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6 **MONTANA THIRTEENTH JUDICIAL DISTRICT COURT, YELLOWSTONE COUNTY**
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8 STATE OF MONTANA,
9 Plaintiff,

10 vs.

11 LIONEL SCOTT ELLISON,
Defendant.

CAUSE NO. DC 11-0767

JUDGE RUSSELL C. FAGG

JUDGMENT AND SENTENCE

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13 On April 8, 2013, Defendant, accompanied by counsel Liz Honaker, pled no contest to four
14 misdemeanor charges: COUNT ONE: THEFT BY INSURANCE FRAUD, a misdemeanor, in
15 violation of Section 33-1-1202(1) and 45-6-301(6); COUNT TWO: THEFT BY INSURANCE
16 FRAUD, a misdemeanor, in violation of Section 33-1-1202(1) and 45-6-301(6); COUNT THREE:
17 CRIMINAL MISCHIEF, a misdemeanor, in violation of Section 45-6-101(1)(c); and COUNT FOUR:
18 CRIMINAL MISCHIEF, a misdemeanor, in violation of Section 45-6-101(1)(c).
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20 In fashioning the following sentence, the Court is guided by the sentencing policy of the
21 State of Montana which requires the Court to consider the several factors pursuant to § 46-18-101,
22 et. al. MCA, including the following: the degree of harm and the punishment that is commensurate
23 with the offenses; provide for accountability for the Defendant's actions; provide the Defendant an
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1 opportunity for rehabilitation and reintegration into society; and consider reparation and restoration
2 of the community and victims.

3 In consideration of the nature of his offense, testimony presented to the court, his prior criminal
4 history, his ability to maintain employment and make payments toward his court-ordered financial
5 obligations, the recommendations of the parties,

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7 **IT WAS THE JUDGMENT OF THIS COURT** that imposition of sentence upon the
8 Defendant is deferred for a term of two (2) years.

9 That period of deferral is, however, subject to the following conditions:

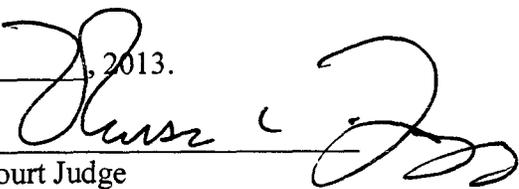
- 10 1. Defendant shall pay a \$250 fine for each offense and \$100 fee paid to the public defenders
11 for each offense. The total is a \$1,000 fine and a \$400 fee paid to the public defenders.
12 2. Defendant shall make first payment of \$250 fine and \$100 fee to the public defenders on
13 May 8, 2013. Thereafter, Defendant shall pay \$25 per month a month for a fine and pay \$25
14 per month in the fee to the public defenders.
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16 Defendant is hereby advised that he has 120 days from the date of filing this Judgment and Sentence
17 to contest any perceived differences between this written Judgment and the Court's oral
18 pronouncement of sentence.

19 Any bond posted in this matter is hereby exonerated and is to be released to the Defendant
20 or his posting surety.
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22 DONE IN OPEN COURT the 8th day of April, 2013.

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24 DATED this 18th day of November, 2013.

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District Court Judge

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cc: Special Deputy Yellowstone County Attorney, Jameson C. Walker
Liz Honaker, Defense Counsel
Lionel Ellison, Defendant