IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CRIMINAL DIVISION

54805617

STATE OF OHIO,

Plaintiff,

vs

CLARKE T BLIZZARD,

Defendant

TERMINATION NO 12 BY JK

Case No 07CR-04-2609

JUDGE HORTON

FILED
COMMON PLEAS COURT
FRANKLIN CO OHIO
2007 MAY -8 PM 3: 22
CLERK OF COURTS

JUDGMENT ENTRY
(Prison Imposed)

On May 3, 2007, the State of Ohio was represented by Assistant Prosecuting Attorney Dave Buchman and the Defendant was represented by attorneys John Cunha and Helen Holcomb The Defendant, after being advised of his rights pursuant to Crim R 11, entered a plea of guilty to Count One of the Indictment, to wit **MONEY LAUNDERING**, in violation of Section 1315 55, a Felony of the Third Degree

The Court found the Defendant guilty of the charge to which the plea was entered and proceeded immediately to sentencing The assistant prosecuting attorney and the Defendant's attorneys did jointly recommend a sentence of three (3) years to be served concurrently with federal prison time in a federal facility, pursuant to the plea agreement The State further states it will not oppose, and will actively support, judicial release, if necessary or helpful to facilitate participation in federal prison rehabilitative programs, including a halfway house

On May 3, 2007, a sentencing hearing was held pursuant to R C 2929 19 The State of Ohio was represented by Assistant Prosecuting Attorney Dave Buchman and the Defendant was represented by attorneys John Cunha and Helen Holcomb

The Court afforded counsel an opportunity to speak on behalf of the Defendant and addressed the Defendant personally affording him an opportunity to make a statement on his own behalf in the form of mitigation and to present information regarding the existence or non-existence of the factors the Court has considered and weighed

The Court has considered the purposes and principles of sentencing set forth in R C 2929 11 and the factors set forth in R C 2929 12 In addition, the Court has weighed the factors as set forth in the applicable provisions of R C 2929 13 and R C 2929 14 The Court finds that a prison term is not mandatory pursuant to R C 2929 13(F)

The Court hereby imposes the following sentence **THREE (3) YEARS TO BE SERVED** at the **OHIO DEPARTMENT OF REHABILITATION AND CORRECTIONS SENTENCE TO RUN CONCURRENT TO FEDERAL CASE NO 07CR-059 THE DEFENDANT SHALL REPORT TO FEDERAL PRISON ON JUNE 11, 2007.** 368056 / 8

After imposing sentence, the Court stated its reasons as required by RC 2929 19 and consistent with State v Foster, 2006-Ohio-856 The Court also notified the defendant of the applicable period of **3 years optional post-release control** pursuant to R C 2929 19(B)(3)(c), (d) and (e)

The Court has considered the Defendant's present and future ability to pay a fine and financial sanction and does, pursuant to R C 2929 18, hereby render judgment for the following fine and/or financial sanctions **NO FINE IMPOSED; DEFENDANT SHALL PAY COURT COSTS IN AN AMOUNT TO BE DETERMINED.**

The Court finds that the Defendant has **(-0-) days** of jail credit and hereby certifies the time to the Ohio Department of Corrections The Defendant is to receive jail time credit for all additional jail time served while awaiting transportation to the institution from the date of the imposition of this sentence

TIMOTHY S HORTON, JUDGE

Plea to indictment & Money Laundering (F3)

FRANKLIN COUNTY COMMON PLEAS COURT

DISPOSITION SHEET

State of Ohio
-vs- Clarke T Blizzard
Defendant

07CR-04-2605
Case No

54805614

Prison Sentence
(circle one on each count)

____ **AGG MURDER** (spec) 25, 30, life, death
____ **AGG MURDER** (no spec) 20 - life
____ **MURDER** 15 - life

____ **F-1** 3, 4, 5, 6, 7, 8, 9, 10 years Count ____
Other Count(s) ____

____ **F-2** 2, 3, 4, 5, 6, 7, 8 years Count ____
Other Count(s) ____

X **F-3** 1, 2, (3), 4, 5 years JT Rec Count ____
Other Count(s) ____

____ **F-4** 6, 7, 8, 9, 10, 11, 12, 13
14, 15, 16, 17, 18 months Count ____
Other Count(s) ____

____ **F-5** 6, 7, 8, 9, 10, 11, 12 months Count ____
Other Count(s) ____

____ **RVO** Additional 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 years
Consecutive to Count(s) ____

____ **MDO** Additional 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 years
Consecutive to Count(s) ____

Mandatory Incarceration *(YES / NO)* Count(s) ____

Additional consecutive years of actual incarceration for the
firearm ____ years (1, 3, 5, 6) Count(s) ____

