

From: John Jurcich
To: Taunia Sadler
Date: Friday - June 26, 2009 3:36 PM
Subject: Details of the [REDACTED] sentencing 6/23/09

Thought I would forward some of the details of the [REDACTED] sentence in circuit court in Grand Rapids on the 23rd. I was in attendance during the proceeding and was called into the Judges chambers for a meeting with all parties that lasted about a half hour prior to sentencing. The actual sentencing took nearly one half hour with Judge Sullivan being very cautious and detailed about how serious this matter was and the current and potential future costs to the state. The attorneys, prosecutor and judge gave full attention to this case and could not have been more responsive to our concerns. Sentencing Judge was Paul Sullivan of the Kent County Circuit Court.

[REDACTED] was sentenced as follows:

A plea agreement reduced the felony charge to a misdemeanor under the Animal Industry Act.

Placed on 24 months probation with typical terms and restrictions of probation.

No hunting, taxidermy services or activity related to the captive cervid business for the term of probation.

To possess no weapons.

Must remain employed

240 hours of community service as no jail time was to be served.

Fine \$1000

Cost \$350

Probation Fee \$750

Misc fees of \$100 plus

Total \$2200+

Restitution to be determined as described below.

[REDACTED] was sentenced as follows:

He pled guilty to violation of the quarantine order in the Animal Industry Act.

Crime carries a 5 YR- \$50,000 penalty, Schuiteman's sentencing guidelines indicated a 0-180 day sentence.

Placed on 30 months probation with typical terms and restrictions of probation.

No hunting, taxidermy services or activities related to the captive cervid business for the term of probation.

To possess no weapons.

Sentenced to 180 days in the Kent County jail with credit for one day served. Starting 8/18/09 to serve 90 days with consideration for tether program and / or work release. 90 additional days to be held through the 30 month period.

The judge was aware and concerned he did not loose his business due to incarceration.

Fine \$2500

Cost \$350

Additional costs \$133

Probation cost \$1200

Total \$ 4183+

Restitutution to be determined as described below;

Restitution figures presented amount to the following;
\$1601

MDNR Law Division

MDNR Wildlife Division

\$ 928

MSU Laboratory

\$ 1969

Total

\$ 4498

Defense asked to review this figures and requested 20 days to do so, this was granted.

The total fines, cost, fees and restitution to the state for the two defendants will amount to the following.

TOTAL \$10,581

██████████ stated, " I am very sorry for what I have done and I am not really sure I will ever get to straighten out my life or my reputation".

Judge Paul Sullivan made the following statements at sentencing:

"This is a very challenging sentence and I thought about it a long time at home"

"I'm not a hunter or a sportsman but just reading the paper I'm aware of the potential impact this could have on the states economy and the threat of the disease that could kill off a large part of our deer herd that could affect hunting in the State of Michigan".

"I'm no expert but the potential effect of ignoring this order could have had a significant impact on the state. Your acts may have affected the future of hunting and the economy of this state".

" I should do the right thing and not be concerned about what the press say's but I have a responsibility to the people of the state. I think you have been punished enough but given the risk to the State of Michigan and the potential economic disaster this needs to be treated serious".

" The sportsman are going to read the paper and they are going to know that the court is going to take this serious. I can't see how we can avoid jail time."

He cited that he needed to consider the following: Rehabilitation, deterence and punishment. He stated, " I think you have been punished enough". ██████████ then procedded to sentence both defendants.

Sergeant John Jurcich MDNR Law Division

From: "Joshua Kuiper" <Joshua.Kuiper@kentcountymi.gov>
To: <jjurich@mich.gov>
Date: 05/01/2009 9:41:04 AM
Subject: Schuiteman Cases

John,

Both [REDACTED] pled yesterday. [REDACTED] Pled to the felony under 287.744(1). He agreed to no hunting, no taxidermy business, no enclosed cervid activity, and to pay restitution under section 287.744(3).

[REDACTED] pled to a 30 day misdemeanor under 287.744(2) and agreed to at least two years of probation with the same terms as [REDACTED]. I thought this hearing was for May 30 and I could not quickly locate anything other than the 30 day misdemeanor for [REDACTED]. I was notified of this conference with the judge at the last minute. So sorry that is not the charge we discussed but I don't think it will change the bottom line on his sentence.

I was surprised to hear the judge refuse to agree to no jail on [REDACTED]. I think that is a legit possibility with the issue of disease at the forefront of our news.

Could you please look into the restitution amount the state, DNR or Dept of Ag, wants from the [REDACTED] on this case? I learned a lot during this case. I hope we work together on a few more. Thanks for all the help and effort.

Best,

Josh

NEXT PAGE IS A SUMMARY OF THE SENTENCING.

STATE OF MICHIGAN
THE CIRCUIT COURT FOR THE COUNTY OF KENT

THE PEOPLE OF THE
STATE OF MICHIGAN,

vs

[REDACTED]
Defendant,

CASE NO.: 09-02427-FH

ORDER OF RE-ARRAIGNMENT
PLEA OF GUILTY
TO THE FIRST COUNT(S)
OF THE ORIGINAL INFORMATION,

CHARGE: ANIMAL INDUSTRY ACT -
FELONY VIOLATIONS

BOND CONTINUED

At a session of this Court held this 30 day of APRIL, 2009, Kent County
Courthouse, Kent County, Grand Rapids, Michigan.

