

IN THE COURT OF COMMON PLEAS, UNION COUNTY, OHIO

2003 JAN 24 AM 9:09

COURT OF COMMON PLEAS

CLERK

STATE OF OHIO

-VS-

TONYA WEISS  
SSN: 269-42-3869  
DOB: 09/06/44

CASE NO. 2003 CR 00 07

STATE OF OHIO :  
COUNTY OF UNION :

INDICTMENT  
Theft from an Elderly Person [F4]  
Theft from an Elderly Person [F2]  
Engaging in a Pattern of Corrupt Activity [F1]

In the Common Pleas Court, Union County, Ohio, of the term of January in the year of our Lord, Two Thousand and Three.

The Jurors of the Grand Jury of the State of Ohio, within and for the body of the County aforesaid, being duly impaneled and sworn and charged to inquire of and present all offenses whatever committed within the limits of said County, on their oaths, in the name and by the authority of the State of Ohio, do find and present that:

COUNT I: Tonya Weiss, on or about January 2002 through May, 2002 in Union County, State of Ohio, with purpose to deprive Luther Hilton, the owner of property or services, did knowingly obtain or exert control over either the property or services by deception. The property being more than \$500.00 but less than \$5,000.00. The said Luther Hilton being eighty-one (81) years of age, this constitutes the offense of Theft From An Elderly Person in violation of Ohio Revised Code §2913.02(A)(3), a felony of the fourth degree pursuant to RC § 2913.02(B)(3).

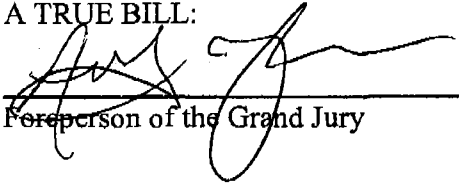
COUNT II: Tonya Weiss, on or about March 2002 through August 2002, in Morrow County, State of Ohio, in a continuing course of criminal conduct and with purpose to deprive Paul Shelton, the owner of property or services, did knowingly obtain or exert control over either the property or services by deception. The property being more than more than \$25,000.00. The said Paul Shelton being eighty-four (84) years of age, this constitutes the offense of Theft From An Elderly Person in violation of Ohio Revised Code §2913.02(A)(3), a felony of the second degree pursuant to RC § 2913.02(B)(3).

COUNT III: Tonya Weiss, on or about January 2002 through August 2002 in Union County, State of Ohio, being employed by, or associated with, any enterprise shall conduct or participate in, directly or indirectly, the affairs of the enterprise through

a pattern of corrupt activity or the collection of an unlawful debt. This constitutes the offense of Engaging in a Pattern of Corrupt Activity in violation of Ohio Revised Code §2923.32(A)(1), a felony of the first degree.

and against the peace and dignity of the State of Ohio

A TRUE BILL:



Foreperson of the Grand Jury

IN THE COURT OF COMMON PLEAS, UNION COUNTY, OHIO

State of Ohio

vs.

Tonya Weiss,

Defendant

Case No. 03-CR-0007

Judge Richard E. Carrot

JOURNAL ENTRY OF SENTENCE

COURT OF COMMON PLEAS UNION COUNTY OHIO  
2003 MAY 30 PM 1:33  
Richard E. Carrot  
CLERK

On the 30<sup>th</sup> day of May, 2003, the jury, being duly impaneled and sworn, returned its' verdicts of "Guilty" on all three counts contained in the Indictment. Thereafter, on the 30<sup>th</sup> day of May, 2003 Defendant's sentencing hearing was held pursuant to R.C. 2929.19. At the hearing Defendant appeared in open Court represented by Attorney William Mooney, and Union County Prosecuting Attorney Alison Boggs and Asst. Prosecuting Attorney John Heinkel was also present as was Court Reporter Charles Potts. The Defendant was afforded all rights pursuant to Crim. R. 32. The Court has considered the record, oral statements, any victim impact statement, the pre-sentence report, as well as the principles and purposes of sentencing under R.C. 2929.11 and has balanced the seriousness and recidivism factors under R.C. 2929.12, (see attached).

Upon consideration of all the aforementioned factors, it is ORDERED AND ADJUDGED by the Court that the Defendant shall be sentenced as follows:

The Court finds that the Defendant has been convicted of:

One count of Theft from an Elderly Person in violation of Ohio Revised Code Section 2913.02, a felony of the fourth degree, a second count of Theft from an Elderly Person in violation of Ohio Revised Code Section 2913.02, a felony of the second degree, and Engaging in a Pattern of Corrupt Activity in violation of Ohio Revised Code Section 2923.32, a felony of the first degree.

Defendant is ORDERED confined to prison at the Ohio Department of Rehabilitation and Corrections, Ohio Reformatory for Women, Marysville, Ohio, for a period of seventeen months on

*1244 May 31*

the first count, eight years on the second count, and 8 years on the third count, to be served concurrently. Defendant is granted -115- days current jail time credit. Bond released. The Sheriff of Union County shall transport the defendant to the Ohio Department of Rehabilitation and Corrections, Ohio Reformatory for Women, Marysville, Ohio for execution of sentence.

Defendant is advised that she may appeal the proceedings herein within 30 days of this date.

Defendant is further advised and notified that he/she may be required to reimburse any local correctional facility for the costs of incarceration as authorized by the pay-for-stay program, and failure to pay will result in a certificate of judgment being entered for the unpaid amount of the reimbursement owed. If such judgment is rendered, it automatically becomes part of the sentence being imposed by this court. ORC 2929.37.

May 30, 2003  
Date

  
\_\_\_\_\_  
Judge Richard E. Parrott

copies to:

Union County Prosecuting Attorney  
Attorney for Defendant  
Defendant  
Union County Sheriff

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