

STATE OF MINNESOTA
COUNTY OF HENNEPIN

State of Minnesota

v.

DISTRICT COURT

FOURTH JUDICIAL DISTRICT

Case Number: 27-CR-20-13495

Charge: Count 1 DWI - OPERATE MOTOR VEHICLE - ALCOHOL
CONCENTRATION 0.08 WITHIN 2 HOURS - 2ND DEGMinn Stat §: 169A.20.1(5)EYUAEL GONFA KEBEDE

Type: Plea Without Appearance GMD

ORDER FOR CONVICTION AND SENTENCING

The Parties reached a plea agreement in this case, detailed in a written plea petition submitted to the court pursuant to Minnesota Rule of Criminal Procedure 15.03, subdivision 2. The parties, including the defendant, have all waived their appearances on this matter. The defendant is excused from appearing in court for sentencing, pursuant to Rules 26.03, subdivisions 1(3) and 1(4), as well as Rule 27.03, subdivision 2(A). This court accepts the plea petition, approves the plea agreement, and accepts the plea of guilty.

CONVICTION

- ☒ There is a factual basis to support the defendant's plea, and the defendant is convicted on Count(s) 1.
- ☒ District Court Administration shall provide the parties with notice of this order and the MNCIS sentencing order.
- ☒ District Court Administration shall provide the defendant with any relevant documents normally provided at sentencing, including notification of any money owed with information about how to make or arrange payments.

SENTENCE

- ☐ *Stay of Imposition.* Imposition of the sentence is stayed for _____ years. You are placed on probation. Successful completion of probation will result in ☐ the conviction being reduced to a misdemeanor *or* ☐ per your plea agreement, vacation of the plea and dismissal of the charge. (Dismissal does not mean your court record is expunged.)
- ☐ *Stay of Execution.* You are sentenced to the Hennepin County Adult Corrections Facility for _____ days. Execution of this sentence is stayed for _____ year(s).
- ☒ *Executed Sentence.* You are ordered to serve your entire sentence at the Adult Corrections Facility. See below.
- ☐ As a result of your plea, the following is/are dismissed: _____.
- ☐ This sentence is ☐ concurrent ☐ consecutive to _____.

LOCAL CONFINEMENT

- ☒ You are ordered to serve 180 days with credit for 180 days.
- ☐ You must serve time in the Hennepin County Adult Corrections Facility (ACF).
Report to the ACF ☐ immediately / at ☐ 9:00 a.m. / ☐ _____ a.m./p.m. on _____.
- While at the ACF, if eligible:
- ☐ You are not approved for: ☐ EHM ☐ work/school release (Huber) ☐ ACF Sentence to Service Crew.
- ☐ You are approved for EHM after _____ actual days.
- ☐ You are approved for work/school release (Huber) ☐ immediately *or* ☐ after _____ actual days.
- ☐ You are approved for the following furlough(s) ☐ immediately *or* ☐ after _____ actual days:
☐ job-seeking ☐ treatment ☐ medical care ☐ other _____.
- ☐ Instead of additional confinement, serve _____ days on Electronic Home Monitoring. If eligible, you are approved for immediate furloughs for job-seeking, treatment, and medical care. Report to Client and Community Restoration at 3000 North 2nd Street in Minneapolis on _____ to start EHM.
- ☐ Instead of additional confinement, you must perform _____ days of Sentence to Service *or* _____ hours of Community Work Service within _____ days.

FINANCIAL ORDER

Must be paid within six months.

- Pay: ☒ Fine of \$50 with \$ _____ stayed for _____ year(s), \$ _____ total due *or* ☐ the fine is waived.
- ☒ Surcharge of \$75 *or* ☐ the surcharge is waived.
- ☒ Law Library fee of \$3 *or* ☐ the law library fee is waived.
- ☐ Prosecution costs of \$ _____.
- ☐ Mandatory trafficking/pornography assessment pursuant to § 609.3241 of \$ _____ (\$100 for indigent, or \$500-\$1,000)
- ☒ Instead of paying the ☒ fine / ☒ surcharge / ☒ law library fee, you may perform 1 days of Sentence to Service, which the Court finds has been satisfied by 1 day of jail credit.
- ☒ Any outstanding non-cash bond is discharged. Any previously forfeited bond remains forfeited.

- ☐ Cash bail is: ☐ fully refunded or ☐ by your agreement, applied to the ☐ restitution / ☐ fine / ☐ surcharge library fee, with any remaining bail to be refunded.
- The \$75 public defender co-pay, if applicable, is waived unless this box is checked: ☐
- The chemical dependency surcharge, if applicable, is waived due to indigency, undue hardship, or because you are participating in the One-Day DWI Program or the Drive With Care Program, unless this box is checked: ☐

CONDITIONS OF PROBATION

Probation time served out of custody will not count in a future jail term if the stay is revoked.

