

**TETON COUNTY  
DISTRICT COURT MINUTES – HELD IN OPEN COURT  
Tuesday – April 23, 2019**

Court convened at 10:12 a.m. in the Teton County Court Room with the Honorable Judge Robert G. Olson presiding. Other officers of the Court present in the Teton County Court Room were Jennifer Stutz, Deputy Teton County Attorney; Keith VanSetten, Teton County Sheriff; Lisa Sinton, Clerk of Court; and Kelsey McAlpine, Court Reporter for the Ninth Judicial District.

<b>IN RE THE ESTATE OF:</b>	)	
	)	<b>CAUSE NO. DP-16-007</b>
<b>MARK JOHN ORCHOWSKI,</b>	)	<b>MINUTE ENTRY:</b>
	)	<b>Hearing on Petition</b>
<b>Deceased.</b>	)	

This is the date and time set for a hearing on the Petition for Approval of Final Account and Settlement of an Insolvent Estate. Mr. Scott Svee appeared as counsel for the estate of Mark John Orchowski. No one was present in the courtroom to object to the Petition.

Mr. Svee presented a summary of the actions taken thus far in this matter and requested the Court to approve the final account. He presented a proposed Order for the Court's consideration.

The Court presented its findings and determined this is an insolvent estate; the estate will distribute the remaining assets; the Court will discharge the personal representative from her duties once the distribution of debts and assets have been completed. The Court determined counsel for the spouse did not file any objections to the Petition.

Mr. Svee stated that distribution receipts will be filed and at that point, they will close the estate.

DATED this 23<sup>rd</sup> day of April 2019.

<b>STATE OF MONTANA,</b>	)	
<b>Plaintiff,</b>	)	<b>CAUSE NO. DC-18-028</b>
<b>-vs-</b>	)	<b>MINUTE ENTRY:</b>
<b>JAMES CHRISTOPHER DAHL,</b>	)	<b>Initial Appearance</b>
<b>Defendant.</b>	)	

This is the date and time set for an initial appearance of the Defendant, James Christopher Dahl, with the Honorable Robert G. Olson presiding. This hearing was held in open court in the Teton County Courtroom. Ms. Jennifer Stutz appeared on behalf of the Plaintiff. The Defendant appeared via Judicial Video Network from the Chouteau County Courtroom. He appeared without the benefit of an attorney at this time.

The Defendant stated his name was James Christopher Dahl; he is not under the influence of alcohol; he has not taken any medication that would affect his judgment; and he understands these proceedings.

The Court explained the procedures of this hearing.

The Defendant waived the reading of the Information in open court.

The Court advised the Defendant of the maximum penalties associated with each charge; the State will file an Amended Information with the correct maximum penalties.

The Court advised the Defendant of his rights; the Defendant understood his rights.

With respect to Count I, Theft by Common Scheme, a felony; Count II, Burglary, a felony; Count III, Criminal Possession of Dangerous Drugs, a felony, the Court entered a plea of not guilty on the Defendant's behalf.

The Court set an omnibus hearing for May 21, 2019, at 10:00 a.m. The Defendant was advised that he was not required to attend this hearing.

The Defendant is being held on a \$20,000 bond. The Court continued bond at \$20,000.

Ms. Stutz stated the Defendant is currently on probation out of Hill County. If the Defendant posts bond, the Court ordered the Defendant to follow all the conditions of probation and parole as set in Hill County. His public defender in Havre is Stephanie McKnight.

Ms. Stutz requested he have no contact with alleged victims or potential witnesses. The Court granted her request.

DATED this 23rd day of April 2019.

<b>STATE OF MONTANA,</b>	)	
<b>Plaintiff,</b>	)	<b>CAUSE NO. DC-19-010</b>
<b>-vs-</b>	)	<b>MINUTE ENTRY:</b>
<b>RANDY LEE PLUMLEY,</b>	)	<b>Initial Appearance</b>
<b>Defendant.</b>	)	

This is the date and time set for an initial appearance of the Defendant, Randy Lee Plumley. The Honorable Robert G. Olson presided over this hearing that was held in open court in the Teton County Courtroom. Appearing for the State of Montana is Jennifer Stutz, Deputy Teton County Attorney. The Defendant appeared via Judicial Video Network from the Pondera County Courtroom and his public defender, Ms. Roberta Cross Guns, represented him from the Teton County Courtroom.

Ms. Cross Guns stated her client intends to enter a plea to the charges today.

The Court explained the procedures of this hearing.

The Defendant stated his name was Randy Lee Plumley; he is not under the influence of alcohol; he has not taken any medication that would affect his judgment; and he understands these proceedings.

The Defendant waived the reading of the Information in open court.

The Court advised the Defendant of the maximum penalties associated with each charge.

The Court advised the Defendant of his rights; the Defendant understood his rights.

