

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

STATE OF UTAH vs. DANIEL GARCIA

CASE NUMBER 185700081 Misdemeanor DUI

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CHARGES

Charge 1 - 41-6A-502 - DRIVING UNDER THE INFLUENCE OF ALCOHOL/DRUGS - Class A Misdemeanor (amended to) - Class B Misdemeanor

Offense Date: October 27, 2018

Location: Davis County

Disposition: May 13, 2019 Guilty

Charge Subject To Minimum Mandatory Sentence

Charge 2 - 41-1A-1303 - FAILURE TO REGISTER OR EXPIRED VEHICLE REGISTRATION - Infraction

Offense Date: October 27, 2018

Location: Davis County

Disposition: May 13, 2019 Dismissed w/ Prejudi

Case Subject To Minimum Mandatory Sentence

CURRENT ASSIGNED JUDGE

MICHAEL EDWARDS

PARTIES

Plaintiff - STATE OF UTAH

Represented by: RICK WESTMORELAND

Defendant - DANIEL GARCIA

DEFENDANT INFORMATION

Defendant Name: DANIEL GARCIA

Offense Tracking Number: 55433379

Date of Birth: April 03, 1996

Jail Booking Number: 201808614

Law Enforcement Agency: DAVIS COUNTY SHERIFF

LEA Case Number: D18-08757

Prosecuting Agency: DAVIS COUNTY

Agency Case Number: 18-3320

Violation Date: 10-27-2018

ACCOUNT SUMMARY

Total Revenue Amount Due:	1,457.11
Amount Paid:	1,457.11
Amount Credit:	0.00
Balance:	0.00
Paper Bond Totals Posted:	2,630.00
Forfeited:	0.00
Exonerated:	2,630.00
Balance:	0.00

Time Pay: 120.00 monthly on the 20th.  
Most Recent Payment: April 29, 2020  
Final Payment: May 20, 2020

NONMONETARY BOND DETAIL - TYPE: Surety  
Posted By: BREAKING BAD BAIL BONDS (#181070)  
Posted: 2,630.00  
Forfeited: 0.00  
Exonerated: 2,630.00  
Balance: 0.00

REVENUE DETAIL - TYPE: FINE  
Original Amount Due: 1,420.00  
Amended Amount Due: 1,418.93  
Amount Paid: 1,418.93  
Amount Credit: 0.00  
Balance: 0.00

Account Adjustments Sum To Date Amount Reason  
2020-04-30 -1.07 Bal. < \$10.00 Adjusted to \$0

REVENUE DETAIL - TYPE: INTEREST  
Amount Paid: 38.18  
Amount Credit: 0.00  
Balance: 0.00

Account Adjustments Sum To Date Amount Reason  
2020-04-29 38.18 Criminal post judgment interest

CASE NOTE

BB (BREAKING BAD)

PROCEEDINGS

- 12-06-2018 Filed: INFORMATION/INDICTMENT INFORMATION
- 12-06-2018 Case filed by efiler
- 12-06-2018 Filed: From an Information
- 12-06-2018 Judge MICHAEL EDWARDS assigned.
- 12-06-2018 Filed: Probable Cause Affidavit
- 12-06-2018 Filed: Order to Hold With Bail
- 12-06-2018 Filed: Public Safety Assessment (PC: 76419)
- 12-11-2018 INITIAL APPEARANCE scheduled on January 07, 2019 at 01:30 PM with Judge ROTATION JUDGE
- 12-13-2018 \*\*\*\* PRIVATE \*\*\*\* Filed: Jail Booking Record Release
- 12-13-2018 \*\*\*\* PRIVATE \*\*\*\* Filed: Jail Booking Record
- 12-13-2018 Filed: BREAKING BAD BAIL BONDS 2630.00
- 12-13-2018 Bond Account created Total Due: 2,630.00
- 12-13-2018 Bond Posted Non-Monetary Bond: 2,630.00
- 01-07-2019 ROLL CALL scheduled on February 06, 2019 at 01:30 PM with Judge ROTATION JUDGE
- 01-07-2019 Minute Entry - INITIAL APPEARANCE  
Judge: JOHN R MORRIS  
PRESENT

Clerk: taralynt  
Prosecutor: LARSEN, RICHARD L  
Defendant Present  
The defendant is not in custody  
Defendant's Attorney(s): ALBRIGHT, WILLIAM J  
Audio  
Tape Number: 6-01072019 Tape Count: 2:27-2:28

INITIAL APPEARANCE

A copy of the Information is given to the defendant.  
Defendant waives reading of Information.  
Advised of charges and penalties.  
Defendant will hire private counsel. The court will set a  
roll call for February 6 at 1:30 PM

ROLL CALL is scheduled.

