

REGISTER OF ACTIONS
CASE No. 19-2013-CR-00044

State of North Dakota vs. Kynan L. Dutton

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Case Type: **Felony**
Date Filed: **11/18/2013**
Location: **-- Grant County**

PARTY INFORMATION

Defendant	Dutton, Kynan L. Underwood, ND 58576	Male DOB: 1984	Attorneys Robert Nicholas Quick <i>Retained</i> 701-258-7842 x0000(W)
Plaintiff	State of North Dakota		Todd A Schwarz 701-400-7486 x0000(W) Paul Raymond Emerson 701-328-2210 x0000(W)

CHARGE INFORMATION

Charges: Dutton, Kynan L.	Citation	Statute	Level	Date
1. Menacing	0000000000	12.1-17-05	Misdemeanor A	11/16/2013
2. Menacing		12.1-17-05	Misdemeanor A	11/16/2013
3. Menacing		12.1-17-05	Misdemeanor A	11/16/2013
4. Menacing		12.1-17-05	Misdemeanor A	11/16/2013
5. Menacing		12.1-17-05	Misdemeanor A	11/15/2013
6. Disorderly Conduct		27-20-13	Misdemeanor B	11/16/2013
7. Disorderly Conduct		27-20-13	Misdemeanor B	11/16/2013

EVENTS & ORDERS OF THE COURT

DISPOSITIONS

01/24/2014	Order Deferring Imposition of Sentence (Judicial Officer: Jorgensen, Donald) 1. Menacing 11/16/2013 (MA) 12.1-17-05 (1211705) <hr/> Condition - Adult: 1. Appendix A, 01/24/2014 - 01/24/2016, Active 01/24/2016 2. Deferred Imposition of Sentence, 01/24/2014 - 03/25/2016, Active 03/25/2016 3. Supervised Probation, Parole & Probation 01/24/2014 - 01/24/2016, Active 01/24/2016 4. Violate No Criminal Laws, 01/24/2014, Active 01/24/2016 Fee Totals: Criminal Administration \$200.00 Fee Defense/Facility Admin \$100.00 Fee Indigent Defense \$35.00 Application Fee Victim-Witness Fee \$25.00 Fee Totals \$ \$360.00 Confinement: Agency: Mercer County Detention Center, Term: 1 Year Comment: with all but time served suspended
01/24/2014	Order Deferring Imposition of Sentence (Judicial Officer: Jorgensen, Donald) 3. Menacing 11/16/2013 (MA) 12.1-17-05 (1211705) <hr/> Condition - Adult: 1. Deferred Imposition of Sentence, 01/24/2014 - 03/25/2016, Active 03/25/2016 2. Supervised Probation, Parole & Probation 01/24/2014 - 01/24/2016, Active 01/29/2016 Fee Totals: Criminal Administration \$200.00 Waived

Fee		
Defense/Facility Admin	\$100.00	Waived
Fee		
Fee Totals \$	\$0.00	

01/24/2014 **Order Deferring Imposition of Sentence** (Judicial Officer: Jorgensen, Donald)

4. Menacing
11/16/2013 (MA) 12.1-17-05 (1211705)

Condition - Adult:
1. Deferred Imposition of Sentence, 01/24/2014 - 03/25/2016, Active 03/25/2016
2. Supervised Probation, Parole & Probation 01/24/2014 - 01/29/2016, Active 01/29/2016

Fee Totals:		
Criminal Administration		
Fee	\$200.00	Waived
Defense/Facility Admin		
Fee	\$100.00	Waived
Fee Totals \$	\$0.00	

01/24/2014 **Order Deferring Imposition of Sentence** (Judicial Officer: Jorgensen, Donald)

5. Menacing
11/15/2013 (MA) 12.1-17-05 (1211705)

Condition - Adult:
1. Deferred Imposition of Sentence, 01/24/2014 - 03/25/2016, Active 03/25/2016
2. Supervised Probation, Parole & Probation 01/24/2014 - 01/24/2016, Active 01/24/2016

Fee Totals:		
Criminal Administration		
Fee	\$200.00	Waived
Defense/Facility Admin		
Fee	\$100.00	Waived
Fee Totals \$	\$0.00	

01/24/2014 **Order Deferring Imposition of Sentence** (Judicial Officer: Jorgensen, Donald)

6. Disorderly Conduct
11/16/2013 (MB) 27-20-13 (272013)

Condition - Adult:
1. Deferred Imposition of Sentence, 01/24/2014 - 03/25/2016, Active 03/25/2016

