

The State of Minnesota
Dakota County
Dakota, Hastings - Criminal

Filed in District Court
State of Minnesota
Dated 4/4/23

District Court
First Judicial District

Court File Number: 19HA-CR-21-1011

Case Type: Criminal

State of Minnesota,
Plaintiff

vs.

William Nicholas Love, II ,
Defendant
Date of Birth: October 10, 1992
Gender: Male

Sentencing Date: April 04, 2023

Order Warrant of Commitment

CASE CHARGES

Count	Statute	Description	Disposition
1	624.713.1(2)	Possession of Firearm by Ineligible Person (Prior Crime of Violence) Penalty Statute: 624.713.2(b) - Possesses any type of firearm/ammo - Crime of Violence - ineligible under 624.713.1(2) Additional Statute: 609.11.5 - Minimum Sentences of Imprisonment-Firearm	Convicted
2	624.713.1(2)	Possession of Ammunition by Ineligible Person (Prior Crime of Violence)	Dismissed
3	609.222.1	Assault in the 2nd Degree (Dangerous Weapon)	Dismissed
4	609.2242.4	Domestic Assault (Cause Fear of Immediate Bodily Harm or Death) (Two or More Prior Convictions or Ad	Dismissed
5	609.2231.1(c)(2)	Assault in the 4th Degree (Peace Officer) (Transfer Bodily Fluids)	Dismissed

TERMS OF DISPOSITION OR SENTENCE: COUNT 1

Offense Description: Possession of Firearm by Ineligible Person (Prior Crime of Violence)
Offense Date: May 03, 2021
Level of Sentence: Felony

SENTENCE DETAILS: COUNT 1

Commit to Commissioner of Corrections

Ordered on April 04, 2023:

- Commit to Commissioner of Corrections at the MN Correctional Facility - St. Cloud for 60 months.

Sentence is stayed for 5 years.

This sentence consists of a minimum term of imprisonment equal to two-thirds of the total executed sentence, and a maximum supervised release term equal to one-third of the total executed sentence, unless the sentence is life or life without the possibility of release.

This is a departure from the sentencing guidelines.

- Downward Dispositional

Local Confinement

Ordered on April 04, 2023:

- Defendant is sentenced to 365 days in the Dakota County Jail.
Defendant is to serve 365 days.
Credit for time served amount is 365 days.

Monitoring

Ordered on April 04, 2023:

- Defendant is placed on supervised probation for 5 years, monitored by Dakota County Community Corrections.

Conditions

Ordered on April 04, 2023:

Defendant must comply with the following conditions:

- Contact people incorporated within 48 hours of release.
- No alcohol/controlled substance use With the exception of prescribed medications.
- Random testing
- Domestic No Contact (DANCO)
- Domestic abuse counseling/treatment
- Attend NA (Narcotics Anonymous) participate in AA OR NA on a weekly basis, obtain a same-sex sponsor within 60 days
- Attend AA (Alcoholics Anonymous) participate in AA OR NA on a weekly basis, obtain a same-sex sponsor within 60 days
- Sign all releases of information
- No Threatening or Assaultive Behavior
- Follow all State and Federal criminal laws.
- Contact your probation officer as directed.
- Tell your probation officer within 72 hours if you have contact with law enforcement.
- Tell your probation officer within 72 hours if you are charged with any new crime.
- Tell your probation officer within 72 hours if you change your address, employment, or telephone number.
- Cooperate with the search of your person, residence, vehicle, workplace, property, and things as directed by your probation officer.
- Sign releases of information as directed.
- Give a DNA sample when directed.
- Do not use or possess firearms, ammunition or explosives
- Do not register to vote or vote until July 1, 2023 On that date, you have the right to register to vote and to vote during any time you are not incarcerated for this offense.

