

SECOND DISTRICT COURT- LAYTON
DAVIS COUNTY, STATE OF UTAH

LAYTON CITY vs. MATTHEW MONTOYA

CASE NUMBER 171600319 Other Misdemeanor

CHARGES

Charge 1 - 76-6-404 - THEFT - Class A Misdemeanor
Offense Date: September 30, 2016
Location: 2718 North 2600 East
Plea: August 29, 2017 Guilty
Disposition: August 29, 2017 Guilty

CURRENT ASSIGNED JUDGE

DAVID HAMILTON

PARTIES

Plaintiff - LAYTON CITY
Represented by: MARLESSE JONES

Defendant - MATTHEW MONTOYA

Also Known As - MATT JACKSON(MATTHEW MONTOYA)

Also Known As - MATT J MONTOYA(MATTHEW MONTOYA)

Also Known As - MATT JACOB MONTOYA(MATTHEW MONTOYA)

Also Known As - KOBY HARRIS(MATTHEW MONTOYA)

Also Known As - MATTEW J MONTOYA(MATTHEW MONTOYA)

Also Known As - MATTHEW JACOB MONTOYA(MATTHEW MONTOYA)

Creditor - STATE OF UTAH

Creditor - STATE DEBT COLLECTION

Represented by: JACOB FRANKLIN

DEFENDANT INFORMATION

Defendant Name: MATTHEW MONTOYA
Date of Birth: August 13, 1978
Law Enforcement Agency: LAYTON CITY POLICE
LEA Case Number: 16-17599
Officer Name: MICHAEL DAMICO
Prosecuting Agency: LAYTON CITY
Agency Case Number: 16-17599
Violation Date: 09-30-2016

ACCOUNT SUMMARY

Time Pay: 100.00 monthly on the 20th.
Final Payment: March 20, 2018

REVENUE DETAIL - TYPE: FINE
Original Amount Due: 700.00
Amended Amount Due: 0.00
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00

Account Adjustments Sum To Date Amount Reason
2018-02-12 -700.00 Adjusted to zero and set to State Debt Collection

REVENUE DETAIL - TYPE: UNPAID INTEREST
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00

Account Adjustments Sum To Date Amount Reason
2018-02-12 -9.20 Adjusted to zero and set to State Debt Collection
2018-02-12 9.20 Criminal post judgment interest

CASE NOTE

PROCEEDINGS

04-20-2017 Filed: INFORMATION/INDICTMENT
04-20-2017 Filed: SUMMONS - TO ISSUE (PROPOSED)
04-20-2017 Case filed by efiler
04-20-2017 Filed: From an Information
04-20-2017 Judge DAVID HAMILTON assigned.
04-25-2017 Issued: Summons Issued
Clerk DENICE RICHARDS
04-25-2017 Cancelled: ARRAIGNMENT scheduled on June 06, 2017 at 01:45 PM in Courtroom #1 with Judge ROTATION JUDGE
04-25-2017 NOTICE for Case 171600319 ID 18211783
Judge: ROTATION JUDGE
ARRAIGNMENT.
Date: 06/06/2017
Time: 01:45 p.m.
Location: Courtroom #1
JUDICIAL BUILDING
425 NORTH WASATCH DRIVE
LAYTON, UT 84041
Before Judge: ROTATION JUDGE
The reason for the change is Reprint notice.
Failure to appear for the above court date could result in a bench warrant.
** IF YOU SHOW UP INAPPROPRIATELY DRESSED YOU MAY BE REQUIRED TO RETURN HOME TO CHANGE. NO SHORTS, TANK TOPS, BARE MIDRIFTS; APPROPRIATE ATTIRE REQUIRED FOR COURT **
04-25-2017 Filed: Notice for Case 171600319 ID 18211774

04-25-2017 Modified: ARRAIGNMENT scheduled on June 06, 2017 at 01:45 PM in Courtroom #1 with Judge ROTATION JUDGE
Reason: Reprint notice.

04-25-2017 ARRAIGNMENT scheduled on June 06, 2017 at 01:45 PM in Courtroom #1 with Judge ROTATION JUDGE

04-25-2017 Filed: Notice for Case 171600319 ID 18211783

04-25-2017 Filed: Return of Electronic Notification

05-02-2017 Filed: Appearance of Counsel/Notice of Limited Appearance

05-02-2017 Filed: Demand for Jury Trial - Criminal: Demand for Jury Trial - Criminal

05-02-2017 Filed: Demand for Jury Trial - Criminal: Demand for Jury Trial - Criminal (Witnesses)

05-02-2017 Filed: Request for Discovery

05-02-2017 Filed: Return of Electronic Notification

06-06-2017 Minute Entry - ARRAIGNMENT
Judge: ROBERT J DALE
PRESENT
Clerk: glendap
Prosecutor: MILLS, NICHOLAS C
Defendant Present
The defendant is not in custody
Defendant's Attorney(s): COLE, ROY D
Tape Number: L1-060617 Tape Count: 3.12
ARRAIGNMENT
Defendant is arraigned.
The defendant pleads not guilty. A PTC is set on 8/1/17 at 10:00 a.m.
PRETRIAL CONFERENCE is scheduled.
Date: 08/01/2017
Time: 10:00 a.m.
Location: Courtroom #1
JUDICIAL BUILDING
425 NORTH WASATCH DRIVE
LAYTON, UT 84041
Before Judge: ROTATION JUDGE

