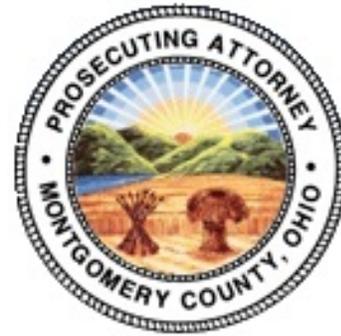


The Prosecutor's Report

Monthly news & updates



October 2020 | Vol. 2, Issue 10

September Sentences

**Child Abuse Bureau Receives a
New Assistant Prosecutor**

**Coronavirus Strikes the
Prosecutor's Office**



Mat Heck, Jr.

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 us at 937-225-5757 or via email info@mcpo.com

September 2020 Sentences

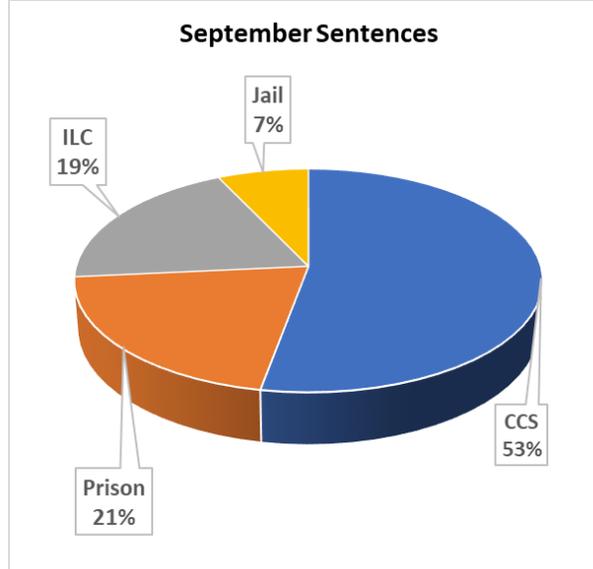
September Sentences

In September 2020, we disposed of 155 cases. The judges sentenced the defendants in those cases as follows:

- 52.9% received Community

Control Sanctions (probation)

- 20.6% were sentenced to the penitentiary
- 19.4% were granted Intervention in Lieu of Conviction (ILC)
- 7.1% received local jail time or local jail time plus probation



Some Notable Sentences:

- 9/14/2020 - **William T. O'Hanlon, Jr.** was sentenced to one year in prison and had his driver's license suspended for five years after being convicted of two counts of Operating a Vehicle Under the Influence and one count of Failure to Stop After an Accident. On July 18, 2020, the defendant was driving on Northbound I-75 in the area of the University of Dayton Arena when he crossed over his marked lane and struck the victim's car. Both drivers pulled over, but the defendant then fled on foot. Officers located the extremely intoxicated defendant hiding between two dumpsters in the U.D. Arena parking lot. At the time of the incident, the defendant had two outstanding warrants, both for Operating a Vehicle Under the Influence. Ms. Alissa Schriener was the assistant prosecutor on the case.
- 9/18/2020 - **Carletos Alexander Garcia** was sentenced to 7 to 9 years in prison after being convicted of five counts of Kidnapping and one count of Aggravated Robbery. On July 7, 2019, the defendant and a co-defendant, Brandon Luers, committed an armed robbery of Elsa's on Linden Avenue in Dayton. The pair forced five employees into a bathroom at gunpoint while robbing the establishment. The co-defendant, Luers, was sentenced in July to 7 years in prison. Ms. Kelly Madzey was the assistant prosecutor on the case.
- 9/22/2020 - **Jessica Taylor** was sentenced to four years in prison after being convicted of Attempted Murder, Felonious Assault, and Aggravated Possession of Drugs. On February 14, 2019, Miami Township Police and Paramedics were dispatched to a home on Loxley Drive on a report of a person, the defendant, bleeding. While inside the home, paramedics heard a baby crying and located a newborn infant tied up in a trash bag, inside a bathroom garbage can. The infant survived, but required a lengthy hospital stay. Ms. Kelly Madzey and Ms. Dylan Smearcheck were the assistant prosecutors on the case.



On September 16, 2020, Prosecutor Heck announced that Assistant Prosecuting Attorney Kelsie Carson was assigned to the Child Abuse Bureau of the office.

The Child Abuse Bureau is located at the Montgomery County child advocacy center, CARE House, on Valley Street near Dayton Children's Hospital.

As an Assistant Prosecuting Attorney as the Child Abuse Bureau, Ms. Carson will prosecute felony child abuse cases, including physical and sexual abuse cases.

Ms. Carson received her law degree in May 2014 from the University of Akron School of Law in Akron, Ohio. She received her undergraduate degree in 2011 from Case Western Reserve University, in Cleveland, Ohio, majoring in Psychology.

Ms. Carson joined the Montgomery County Prosecutor's Office in December 2014 and was assigned to the Juvenile Division of the office. In January 2016, she was assigned to the Intake/Grand Jury Section of the office. She was promoted to Criminal Docket Attorney in May 2016. Prior to joining our office, Kelsie was an Assistant Municipal Prosecutor for the City of Akron.



Our office, like most businesses, has taken the threat of the Coronavirus Pandemic very seriously. Beginning in March, following the Governor's "stay at home" directive, most of our staff started teleworking from home. Our goal was to have as few employees as possible physically working in the office.

Beginning in May, our office began to phase-in the return to "in-office" work. Schedules were created so that most staff would be working in the office one-half of the day, and teleworking the other half of the day. This allowed our office to remain open with one-half of the staff in the office at any given time, to allow for social distancing.

In addition, our office requires the wearing of face masks, self-assessment of health on a daily basis, and 6-foot social distancing. In-person meetings have been discouraged, and many functions are being carried out virtually, with video meetings.

Even with these protections, and others in place, there have been a few employees who have tested positive for the Coronavirus. The first two cases were in our Civil Division in September. Then another staff member from our Victim/Witness Division tested positive. Out of an abundance of caution, the Civil Division offices in the Dayton-Montgomery County Courts Building and the Victim/Witness Division offices in the Common Pleas Court Building were physically closed until October



1st. This allowed for thorough cleaning and sanitizing of both offices.

While the Civil Division was not at work, the Assistant Prosecuting Attorneys assigned to the Civil Division were still teleworking from home. Any of the Division's attorneys were available to their clients by phone, email, or virtually by video conference. The Victim Advocates from our Victim/Witness Division who had been exposed also teleworked, and made contact with their clients by phone and email. All the employees who were quarantined were required to receive a negative COVID test before returning to the office.

Prosecutor Heck said, "We continue to make the safety of our staff and visitors and compliance with all necessary guidelines and requirements our main priority. We will continue to review and reassess our practices as needed. We are here for all of our clients and constituents and will continue to prosecute criminal cases and hold offenders accountable."

