

MONTANA SEVENTH JUDICIAL DISTRICT COURT, RICHLAND COUNTY

STATE OF MONTANA,

\*

NO. DC-13-64

Plaintiff,

\*

-vs-

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**JUDGMENT AND SENTENCE**

DOUGLAS LAWRENCE BROWN

\*

Defendant.

\*

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On July 23, 2013, the State charged the Defendant by Information with the following offense:

**COUNT I: THEFT BY INSURANCE FRAUD, a felony, in violation of Sections 33-1-1202(1), 33-1-1211(2), and 45-6-301(6) (a) M.C.A.**

On December 4, 2013, the matter came before the Court pursuant to a written Acknowledgement of Rights and Plea Bargain Agreement, an executed original of which was on file and of record with the Court. Present were the Defendant, Douglas Lawrence Brown; the Defendant's attorney, J.B. Wheatcroft; and the Deputy County Attorney for Richland County, Janet Christoffersen. Pursuant to the terms of the Acknowledgement of

Rights and Plea Bargain Agreement, the Defendant entered a plea of guilty to the following lesser included offense:

**THEFT BY INSURANCE FRAUD, a misdemeanor, in violation of Sections 33-1-1202(1), 33-1-1211(2), and 45-6-301(6) (a) M.C.A.**

The Court accepted the Defendant's plea to this offense, and the parties agreed to proceed directly to sentencing. The Court heard arguments. The Court afforded the Defendant an opportunity to make a statement prior to the pronouncement of judgment and sentence. The Court asked the Defendant if she had any legal cause why the Court should not pronounce sentence, and the Defendant had none. The Court being fully advised in the premises,

**IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that based upon his voluntary plea of guilty entered herein, the Defendant, DOUGLAS LAWRENCE BROWN, is guilty of the following offense:

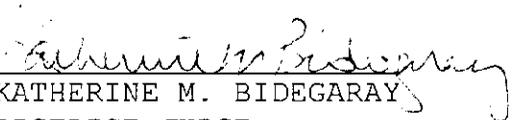
**THEFT BY INSURANCE FRAUD, a misdemeanor, in violation of Sections 33-1-1202(1), 33-1-1211(2), and 45-6-301(6) (a) M.C.A.**

**IT IS FURTHER ORDERED** that for the offense of THEFT BY INSURANCE FRAUD, a misdemeanor, Defendant shall be sentenced as follows:

- A. Defendant shall serve six (6) months in the Richland County Detention Center, all suspended;

B. Defendant shall pay restitution of \$3,394.23 to: QBE Insurance, Attn: Subrogation Unit - 265513B, P.O. Box 975, Sun Prairie, WI 53590; and

**DONE IN OPEN COURT** the 4<sup>th</sup> day of December, 2013, and dated in chambers in Sidney, Montana this 20<sup>th</sup> day of December, 2013.

  
KATHERINE M. BIDEGARAY  
DISTRICT JUDGE

cc: Nick Mazanec, Attorney for the State  
J.B. Wheatcroft, Attorney for the Defendant

**NOTICE**

THE PARTIES ARE HEREBY NOTIFIED THAT IF EITHER PARTY BELIEVES THAT THE WRITTEN JUDGMENT IN THIS MATTER DIFFERS FROM WHAT WAS PRONOUNCED ORALLY IN COURT, MOTION TO MODIFY THE JUDGMENT MAY BE MADE WITHIN 120 DAYS. IF NO MOTION IS MADE WITHIN THAT TIME, THE TERMS OF THE WRITTEN JUDGMENT SHALL CONTROL.

**CERTIFICATE OF SERVICE**

This is to certify that the foregoing was duly served by prepaid mail upon Mason Wheatcroft this 20<sup>th</sup> day of December 2013

Clerk of District Court

BY Heather Jones  
1-406-433-1709 Sidney, MT