06-08-2017 Note: Book & Release Order given to defendant in Court 6/6/17

06-13-2017 Cancelled: PRETRIAL CONFERENCE scheduled on August 01, 2017 at 10:00 AM in Courtroom #1 with Judge ROTATION JUDGE

06-14-2017 Filed: Court Notice

08-01-2017 Minute Entry - CONTINUANCE
Judge: ROBERT J DALE
PRESENT
Clerk: glendap
Prosecutor: MILLS, NICHOLAS C
Defendant Present
The defendant is not in custody
Audio
Tape Number: L1-080117. Tape Count: 11.33
CONTINUANCE
Whose Motion:
The Defendant.
Reason for continuance:
Correct calendar
This is continued to 8/29/17.

The motion is granted.

PRETRIAL CONFERENCE is scheduled.

Date: 08/29/2017

Time: 10:00 a.m.

Location: Courtroom #1

JUDICIAL BUILDING

425 NORTH WASATCH DRIVE

LAYTON, UT 84041

Before Judge: ROTATION JUDGE

08-02-2017 Filed: Court Notice

08-02-2017 Continued: PRETRIAL CONFERENCE scheduled on August 29, 2017 at 10:00 AM in Courtroom #1 with Judge ROTATION JUDGE

08-04-2017 Note: 2nd Book & Release given in court 8/1/17

08-16-2017 Filed: Notice of Withdrawal

08-16-2017 Filed: Return of Electronic Notification

08-29-2017 Charge 1 Disposition is Guilty

08-29-2017 Minute Entry - SENTENCE, JUDGMENT, COMMITMENT

Judge: ROBERT J DALE

PRESENT

Clerk: glendap

Prosecutor: JONES, MARLESSE D

Defendant Present

The defendant is not in custody

Defendant pro se

Audio

Tape Number: L1-082917 Tape Count: 11.08

Court advises defendant of rights and penalties.

The defendant is advised of right to counsel.

The defendant waives right to counsel.

Defendant waives time for sentence.

Change of Plea Note

The defendant pleads guilty and elects to be sentenced today.

ALSO KNOWN AS (AKA) NOTE

KOBY HARRIS

MATT JACKSON

MATT J MONTOYA

MATT JACOB MONTOYA

MATTEW J MONTOYA

MATTHEW JACOB MONTOYA

SENTENCE JAIL

Based on the defendant's conviction of THEFT a Class A Misdemeanor, the defendant is sentenced to a term of 365 day(s) The total time suspended for this charge is 355 day(s).

Credit is granted for time served.

Credit is granted for 10 day(s) previously served.

SENTENCE FINE

Charge # 1 Fine: \$2500.00

Suspended: \$1800.00

Surcharge: \$354.21

Due: \$700.00

Total Fine: \$2500.00

Total Suspended: \$1800.00
Total Surcharge: \$354.21
Total Principal Due: \$700.00
Plus Interest

Defendant is to pay a fine of 700.00 which includes the surcharge. Interest may increase the final amount due. Fine payments are to be made to The Court. This can be paid online at: www.utcourts.gov/epayments.

SCHEDULED TIMEPAY

The following cases are on timepay 171600319.
The defendant is to pay \$100.00 monthly on the 20th.
The number of payments scheduled is 6 plus a final payment of \$106.22.
The first payment is due on 09/20/2017 the final payment of \$106.22 is due on 03/20/2018 . The final payment may vary based on interest.

ORDER OF PROBATION

The defendant is placed on probation for 24 month(s).
Probation is to be supervised by Informal Court Probation.
Defendant to serve 10 day(s) jail.
No violations of law except minor traffic offenses.
Restitution is to remain open.
Continued in current treatment through Davis Behavioral Health.

08-29-2017 Fine Account created Total Due: 700.00
08-29-2017 Note: Added to payment schedule 1060127333
08-29-2017 Filed order: SENTENCE, JUDGMENT, COMMITMENT
Judge ROBERT J DALE
Signed August 29, 2017
08-30-2017 Note: Book & Release Order given in count 8/29/17
08-31-2017 Fee Account created Total Due: 0.00
08-31-2017 Note: Added to payment schedule 1060127333
08-31-2017 Filed: Right to Counsel Sheet
08-31-2017 **** PRIVATE **** Filed: Sentencing Sheet
09-01-2017 Filed order: Statement Of Defendant in Support of Plea
Judge ROBERT J DALE
Signed August 29, 2017
11-07-2017 FILE OR APPEAR/OTN scheduled on December 12, 2017 at 09:01 AM
in Courtroom #1 with Judge ROTATION JUDGE
11-07-2017 Filed: Notice for Case 171600319 MO: Judge ROTATION JUDGE
11-28-2017 Filed: Violation, No Warrant Ref Case 171600319
02-12-2018 Note: The balance on this case has been transferred to the Utah
Office of State Debt Collection (OSDC) for collection purposes.
Any payment made must be made to OSDC. OSDC is authorized by
statute to add interest and collection fees to the amount
transferred.
02-12-2018 Judgment Entered - Amount \$709.20 pattyd