Present: Honorable PAUL J SULLIVAN, Circuit Judge

The defendant in this case, [REDACTED], now appearing in open Court with counsel,
[REDACTED], and upon being re-arraigned at the Bar thereof, the reading of the information was thereupon
had as to the FIRST count(s), whereupon the said defendant entered a plea of GUILTY, as charged,

WHEREUPON, IT IS ORDERED that the plea of GUILTY, as now made to the FIRST count(s) in the
information be entered by the Court Clerk,

THEREFORE, IT IS ALSO ORDERED that sentence be and hereby is deferred until a pre-sentence
investigation report is completed by the Probation Officer for the County of Kent,

AND, IT IS FURTHER ORDERED that the defendant's Appearance Bond heretofore given be
continued until the further Order of the Court, and until sentencing on JUNE 23, 2009.

PLEA AGREEMENT: NO ADDITIONAL CHARGES FROM THIS INCIDENT, NO HUNTING, NO
TAXIDERMY, NO ENCLOSED CERVID ACTIVITY, PAY RESTITUTION, PLEA CONDITIONED UPON
MISDEMEANOR PLEA OFFER TO CO-DEFENDANT


PAUL J SULLIVAN, Circuit Judge

RECORDED & FILED

APR 30 2009

JUDGE SULLIVAN
17TH JUDICIAL CIRCUIT
JRL2045 PG1035

STATE OF MICHIGAN 17th Circuit Court - Kent County	ORDER OF PROBATION	CASE NO. (1)0902427-FH
---	--------------------	---------------------------

ORI: MI410025J Court Address: Courthouse, 180 Ottawa Avenue NW Suite 2400
Grand Rapids Michigan 49503

Court Telephone: (616)632-5480

THE PEOPLE OF THE STATE OF MICHIGAN Kent County	v	Defendant's name, address and telephone no. [REDACTED] 1
		CTN 41-09002164-02
		TCN
		SID 3654197E
		DOB [REDACTED]

REC'D & FILED

JUN 23 2009

JUDGE SULLIVAN
17TH JUDGE

Probation Officer: CRAIG M MILLER #3428 Term: 2 year(s) 6 month(s) Sentence Date: 06/23/2009
Offenses:
(1) 287.7441 - Animal Industry Act-Felony Violations

<input type="checkbox"/> Judgment of guilt is deferred under:	<input type="checkbox"/> MCL 333.7411, Controlled Substance Act	<input type="checkbox"/> MCL 750.350a, Parental Kidnapping Act
	<input type="checkbox"/> MCL 762.14, Youthful Trainee Status	<input type="checkbox"/> MCL 600.1070, Drug Treatment Court

IT IS ORDERED that the defendant be placed on probation under the supervision of the above named probation officer for the term indicated, and the defendant shall:

1. Not violate any criminal law of any unit of government.
 2. Not leave the state without the consent of this court. *except in the course of employment.*
 3. Make a truthful report to the probation officer monthly, or as often as the probation officer may require, either in person or in writing, as required by the probation officer.
 4. Notify the probation officer immediately of any change of address or employment status.
 5. Pay the following to the court:

Fine.....	\$2,500.00
Costs.....	\$350.00
Restitution.....	\$00 to be returned
Crime Victim Assessment....	\$60.00
Attorney Fee.....	\$
State Costs.....	\$68.00
Drug Court Fes.....	\$
Other.....	\$00
TOTAL.....	\$2,978.00
 5. ☐ a. The due date for payment is _____.
 5. ☐ b. Total amount due may be paid in installments of \$ _____ per _____ starting on _____ and paid in full by the due date stated on the judgement of sentence or by _____.
- Fines, costs and fees not paid within 56 days of the date owed or of any installment payment date are subject to a 20% late penalty on the amount owed.
6. Pay a supervision fee to the Department of Corrections in the amount of \$ 1,200.00 The fee is payable immediately.
☒ Total amount due may be paid in installments of \$ 40.00 per month starting on 30 days after jail release payable to the State of Michigan.
 7. 03.10 ~~You must perform 500 hours community service as directed by the field agent.~~
 8. 04.18 You must not engage in any assaultive, abusive, threatening, or intimidating behavior.
 9. 04.2 You must not change residence without first getting permission from the field agent.
 10. 04.20 You must not use any object as a weapon. You must not own, use, or have under your control or area of control a weapon of any type or any imitation of a weapon. You must not be in the company of anyone you know to possess these items.
 11. 04.21 You must contact the supervising field agent no later than the first business day following your placement on probation or release from jail.
 12. 04.22 You must comply with written or verbal orders made by the field agent.
 13. 04.23 You must allow the field agent into your residence at any time for probation supervision.
 14. 04.25 You must report any arrest or police contact, loss of employment, or change of residence to the field agent within 24 hours, weekends and holidays excepted.
 15. 06.4 You must make genuine efforts to find and maintain legitimate employment of a minimum of 30 hours per week, unless engaged in an alternative program approved by the field agent. You must provide ongoing

If the judgment of guilt is deferred as stated above, the clerk of the court shall advise the Michigan State Police Criminal Justice Information Center of the disposition as required under MCL 769.16a.

