I)(1), (2), or (3) AND the defendant is not an indigent person for the purpose of paying the statutory penalty/discretionary fine. Therefore, the defendant is ORDERED to pay a PENALTY/DISCRETIONARY FINE of (FILL-IN: Amount of Penalty/Discretionary Fine) to be paid to the Executive Director of the State Board of Pharmacy.

3. Supervision Fee	\$250.00		
4. Reimbursements	Appointed Counsel Fee:	Lab Fee to Police Department:	Other:
Payable as follows:	\$0	\$0	\$



General Division
Montgomery County Common Pleas Court
41 N. Perry Street, Dayton, Ohio 45422

Case Number:
2019 CR 02985

Case Title:
STATE OF OHIO vs JENNIFER SELHORST

Type:

Entry: Probation Granted Up To 5 Years

So Ordered,