

Supreme Court of Ohio Clerk of Court - Filed October 14, 2015 - Case No. 2015-1679

**IN THE COURT OF COMMON PLEAS  
AUGLAIZE COUNTY, OHIO  
CRIMINAL DIVISION**

AUGLAIZE COUNTY  
COMMON PLEAS COURT  
FILED

2014 OCT 15 PM 2 08

I. JEAN MECKSTROTH  
CLERK OF COURTS

STATE OF OHIO  
Plaintiff

vs.

SHAWN W. SPRAGUE  
Defendant

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Case No. 2014-CR-154

JOURNAL ENTRY --  
ORDERS ON BOND  
AND ARRAIGNMENT

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This cause came before the Court for the purpose of setting Bond this October 15, 2014. The State of Ohio was represented by Attorney R. Andrew Augsburger of the Prosecuting Attorney's Office; the Defendant appeared before the Court without legal counsel.

The Defendant acknowledged receipt of a copy of the Indictment.

The Court advised the Defendant of his right to have legal counsel present with him at all times. The Court further admonished the Defendant that any statement that he might make of an incriminating nature could and would be used against him. The Defendant then advised the Court that he understood his Constitutional Rights to remain silent and have legal counsel.

The Defendant requested that he be provided with legal counsel. Upon inquiry, the Court finds that the Defendant is provisionally indigent and the Court appoints the Auglaize County Public Defender as defense counsel.

The Court further ORDERS the Defendant to pay \$30.00 per week to the Auglaize County Clerk of Court, pursuant to Chapter 120, Ohio Revised Code, for attorney fees. The Public Defender shall, at the conclusion of the case, provide to the Court a statement for the services rendered herein.

The Defendant, in open court, acknowledged reading the contents of the Indictment, that he understood the Indictment, that he had been explained the law and the penalties applicable to the charge contained in the Indictment, and the Defendant waived the reading of the Indictment, the explanation of the law and the penalties.

The Court on behalf of the Defendant did enter Not Guilty pleas as follows:

COUNT I - a charge of OVI, in violation of Ohio Revised Code §4511.19(A)(1)(a)(G)(1)(d), a FELONY of the 4<sup>TH</sup> Degree WITH specifications - NOT GUILTY.

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COUNT II – a charge of OVI, in violation of Ohio Revised Code §4511.19(A)(2)(G)(1)(d) , a FELONY of the 4<sup>TH</sup> Degree WITH specifications – NOT GUILTY.

After a review of the record and the evidence presented, the Court hereby ORDERS that the Defendant post AN OWN RECOGNIZANCE BOND.

The Court ORDERS the following special conditions for bond:

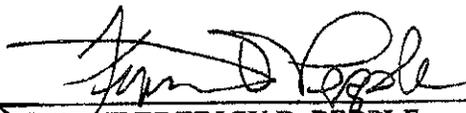
1. The Defendant shall neither consume nor possess any alcoholic beverages, harmful intoxicants, or substances of abuse or drug paraphernalia;
2. The Defendant shall not visit or be present on any premises where alcoholic beverages, harmful intoxicants, or substances of abuse or drug paraphernalia are served or present;
3. The Defendant shall be subject to testing of his breath, hair, blood or urine at the request of any law enforcement officer, which request may be made at any time during the pendency of this action. Failure to submit to a bodily substance test as requested by any Law Enforcement Officer shall be grounds for revocation of bond. Said testing shall be at the expense of the Defendant;
4. The Defendant shall not leave the State of Ohio without obtaining written permission from this Court;
5. The Defendant shall not operate a motor vehicle.

The Defendant is ORDERED remanded to the custody of the Sheriff pending the posting of the bond.

The Court ORDERS the State to provide discovery to defense counsel within ten (10) days of this date, and to provide additional discovery as it may become available, and ORDERS the Defendant to, after receipt of the discovery packet from the State, provide discovery to the State as it may become available to defense counsel. Discovery to be completed by both parties no later than 21 days before trial.

The Clerk of Courts shall cause a copy of this Journal Entry to be served on the Defendant, Shawn Sprague, by Regular U.S. Mail, Attorney Gerald Siesel, the Prosecuting Attorney and the Sheriff of Auglaize County by hand delivering the same.

IT IS SO ORDERED.

  
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 JUDGE FREDERICK D. PEPPE

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