

SECOND JUDICIAL DISTRICT - OGDEN DISTRICT COURT
WEBER COUNTY, STATE OF UTAH

STATE OF UTAH vs. DAVID COLTON JR GARNER

CASE NUMBER 171901508 State Felony

CHARGES

Charge 1 - 76-6-501(2) - FORGERY - 3rd Degree Felony
Offense Date: March 30, 2017
Location: Weber County
Plea: October 16, 2017 Guilty
Disposition: October 16, 2017 Guilty

Charge 2 - 76-6-405 - THEFT BY DECEPTION - Class A Misdemeanor
Offense Date: March 30, 2017
Location: Weber County
Disposition: October 16, 2017 Dismissed (w/o proj)

CURRENT ASSIGNED JUDGE

CAMILLE NEIDER

PARTIES

Plaintiff - STATE OF UTAH
Represented by: MATTHEW HANSEN

Defendant - DAVID COLTON JR GARNER
Represented by: MICHAEL BOUWHUIS
Represented by: STATE PUBLIC DEFENDER

Also Known As - COLTON GARNER(DAVID COLTON JR GARNER)

Also Known As - COLT 45(DAVID COLTON JR GARNER)

Also Known As - DAVID GARNER(DAVID COLTON JR GARNER)

Creditor - STATE DEBT COLLECTION

Creditor - WEBER COUNTY TREASURER

Creditor - MOUNTAIN AMERICA CREDIT UNION

DEFENDANT INFORMATION

Defendant Name: DAVID COLTON JR GARNER
Offense Tracking Number: 55098339
Date of Birth: November 02, 1991
Law Enforcement Agency: OGDEN CITY POLICE
LEA Case Number: 17-23020
Officer Name: M CHAD GOUGH
Prosecuting Agency: WEBER COUNTY
Agency Case Number: 17-2680
Arrest Date: September 13, 2017

Violation Date: 03-30-2017

ACCOUNT SUMMARY

TRUST DETAIL

| Trust Description: Restitution | |
|---------------------------------|--|
| Recipient: | ATTN FRAUD DEPT MOUNTAIN AMERICA CREDIT UNION |
| Amount Due: | 0.00 |
| Paid In: | 0.00 |
| Paid Out: | 0.00 |
| Account Adjustments Sum To Date | Amount Reason |
| 2022-02-02 | -850.00 Adjusted to zero and sent to State Debt Collection |

TRUST DETAIL

| Trust Description: Interest on Rstututn | |
|---|--|
| Recipient: | ATTN FRAUD DEPT MOUNTAIN AMERICA CREDIT UNION |
| Amount Due: | 0.00 |
| Paid In: | 0.00 |
| Paid Out: | 0.00 |
| Account Adjustments Sum To Date | Amount Reason |
| 2022-02-02 | -101.75 Adjusted to zero and sent to State Debt Collection |
| 2022-02-02 | -0.84 Interest owing as reported by AP&P per OSDC Civil Judgment Audit Report from AP&P. |
| 2022-02-02 | 102.59 Criminal post judgment interest |

CASE NOTE

IN (JUDICIAL HOLD)

PROCEEDINGS

07-05-2017 Filed: INFORMATION/INDICTMENT INFORMATION
 07-05-2017 Case filed by efiler
 07-05-2017 Filed: From an Information
 07-05-2017 Judge ERNIE W JONES assigned.
 07-05-2017 Filed: Affidavit/Declaration
 07-05-2017 Filed: Warrant of Arrest (Proposed)
 07-05-2017 Filed: Return of Electronic Notification
 07-05-2017 Judge SCOTT M HADLEY assigned.
 07-05-2017 Filed order: Warrant of Arrest
 Judge SCOTT M HADLEY
 Signed July 05, 2017
 07-05-2017 Filed: Return of Electronic Notification
 07-05-2017 Warrant Ordered on: July 05, 2017 Warrant Num: 985515149 Bail Allowed
 Bail amount: 7,500.00
 07-05-2017 WARRANT: GARNER, DAVID COLTON JR Case 17
 Judge: SCOTT M HADLEY
 To any Peace Officer in the State of Utah:
 You are commanded to arrest and deliver the defendant to the Weber County Jail.
 A juvenile may not be confined in an adult facility.
 Defendant may be transported within the state.

Declaration for Warrant of Arrest

Bail is set at \$7500.00.