Date: 02/06/2019  
Time: 01:30 p.m.  
Location: Central Calendar  
800 WEST STATE STREET  
FARMINGTON, UT 84025  
Before Judge: ROTATION JUDGE

CUSTODY

The defendant is not in custody.

02-06-2019 FINAL ROLL CALL scheduled on March 06, 2019 at 01:30 PM with  
Judge ROTATION JUDGE

02-06-2019 Minute Entry - ROLL CALL  
Judge: DAVID CONNORS

PRESENT

Clerk: jaclynb  
Prosecutor: LARSEN, RICHARD L  
Defendant Present  
The defendant is not in custody  
Defendant's Attorney(s): BUSHELL, LOGAN R  
Audio  
Tape Number: 5-020619 Tape Count: 2:26-2:27

HEARING

Defendant requests another roll call. This matter is set  
for a Final Roll Call.

FINAL ROLL CALL is scheduled.

Date: 03/06/2019  
Time: 01:30 p.m.  
Location: Central Calendar  
800 WEST STATE STREET  
FARMINGTON, UT 84025  
Before Judge: ROTATION JUDGE

03-06-2019 LAST ROLL CALL scheduled on April 03, 2019 at 01:30 PM with  
Judge ROTATION JUDGE

03-06-2019 Minute Entry - FINAL ROLL CALL  
Judge: ROBERT J DALE

PRESENT

Clerk: jaclynb  
Prosecutor: NELSON, JASON C  
Defendant Present  
The defendant is not in custody

Defendant's Attorney(s): BUSHELL, LOGAN R

Audio

Tape Number: 7-030619 Tape Count: 2:37-2:39

HEARING

Defendant gets a last call to hire counsel. This matter will move forward.

LAST ROLL CALL is scheduled.

Date: 04/03/2019

Time: 01:30 p.m.

Location: Central Calendar

800 WEST STATE STREET

FARMINGTON, UT 84025

Before Judge: ROTATION JUDGE

04-03-2019 ARRAIGNMENT scheduled on April 22, 2019 at 09:00 AM in Courtroom 4 with Judge MICHAEL EDWARDS

04-03-2019 Note: Case Bound Over

04-03-2019 Minute Entry - BIND OVER

Judge: JOHN R MORRIS

PRESENT

Clerk: jaclynb

Prosecutor: LARSEN, RICHARD L

Defendant Present

The defendant is not in custody

Defendant pro se

Defendant's Attorney(s): GALLEGOS, RICHARD M

Audio

Tape Number: 6-040319 Tape Count: 2:12-2:14

HEARING

Defendant conditionally waives Preliminary Hearing. The State consents thereto. This matter is Bound Over. Defendant will continue as Pro Se.

CASE BOUNDOVER

Defendant waived preliminary hearing, State consenting thereto.

This case is bound over. An Arraignment hearing has been set on 4/22/2019 at 9:00 AM in courtroom 4 before Judge MICHAEL EDWARDS.

04-03-2019 Filed order: BIND OVER

Judge JOHN R MORRIS

Signed April 03, 2019

04-22-2019 Minute Entry - ARRAIGNMENT

Judge: MICHAEL EDWARDS

PRESENT

Clerk: lino

Prosecutor: WESTMORELAND, RICK T

Defendant not present

Defendant pro se

Audio

Tape Number: F4-04222019 Tape Count: 11:13-11:14

The defendant was present earlier, but has left the court. The State indicates there is an agreement to continue the case to 5/13/19 at 9:00 a.m.

ARRAIGNMENT is scheduled.

Date: 05/13/2019

Time: 09:00 a.m.  
Location: Courtroom 4  
JUSTICE COMPLEX  
800 WEST STATE STREET  
FARMINGTON, UT 84025  
Before Judge: MICHAEL EDWARDS

ARRAIGNMENT is scheduled.

Date: 05/13/2019  
Time: 09:00 a.m.  
Location: Courtroom 4  
JUSTICE COMPLEX  
800 WEST STATE STREET  
FARMINGTON, UT 84025  
Before Judge: MICHAEL EDWARDS

04-25-2019 Cancelled: ARRAIGNMENT scheduled on May 13, 2019 at 09:00 AM in Courtroom 4 with Judge MICHAEL EDWARDS

04-25-2019 ARRAIGNMENT scheduled on May 13, 2019 at 09:00 AM in Courtroom 4 with Judge MICHAEL EDWARDS

05-13-2019 Charge 1 Disposition is Guilty

05-13-2019 Charge 1 amended to Class B Misdemeanor

05-13-2019 Charge 2 Disposition is Dismissed w/ Pr

05-13-2019 Minute Entry - SENTENCE, JUDGMENT, COMMITMENT

Judge: MICHAEL EDWARDS

PRESENT

Clerk: lino

Prosecutor: WESTMORELAND, RICK T

Defendant Present

The defendant is not in custody

Defendant pro se

Tape Number: F4-05132019 Tape Count: 9:41-9:53

ARRAIGNMENT

Advised of rights and penalties.

