

SECOND JUDICIAL DISTRICT - LAYTON DISTRICT COURT  
DAVIS COUNTY, STATE OF UTAH

LAYTON CITY vs. JOHN RANDALL MARTINEZ

CASE NUMBER 175602419 Misdemeanor DUI

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CHARGES

Charge 1 - 41-6A-502.5(1)(A) - IMPAIRED DRIVING - Class B Misdemeanor (amended to) - Class B Misdemeanor

Offense Date and Time: July 25, 2017 at 05:07 PM

Location: 2424 W GORDON AVE; 1000 N> ;[

Attributes: Accident. Alcohol. Injury.

Plea: October 10, 2017 Guilty

Disposition: October 10, 2017 Guilty

Charge Subject To Minimum Mandatory Sentence

Charge 2 - 41-6A-526 - OPEN CONTAINER/DRINKING ALCOHOL IN A VEHICLE - Class C Misdemeanor

Offense Date and Time: July 25, 2017 at 05:07 PM

Location: 2424 W GORDON AVE; 1000 N> ;[

Disposition: October 10, 2017 Dismissed w/ Prejudi

Charge 3 - 10.60.020 - NEGLIGENT COLLISION - Class C Misdemeanor

Offense Date and Time: July 25, 2017 at 05:07 PM

Location: 2424 W GORDON AVE; 1000 N> ;[

Attributes: Accident. Alcohol. Injury.

Disposition: October 10, 2017 Dismissed w/ Prejudi

Case Subject To Minimum Mandatory Sentence

CURRENT ASSIGNED JUDGE

DAVID HAMILTON

PARTIES

Plaintiff - LAYTON CITY

Represented by: MARLESSE JONES

Defendant - JOHN RANDALL MARTINEZ

DEFENDANT INFORMATION

Defendant Name: JOHN RANDALL MARTINEZ

Offense Tracking Number: 55324818

Date of Birth: May 22, 1957

Law Enforcement Agency: LAYTON CITY POLICE

LEA Case Number: 17-12347

Officer Name: DAVID HASSELER

Prosecuting Agency: LAYTON CITY

Citation Number: D13071812

Violation Date: 07-25-2017

ACCOUNT SUMMARY

Total Revenue Amount Due: 1,447.26

Amount Paid: 1,447.26  
Amount Credit: 0.00  
Balance: 0.00

Time Pay: 100.00 monthly on the 30th.  
Most Recent Payment: December 16, 2018  
Final Payment: January 30, 2019

REVENUE DETAIL - TYPE: FINE

Original Amount Due: 1,420.00  
Amended Amount Due: 1,420.00  
Amount Paid: 1,420.00  
Amount Credit: 0.00  
Balance: 0.00

REVENUE DETAIL - TYPE: INTEREST

Amount Paid: 27.26  
Amount Credit: 0.00  
Balance: 0.00

Account Adjustments Sum To Date	Amount Reason
2018-12-16	27.26 Criminal post judgment interest

CASE NOTE

PROCEEDINGS

07-26-2017 Case filed by efiler  
07-26-2017 Judge DAVID HAMILTON assigned.  
07-28-2017 Filed: Appearance of Counsel/Notice of Limited Appearance  
07-28-2017 Filed: Demand for Jury Trial - Criminal  
07-28-2017 Filed: Order (Proposed) Accepting Plea and Setting Pre-Trial Conference  
07-28-2017 Filed: Plea Motion to set Pre-Trial Conference  
07-28-2017 Filed: Request for Discovery  
07-28-2017 Filed: Return of Electronic Notification  
08-03-2017 \*\*\*\* PRIVATE \*\*\*\* Filed: Citation (copy)  
08-03-2017 Cancelled: ARRAIGNMENT scheduled on August 29, 2017 at 01:45 PM in Layton Courtroom #1 with Judge ROTATION JUDGE  
08-03-2017 NOTICE for Case 175602419 ID 18444187  
Judge: ROTATION JUDGE  
ARRAIGNMENT is scheduled.  
Date: 08/29/2017  
Time: 01:45 p.m.  
Location: Courtroom #1  
Before Judge: ROTATION JUDGE  
JUDICIAL BUILDING  
425 NORTH WASATCH DRIVE  
LAYTON, UT 84041  
\*\* 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 \*\*

Failure to appear for the above court date could result in a bench warrant.

