

UNIFORM TRAFFIC TICKET

DRIVING UNDER THE INFLUENCE

AGENCY CODE

1703

CITY OF SOUTHAVEN

000 012685

IN THE COURT DESIGNATED BELOW, THE AFFIANT HEREIN, BEING DULY SWORN, UPON OATH DOES DEPOSE AND SAY THAT WITHIN THE COUNTY OF DESOTO, STATE OF MISSISSIPPI, AT THE FOLLOWING LOCATION, TIME AND DATE:

HWY/ST 326 State Line Rd W DISTRICT 3

DAY Saturday DATE 12-1-18 TIME OF STOP 10:05 AM ACCIDENT? NO

NAME (FIRST NAME, MIDDLE NAME, LAST NAME) Rochelle Denise Parker

LICENSE ADDRESS 9150 Bentley Woods Dr

CITY Southaven STATE MS ZIP CODE 38671

DRIVER LICENSE NUMBER 800 287785 CLASS R STATE MS SEX F RACE B DATE OF BIRTH 7-14-74

VEHICLE LICENSE NUMBER DII 60M STATE MS YEAR/VEH 19 MAKE Buick MODEL Regal VEHICLE TYPE PC

DEFENDANT'S CURRENT ADDRESS

DEFENDANT'S CURRENT TELEPHONE NUMBER

Offense occurred within the city limits of SOUTHAVEN Mississippi Violation pursuant to Commercial Driver's License Law. Required placard under Hazardous Materials Transportation Act

That the aforesaid person did, in violation of § 63-11-30(1) Mississippi Code of 1972, willfully and unlawfully drive or otherwise operate a motor vehicle within this state:

- (a) Under the influence of intoxicating liquor; or
(b) Under the influence of any other substance which impaired such person's ability to operate a motor vehicle; or
(c) Under the influence of any drug or controlled substance, the possession of which is unlawful under the Mississippi Controlled Substances Law; or
(d) Has an alcohol concentration in the person's blood, based upon grams of alcohol per 100ml of blood, or grams of alcohol per 200L of breath, as shown by a chemical analysis of the person's breath, blood or urine administered as authorized by this chapter; of
(i) Eight one-hundredths percent (.08%) or more for a person who is above the legal age to purchase alcoholic beverages under state law, to wit 12% or
(ii) Two one-hundredths percent (.02%) or more for a person who is below the legal age to purchase alcoholic beverages under state law, to wit %; or
(iii) Four one-hundredths percent (.04%) or more for a person operating a commercial motor vehicle, to wit %.

After such person has been convicted of one prior offense or two prior offenses under § 63-11-30 (1) on the day of 20 in the court of county/city of State of on the day of 20 in the court of county/city of and the offenses having been committed within five years.

AGAINST THE PEACE AND DIGNITY OF THE STATE OF MISSISSIPPI

OFFICER'S SIGNATURE Penny D. Burkholder UNIT / BADGE # 1285

SWORN TO BEFORE ME, THIS THE 1st DAY OF December, 20 18 at 10:05 am/pm (NAME AND TITLE)

ARRAIGNMENT DATE BEFORE: MUNICIPAL COURT JUSTICE COURT ON THE 5 DAY OF December, 20 18 at 9:00 am/pm COURT'S PHYSICAL ADDRESS 8889 NORTHWEST DR. SOUTHAVEN, MS 38671 COURT'S MAILING ADDRESS 8710 NORTHWEST DR. SOUTHAVEN, MS 38671 COURT'S TELEPHONE NUMBER (662) 393-7042

CASE # 500017635 PAGE # 1/1 DOCKET # 010033402

OFFENSE: FIRST [X] SECOND [] THIRD OR SUBSEQUENT []

JUDGEMENT OF THE COURT FINE COURT COSTS DISPOSITION DATE NON-ADJUDICATION 7/12/19

THE DEFENDANT CHARGED HEREIN: WAIVED defendant's right to an attorney after having been advised by the trial judge of the defendant's right to an attorney, and, if the defendant could not afford an attorney that one would be appointed free of charge to represent the defendant; or DEFENDANT WAS REPRESENTED (EMPLOYED OR APPOINTED) by an attorney whose name, address and telephone number is: Name SILVIA PITTMAN Phone (662) 429-4391 Address 241 LOSIPIC STREET HIRSHMAN, MS SIGNATURE OF JUDGE