Fee Totals:		
Criminal Administration		
Fee	\$125.00	Waived
Defense/Facility Admin		
Fee	\$100.00	Waived
Fee Totals \$	\$0.00	

Confinement:
Agency: Mercer County Detention Center30 Days
Credit for Time Served: 30 Days

01/24/2014 **Order Deferring Imposition of Sentence** (Judicial Officer: Jorgensen, Donald)

7. Disorderly Conduct
11/16/2013 (MB) 27-20-13 (272013)

Condition - Adult:
1. Deferred Imposition of Sentence, 01/24/2014 - 03/25/2016, Active 03/25/2016

Fee Totals:		
Criminal Administration		
Fee	\$125.00	Waived
Defense/Facility Admin		
Fee	\$100.00	Waived
Fee Totals \$	\$0.00	

Confinement:
Agency: Mercer County Detention Center30 Days
Credit for Time Served: 30 Days

01/29/2014 **Disposition**

- 1. Menacing
Guilty of a Lesser Charge
- 2. Menacing
Guilty of a Lesser Charge
- 3. Menacing
Guilty of a Lesser Charge
- 4. Menacing

- Guilty of a Lesser Charge
- 5. Menacing
 - Guilty of a Lesser Charge
- 6. Disorderly Conduct
 - Guilty of a Lesser Charge
- 7. Disorderly Conduct
 - Guilty of a Lesser Charge

03/14/2014 **Dismissed** (Judicial Officer: Jorgensen, Donald)

- 2. Menacing
- 11/16/2013 (MA) 12.1-17-05 (1211705)

Condition - Adult:

1. Deferred Imposition of Sentence, 01/24/2014 - 03/25/2016, Active 03/25/2016
2. Submit to Fingerprints, 01/24/2014, Active 01/24/2014
3. Supervised Probation, Parole & Probation 01/24/2014 - 01/24/2016, Active 01/24/2016

Fee Totals:

Criminal Administration Fee	\$200.00	Waived
Defense/Facility Admin Fee	\$100.00	Waived
Indigent Defense Application Fee	\$35.00	Waived
Fee Totals \$	\$0.00	

OTHER EVENTS AND HEARINGS

- 11/18/2013 **Application Doc ID# 1**
for Determination of Probable Cause to Detain
- 11/18/2013 **Bond Hearing** (2:45 PM) (Judicial Officer Schneider, Thomas J)
ITV with Mercer
Result: Hearing Ended
- 11/18/2013 **Affidavit Doc ID# 2**
of Garrett Harding in Support of Complaint
- 11/18/2013 **Affidavit Doc ID# 3**
of Steven E. Bay in Support of Complaint
- 11/18/2013 **Complaint Doc ID# 4**
PROPOSED
- 11/18/2013 **Request Doc ID# 5**
Request for expanded media coverage
- 11/18/2013 **Proposed Order Doc ID# 6**
Proposed order for expanded media coverage
- 11/18/2013 **Service Document Doc ID# 7**
Aff of service of request, order for expanded media coverage
- 11/18/2013 **Order Doc ID# 8**
for Expanded Media Coverage
- 11/18/2013 **Complaint Doc ID# 9**
- 11/18/2013 **Bond Doc ID# 10**
Order
- 11/19/2013 **Application for Appointed Defense Services Doc ID# 11**
- 11/19/2013 **Notice of Eligibility for Appointed Counsel Doc ID# 12**
- 11/19/2013 **Notice Doc ID# 13**
of Preliminary Hearing and/or Arraignment
- 11/19/2013 **Complaint Doc ID# 14**
PROPOSED AMENDED
- 11/19/2013 **Service Document Doc ID# 15**
SHERIFF'S RETURN SERVED
- 11/19/2013 **Assignment Doc ID# 16**
Assignment of counsel - Rob Quick
- 11/19/2013 **Complaint Doc ID# 17**
Amended
- 12/03/2013 **Request Doc ID# 18**
Request for expanded media coverage
- 12/03/2013 **Proposed Order Doc ID# 19**
Proposed order for expanded media coverage
- 12/03/2013 **Service Document Doc ID# 20**
Aff of service of request
- 12/05/2013 **Order Doc ID# 21**
for Expanded Media Coverage
- 12/06/2013 **Notice Doc ID# 22**
Amended Notice of Preliminary Hearing and/or Arraignment
- 12/19/2013 **Notice of Hearing Doc ID# 23**

Bond Hearing

12/23/2013 **Bond Hearing** (10:00 AM) (Judicial Officer Haskell, Bruce B)
***ITV-Defendant from Mercer** 08LDS304-13dec23*
 Result: Hearing Ended

12/23/2013 **Bond Doc ID# 24**
Order

01/03/2014 **Request Doc ID# 25**
Request for Expanded Media Coverage

01/03/2014 **Proposed Order Doc ID# 26**
Proposed Order for expanded media

01/03/2014 **Service Document Doc ID# 27**
Aff of Service

01/07/2014 **Order Doc ID# 28**
for Expanded Media Coverage

01/09/2014 **Letter Doc ID# 29**
requesting permission to film all hearings.