Count ____ Misdemeanor ____ Degree ____ Months

Count ____ Misdemeanor ____ Degree ____ Months

Institution FCCS ____ ODRC ✓

Sentence concurrent with Federal case 1: 07CR-059

Sentence consecutive with ____

BMV License (Suspension/Revocation) for a period of ____
to begin ____ (WITH / WITHOUT) work privileges

Confiscate and Destroy Weapon(s) ____

Jail Time Credit Ø

✓ Defendant notified of Post Release Control in writing and orally

____ Appealable Sentence If so, reasons stated on the record
(YES / NO)

Community Control Sentence
Residential Sanctions

____ CBCF Term ____
____ FCCS Term ____
____ Halfway House Term ____
____ Alternative Release Facility Term ____
(Work Release, Maryhaven, Other)

Non Residential Sanctions

____ Day Reporting Term ____
____ Electronic Monitoring Term ____
____ House Arrest Term ____
____ Community Service Hours ____
____ Drug Treatment *(IN / OUT)* Patient
(with/without urine screens)
____ Obtain/Maintain Employment
____ Obtain GED
Other Sanction ____

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Method of Control Supervision

____ Basic
____ Intensive

P: Dave Buchman
D: John H Cunha
Helen Holcomb

Total Term of Community Control

____ Years
____ Defendant notified of possible prison term and more severe sanction in writing and orally

Special Instructions to Clerk/Sheriff/Other

- Concurrent to Federal Case
- Report date at Fed. prison 6/11/07

Recommendation to the ODRC

The Court (approves, disapproves, makes no recommendation) of the offender's placement in a (shock incarceration program, or an intensive prison program)

Financial Sanctions

Defendant declared indigent *(YES / NO)*

Fine $ no Mandatory *(YES / NO)* $ ____ Supervision costs imposed

Costs $ yes Residential $ ____

Restitution $ ____ To Whom ____ Explain ____

TOTAL $ ____ Non-Residential $ ____

Judgement $ ____ (includes supervision costs) Explain ____

5/3/07 Date

[signature] Judge

Original Clerk of Courts Copies Prosecutor Dept. Sheriff FED Mail

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
CRIMINAL DIVISION - GENERAL DIVISION

State of Ohio
Plaintiff,
vs
CLARKE T. BLIZZARD
Defendant

54805G15

Case No 07CR 2609
Indictment for ONE COUNT MONEY LAUNDERING IN VIOLATION OF OHIO REVISED CODE SECTION 131555, A FELONY OF THE THIRD DEGREE.
TOTAL = ONE COUNT

ENTRY OF GUILTY PLEA

I, CLARKE T BLIZZARD, Defendant in the above-styled case, am being represented by _____, as legal counsel My Constitutional and Statutory rights have been explained to me by the Court and by my counsel I have reviewed the facts and law of my case with my counsel I now desire to withdraw my previously-entered general plea of "Not Guilty" and I now plead "Guilty" to COUNT ONE, MONEY LAUNDERING, IN VIOLATION OF OHIO REVISED CODE SECTION 131555, A FELONY OF THE THIRD DEGREE.

I understand that my guilty plea(s) to the crime(s) specified constitute(s) both an admission of guilt and a waiver of any and all constitutional, statutory, or factual defenses with respect to such crime(s) and this case I further understand that by pleading "Guilty", I waive a number of important and substantial constitutional statutory and procedural rights, which include, but are not limited to, the right to have a trial by jury, the right to confront witnesses against me, to have compulsory subpoena process for obtaining witnesses in my favor, to require the State to prove my guilt beyond a reasonable doubt on each crime herein charged at a trial at which I cannot be compelled to testify against myself, and to appeal the verdict and rulings of the trial Court made before or during trial, should those rulings or the verdict be against my interests

I understand the maximum prison term(s) for my offense(s) to be as follows 1, 2, 3, 4 or 5 years

I understand that the prosecution and defense jointly recommended to the Court sentence(s) of R C 2953 08(D) 3 years, to be served concurrently with federal prison in federal facilities, pursuant to the plea agreement.
If necessary or helpful to facilitate participation in federal prison rehabilitative programs (including Harbury House) State will not oppose and will actively support judicial release.

Place an X in the appropriate box(es)

If the Court finds me guilty of a Repeat Violent Offender Specification (R C 2941 149) and the Court imposes the maximum prison term(s) for the underlying offense(s), or guilty of a violation of R C 2925 03, 2925 04, or 2925 11 that requires a ten-year prison term, or guilty of a Major Drug Offender Specification (R C 2941 1410) that requires a ten year prison term(s) for the underlying offense(s), or guilty of R C 2923 32 when the most serious offense in the pattern is a first degree felony that requires a ten-year prison term, or guilty of an attempted forcible violation of R C 2907 02 with the victim being under 13 years of age that requires a ten-year prison term, I understand that the Court may impose an additional prison term of 1-10 years to each term ☐

I understand that R C 2929 13(F) requires mandatory prison term(s) for the following offenses and that I will not be eligible for community control sanctions, judicial release, or earned days of credit in relation to this/these term(s) _____ ☐