Issued: July 05, 2017

Law Enforcement Agency: OGDEN CITY POLICE

Defendant Details:

DAVID COLTON JR GARNER

Citation No:

UNKNOWN

Date of Birth: 11-02-1991

Driver License No: xxx4651

Social Security No: xxx-xx-1781

Home Phone: (801) 809-943

Vehicle License:

Warrant Number: 985515149

07-05-2017 Warrant Issued on: July 05, 2017 Warrant Num: 985515149 Bail Allowed

Bail amount: 7,500.00

Judge SCOTT M HADLEY

Issue Reason: Declaration for Warrant of Arrest

07-05-2017 Filed: Return of Electronic Notification

08-01-2017 Judge JENNIFER VALENCIA assigned.

***** PRIVATE ***** Filed: Jail Booking Record

09-14-2017 Note: DEF Address changed from UNKNOWN

09-14-2017 Note: DEF Address changed to 2421 N 400 E WASH BLVD NORTH OGDEN UT 84414

09-14-2017 Warrant Recalled on : September 14, 2017 Warrant Num: 985515149 Bail Allowed

Recall Reason: Defendant was booked

09-14-2017 Cancelled: INITIAL APPEARANCE scheduled on September 15, 2017 at 08:30 AM with Judge VIDEO ARRAIGNMENT

09-14-2017 Note: INITIAL APPEARANCE calendar modified.

09-15-2017 Continued: INITIAL APPEARANCE scheduled on September 20, 2017 at 08:30 AM with Judge VIDEO ARRAIGNMENT

09-15-2017 Minute Entry - CONTINUANCE

Judge: ERNIE W JONES

PRESENT

Clerk: angeeh

Prosecutor: JEFFS, MICHELLE A

The defendant is in the custody of the Weber County Jail

Defendant not present

Defendant's Attorney(s): GRAVIS, MARTIN V

Audio

Tape Number: 4A 091517 Tape Count: 8:44-8:47

CONTINUANCE

Whose Motion:

The Court.

Reason for continuance:

Court Ordered

Defendant refused to appear. Court continues matter to 9/20/17 at 8:30 a.m. before the video calendar.

The motion is granted.

INITIAL APPEARANCE is scheduled.

Date: 09/20/2017

Time: 08:30 a.m.

Location: Video Room

Before Judge: VIDEO ARRAIGNMENT

Second District Court
2525 Grant Avenue
Ogden, UT 84401

09-15-2017 Filed: Order to Sheriff, 9/15/17

09-20-2017 Continued: INITIAL APPEARANCE scheduled on September 25, 2017
at 09:00 AM in 3rd Floor Southwest with Judge JENNIFER VALENCIA

09-20-2017 Minute Entry - CONTINUANCE

Judge: MARK R DECARIA

PRESENT

Clerk: angeeh

Prosecutor: SNOW, RACHEL M

The defendant is in the custody of the Weber County Jail

Defendant not present

Defendant's Attorney(s): GRAVIS, MARTIN V

Audio

Tape Number: 4A 092017 Tape Count: 8:42-8:43

CONTINUANCE

Whose Motion:

The Court.

Reason for continuance:

Court Ordered

Defendant refused to appear again. Court continues matter
to 9/25/17 at 9:00 a.m. before Judge Valencia. Court
authorizes jail staff to use reasonable force for defendant
to appear.

The motion is granted.

INITIAL APPEARANCE is scheduled.

Date: 09/25/2017

Time: 09:00 a.m.

Location: 3rd Floor Southwest

Before Judge: JENNIFER VALENCIA

Second District Court

2525 Grant Avenue

Ogden, UT 84401

09-20-2017 Filed: Order to Sheriff, 9/20/17

09-25-2017 Minute Entry - INITIAL APPEARANCE

Judge: JENNIFER VALENCIA

PRESENT

Clerk: debbieg

Prosecutor: PEDERSEN, THOMAS A

Defendant Present

The defendant is in the custody of the Weber County Jail

Defendant's Attorney(s): BOUWHUIS, MICHAEL D

Agency: Adult Probation and Parole

Audio

Tape Number: 3D092517 Tape Count: 11:56-12:00

INITIAL APPEARANCE

A copy of the Information is given to the defendant.

The Information is read.

Mr. Bouwhuis requests a continuance to receive discovery
and requests a decision to preliminary hearing of 10/2/17 @
9:00 a.m. along with a bail hearing. State does not object.
Court grants.