- ☐ Complete One-Day DWI Program or ☐ Complete Post-DWI assessment and follow recommendations
- ☐ Comply with supervision level determined by Probation, which may include:
- ☐ No use of any alcohol or illegal or non-prescribed mood-altering drugs; testing as Probation determines. If there is a positive test or a refusal to submit to testing, Probation may require you to enter treatment and/or complete a substance use disorder assessment (with Probation as collateral) and follow all recommendations.
 - ☐ completing a substance use disorder assessment (w/Probation as collateral).
 - ☐ Attending AA/NA or other substance abuse support group.
- ☐ Attend a Victim Impact Panel

Do not commit any:

- | | | |
|---|---|---|
| <input type="checkbox"/> same or similar offense | <input type="checkbox"/> assault | <input type="checkbox"/> disorderly conduct |
| <input type="checkbox"/> new crime | <input type="checkbox"/> theft | <input type="checkbox"/> weapon offense or possession |
| <input type="checkbox"/> violation of protection order | <input type="checkbox"/> prostitution | <input type="checkbox"/> obstruct legal process/false information |
| <input type="checkbox"/> interference with emergency call | <input type="checkbox"/> public urination | <input type="checkbox"/> obstruction/false information |
| <input type="checkbox"/> driver's license violation | <input type="checkbox"/> moving violation | <input type="checkbox"/> alcohol-/drug-related driving offense |
| <input type="checkbox"/> driving without insurance | <input type="checkbox"/> fleeing police | <input type="checkbox"/> careless or reckless driving |
| <input type="checkbox"/> _____ | | |

- ☐ Do not have direct or indirect contact (including through social media) with ____.

Stay away from a three-block radius of any such person and where they live, work, or go to school.

Except ☐ with a police escort to recover personal clothing, prescription medication, and toiletries

☐ to facilitate parenting time/childcare, for which ☐ contact through ____ ☐ written contact is permitted

☐ as authorized by a later-issued order (which is in your possession) from Family Court or Juvenile Court.

- ☐ Stay away from ____.

- ☐ Complete the following as directed by Probation, including further related evaluation and programs:

- ☐ anger management program ☐ substance use disorder assessment (w/Probation collateral) ☐ cognitive skills assessment
- ☐ domestic violence program ☐ mental health evaluation/counseling ☐ sex offender treatment program

- ☐ Based on Minnesota Statute §169A.277, you must participate in 30 consecutive days of electronic alcohol monitoring during each year of your probation.

- ☐ Do not operate a vehicle unless it has an ignition interlock device installed.

- ☐ Make good-faith efforts to obtain/maintain employment and/or pursue educational program as directed by Probation.

- ☐ Restitution is: ☐ granted in a separate order for \$ ____ or ☐ reserved for ____ days.

☐ A record was made regarding the defendant's income, resources, and obligations.

- ☐ Follow all Probation Rules (see below).

Counts 2, 3 & 4 are dismissed on motion of Prosecution, in 11-29-2023, with the defendant is discharged from probation on this case case NO. 27-CR-19-901.

Bev Beism

Judge of District Court

NOVEMBER 29, 2023

Date

I HAVE READ AND UNDERSTAND THE CONDITIONS OF MY SENTENCE.

Defendant

NOVEMBER 29, 2023

Date

APPEAL: You have the right to appeal any verdict, as well as this sentence. If you do not have funds to hire a lawyer, you may contact the State Public Defender's Office at 540 Fairview Avenue North, St. 300, St. Paul, MN 55104 (651-201-6700). Generally, you have 90 days to file your appeal. You can contact the Clerk of the Appellate Courts (651-296-2581) for more information. Information is also available on the internet. See <https://www.mncourts.gov/CourtOfAppeals/COAHelpTopics.aspx>.

PROBATION RULES

It is your responsibility to follow all of these rules of the Hennepin County Department of Community Corrections and Rehabilitation Adult Field Services ("Probation" or "AFS") and stay in contact. If you have any question about these rules or the conditions of your probation, contact your Probation Officer.

1. Call your Probation Officer within 72 hours of sentencing and/or release from custody. If you do not have the name and number of your Probation Officer, call Probation Intake (612-348-2110) or email POconnect@hennepin.us for further instructions.
2. Submit to the electronic and/or physical search of your person and/or premises upon the request of a Probation Officer per the search and seizure policies of the Department of Community Corrections and Rehabilitation.
3. Report any arrests, charges, or contacts with law enforcement to your Probation Officer within 72 hours.
4. Meet with your Probation Officer as your Probation Officer directs.
5. Keep your Probation Officer informed of your current address, telephone number and employment.
6. Do not move from Minnesota unless you have the permission of your Probation Officer and you comply with all the rules of the "receiving state." Your Probation Officer can help you complete the required forms.
7. Provide verification of your participation in, and completion of, required services, programs, or evaluations.



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