With respect to Count I, Attempted Assault on a Peace Officer, a felony; Count II, Attempted Assault on a Peace Officer, a felony; Count III, Resisting Arrest, a misdemeanor; Count IV, Disorderly Conduct, a misdemeanor, and Count V, False Reports to Law Enforcement, a misdemeanor, the Defendant entered a plea of not guilty to each count.

The Court noted the not guilty pleas for the record and set an omnibus hearing for May 21, 2019, at 10:00 a.m. The Court advised the Defendant that he was not required to attend this hearing.

The Defendant is being held on a \$25,000 bond. The Court continued the bond at \$25,000. Conditions of his bond are as follows:

1. The Defendant shall personally appear for all court appearances, with the exception of the omnibus hearing.
2. The Defendant shall remain in weekly contact with his attorney.
3. The Defendant shall maintain employment or actively seek employment.
4. The Defendant shall remain a good law-abiding citizen.
5. The Defendant shall not leave the State of Montana without advance permission from the Court.
6. The Defendant shall not use any illegal drugs;
7. The Defendant shall not consume or possess alcohol;
8. The Defendant shall not enter any establishments that primarily serve alcoholic beverages;
9. The Defendant shall notify the Court of any changes in address or telephone number.
10. The Defendant shall not contact the alleged victim or potential witnesses as listed in this case. The Court understands that his wife and his wife's father is on the witness list. He may have contact or communication with both his wife and his father-in-law; however, he must not discuss this case.
11. Alcohol was a factor and the State requested Mr. Plumley have a SCRAM unit in place before he is released.

Ms. Cross Guns stated that since Mr. Plumley's wife also is wearing a SCRAM unit, she requested the bond be reduced to \$2,500. Paying the two units will be expensive for the family. The Defendant is not a flight risk. It was determined that his wife's SCRAM unit is being paid for by DPHHS. The State does not object to lowering the amount of bond. Ms. Stutz stated he is a registered violent offender, but he is currently not on probation.

The Court reduced bond to \$5,000 cash or commercial. Ms. Cross Guns signed the Order regarding his conditions for release on the Defendant's behalf. The Court advised Mr. Plumley of the consequences should he violate any of the conditions.

DATED this 23rd day of April 2019.

<b>STATE OF MONTANA,</b>	)	
<b>Plaintiff,</b>	)	<b>CAUSE NO. DC-19-011</b>
-vs-	)	<b>MINUTE ENTRY:</b>
<b>AMANDA MARIE THOMAS,</b>	)	<b>Initial Appearance</b>
<b>Defendant.</b>	)	

This is the date and time set for an initial appearance of the Defendant, Amanda Marie Thomas. The Honorable Robert G. Olson presided over this hearing that was held in open court in the Teton County Courtroom. Appearing for the State of Montana is Jennifer Stutz, Deputy Teton County Attorney. The Defendant was present and appeared without the benefit of an attorney. The Office of Public Defender was ordered to appear to represent the Defendant, but an attorney has yet to be appointed.

The Court explained the procedures of this hearing and explained that the Court will enter a "not guilty" plea on her behalf to all the charges.

The Defendant stated her name was Amanda Marie Thomas; she is not under the influence of alcohol; she has not taken any medication that would affect her judgment; and she understands these proceedings.

The Defendant has received the charging document and waived the reading of the Information in open court.

The Court advised the Defendant of the maximum penalties associated with each charge.

The Court advised the Defendant of her rights; the Defendant understood her rights.

With respect to Count I, Criminal Endangerment, a felony; Count II, Obstructing a Peace Officer, a misdemeanor; Count III, Resisting Arrest, a misdemeanor; and Count IV, Disorderly Conduct, a misdemeanor; the Court entered a plea of not guilty on the Defendant's behalf for the record.

The Court noted the not guilty pleas for the record and set an omnibus hearing for May 21, 2019, at 10:00 a.m. The Defendant was advised that she was not required to attend this hearing.

The Defendant has posted bond in Justice Court. The Court will continue the bond as listed in Justice Court with the following conditions:

1. The Defendant shall personally appear for all court appearances.
2. The Defendant shall remain in weekly contact with his attorney.
3. The Defendant shall remain a good law-abiding citizen.
4. The Defendant shall not leave the State of Montana without advance permission from the Court.
5. The Defendant shall not use any illegal drugs.
6. The Defendant is wearing a SCRAM unit at the request in CPS; therefore, she shall not consume or possess alcohol and not go into any bars.
7. The Defendant shall notify the Court of any changes in address or telephone number. The Defendant currently resides in Fairfield.
8. The Defendant shall have contact the alleged victim or potential witnesses as listed in the charging document, but the Defendant and her husband and father cannot talk about this case.

The Defendant understood the conditions and signed the Order Setting Bond and Release Conditions. The Court advised the Defendant of the consequences should she violate any of the conditions.

DATED this 23rd day of April 2019.

Court adjourned at 10:50 p.m.

The remaining portions of today's law and motion consisted of closed court hearings, which began at 11:00 a.m.

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Lisa J. Sinton, Clerk of Court