APPOINTMENT OF COUNSEL

Court finds the defendant indigent and appoints MICHAEL D BOUWHUIS to represent the defendant.

Appointed Counsel:

Name: MICHAEL D BOUWHUIS

Address: 1145 E 4600 S OGDEN

City: OGDEN UT 84403

Phone: (801)393-6452

DECISION TO PRELIM is scheduled.

Date: 10/02/2017

Time: 09:00 a.m.

Location: 3rd Floor Southwest

Before Judge: JENNIFER VALENCIA

Second District Court

2525 Grant Avenue

Ogden, UT 84401

CUSTODY

The defendant is remanded to the custody of the Weber County Jail.

09-25-2017 Filed: Order to Sheriff

09-26-2017 Filed: Request for Discovery

09-27-2017 Cancelled: DECISION TO PRELIM scheduled on October 02, 2017 at 09:00 AM in 3rd Floor Southwest with Judge JENNIFER VALENCIA

10-02-2017 Filed: Order to Sheriff (10/2/17)

10-02-2017 Filed: Response to Discovery Request

10-02-2017 Filed: Return of Electronic Notification

10-02-2017 Continued: DECISION TO PRELIM scheduled on October 16, 2017 at 09:00 AM in 3rd Floor Southwest with Judge JENNIFER VALENCIA

10-02-2017 Minute Entry - CONTINUANCE

Judge: JENNIFER VALENCIA

PRESENT

Clerk: debbieg

Prosecutor: TREE, TERAL L

Defendant Present

The defendant is in the custody of the Weber County Jail

Defendant's Attorney(s): BOUWHUIS, MICHAEL D

Agency: Adult Probation and Parole

Audio

Tape Number: 3D100217 Tape Count: 10:38-10:46

CONTINUANCE

Whose Motion:

The Defendant's counsel MICHAEL D BOUWHUIS.

Reason for continuance:

Request of counsel

Mr. Bouwhuis requests the court reduce bail for a combined \$5,000 bail. State objects. Court denies the request. Bail to remain \$7,500 on this case. Mr. Bouwhuis requests a continuance as he still needs discovery. State concurs. Court grants this request.

The motion is granted.

DECISION TO PRELIM is scheduled.

Date: 10/16/2017

Time: 09:00 a.m.

Location: 3rd Floor Southwest

Before Judge: JENNIFER VALENCIA

Second District Court
2525 Grant Avenue
Ogden, UT 84401

10-04-2017 Filed order: CONTINUANCE
Judge JENNIFER VALENCIA
Signed October 04, 2017

10-16-2017 Filed: Order to Sheriff

10-16-2017 Charge 1 Disposition is Guilty

10-16-2017 Charge 2 Disposition is Dismissed (w/o)

10-16-2017 APP SENTENCING scheduled on November 20, 2017 at 09:00 AM in 3rd Floor Southwest with Judge JENNIFER VALENCIA

10-16-2017 Minute Entry - WAIVER OF PRELIM
Judge: JENNIFER VALENCIA

PRESENT

Clerk: debbieg

Prosecutor: PEDERSEN, THOMAS A

Defendant Present

The defendant is in the custody of the Weber County Jail

Defendant's Attorney(s): BOUWHUIS, MICHAEL D

Agency: Adult Probation and Parole

Audio

Tape Number: 3D101617 Tape Count: 11:41-11:50

HEARING

This is time set for decision to preliminary hearing. The defendant waives his right to a preliminary hearing, and the court accepts the waiver as knowingly and voluntarily and holds the defendant for disposition. Negotiations have been reached. The court relies on the Statement of Defendant in Support of Guilty Plea and Certificate of Counsel to supplement a Rule 11 colloquy. Plea agreement executed in open court. Defendant enters a plea of guilty to count 1, Forgery, a third degree felony. Upon state's motion, the court dismisses count 2. Presentence report is requested with sentencing scheduled 11/20/17 @ 9:00 a.m. Court authorizes Adult Probation and Parole to release the defendant once information has been retained for the report.

APP SENTENCING is scheduled.

Date: 11/20/2017

Time: 09:00 a.m.