08-03-2017 Filed: Notice for Case 175602419 MD: Judge ROTATION JUDGE

08-04-2017 NOTICE for Case 175602419 ID 18448628

Judge: ROTATION JUDGE

PRETRIAL CONFERENCE.

Date: 08/29/2017

Time: 02:30 p.m.

Location: Courtroom #1

Before Judge: ROTATION JUDGE

JUDICIAL BUILDING

425 NORTH WASATCH DRIVE

LAYTON, UT 84041

The reason for the change is Counsel's request.

\*\* 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 \*\*

Failure to appear for the above court date could result in a bench warrant.

08-04-2017 Modified: ARRAIGNMENT scheduled on August 29, 2017 at 01:45 PM in Layton Courtroom #1 with Judge ROTATION JUDGE

Reason: Counsel's request.

08-04-2017 Cancelled: PRETRIAL CONFERENCE scheduled on August 29, 2017 at 02:30 PM in Layton Courtroom #1 with Judge ROTATION JUDGE

08-04-2017 Filed: Notice for Case 175602419 MD: Judge ROTATION JUDGE

08-04-2017 Filed order: Order Accepting Plea and Setting Pre-Trial Conference

Judge DAVID HAMILTON

Signed August 04, 2017

08-04-2017 Filed: Return of Electronic Notification

08-28-2017 Filed: Motion and Stipulation for Continuance

Filed by: JOHN RANDALL MARTINEZ

08-28-2017 Filed: Order (Proposed) Granting Continuance

08-28-2017 Filed: Return of Electronic Notification

08-29-2017 Continued: PRETRIAL CONFERENCE scheduled on October 10, 2017 at 02:30 PM in Layton Courtroom #1 with Judge ROTATION JUDGE

08-29-2017 Note: Reason: Court Ordered Defendant's counsel motion.

08-29-2017 Minute Entry - PRETRIAL CONFERENCE

Judge: ROBERT J DALE

PRESENT

Clerk: glendap

Prosecutor: GARSIDE, STEVEN L

Defendant not present

Audio

Tape Number: L1-082917 Tape Count: 2.28

HEARING

This has been continued to 10/10/17.

09-01-2017 Filed: Other - Not Signed Order (Proposed) Granting Continuance

09-01-2017 Note: Continued in court.

09-01-2017 Filed: Return of Electronic Notification

10-10-2017 Charge 1 Disposition is Guilty

10-10-2017 Charge 1 amended to Class B Misdemeanor

10-10-2017 Charge 2 Disposition is Dismissed w/ Pr

10-10-2017 Charge 3 Disposition is Dismissed w/ Pr

10-10-2017 Minute Entry - SENTENCE, JUDGMENT, COMMITMENT

Judge: DAVID HAMILTON

PRESENT

Clerk: pamc

Prosecutor: MILLS, NICHOLAS C

Defendant Present

The defendant is not in custody

Defendant's Attorney(s): ANDERSON, STEVEN L

Audio

Tape Number: 12-10102017 Tape Count: 2:46

Court advises defendant of rights and penalties.

Defendant is arraigned.

Defendant waives time for sentence.

Change of Plea Note

City motions to amend the charge to Impaired Driving.  
Defendant enters a plea to amended count 1 and elects to be sentenced today. City dismisses the remaining charges.

The defendant is advised that this offense may be used as an enhancement to the penalties for a subsequent offense.

SENTENCE JAIL

Based on the defendant's conviction of IMPAIRED DRIVING a Class B Misdemeanor, the defendant is sentenced to a term of 180 day(s) The total time suspended for this charge is 178 day(s).

SENTENCE FINE

Charge # 1 Fine: \$1900.00

Suspended: \$480.00

Surcharge: \$691.95

Due: \$1420.00

Total Fine: \$1900.00

Total Suspended: \$480.00

Total Surcharge: \$691.95

Total Principal Due: \$1420.00

Plus Interest

Defendant is to pay a fine of 1420.00 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](http://www.utcourts.gov/epayments).

Complete 48 hour(s) of community service in lieu of 2 days in jail.

Community service is to be completed by February 28, 2018.

SCHEDULED TIMEPAY

The following cases are on timepay 175602419.