33632 COMMISSIONER'S COPY

Rev 7-14

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STATE OF MISSISSIPPI
ABSTRACT OF COURT RECORD
SOUTHAVEN MUNICIPAL COURT
8889 NORTHWEST DRIVE
SOUTHAVEN, MISSISSIPPI 38671

COUNTY OF DESOTO

AGENCY CODE 1703

DOCKET #: 0400339823

CASE #: 000012685

DEFENDANT INFORMATION

NAME: ROCHELLE D PARKER

DRIVER'S LICENSE: 800237785 STATE: MS

SOCIAL SECURITY NO: [REDACTED]

DOB: September 14, 1974

RACE: BLACK SEX: FEMALE

ADDRESS: 9150 BENTLEY WOODS DRIVE, SOUTHAVEN, MS 38671

CHARGED WITH: DUI - 1ST OFFENSE

BAC: .140%

DATE OF VIOLATION: December 1, 2018

LOCATION OF VIOLATION: 1326 STATELINE ROAD WEST, SOUTHAVEN, MS 386671

CHARGES WERE FILED BY: PERRY BALDWIN AGENCY: SOUTHAVEN POLICE DEPARTMENT

DEFENDANT ENTERED A PLEA OF: GUILTY

DISPOSITION: NON-ADJUDICATION – July 10, 2019

DEFENDANT WAS FINED: \$500.00 PLUS ASSESSMENTS OF: \$621.00

STATUS: EXTENSION OF TIME TO PAY September 6, 2019

JUDGMENT OF THE COURT:

THE DEFENDANT RETAINED COUNSEL AND WAS REPRESENTED BY THE HONORABLE STEVE PITTMAN. THE DEFENDANT ENTERED A PLEA OF GUILTY PURSUANT TO AN ORDER OF NON-ADJUDICATION. THE COURT WITHHOLDS ACCEPTANCE OF THE DEFENDANT'S GUILTY PLEA FOR A PERIOD OF 6 MONTHS. AFTER THIS TIME AND PENDING SUCCESSFUL COMPLETION OF THE FOLLOWING TERMS AND CONDITIONS, THE CHARGE WILL BE DISMISSED UPON THE MOTION OF THE DEFENSE. THE DEFENDANT IS SENTENCED TO 2 DAYS IN JAIL WITH 1 DAY SUSPENDED AND GIVEN CREDIT FOR 1 DAY TIME SERVED. THE DEFENDANT IS PLACED ON 6 MONTHS SUPERVISED PROBATION THROUGH JUSTICE NETWORK WITH RANDOM DRUG AND ALCOHOL SCREENS. THE DEFENDANT SHALL ATTEND VICTIM'S IMPACT PANEL AND SUCCESSFULLY COMPLETE MASEP. THE DEFENDANT SHALL OBTAIN AN INTERLOCK RESTRICTED LICENSE AND MAINTAIN SAID LICENSE FOR 120 DAYS AND SHALL INSTALL AN IGNITION INTERLOCK DEVICE WITH CAMERA ON EVERY VEHICLE DRIVEN BY THE DEFENDANT.

PROSECUTING ATTORNEY: ROBERT HAYES

JUDGE: DAVID DELGADO

I, certify this to be a true and correct copy of my court record as recorded in:
Docket 0400339823 Citation number 000012685

This the 10th day of July, 2019



Thomas Mastin

Municipal Court Clerk

City of Southaven, Mississippi

IN THE MUNICIPAL COURT FOR THE CITY OF SOUTHAVEN, MISSISSIPPI



CITY OF SOUTHAVEN

VS.