CC 243a (3/06) ORDER OF PROBATION MCL 600.4803, MCL 769.1a, MCL 771.1 et seq., MCL 775.22, MCL 780.826, MCR 6.445, 18 USC 922(g)(8)(c)

Schuiteman, James Arthur- 729330

06/23/2009 12:22:05

Page 1 of 2

URL 2058 PG0392

6/11/09 06/23/09 06/23/09 06/23/09 06/23/09 06/23/09 06/23/09 06/23/09 06/23/09 06/23/09

STATE OF MICHIGAN 17th Circuit Court - Kent County	ORDER OF PROBATION	CASE NO. (1)0902427-FH
---	--------------------	---------------------------

verification of employment or alternative program to the field agent. You shall not give reason to be terminated or voluntarily terminate your employment or alternative program, without first getting permission from the field agent.

16. 08.1 You must pay restitution to be determined as follows: to Michigan DNR. You must execute a wage assignment to pay restitution if you are employed and miss two regularly scheduled payments.
17. 08.11 You must consent to assignment of wages until court ordered assessments are paid in full, unless otherwise directed by the field agent.
18. 08.18 You must pay \$ 68.00 State Cost as ordered by the Court.
19. 08.2 You must pay a crime victim's assessment in the amount of \$ 60.00 as ordered by the court.
20. 08.4 You must pay court costs of \$ 350.00 as ordered by the court.
21. 08.5 You must pay a fine of \$ 2500.00 as ordered by the court.
22. 09.01 You must not engage in hunting, taxidermy, or enclosed cervid activity during your probation term.
23. 09.70 You must pay restitution jointly and severally with co-defendant Brian Schuiteman.
24. 09.89 You must be confined in the Kent County Jail for a 180 day term, commencing date of sentence, credit for 1 day, with possible early release to electronic tether for the balance of unserved jail term, reimbursing the state through payments or community service at a rate established by the Department of Corrections and abide by all program rules. You are to report to the Kent County Jail and begin sentence no later than 9AM on Tuesday, July 14, 2009.

90 days & he served now, balance of 90 days to be served at the end of probationary term or upon court order, whichever is first. Report NLT 9am on Tue Aug 18, 2009.

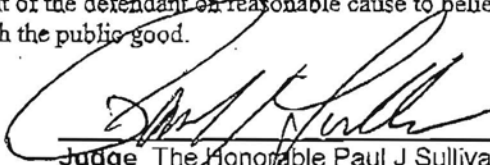
Failure to comply with this order may result in a revocation of probation and incarceration.

IT IS FURTHER ORDERED that the Probation Officers of this Court are hereby authorized and empowered to effect the apprehension, detention, and confinement of the defendant on reasonable cause to believe he/she has violated a condition of his/her probation or for conduct inconsistent with the public good.

kd

06/23/2009

Date


Judge The Honorable Paul J Sullivan

P24139

Bar No.

I have read or heard the above order of probation and have received a copy. I understand and agree to comply with this order.

6/23/09
Date

KF

STATE OF MICHIGAN
63-1 DISTRICT COURTINFORMATION
FELONY

CASE NO.:

DISTRICT:

CIRCUIT: 09.02427. FH

Circuit Court ORI: MI-410025J

THE [REDACTED]

Defendant's name and address

STATE OF MICHIGAN

49341

Victim or complainant

OFFICER MICHAEL MSHAR

Complaining Witness

OFFICER MICHAEL MSHAR

Co-defendant(s)

Date:

ON 08/23/2008

City/Twp./Village
ALGOMA TWPCounty in
Michigan
KENT

Defendant TCN

Defendant CTN
41 09 002164 02

Defendant SID

Defendant DOB

Police agency report no.
DNR087272010Charge
See belowDefendant DLN
S355367071374

Location

Maximum Penalty
See below

Witnesses

OFFICER JOHN JURCICH
OFFICER SHANNON HANNA
OFFICER MICHAEL MSHAROFFICER DAVID RODGERS
OFFICER STEVE SCHMIDT
OFFICER MICHAEL MSHAROFFICER ANGELA BUTLER
OFFICER PAT MCMANUS

STATE OF MICHIGAN, COUNTY OF KENT

IN THE NAME OF THE PEOPLE OF THE STATE OF MICHIGAN: The prosecuting attorney for this county appears before the court and informs the court that on the date and at the location described above, the defendant:

COUNT 1 ANIMAL INDUSTRY ACT - FELONY VIOLATIONS

did, intentionally violate a condition of quarantine authorized under MCL 287.712, by MOVED DEER AFTER RECEIVING QUARANTINE PROHIBITING MOVEMENT OF DEER; contrary to MCL 287.744(1). [287.7441]

FELONY: 5 Years and/or \$1,000.00-\$50,000.00; costs and attorneys' fees incurred in prosecuting violation

and against the peace and dignity of the State of Michigan.