Location: 3rd Floor Southwest

Before Judge: JENNIFER VALENCIA

Second District Court

2525 Grant Avenue

Ogden, UT 84401

10-17-2017 Filed: Statement of Defendant in Support of Guilty Plea, Certificate of Counsel, and Order
Judge JENNIFER VALENCIA
Signed October 16, 2017

10-18-2017 Filed order: WAIVER OF PRELIM
Judge JENNIFER VALENCIA
Signed October 18, 2017

10-19-2017 ***** PRIVATE ***** Filed: Victim Impact Statement

10-19-2017 Filed: Return of Electronic Notification

11-09-2017 ***** PROTECTED ***** Filed: Presentence Addendum Report & Presentence Report

11-20-2017 Minute Entry - SENTENCE, JUDGMENT, COMMITMENT

Judge: JENNIFER VALENCIA

PRESENT

Clerk: meganrm

Prosecutor: PEDERSEN, THOMAS A

Defendant Present

The defendant is in the custody of the Weber County Jail

Defendant's Attorney(s): BOUWHUIS, MICHAEL D

Agency: Adult Probation and Parole

Audio

Tape Number: 3D112017 Tape Count: 10:28-10:35

HEARING

Court finds no legal basis why sentence should not be imposed. Respective counsel address the Court. Court makes prefacing comments and proceeds with sentencing.

SENTENCE PRISON

Based on the defendant's conviction of FORGERY a 3rd Degree Felony, the defendant is sentenced to an indeterminate term of not to exceed five years in the Utah State Prison.

The prison term is suspended.

SENTENCE PRISON CONCURRENT/CONSECUTIVE NOTE

Penalties shall run concurrent with case 171901566.

ALSO KNOWN AS (AKA) NOTE

COLT 45

DAVID GARNER

COLTON GARNER

SENTENCE JAIL

Based on the defendant's conviction of FORGERY a 3rd Degree Felony, the defendant is sentenced to a term of 90 day(s)

Credit is granted for time served.

Credit is granted for 68 day(s) previously served.

SENTENCE FINE

Charge # 1 Fine: \$603.00

Suspended: \$0.00

Surcharge: \$308.26

Due: \$603.00

Total Fine: \$603.00

Total Suspended: \$0

Total Surcharge: \$308.26

Total Principal Due: \$603.00

Plus Interest

Defendant is to pay a fine of 603.00 which includes the surcharge. Interest may increase the final amount due.

SENTENCE FINE PAYMENT NOTE

60 hours of community service may be completed in lieu of \$603 fine. Financial obligations are payable to Adult Probation and Parole by paying \$50 a month commencing 45 days after release.

Attorney Fees Amount: \$500.00 Plus Interest

Pay in behalf of: WEBER COUNTY TREASURER

Restitution Amount: \$850.00 Plus Interest

Pay in behalf of: MOUNTAIN AMERICA CREDIT UNION

ORDER OF PROBATION

The defendant is placed on probation for 36 month(s).

Probation is to be supervised by Adult Probation and Parole.

Defendant to serve 90 day(s) jail.

The defendant shall enter into an agreement with the Utah State Department of Adult Probation & Parole and comply strictly with its terms and conditions.

The defendant shall report to the Department of Corrections and to the court whenever required.

The defendant shall serve 90 days in the Weber County Jail with credit for 68 days previously served with work release and no good time allowed.

The defendant shall enter into and complete a substance abuse and mental health evaluation through a JRI provide and shall complete any treatment recommended.

The defendant shall successfully complete a cognitive restructuring course.

The defendant shall obtain and maintain verifiable employment.

The defendant shall report to the probation agency immediately upon release and abide by all standard conditions of probation outlined in the agreement with Adult Probation and Parole.

The defendant shall submit to DNA testing and pay the \$150 fee to the collecting agency, unless already done so.

The defendant shall abide by a 7:00 p.m. to a 7:00 a.m. curfew for the first 90 days after release from jail, which may be modified by the assigned probation agency.

The defendant shall not consume, use, possess, or have access to alcoholic beverages or illegal substances and shall only use legally prescribed medications through one doctor.

The defendant shall not have contact with the co-defendants.

The defendant shall pay restitution in the amount of \$850 to Mountain America Credit Union.