Defendant waives time for sentence.

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

The defendant enters a plea to count one as amended to a Class B Misdemeanor. Count two is dismissed. The defendant waives time for sentencing and requests to be sentenced today.

SENTENCE JAIL

Based on the defendant's conviction of DRIVING UNDER THE INFLUENCE OF ALCOHOL/DRUGS 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.

SENTENCE COMMUNITY SERVICE NOTE

The defendant is to serve 48 hours community service in lieu of 2 days jail, the hours are to be performed through C&D Probation and are due by 9/30/19.

SCHEDULED TIMEPAY

The following cases are on timepay 185700081.

The defendant is to pay \$120.00 monthly on the 20th.

The number of payments scheduled is 11 plus a final payment of \$136.68.

The first payment is due on 06/20/2019 the final payment of \$136.68 is due on 05/20/2020 . The final payment may vary based on interest.

ORDER OF PROBATION

The defendant is placed on probation for 12 month(s).

Probation is to be supervised by C & D Court Services.

Defendant to serve 2 day(s) jail.

CONDUCT: Commit no further violations of the law.

SUBSTANCE ABUSE EVALUATION: Obtain a substance abuse evaluation within 60 days, and comply with all recommended treatment. The treatment is to be completed within 6 months.

ALCOHOL: Do not use or possess alcoholic beverages or frequent places where alcohol is the chief item for sale.

SENTENCE PROBATION SERVICE NOTE

The probation is to be supervised by C&D for 6 months, then will be informal court probation for the remaining 6 months.

05-14-2019 Bond Exonerated -2,630.00  
05-14-2019 Fine Account created Total Due: 1,420.00  
05-14-2019 Note: Added to payment schedule 1060142457  
05-14-2019 Filed order: SENTENCE, JUDGMENT, COMMITMENT  
Judge MICHAEL EDWARDS  
Signed May 14, 2019  
05-17-2019 Filed: Statement of Defendant in Support of Guilty Plea and Certificate of Counsel  
Judge MICHAEL EDWARDS  
Signed May 13, 2019  
05-31-2019 Fee Account created Total Due: 38.18  
05-31-2019 Note: Added to payment schedule 1060142457  
06-21-2019 Fine Payment Received: 113.04  
06-21-2019 INTEREST Payment Received: 6.96  
07-23-2019 Fine Payment Received: 24.74  
07-23-2019 INTEREST Payment Received: 5.26  
07-23-2019 Note: Def paid \$30.00 towards fine on 07/23/19, Def will make \$90.00 payment on 07/26/19.  
07-26-2019 Fine Payment Received: 89.52  
07-26-2019 INTEREST Payment Received: 0.48  
08-21-2019 Fine Payment Received: 96.10  
08-21-2019 INTEREST Payment Received: 3.90  
09-23-2019 Fine Payment Received: 115.45

09-23-2019 INTEREST Payment Received: 4.55  
09-24-2019 \*\*\*\*\* PRIVATE \*\*\*\*\* Filed: Suncrest Assessment and Treatment Plan  
10-21-2019 Fine Payment Received: 116.55  
10-21-2019 INTEREST Payment Received: 3.45  
11-14-2019 Filed: C&D Prob Progress/Violation Rep/Probation Transferred to  
Court Probation  
Judge MICHAEL EDWARDS  
Signed November 14, 2019  
11-20-2019 Fine Payment Received: 116.74  
11-20-2019 INTEREST Payment Received: 3.26  
01-02-2020 Fine Payment Received: 135.95  
01-02-2020 INTEREST Payment Received: 4.05  
01-28-2020 Fine Payment Received: 118.00  
01-28-2020 INTEREST Payment Received: 2.00  
02-25-2020 Fine Payment Received: 118.26  
02-25-2020 INTEREST Payment Received: 1.74  
03-27-2020 Note: DEF Address changed from 4320 S 700 E APT 28 MURRAY UT  
84107  
03-27-2020 Note: DEF Address changed to 237 SOUTH GORDAN LANE APT 20 SALT  
LAKE CITY UT 84107  
03-27-2020 Fine Payment Received: 118.54  
03-27-2020 INTEREST Payment Received: 1.46  
03-27-2020 Note: DEF Email Address changed from  
03-27-2020 Note: DEF Email Address changed to dannygarciax34@gmail.com  
04-29-2020 Fine Payment Received: 256.04  
04-29-2020 INTEREST Payment Received: 1.07  
04-30-2020 FINE adjusted to 0.00 Total Due: 1,418.93  
Reason: Bal. < \$10.00 Adjusted to \$0