Prosecuting Attorney

02/19/2009

Date

By: _____

ON INFORMATION, BELIEF AND OTHER EVIDENCE

RECEIVED & FILED
KENT COUNTY
CIRCUIT COURT
09 MAR 20 PM 11:37

Original - Court
1st copy - Jail

2nd Copy - Michigan State Police CJIC

3rd copy - Gun board (if needed)

STATE OF MICHIGAN
JUDICIAL DISTRICT
17TH JUDICIAL CIRCUIT

JUDGMENT OF SENTENCE
☒ COMMITMENT TO JAIL

CASE NO.
09-02427-FH

ORI MI- 410025J Court address 180 OTTAWA AVE NW, GRAND RAPIDS MI 49503
Police Report No.

Court telephone no.
616-632-5480

☒ The State of Michigan
THE PEOPLE OF _____

V

Defendant's name, address, and telephone no.

CTN/TCN
41 09 002164 02

SID
3654197E

DOB

THE COURT FINDS:

1. Defendant was found guilty on 04/30/2009 of the crime(s) as stated below:
Date

Count	CONVICTED BY Plea* Court Jury	DISMISSED BY*	CRIME	CHARGE CODE(S) MCL citation/PACC Code
1	G		ANIMAL INDUSTRY ACT - FELONY VIOLATIONS	2B7.7441

☒ represented by an attorney: _____

2. Defendant ☐ advised of right to counsel and appointed counsel and knowingly, intelligently, and voluntarily waived that right.

☐ 3. Conviction reportable to Secretary of State**. Defendant's driver license number is: _____

☐ 4. Licensing sanction reportable to State Police**. ☐ Revoked. ☐ Suspended _____ days. ☐ Restricted _____ days.

☐ 5. HIV testing and sex offender registration is completed.

☒ 6. Defendant has been fingerprinted according to MCL 28.243.

*** (see back)

IT IS ORDERED:

☐ 7. Probation is revoked.

☒ 8. Defendant is sentenced to jail as follows: ☒ Report at 9 AM

Count	Date Sentence Begins	Sentenced Mos. Days	Credited Mos. Days	To Be Served Mos. Days	Release Authorized for the Following Purpose	Release From To
1	08/18/2009	90	1		<input type="checkbox"/> Upon payment of fine and costs..... <input type="checkbox"/> To work or seek work..... <input type="checkbox"/> For attendance at school..... <input type="checkbox"/> For medical treatment..... <input checked="" type="checkbox"/> Other: <u>EARLY RELEASE TO TETHER</u>	JUN 23 2009 JUDGE SULLIVAN 17TH JUDICIAL CIRCUIT
	WORK RELEASE AUTH					

9. Defendant shall pay as follows:

State Minimum	Crime Victim	Restitution	Court Costs	Oversight Fee	Fine	Other Costs
\$68.00	\$60.00	RESERVED	\$350.00	\$1200.00	\$2,500.00	\$

The due date for payment is Date of Sentence. Fine, costs, and fees not paid within 56 days of the due date are subject to a 20% late penalty on the amount owed. Only the fine and some costs may be satisfied by serving time in jail.

☐ Defendant shall serve _____ days in jail beginning _____ for failure to pay on time.

Until all payments ordered in this case are fully satisfied, defendant must notify the Circuit Court Clerk in writing of any change of address within 10 days of same.

☒ 10. Defendant shall be placed on probation for 30 months and abide by the terms of probation. (See separate order.)

☐ 11. Defendant shall complete the following rehabilitative services.

☐ Alcohol Highway Safety Education ☐ Treatment (☐ outpatient, ☐ inpatient, ☐ residential, ☐ mental health.)
Specify:

☐ 12. The vehicle used in the offense shall be immobilized or forfeited. (See separate order.)

☐ 13. The concealed weapon board shall ☐ suspend for _____ days ☐ permanently revoke the concealed weapon license, permit number _____, issued by _____ County.

☒ 14. Other: SERVE ADDITIONAL 90 DAYS JAIL AT END OF PROBATION OR UPON COURT ORDER

EARLY RELEASE TO TETHER FOR BALANCE OF UNSERVED JAIL TERM
RESERVE RESTITUTION (JOINT/SEVERAL W/ CO-DEF) & RIGHT TO RESTITUTION HEARING

06/23/09

(SEAL)

Date

HONORABLE PAUL SULLIVAN

P24139

MCL 765.15(2), MCL 769.1K, MCL 769.16a, MCL 775.22, MCL 780.766,

MC 219 (3/08) JUDGMENT OF SENTENCE/COMMITMENT TO JAIL

MCL 780.826, MCR 6.427

STATE OF MICHIGAN
JUDICIAL DISTRICT
17TH JUDICIAL CIRCUIT

JUDGMENT OF SENTENCE
☒ COMMITMENT TO JAIL
(AMENDED 08/21/09 - JAIL/TETHER)

CASE NO.
09-02427-FH

ORI
MI- 410025J
Police Report No.

Court address
180 OTTAWA AVE NW, GRAND RAPIDS MI 49503

Court telephone no.
616-632-5480

THE PEOPLE OF ☒ The State of Michigan
☐

V

Defendant's name, address, and telephone no.