11-20-2017 Filed: Order to Sheriff
11-20-2017 ***** SEALED ***** Filed: Victim Information
11-24-2017 Filed: Funeral Request
11-24-2017 Note: OTS emailed to the jail for funeral release.
11-24-2017 Filed: Order to Sheriff
11-25-2017 Filed order: SENTENCE, JUDGMENT, COMMITMENT
 Judge JENNIFER VALENCIA
 Signed November 25, 2017
11-28-2017 Judgment Entered - Amount \$1963.00 debbieg
11-28-2017 Note: J&C emailed to counsel for restitution.
01-08-2018 Judge CAMILLE NEIDER assigned.
08-03-2018 ***** PRIVATE ***** Filed: Jail Booking Record
08-06-2018 Filed: Declaration in Support of Order to Show Cause (Jackie Godfrey - Judicial Hold Request)
08-06-2018 Filed order: Order to Show Cause
 Judge CAMILLE NEIDER
 Signed August 06, 2018
08-06-2018 Filed: Order to Sheriff (Judicial Hold)
08-06-2018 Note: Emailed to WCJ Records
08-09-2018 APP ORDER TO SHOW CAUSE scheduled on August 13, 2018 at 01:30 PM in 2nd Floor Northwest with Judge CAMILLE NEIDER
08-09-2018 Note: APP ORDER TO SHOW CAUSE calendar modified.
08-13-2018 Minute Entry - APP ORDER TO SHOW CAUSE

Judge: CAMILLE NEIDER

PRESENT

Clerk: dianemw

Prosecutor: HANSEN, MATTHEW J

Defendant Present

The defendant is in the custody of the Weber County Jail

Defendant's Attorney(s): GRAVIS, MARTIN V

Agency: Adult Probation and Parole

Audio

Tape Number: 2A081318 Tape Count: 239-242

HEARING

This case is before the Court on an order to show cause filed by Adult Probation & Parole. Defendant is arraigned on declaration. State strikes allegation #3. Defendant admits true to remaining allegations. Defendant is referred for a written update. Sentencing set 08/27/18 at 1:30 pm.

APP SENTENCING ON AFFIDAVIT is scheduled.

Date: 08/27/2018

Time: 01:30 p.m.

Location: 2nd Floor Northwest

Before Judge: CAMILLE NEIDER

SECOND DISTRICT COURT

2525 GRANT AVENUE

OGDEN, UT 84401

08-13-2018 Filed: Order to Sheriff

08-14-2018 APP SENTENCING ON AFFIDAVIT scheduled on August 27, 2018 at 01:30 PM in 2nd Floor Northwest with Judge CAMILLE NEIDER

08-27-2018 **** PROTECTED **** Filed: Progress/Violation Report (OSC Recommendation)

08-27-2018 Minute Entry - POST SENTENCING JUDGMENT/COMMITMENT

Judge: CAMILLE NEIDER

PRESENT

Clerk: dianemw

Prosecutor: HANSEN, MATTHEW J

Defendant Present

The defendant is in the custody of the Weber County Jail

Defendant's Attorney(s): BOUWHUIS, MICHAEL D

Agency: Adult Probation and Parole

Audio

Tape Number: 2A082718 Tape Count: 510-518

HEARING

This case is before the Court for sentencing on an affidavit filed by Adult Probation & Parole. Court finds no legal basis why sentence should not be imposed. Respective parties address the Court.

The defendant's probation is revoked.

The defendant's probation is restarted.

Court imposes all previous terms of probation and orders the following additional conditions:

The defendant shall serve a total of 365 days in the Weber County Jail.

The defendant shall be released to the Restitution Program after thirty (30) days jail has been served.

The defendant shall be released to the Northern Utah Community Correctional Center (NUCCC) when a bed becomes available.

ALSO KNOWN AS (AKA) NOTE

COLT 45

DAVID GARNER

COLTON GARNER

08-27-2018 Filed: Order to Sheriff

08-30-2018 Filed order: POST SENTENCING JUDGMENT/COMMITMENT

Judge CAMILLE NEIDER

Signed August 30, 2018

01-28-2019 Filed: Recommendation AP&P

01-29-2019 Filed order: ORDER APPROVING RECOMMENDATION FOR JAIL RESPONSE
UNDER 64-13-21(2)(b)

Judge CAMILLE NEIDER

Signed January 29, 2019

02-22-2019 Filed: Declaration in Support of Order to Show Cause (Nathan
Henrie)

02-22-2019 Issued: Order to Show Cause

Judge CAMILLE NEIDER

Hearing Date March 11, 2019 01:30 PM

02-28-2019 Filed: (Received & Acknowledged) Progress/Violation Report (OSC
Recommendation)

