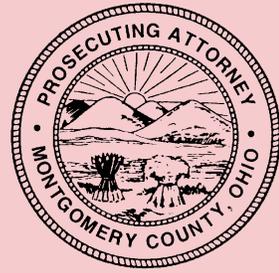


The Prosecutor's Report



May 2019

from Mat Heck, Jr., Prosecuting Attorney

The Prosecutor's Report is the monthly newsletter to the community from the Montgomery County Prosecutor's Office.

If you would like additional information on any of the topics discussed, or have questions or comments, please feel free to contact Mr. Greg Flannagan, Public Information Officer, at 937-225-5610 or via email to info@mcpo.com.

Sentencings

In April, 2019, we disposed of 279 cases. The Judges sentenced the defendants in those cases as follows:

- 57.0% received Community Control Sanctions (probation)
- 19.4% were sentenced to the penitentiary
- 17.6% were granted Intervention in Lieu of Conviction (ILC)
- 6.0% received local jail time, or local jail time plus probation

Some notable sentences:

- 4/15/2019 - **Darrion Oliver** was sentenced to a total of 13 years in prison after being convicted of the kidnapping and rape of a 21-year-old woman. On July 15, 2018, the defendant offered the victim a ride home after a concert at Oddbody's on Burkhardt Road, in Dayton. Instead, the defendant drove the victim to a house on Gondert Avenue and sexually assaulted her. On March 22, 2019, after a trial, the jury found the defendant guilty as charged. Ms. Jennifer Weber and Mr. Jon Sauline were the assistant prosecutors on the case.
- 4/23/2019 - **Joseph Bruns** was sentenced to serve 90 days in the Montgomery County Jail, pay restitution of \$78,731.70 to the victim, and was placed on probation for up to five years after being convicted of Theft and Grand Theft. The defendant served as the finance officer for the AMVETS Post 24 for approximately 14 years. The Post Commander noticed inconsistencies with the Post's finances, and an analysis of the accounts revealed that the defendant had made approximately 130 unauthorized transactions. The defendant had stolen the money to pay his personal credit card bills. Mr. Jacob Mosher was the Assistant Prosecutor on the case.

RECENT STAFF ADDITIONS

MS. KAYLIN R. ELY

On April 18, 2019, Ms. Kaylin R. Ely joined the staff of the prosecutor's office as a Victim Advocate.

Kaylin is working towards her Bachelor of Arts in Urban Development, with a minor in International Studies at Wright State University. She expects to graduate in May, 2020.

Previously, Kaylin has worked as a Teacher/Tutor at the Goddard School of Centerville. She also worked at Catholic Social Services as an intern working with refugees on obtaining their citizenship. In her spare time, Kaylin volunteers for Habitat for Humanity, the Humane Society, and the March of Dimes.

Kaylin is assigned to the Victim/Witness Division of the office.



MS. JAMIE O. ROBINSON

On April 22, 2019, Ms. Jamie O. Robinson joined the staff of the prosecutor's office as a Legal Secretary.

Jamie received her Associates of Applied Science degree from Sinclair Community College in 2015, majoring in Paralegal Studies. She graduated from the Miami Valley Career Technology Center in 2007 studying Legal Secretary skills.

Previously, Jamie worked as a Paralegal for an attorney in private practice in Dayton. In 2015, Jamie interned for Juvenile Court Judge Anthony Capizzi.

Jamie is assigned to the Delinquent Tax Assessment and Collections (DTAC) section of the office.



NOTEWORTHY NEWS

Child Abuse Prevention Month Kick-Off Held

On April 2, 2019, Prosecutor Heck held an event at CARE House recognizing April as

Prosecutor Heck said, "We are here today to bring to the public's attention the importance of giving every child a safe, stable, and nurturing place to live and grow. Every child deserves to be free from abuse and neglect. Today, we call upon the citizens in our community to dedicate themselves to taking an active role in helping us to prevent child abuse and neglect."

Prosecutor Heck announced that his office would be providing bibs and snack cups to families identified by the agencies we work with, including Montgomery County Children Services, the Kinship Navigator Program, Moms & Babies First, the Elizabeth New Life Center, and Catholic Social Services. In addition, Prosecutor Heck announced that his office received a donation from Evenflo of a dozen car seats, and a donation from Target allowed his office to purchase 10 booster seats. In all, nearly 70 car seats and booster seats will be distributed through our partner agencies.

During the event, Prosecutor Heck also announced the 2019 recipient of the Champion of Children Award. Every year, the Champion of Children Award is given to recognize the outstanding work of a citizen who helps safeguard the well being of children in our community. This year, the award was presented to Ms. Rachel Tussey. Ms. Tussey's son, a student at West Carrollton High School, was the victim of bullying by a fellow student. Mr. Heck noted that this wasn't just verbal bullying or name calling. Rachel's son was the victim of a violent physical attack. The defendant waited, stalked, and "sucker-punched" the victim, knocking him to the ground. The victim struck his head when he fell, and the defendant kept on punching him, to the point that the victim required medical attention.

Ms. Tussey courageously went on the news and talked about her son's ordeal and the response from the school administration. Rachel kept in contact with the Assistant Prosecuting Attorneys on her son's case and worked with them. Rachel made statements in court, and attended every hearing as her son's case worked through the Juvenile Justice System. Ultimately, the defendant was prosecuted for assault and felonious assault. He was also designated a Serious Youthful Offender.

Prosecutor Heck said, "Rachel is our Champion of Children Award recipient this year for her dogged determination in being involved in her son's case. Her dedication and support to her son in seeing that justice was served is inspiring."

Ms. Tussey added, "Bullying can be devastating. However, when parents advocate for their children, when schools work together with parents, and with public awareness, a better solution can be created."



Mr. Ward C. Barrentine Appointed Chief Assistant Prosecuting Attorney, Civil Division

On April 30, 2019, Prosecutor Heck announced that Mr. Ward C. Barrentine was promoted to the position of Chief Assistant Prosecuting Attorney of the Civil Division of the office.

Ms. Mary E. Montgomery is the current Chief of the Civil Division. However, in November 2018, Ms. Montgomery was elected as a Common Pleas Court Judge to replace the retiring Judge Dennis J. Langer in July 2019.

Mr. Barrentine joined the Prosecutor's Office in August 2001, and was assigned to the former Child Support Enforcement Division. In September 2002, he was transferred to the Intake/Grand Jury Division, and a year later was transferred to the Criminal Division as a Criminal Docket Attorney. In September 2011, Mr. Barrentine was promoted to the position of Supervising Attorney of the Consumer Fraud Unit and as a Criminal Trial Supervisor.

Ward received his undergraduate degrees in History and Political Science from the University of Michigan in 1997. He then attended the University of Dayton School of Law and received his law degree in 2001.

Mr. Barrentine is married and lives in Oakwood with his wife and their two children.



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Montgomery County Prosecutor's Office
info@mcpo.com