CAUSE # _____

Rockelle D. Parker
DEFENDANT

DL# 800237785 STATE: MS

AGREED ORDER OF NON-ADJUDICATION

THIS CAUSE, having come on for hearing on the charge of Driving Under the Influence, first offense, and the Defendant having entered a plea of "Guilty" to said charge, the Court does find as follows:

1. The Court has jurisdiction over the subject matter herein;
2. The Defendant's plea of Guilty is knowingly and intelligently made;
3. Pursuant to Mississippi Code Annotated §63-11-30 (14), this Court is empowered to withhold "adjudication of guilt and sentencing, either at the conclusion of a trial on the merits or upon entry of a plea of guilty by a defendant, and places the defendant in a nonadjudication program conditioned upon the successful completion of the requirements imposed by the court under this subsection;" and
4. The Defendant is eligible for non-adjudication on the charge of Driving Under the Influence, first offense, and the Defendant has not previously qualified for non-adjudication under the provisions of Mississippi Code Annotated §63-11-30 (14).

IT IS THEREFORE ORDERED AND ADJUDGED that, pursuant to Mississippi Code Annotated §63-11-30 (14), the Court shall withhold an adjudication of guilt, defer sentencing and impose on the Defendant the following requirements:

1. The defendant shall serve two (2) days in jail with 1 days suspended and given credit for 1 days time served;
2. A fine in the amount of \$ 500.00;
3. A non-adjudication fee of \$250.00;
4. Court costs and assessments as follows:

STATE ASSESSMENTS: \$256.00

ABF: 20.00



VBF: \$10.00

COURT COSTS: \$50.00

JAIL FEES: \$35.00

TOTAL FINES, COSTS AND ASSESSMENTS: \$121.00

DUE ON 9/6/19 AT 9:00 A.M.;

- 5. The Defendant is placed on six (6) months supervised probation through Justice Network and shall submit to random drug and alcohol screens;
- 6. Attend Victim's Impact Panel and successfully complete the Mississippi Alcohol Safety Education Program.
- 7. Install an ignition interlock device with camera on every vehicle driven by the Defendant, obtain an interlock restricted license and maintain that license for a period of one hundred twenty (120) days, the failure of which will result in a one hundred twenty (120) day driver's license suspension, and obtain from the interlock vendor proof that the Defendant has not had violations of the interlock device, or;
 - The Defendant's Mississippi driver's license shall be suspended for one hundred twenty (120) days in lieu of interlock, or;
 - The Defendant is the holder of an out of state driver's license and the defendant's privilege to drive in the State of Mississippi shall be suspended for one hundred twenty (120) days, or;
 - The defendant was charged under subsection (b) and/or (c) of Mississippi Code Annotated §63-11-30 for "operating a vehicle while under the influence of a substance other than alcohol" and is ordered to submit to a one hundred twenty (120) day period of non-adjudication with random drug testing at the Defendant's own expense not less often than every thirty (30) days, the failure to comply and/or pass a drug test shall result in the suspension of the Defendant's regular driver's license for a period of one hundred twenty (120) days.
- 8. The Defendant shall return to court on the 8th day of January, 2020 at 1:30 p.m. for final disposition of the case and entry of dismissal order pending successful completion of the terms above; and

9. Other conditions:

None



10. Other charges dismissed:

N/A

IT IS FURTHER ORDERED AND ADJUDGED that any cash bond posted in this cause shall be applied toward the fine and/or costs and assessments hereinabove and any excess shall be remitted to the Defendant by the clerk of the court and/or any remaining balance be paid by the Defendant by the date indicated in Section 3 of this order.

IT IS FURTHER ORDERED AND ADJUDGED that the clerk shall forward a copy of this order, along with an abstract, if applicable, to the Driver Improvement Branch of the Mississippi Department of Public Safety. However, should the Defendant not complete any of the conditions imposed herein, the Court may, after a hearing thereon, accept the Defendant's plea of Guilty to the charge of Driving Under the Influence, first offense, and sentence the Defendant accordingly.

SO ORDERED AND ADJUDGED this the 10 day of July, 20 19.

Municipal Court Judge

Agreed as to form and content:

Prosecuting Attorney

Attorney for the Defense

Defendant

For the Justice Network