Judge CAMILLE NEIDER

Signed February 22, 2019

02-28-2019 APP ORDER TO SHOW CAUSE scheduled on March 11, 2019 at 01:30 PM
in 2nd Floor Northwest with Judge CAMILLE NEIDER

03-05-2019 Filed return: Return on Order to Show Cause

Party Served: GARNER, COLTON

Service Type: Personal

Service Date: March 05, 2019

Garnishee:

03-11-2019 Minute Entry - APP ORDER TO SHOW CAUSE

Judge: CAMILLE NEIDER

PRESENT

Clerk: dianemw

Prosecutor: HANSEN, MATTHEW J

Defendant Present

The defendant is not in custody

Defendant's Attorney(s): BOUWHUIS, MICHAEL D

Agency: Adult Probation and Parole

Audio

Tape Number: 2A031119 Tape Count: 358-402

HEARING

This case is before the Court on an order to show cause filed by Adult Probation & Parole. Defendant is arraigned on affidavit and admits true to allegations. Written sentencing recommendation has been submitted. Defendant does not waive time for sentencing. Court continues matter to 03/25/19 at 1:30 pm. No further update is required from Adult Probation & Parole.

APP SENTENCING ON AFFIDAVIT is scheduled.

Date: 03/25/2019

Time: 01:30 p.m.

Location: 2nd Floor Northwest

Before Judge: CAMILLE NEIDER

SECOND DISTRICT COURT

2525 GRANT AVENUE

OGDEN, UT 84401

03-20-2019 ***** PROTECTED ***** Filed: Progress/Violation Report (OSC Recommendation)

03-21-2019 Modified: scheduled on at with

03-21-2019 APP SENTENCING ON AFFIDAVIT scheduled on March 25, 2019 at 01:30 PM in 2nd Floor Northwest with Judge CAMILLE NEIDER

03-25-2019 Minute Entry - CONTINUANCE

Judge: CAMILLE NEIDER

PRESENT

Clerk: dianemw

Prosecutor: HANSEN, MATTHEW J

Defendant failed to appear for this hearing

Defendant's Attorney(s): BOUWHUIS, MICHAEL D

Agency: Adult Probation and Parole

Audio

Tape Number: 2A032519 Tape Count: 334-336 **

HEARING

This case is before the Court for sentencing on an affidavit filed by Adult Probation & Parole. Defendant was released from the NUCCC Facility to report to court on his own. Defendant has failed to appear. Court orders a no bail bench warrant to issue.

** 354-405 Matter recalled.

PRESENT

Prosecutor: HANSEN, MATTHEW J

Defendant present

Defendant's Attorney(s): BOUWHUIS, MICHAEL D

Defendant is now present. Court orders bench warrant order recalled. Court finds no legal basis why sentence should not be imposed. Respective parties address the Court. Court continues matter to 04/08/19 at 1:30 pm. During that time, defendant to comply strictly with the terms and conditions of his probation. Probation to submit a written update regarding defendant's performance.

APP SENTENCING ON AFFIDAVIT is scheduled.

Date: 04/08/2019

Time: 01:30 p.m.

Location: 2nd Floor Northwest

Before Judge: CAMILLE NEIDER

SECOND DISTRICT COURT

2525 GRANT AVENUE

OGDEN, UT 84401

03-26-2019 APP SENTENCING ON AFFIDAVIT scheduled on April 08, 2019 at 01:30 PM in 2nd Floor Northwest with Judge CAMILLE NEIDER

04-03-2019 Filed: Declaration in Support of Order to Show Cause (Brett Larsen - Judicial Hold Request)

***** PRIVATE ***** Filed: Jail Booking Record

04-04-2019 Note: DEF Address changed from 2421 N 400 E WASH BLVD NORTH OGDEN UT 84414

04-04-2019 Note: DEF Address changed to 270 E 1525 N HARRISVILLE UT 84414

04-04-2019 Filed order: Order to Show Cause

Judge JOSEPH BEAN

Signed April 04, 2019

04-04-2019 Filed: (Received & Acknowledged) Progress/Violation Report (OSC Recommendation)

Judge JOSEPH BEAN

Signed April 04, 2019

04-04-2019 Minute Entry - ORDER TO SHERIFF

Judge: CAMILLE NEIDER

PRESENT

Clerk: dianemw

Defendant not present

HEARING

To the Sheriff of WEBER County, you are hereby ORDERED to:

(X) Defendant to be held on a judicial hold until further order of the court.