CTN/TCN
41 09 002164 02

SID
3654197E

DOB

THE COURT FINDS:

1. Defendant was found guilty on 04/30/2009 of the crime(s) as stated below:
Date

Count	CONVICTED BY Plea* Court Jury	DISMISSED BY*	CRIME	CHARGE CODE(S) MCL citation/PACC Code
1	G		ANIMAL INDUSTRY ACT - FELONY VIOLATIONS	287.7441

☒ represented by an attorney:

2. Defendant ☐ advised of right to counsel and appointed counsel and knowingly, intelligently, and voluntarily waived that right.

☐ 3. Conviction reportable to Secretary of State**. Defendant's driver license number is:

☐ 4. Licensing sanction reportable to State Police**. ☐ Revoked. ☐ Suspended _____ days. ☐ Restricted _____ days.

☐ 5. HIV testing and sex offender registration is completed.

☒ 6. Defendant has been fingerprinted according to MCL 28.243.

*** (see back)

IT IS ORDERED:

☐ 7. Probation is revoked.

☒ 8. Defendant is sentenced to jail as follows: ☐ Report at _____

Count	Date Sentence Begins	Sentenced Mos. Days	Credited Mos. Days	To Be Served Mos. Days	Release Authorized for the Following Purpose	Release Period From To
1	08/18/2009	1	1	0	<input type="checkbox"/> Upon payment of fine and costs..... <input type="checkbox"/> To work or seek work..... <input type="checkbox"/> For attendance at school..... <input type="checkbox"/> For medical treatment..... <input checked="" type="checkbox"/> Other: <u>EARLY RELEASE TO TETHER</u>	

9. Defendant shall pay as follows:

State Minimum	Crime Victim	Restitution	Court Costs	Oversight Fee	Fine	Other Costs
\$68.00	\$60.00	RESERVED	\$350.00	\$1200.00	\$2,500.00	\$

The due date for payment is: Date of Sentence. Fine, costs, and fees not paid within 56 days of the due date are subject to a 20% late penalty on the amount owed. Only the fine and some costs may be satisfied by serving time in jail.

☐ Defendant shall serve _____ days in jail beginning _____ for failure to pay on time.

Until all payments ordered in this case are fully satisfied, defendant must notify the Circuit Court Clerk in writing of any change of address within 10 days of same.

☒ 10. Defendant shall be placed on probation for 30 months and abide by the terms of probation. (See separate order.)

☐ 11. Defendant shall complete the following rehabilitative services.

☐ Alcohol Highway Safety Education ☐ Treatment (☐ outpatient, ☐ inpatient, ☐ residential, ☐ mental health.)
Specify:

☐ 12. The vehicle used in the offense shall be immobilized or forfeited. (See separate order.)

☐ 13. The concealed weapon board shall ☐ suspend for _____ days ☐ permanently revoke the concealed weapon license, permit number _____, issued by _____ County.

☒ 14. Other: SERVE 180 DAY TETHER IN LIEU OF 180 DAYS JAIL AND PAY ALL ASSOCIATED COST OF TETHER
RESERVE RESTITUTION (JOINT/SEVERAL W/ CO-DEF) & RIGHT TO RESTITUTION HEARING

06/23/09
Date

(SEAL)

HONORABLE PAUL SULLIVAN

P24139

MCL 765.15(2), MCL 769.1K, MCL 769.16a, MCL 775.22, MCL 780.766,

MC 219 (3/08) JUDGMENT OF SENTENCE/COMMITMENT TO JAIL

MCL 780.826, MCR 6.427

JUL2009 PG0191

KF
STATE OF MICHIGAN
63-1 DISTRICT COURT

INFORMATION
FELONY

CASE NO.:
DISTRICT:
CIRCUIT: 09, 02426, 64

Circuit Court ORI: MI-410025J

Defendant's name and address [REDACTED] STATE OF MICHIGAN		Victim or complainant OFFICER MICHAEL MSHAR	
Co-defendant(s) [REDACTED]		Complaining Witness OFFICER MICHAEL MSHAR	
City/Twp./Village ALGOMA TWP	County in Michigan KENT	Defendant TCN [REDACTED]	Defendant CTN 41 09 002164 01
Police agency report no. DNR087272010	Charge See below	Defendant DLN S355098497232	Location 38 [REDACTED]
Witnesses OFFICER JOHN JURCICH OFFICER SHANNON HANNA OFFICER MICHAEL MSHAR		Defendant SID [REDACTED]	
		Defendant DOB [REDACTED]	
		Maximum Penalty See below	
		Date: ON 08/23/2008	
		Officer ANGELA BUTLER Officer PAT MCMANUS	

STATE OF MICHIGAN, COUNTY OF KENT
IN THE NAME OF THE PEOPLE OF THE STATE OF MICHIGAN: The prosecuting attorney for this county appears before the court and informs the court that on the date and at the location described above, the defendant:

COUNT 1 ANIMAL INDUSTRY ACT - FELONY VIOLATIONS
did, intentionally violate a condition of quarantine authorized under MCL 287.712, by MOVED DEER AFTER RECEIVING QUARANTINE PROHIBITING MOVEMENT OF DEER; contrary to MCL 287.744(1). [287.7441]
FELONY: 5 Years and/or \$1,000.00-\$50,000.00; costs and attorneys' fees incurred in prosecuting violation

and against the peace and dignity of the State of Michigan.