I understand that R C 2929 13(D) establishes a presumption in favor of a prison term for the following offense(s) _____ ☐

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I understand that the Court may impose community control sanctions upon me If I violate the conditions of such community control sanctions or the condition under R C 2951 02(C)(1b), I understand that the Court may extend, up to five years, the time for which I am subject to community control sanctions, impose more restrictive sanctions, or imprison me for up to the maximum term(s) allowed for the corresponding offense(s) as set forth above ☐

X DEFENDANT Clarke T. Blizzard X ATTORNEY FOR DEFENDANT [signature]

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STATE v CLARKE T BLIZZARD

Case No 07CR 2609

If the Court imposes a prison term, I understand that the following period(s) of post-release control is/are applicable

	Place an X in the appropriate box(es)			Place an X in the appropriate box(es)	
F 1	Five Years	Mandatory ☐	F 3 without Cause or Threat of Physical Harm	Up to Three Years - Optional	☒
Felony Sex Offense	Five Years	Mandatory ☐	F-4	Up to Three Years	Optional ☐
F 2	Three Years	Mandatory ☐	F 5	Up to Three Years	Optional ☐
F 3 with Cause or Threat of Physical Harm	Three Years	Mandatory ☐			

54805G16

I understand that a violation of post-release control conditions or the condition under R C 2967 131 could result in more restrictive non-prison sanctions, a longer period of supervision or control up to a specified maximum, and/or reimprisonment for up to nine months The prison term(s) for all post-release control violations may not exceed one-half of the prison term originally imposed I understand that I may be prosecuted, convicted, and sentenced to an additional prison term for a violation that is a felony I also understand that such felony violation may result in a consecutive prison term of twelve months or the maximum period of unserved post-release control, whichever is greater *Prison terms imposed for violations or new felonies do not reduce the remaining post-release control period(s) for the original offense(s)*

I understand that each felony count to which I am pleading guilty corresponds with the following fine(s) (R C 2929 18)

	Place an X in the appropriate box(es)			Place an X in the appropriate box(es)	
Aggravated Murder	Up to $25 000	☐	F 3	Up to $10 000	☒
Murder	Up to $15 000	☐	F-4	Up to [illegible]	☐
F 1	Up to $20 000	☐	F 5	Up to [illegible]	☐
F 2	Up to $15 000	☐			

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For F 1 F 2 or F 3 Drug Offenses (violations of R C 2925 3719 or 4729) Mandatory Fine of at Least One Half of the Maximum for Underlying Offense

For Offenses Subject to R C 2929 25 Optional Fine of Not More Than $1 Million Dollars

For Offenses Subject to Organizational Penalties under R C 2929 31 - Mandatory Fines as Follows _____

I understand that the Court may also require me to pay costs restitution day fines and/or costs of all sanctions imposed upon me I understand that the imposition of financial sanctions would constitute a civil judgment against me (R C 2929 18)

I understand that I ☒ (am not) subject to mandatory drivers license suspension for not less than six months nor more than five years

I understand that the Court upon acceptance of my plea ☒ of "Guilty" may proceed with judgment and sentence I hereby assert that no person has threatened me promised me leniency or in any other way coerced or induced me to plead Guilty as indicated above my decision to plead "Guilty thereby placing myself completely and without reservation of any kind upon the mercy of the Court with respect to punishment represents the free and voluntary exercise of my own will and best judgment I am completely satisfied with the legal representation and advice I have received from my counsel I understand that I can appeal as a matter of right from my plea and sentence within thirty days of the filing of my judgment of conviction

I am ☒ (not) a citizen of the United States of America I understand that if I am not a citizen of the United States my conviction of the offense(s) to which I am pleading guilty may have the consequences of deportation exclusion from admission to the United States or denial of naturalization pursuant to the laws of the United States

X DEFENDANT Clarke Blizzard

I hereby certify that I have counseled my client to the best of my professional ability with respect to the facts and law of this case I have also diligently investigated his/her cause and assertions and possible defenses I represent my client is competent to proceed to change his/her plea ☒ as indicated hereinabove and in my opinion that he/she acts knowingly voluntarily and intelligently in such matter

X ATTORNEY FOR DEFENDANT [illegible]

The Court being fully advised as to the facts hereby accepts the defendant's plea ☒ of "Guilty" entered hereinabove as voluntarily and intelligently made with full knowledge of the consequences thereof including waivers of all applicable rights and defenses and understanding of maximum penalties ~~Upon recommendation of the Prosecuting Attorney in consideration of said plea(s) of "Guilty" the Court hereby enters a Nolle Prosequi as to Count(s)~~

APPROVED [illegible] 05/03/2007
Assistant Prosecuting Attorney

JUDGE [illegible]

X [illegible]
Attorney for the Defendant

5/3/07
Date