The defendant is to pay \$100.00 monthly on the 30th.

The number of payments scheduled is 14 plus a final payment of \$48.26.

The first payment is due on 11/30/2017 the final payment of \$48.26 is due on 01/30/2019 . The final payment may vary based on interest.

ORDER OF PROBATION

The defendant is placed on probation for 18 month(s).

Probation is to be supervised by Informal Court Probation.

Defendant to serve 2 day(s) jail.

No violations of law except minor traffic offenses.

No consumption/possession of alcohol and not be in presence of persons using alcohol.

Substance abuse evaluation and any recommended treatment through NEFA.

FILE OR APPEAR/COMM SERVICE is scheduled.

Date: 03/13/2018

Time: 01:35 p.m.

Location: Courtroom #1

Before Judge: ROTATION JUDGE

JUDICIAL BUILDING

425 NORTH WASATCH DRIVE

LAYTON, UT 84041

10-12-2017 \*\*\*\* PRIVATE \*\*\*\* Filed: Sentencing Sheet

10-12-2017 Cancelled: FILE OR APPEAR/COMM SERVICE scheduled on March 13, 2018 at 01:35 PM in Layton Courtroom #1 with Judge ROTATION JUDGE

10-12-2017 Fine Account created Total Due: 1,420.00

10-12-2017 Note: Added to payment schedule 1060128383

10-12-2017 Filed: NEFA Referral Form

10-12-2017 Filed order: Statement of Defendant in Support of Plea

Judge DAVID HAMILTON

Signed October 10, 2017

10-12-2017 Note: Defendant was given Book and Release in court on 10/10/17.

10-12-2017 Filed order: SENTENCE, JUDGMENT, COMMITMENT

Judge DAVID HAMILTON

Signed October 12, 2017

10-12-2017 Filed: Book and Release OTN Number 55324818

10-31-2017 Fee Account created Total Due: 27.26

10-31-2017 Note: Added to payment schedule 1060128383

11-09-2017 Fine Payment Received: 96.66

11-09-2017 INTEREST Payment Received: 3.34

11-13-2017 Filed: Motion to Withdraw

Filed by: JOHN RANDALL MARTINEZ

11-13-2017 Filed: Order (Proposed) Granting Withdrawal

11-13-2017 Filed: Return of Electronic Notification

11-28-2017 Filed order: Order Granting Withdrawal

Judge DAVID HAMILTON

Signed November 28, 2017

11-28-2017 Filed: Return of Electronic Notification

12-22-2017 Fine Payment Received: 95.52

12-22-2017 INTEREST Payment Received: 4.48

01-10-2018 Fine Payment Received: 98.16

01-10-2018 INTEREST Payment Received: 1.84

02-02-2018 Filed: Proof of Community Service - 48hrs.

02-02-2018 Cancelled: FILE OR APPEAR/COMM SERVICE scheduled on March 13, 2018 at 01:35 PM in Layton Courtroom #1 with Judge ROTATION JUDGE

Reason: Complied with Court's Order

02-07-2018 Fine Payment Received: 97.51

02-07-2018 INTEREST Payment Received: 2.49

03-19-2018 Fine Payment Received: 96.76

03-19-2018 INTEREST Payment Received: 3.24

03-28-2018 Filed: NEFA Completion Report

04-19-2018 Fine Payment Received: 97.72

04-19-2018 INTEREST Payment Received: 2.28

05-06-2018	Fine Payment Received:	98.88
05-06-2018	INTEREST Payment Received:	1.12
06-25-2018	Fine Payment Received:	97.10
06-25-2018	INTEREST Payment Received:	2.90
07-16-2018	Fine Payment Received:	98.94
07-16-2018	INTEREST Payment Received:	1.06
08-24-2018	Fine Payment Received:	98.34
08-24-2018	INTEREST Payment Received:	1.66
09-27-2018	Fine Payment Received:	98.82
09-27-2018	INTEREST Payment Received:	1.18
10-28-2018	Fine Payment Received:	99.16
10-28-2018	INTEREST Payment Received:	0.84
11-30-2018	Fine Payment Received:	99.36
11-30-2018	INTEREST Payment Received:	0.64
12-16-2018	Fine Payment Received:	147.07
12-16-2018	INTEREST Payment Received:	0.19