Will O. T. [Signature]
Prosecuting Attorney

02/19/2009
Date

By: _____

ON INFORMATION, BELIEF AND OTHER EVIDENCE

REC'D & FILED
KENT COUNTY
CIRCUIT COURT
09 MAR 20 AM 11:37

1 616 336 8510

1 Barb

STATE OF MICHIGAN
17th CIRCUIT COURTAMENDED
INFORMATION
FELONYCASE NO.:
DISTRICT: R090528FY
CIRCUIT: 09-02426-FH

Circuit Court ORI: MI-410025J

THE PEOPLE OF THE
STATE OF MICHIGAN

Defendant's name and address

GRAND RAPIDS, MI 49512

Victim or complainant

OFFICER MICHAEL MSHAR

Complaining Witness

OFFICER MICHAEL MSHAR

Co-defendant(s)

JAMES ARTHUR SCHUITMAN

Date:

ON 08/23/2008

City/Twp./Village
ALGOMA TWPCounty in
Michigan
KENTDefendant TCN
A409000125KDefendant CTN
41 09 002164 01Defendant SID
3654201X

Defendant DOB

Police agency report no.
DNR087272010Charge
See belowDefendant DLN
S355098497232

Location

Maximum Penalty
See below

Witnesses

SERGEANT JOHN JURCICH
OFFICER SHANNON HANNA
OFFICER MICHAEL MSHAROFFICER DAVID RODGERS
OFFICER STEVE SCHMIDT
OFFICER MICHAEL MSHAROFFICER ANGELA BUTLER
OFFICER PAT MCMAHON

MAY 07 2009

STATE OF MICHIGAN, COUNTY OF KENT

Kent County Clerk

IN THE NAME OF THE PEOPLE OF THE STATE OF MICHIGAN: The prosecuting attorney for this county appears before the court and informs the court that on the date and at the location described above, the defendant:

COUNT 1 SEE ORIGINAL INFORMATION

COUNT 2

ANIMAL INDUSTRY ACT - RULE VIOLATIONS

did violate administrative rule number A QUARANTINE AUTHORIZED UNDER MCL 287.712, SECTION 12 OF promulgated pursuant to the Animal Industry Act of 1987, being MCL 287.701 et seq, by MOVED DEER IN VIOLATION OF QUARANTINE; contrary to MCL 287.744(2). [287.7442]
MISDEMEANOR: Minimum 30 Days and/or minimum \$300.00 fine

and against the peace and dignity of the State of Michigan.

Prosecuting Attorney

05/01/2009

By:

Date

**STATE OF MICHIGAN
THE CIRCUIT COURT FOR THE COUNTY OF KENT**

THE PEOPLE OF THE
STATE OF MICHIGAN,

vs

██████████
Defendant,

CASE NO.: 09-02426-FH

ORDER OF RE-ARRAIGNMENT
PLEA OF GUILTY
TO THE SECOND COUNT(S)
OF THE AMENDED INFORMATION,

CHARGE: ANIMAL INDUSTRY ACT - MISD
CHARGE

BOND CONTINUED

At a session of this Court held this 30 day of APRIL, 2009, Kent County
Courthouse, Kent County, Grand Rapids, Michigan.

Present: Honorable PAUL J SULLIVAN, Circuit Judge

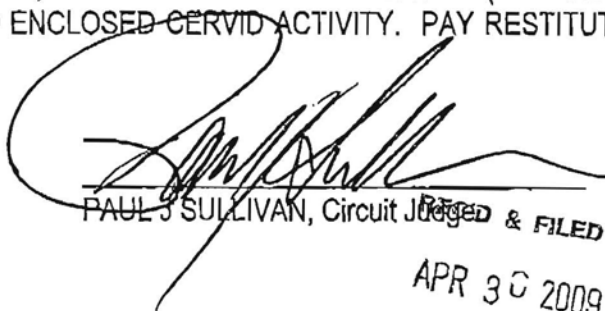
The defendant in this case, ██████████, now appearing in open Court with counsel, JASON
██████████, and upon being re-arraigned at the Bar thereof, the reading of the information was thereupon had as to
the SECOND count(s), whereupon the said defendant entered a plea of GUILTY, as charged,

WHEREUPON, IT IS ORDERED that the plea of GUILTY, as now made to the SECOND count(s) in
the information be entered by the Court Clerk,

THEREFORE, IT IS ALSO ORDERED that sentence be and hereby is deferred until a pre-sentence
investigation report is completed by the Probation Officer for the County of Kent,

AND, IT IS FURTHER ORDERED that the defendant's Appearance Bond heretofore given be
continued until the further Order of the Court, and until sentencing on JUNE 23, 2009.

PLEA AGREEMENT: DISMISS COUNT ONE, AGREE TO MAXIMUM PROBATION (TWO YEARS)
WITH NO HUNTING, NO TAXIDERMY, AND NO ENCLOSED CERVID ACTIVITY. PAY RESTITUTION
JOINT/SEVERAL WITH CO-DEFENDANT.