(X) Bring defendant before the Court on 04/08/19 at 1:30 pm for order to show cause before Judge Neider.

04-04-2019 Filed order: ORDER TO SHERIFF

Judge CAMILLE NEIDER

Signed April 04, 2019

04-08-2019 Minute Entry - POST SENTENCING JUDGMENT/COMMITMENT

Judge: CAMILLE NEIDER

PRESENT

Clerk: dianemw

Prosecutor: HANSEN, MATTHEW J

Defendant Present

The defendant is in the custody of the Weber County Jail

Defendant's Attorney(s): BOUWHUIS, MICHAEL D

Agency: Adult Probation and Parole

Audio

Tape Number: 2A040819 Tape Count: 547-553

HEARING

This case is before the Court for sentencing on an affidavit filed by Adult Probation & Parole. Since defendant's last appearance on 03/25/19, defendant has been booked on a new affidavit. Defendant is arraigned on affidavit and admits true to allegations. Updated sentencing recommendation has been submitted. Defendant waives time and requests to be sentenced today. Respective parties address the Court. Court proceeds with sentencing.

The defendant's probation is revoked.

The defendant is to serve the sentence as imposed in the original Sentence, Judgment and Commitment.

COMMITMENT is to begin immediately.

Defendant may have credit for all time served.

Prison term to run concurrently with sentence imposed in case #171901566.

Court recommends defendant's addiction issues be considered for purposes of parole.

ORIGINAL SENTENCE OF PRISON

Based on the defendant's conviction of FORGERY a 3rd Degree Felony, the defendant is sentenced to an indeterminate term of not to exceed five years in the Utah State Prison.

ALSO KNOWN AS (AKA) NOTE

COLT 45

DAVID GARNER

COLTON GARNER

04-08-2019 Minute Entry - ORDER TO SHERIFF

Judge: CAMILLE NEIDER

PRESENT

Clerk: dianemw

Defendant Present

HEARING

To the Sheriff of WEBER County, you are hereby ORDERED to:

- (X) Receive and keep defendant in the Utah State Prison for 0 to 5 years.
- (X) Defendant to receive credit for all time served.
- (X) Sentence to run concurrently to #171901566.

04-08-2019 Filed order: ORDER TO SHERIFF

Judge CAMILLE NEIDER

Signed April 08, 2019

04-10-2019 Filed order: POST SENTENCING JUDGMENT/COMMITMENT

Judge CAMILLE NEIDER

Signed April 10, 2019

04-12-2019 Case Closed

Disposition Judge is CAMILLE NEIDER

02-02-2022 Judgment # 1 Modified \$ 1963.00

pattyd

02-02-2022 Trust Account created Total Due: 850.00

02-02-2022 Trust Account created Total Due: 0.00

02-02-2022 Interest on Rstitutn adjusted to \$101.75 Total Due: 0.00

Reason: Interest owing as reported by AP&P per OSDC Civil Judgment Audit Report from AP&P.

02-02-2022 ***** PRIVATE ***** Filed: OSDC Civil Judgment Audit Report

02-02-2022 Note: Account sent to OSDC as AP&P did not send to OSDC in 2019.

02-02-2022 Note: The balance of 850.00 for Restitution 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.

02-02-2022 Note: The balance of 101.75 for Interest on Rstitutn 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.

02-03-2022 Filed: Return of Electronic Notification

02-04-2022 Judgment # 1 Modified 1,963.00

pattyd

Creditor : STATE OF UTAH

Debtor : DAVID COLTON JR GARNER
613.00 Fine

Creditor : MOUNTAIN AMERICA CREDIT UNION

Debtor : DAVID COLTON JR GARNER
850.00 Restitution

Creditor : MOUNTAIN AMERICA CREDIT UNION

Creditor : STATE OF UTAH

Creditor : ATTN FRAUD DEPT MOUNTAIN AMERICA CREDIT UNION

Creditor : STATE DEBT COLLECTION

Debtor : DAVID COLTON JR GARNER

Debtor : COLT 45(DAVID COLTON JR GARNER)

Debtor : DAVID GARNER(DAVID COLTON JR GARNER)

Debtor : COLTON GARNER(DAVID COLTON JR GARNER)
500.00 Attorney Fees

1,963.00 Judgment Grand Total