01/10/2014 **Notice of Hearing Doc ID# 30**
(2nd Amended) Preliminary Hearing

01/13/2014 **Request Doc ID# 31**
for media - Judge approved

01/13/2014 **Notice of Hearing Doc ID# 32**
(3rd Amended) Preliminary Hearing

01/15/2014 **Preliminary Hearing and/or Arraignment** (11:00 AM) (Judicial Officer Jorgensen, Donald)
12/09/2013 Reset by Court to 01/13/2014
01/13/2014 Reset by Court to 01/13/2014
01/13/2014 Reset by Court to 01/15/2014
01/15/2014 Reset by Court to 01/15/2014
 Result: Hearing Ended

01/17/2014 **Complaint Doc ID# 33**
Amended

01/17/2014 **Information Doc ID# 34**

01/17/2014 **Scheduling Order Doc ID# 35**

01/21/2014 **Motion Doc ID# 36**
Motion for Review of Bond

01/21/2014 **Brief Doc ID# 37**
Brief

01/21/2014 **Affidavit Doc ID# 38**
Affidavit

01/21/2014 **Service of Motion Doc ID# 39**
Certificae of Service

01/21/2014 **Response Doc ID# 40**
Reply to Motion for Review of Bond Conditions

01/21/2014 **Service Document Doc ID# 41**
Affidavit of Electronic Service-Schwarz, Quick

01/23/2014 **Notice of Hearing Doc ID# 42**
Notice to Appear-Change of Plea

01/23/2014 **Notice of Hearing Doc ID# 43**
AMENDED Notice to Appear-Change of Plea

01/24/2014 **Change of Plea** (10:00 AM) (Judicial Officer Jorgensen, Donald)
**IN BURLEIGH*
 Result: Hearing Ended

01/29/2014 **Order Doc ID# 44**
 (1)

01/29/2014 **Appendix A Doc ID# 45**

01/29/2014 **Order Doc ID# 46**
 (2)

01/29/2014 **Order Doc ID# 47**
 (3)

01/29/2014 **Order Doc ID# 48**
 (4)

01/29/2014 **Order Doc ID# 49**
 (5)

01/29/2014 **Order Doc ID# 50**
 (6)

01/29/2014 **Order Doc ID# 51**
 (7)

02/10/2014 **CANCELED Pretrial Conference** (10:00 AM) (Judicial Officer Hagerty, Gail)
Case Closed

03/06/2014 **Brief Doc ID# 52**
Brief in Support of Motion to Amend Criminal Judgment

03/06/2014 **Motion Doc ID# 53**
Motion to Amend Criminal Judgment
 03/06/2014 **Proposed Order Doc ID# 54**
Order Amending Criminal Judgment
 03/06/2014 **Proposed Order Doc ID# 55**
Amended Order
 03/14/2014 **Order Doc ID# 56**
Amending Criminal Judgment
 03/14/2014 **Order Doc ID# 57**
Amended
 03/17/2014 **Affidavit Doc ID# 58**
mailing affidavit

FINANCIAL INFORMATION

Defendant Dutton, Kynan L.		
	Total Financial Assessment	2,045.00
	Total Payments and Credits	2,045.00
	Balance Due as of 09/14/2015	0.00
01/29/2014	Transaction Assessment	360.00
01/29/2014	Transaction Assessment	335.00
01/29/2014	Waived	(335.00)
01/29/2014	Transaction Assessment	300.00
01/29/2014	Waived	(300.00)
01/29/2014	Transaction Assessment	300.00
01/29/2014	Waived	(300.00)
01/29/2014	Transaction Assessment	300.00
01/29/2014	Waived	(300.00)
01/29/2014	Transaction Assessment	225.00
01/29/2014	Waived	(225.00)
01/29/2014	Transaction Assessment	225.00
01/29/2014	Waived	(225.00)
04/25/2014	Phone Payment Receipt # 19-2014-132 Dutton, Kynan L.	(295.00)