PAUL J SULLIVAN, Circuit Judge

APR 30 2009

JUDGE SULLIVAN
17TH JUDICIAL CIRCUIT

JRL2045 PG1096

FEB. 26. 2010 8:35AM

CIRC. COURT CLERKS

NO. 740

P. 6/15

Original - Court
1st copy - Jail

2nd Copy - Michigan State Police CJIC

3rd copy - Gun board (if needed)

STATE OF MICHIGAN

JUDICIAL DISTRICT

17TH

JUDICIAL CIRCUIT

JUDGMENT OF SENTENCE

☐ COMMITMENT TO JAIL

CASE NO.

09-02426-FH

ORI
MI- 410025J
Police Report No.Court address
180 OTTAWA AVE NW, GRAND RAPIDS MI 49503Court telephone no.
616-632-5480☒ The State of Michigan

THE PEOPLE OF

☐

V

Defendant's name, address, and telephone no.

CTN/TCN

41 09 002164 01

SID

3654201X

DOB

THE COURT FINDS:

1. Defendant was found guilty on 04/30/2009 of the crime(s) as stated below:

Count	CONVICTED BY Plea* Court Jury	DISMISSED BY*	CRIME	CHARGE CODE(S) MCL citation/PACC Code
1		NP	ANIMAL INDUSTRY ACT - FELONY VIOLATIONS	287.7441
2	G		ANIMAL INDUSTRY ACT - RULE VIOLATIONS	287.7442

*For plea, insert "G" for guilty plea, use "NC" for nolo contendere, or "MI" for guilty but mentally ill. For dismissal, insert "D" for dismissed court or "NP" for dismissed by prosecutor/plaintiff.

☒ represented by an attorney: JA [REDACTED]2. Defendant ☐ advised of right to counsel and appointed counsel and knowingly, intelligently, and voluntarily waived that right.☐ 3. Conviction reportable to Secretary of State**. Defendant's driver license number is:☐ 4. Licensing sanction reportable to State Police**. ☐ Revoked. ☐ Suspended _____ days. ☐ Restricted _____ days.☐ 5. HIV testing and sex offender registration is completed.

*** (see back)

☒ 6. Defendant has been fingerprinted according to MCL 28.243.

IT IS ORDERED:

☐ 7. Probation is revoked.☐ 8. Defendant is sentenced to jail as follows: ☐ Report at _____

Count	Date Sentence Begins	Sentenced Mos. Days	Credited Mos. Days	To Be Served Mos. Days	Release Authorized for the Following Purpose	Release Period From To
					<input type="checkbox"/> Upon payment of fine and costs.....	
					<input type="checkbox"/> To work or seek work.....	
					<input type="checkbox"/> For attendance at school.....	
					<input type="checkbox"/> For medical treatment.....	
					<input type="checkbox"/> Other: _____	

9. Defendant shall pay as follows:

State Minimum	Crime Victim	Restitution	Court Costs	Oversight Fee	Fine	Other Costs
\$48.00	\$60.00	RESERVED	\$350.00	\$720.00	\$1,000.00	\$

The due date for payment is Date of Sentence. Fine, costs, and fees not paid within 56 days of the due date are subject to a 20% late penalty on the amount owed. Only the fine and some costs may be satisfied by serving time in jail.☐ Defendant shall serve _____ days in jail beginning _____ for failure to pay on time.

Until all payments ordered in this case are fully satisfied, defendant must notify the Circuit Court Clerk in writing of any change of address within 10 days of same.

☒ 10. Defendant shall be placed on probation for 24 months and abide by the terms of probation. (See separate order.)☐ 11. Defendant shall complete the following rehabilitative services.☐ Alcohol Highway Safety Education ☐ Treatment (☐ outpatient, ☐ inpatient, ☐ residential, ☐ mental health.)
Specify:☐ 12. The vehicle used in the offense shall be immobilized or forfeited. (See separate order.)☐ 13. The concealed weapon board shall ☐ suspend for _____ days ☐ permanently revoke the concealed weapon license, permit number _____ issued by _____ County.☒ 14. Other: 240 HRS COMMUNITY SERVICE; RESERVE RESTITUTION (J/S W/CO-DEFENDANT) & RESTITUTION HEARING

06/23/09

(SEAL)

Date

HONORABLE PAUL SULLIVAN

P24139

MCL 765.15(2), MCL 769.1K, MCL 769.16a, MCL 775.22, MCL 780.766,

MC 219 (3/08) JUDGMENT OF SENTENCE/COMMITMENT TO JAIL

MCL 780.826, MCR 6.427

JUL 20 2009 PG0433

STATE OF MICHIGAN 17th Circuit Court - Kent County	ORDER OF PROBATION	CASE NO. (1)0902426-FH
---	--------------------	---------------------------

ORI: MI410025J Court Address: Courthouse, 180 Ottawa Avenue NW Suite 2400
Grand Rapids Michigan 49503

Court Telephone: (616)632-5480

REC'D & FILED

THE PEOPLE OF THE STATE OF MICHIGAN Kent County	Defendant's name, address and telephone no. [REDACTED]		
CTN 41-09002164-01	TCN	SID 3654201X	DOB [REDACTED]

JUN 23 2009
JUDGE S JLLIVAN
17TH JUDICIAL CIRCUIT

Probation Officer: CHERYL L BURDO #3484	Term: 2 year(s) Sentence Date: 06/23/2009
Offenses: (1) 287.7442 - Animals Industry Act - Misdemeanor/Rule Violations	

<input type="checkbox"/> Judgment of guilt is deferred under:	<input type="checkbox"/> MCL 333.7411, Controlled Substance Act	<input type="checkbox"/> MCL 750.350a, Parental Kidnapping Act
	<input type="checkbox"/> MCL 762.14, Youthful Trainee Status	<input type="checkbox"/> MCL 600.1070, Drug Treatment Court

IT IS ORDERED that the defendant be placed on probation under the supervision of the above named probation officer for the term indicated, and the defendant shall:

1. Not violate any criminal law of any unit of government.
 2. Not leave the state without the consent of this court. *except in the course of employment*
 3. Make a truthful report to the probation officer monthly, or as often as the probation officer may require, either in person or in writing, as required by the probation officer.
 4. Notify the probation officer immediately of any change of address or employment status.
 5. Pay the following to the court:

Fine.....	\$1,000.00
Costs.....	\$350.00
Restitution.....	\$0.00 <i>to be reserved</i>
Crime Victim Assessment....	\$45.00 <i>60</i>
Attorney Fee.....	\$
State Costs.....	\$53.00 <i>48</i>
Drug Court Fee.....	\$
Other.....	\$0.00
TOTAL.....	\$1,448.00 <i>1458</i>
 5. ☐ a. The due date for payment is _____.
 5. ☐ b. Total amount due may be paid in installments of \$ _____ per _____ starting on _____ and paid in full by the due date stated on the judgement of sentence or by _____.
- Fines, costs and fees not paid within 56 days of the date owed or of any installment payment date are subject to a 20% late penalty on the amount owed.
6. Pay a supervision fee to the Department of Corrections in the amount of \$ 720.00 The fee is payable immediately.
☒ Total amount due may be paid in installments of \$ 30.00 per month starting on 07/23/2009 payable to the State of Michigan.
 7. 03.10 You must perform 240 hours community service as directed by the field agent.
 8. 04.18 You must not engage in any assaultive, abusive, threatening; or intimidating behavior.
 9. 04.2 You must not change residence without first getting permission from the field agent.
 10. 04.20 You must not use any object as a weapon. You must not own, use, or have under your control or area of control a weapon of any type or any imitation of a weapon. You must not be in the company of anyone you know to possess these items.
 11. 04.21 You must contact the supervising field agent no later than the first business day following your placement on probation or release from jail.
 12. 04.22 You must comply with written or verbal orders made by the field agent.
 13. 04.23 You must allow the field agent into your residence at any time for probation supervision.
 14. 04.25 You must report any arrest or police contact, loss of employment, or change of residence to the field agent within 24 hours, weekends and holidays excepted.
 15. 06.4 You must make genuine efforts to find and maintain legitimate employment of a minimum of 30 hours per week, unless engaged in an alternative program approved by the field agent. You must provide ongoing

If the judgment of guilt is deferred as stated above, the clerk of the court shall advise the Michigan State Police Criminal Justice Information Center of the disposition as required under MCL 769.16a.

STATE OF MICHIGAN 17th Circuit Court - Kent County	ORDER OF PROBATION	CASE NO. (1)0902426-FH
---	--------------------	---------------------------

verification of employment or alternative program to the field agent. You shall not give reason to be terminated or voluntarily terminate your employment or alternative program, without first getting permission from the field agent.

16. 08.1 You must pay restitution in the amount of \$ to be determined as follows: to Michigan DNR. You must execute a wage assignment to pay restitution if you are employed and miss two regularly scheduled payments.
17. 08.11 You must consent to assignment of wages until court ordered assessments are paid in full, unless otherwise directed by the field agent. *48 Pgs/SB*
18. 08.18 You must pay \$ ~~53.00~~ State Cost as ordered by the Court. *60 Pgs/SB*
19. 08.2 You must pay a crime victim's assessment in the amount of \$ ~~45.00~~ as ordered by the court.
20. 08.4 You must pay court costs of \$ 350.00 as ordered by the court.
21. 08.5 You must pay a fine of \$ 1000.00 as ordered by the court.
22. 09.01 You must not engage in hunting, taxidermy, or enclosed cervid activity during your probation term.
23. 09.70 You must pay restitution jointly and severally with co-defendant James Schuteman.

Failure to comply with this order may result in a revocation of probation and incarceration.

IT IS FURTHER ORDERED that the Probation Officers of this Court are hereby authorized and empowered to effect the apprehension, detention, and confinement of the defendant on reasonable cause to believe he/she has violated a condition of his/her probation or for conduct inconsistent with the public good.

kd

06/23/2009

Date


Judge The Honorable Paul J Sullivan

P24139

Bar No.

I have read or heard the above order of probation and have received a copy. I understand and agree to comply with this order.

6/23/09
Date


Defendant's signature