Date:

4-4-2023

Arlene Perkkio

Arlene Perkkio
Judge of District Court



MINNESOTA
JUDICIAL
BRANCH

APPENDIX A

1. EHM – If you are placed on Electronic Home Monitoring as a condition of probation, you will be required to meet eligibility requirements and pay a daily fee to be on this program. If you do not meet eligibility requirements, you may be required to serve the EHM sentence in jail. If you violate the EHM Program rules or fail to pay the daily fee, you may be terminated from the Program and your probation may be violated.
2. Work-release – If you are sentenced to serve jail time in the Dakota County Jail, you may, at the discretion of the sentencing Judge, be permitted work-release privileges while serving this sentence. You must meet eligibility requirements of the Sheriff's Department and DCCC and pay the daily work-release fee. If you violate the rules of this program, you may be terminated from the program and your probation may be violated.
3. Jail Credit – If the sentencing Judge awards you credit for time served, you will be credited with the number of days specified in the Sentencing Order. If the credit is not specified in the Sentencing Order, then the number of days credited will be determined by the Sheriff's Department and/or DCCC.
4. Good Time – If you are sentenced to the Dakota County Jail or a state prison, you will be eligible to earn good time off of your sentence. Under normal circumstances, you will serve two-thirds of your sentence in jail. If you violate the rules of the correctional facility, you may lose all or a portion of your one-third good time, and you may be required to serve the entire sentence in jail.
5. Supervised Release – If you are sentenced to the custody of the Commissioner of Corrections to serve a sentence in a state prison, you will serve at least two-thirds of that sentence in custody and the balance, one-third or less, on supervised release. If you violate a condition of your supervised release, you may be returned to prison to serve the balance of your sentence.
6. Conditional Release – Felony DWI – If you are sentenced to prison for committing the crime of First Degree DWI, you will be required to serve at least two-thirds of the sentence in custody. You will not be eligible for release until you have successfully completed a chemical dependency treatment program while in prison. Once you are released from prison, you will be placed on conditional release for five years. If you violate any of the conditions of conditional release, you may be returned to prison to serve the remainder of the conditional release term in custody.
7. Conditional Release – Criminal Sexual Conduct – If you have been convicted of a criminal sexual conduct offense and you are sentenced to prison, you will be placed on conditional release after you have served the sentence imposed, both in custody and on supervised release. This period of conditional release is for ten years, minus the number of months you were on supervised release. If you violate your conditional release, you may be required to serve all or a part of the remaining portion of the conditional release term in prison.
8. Sex Offender Registration – If you are convicted of a criminal sex offense, or a crime arising out of a sex offense, you may be required to register as a sex offender. Failure to register as required is a crime, and you may be prosecuted and your probation/supervised release/conditional release may be revoked.
9. Probation Fees – If you are placed on supervised probation to DCCC, you may be charged a probation fee. This fee is set by the Dakota County Board of Commissioners and cannot be waived by the Court.
10. Surcharges – In addition to fines that may be imposed as part of your sentence, you will be required to pay a surcharge. The amount of the surcharge is determined by the State and this amount cannot be waived by the Court.
11. Restitution – If you are ordered as a condition of your sentence to pay restitution, you will be required to compensate the victim(s) of your behavior for out-of-pocket expenses. The amount of restitution will normally be determined by DCCC and a payment schedule will be established. If you disagree with the amount determined, you may request the Court to review the amount. Restitution is joint and several. This means that if more than one person is found to be responsible for the damage, they will share the responsibility. However, if one doesn't pay his/her share, the remaining person(s) will be responsible for the entire amount.
12. Notice of Collections – All fines, surcharges, court costs, restitution, and/or fees imposed are due on the date imposed unless the court otherwise establishes a due date or a payment plan. Under Minn. Stat. § 480.15, subd. 10c, any portion of a fine, surcharge, court cost, restitution, or fee that you fail to pay by the due date may be referred for collection, and collection costs may be added to the amount due. If you have agreed to a payment plan but fail to pay an installment when due, the entire amount remaining becomes due and payable and may be referred for collection. You have the right to contest a referral to collections based on inability to pay by requesting a hearing no later than the due date.
13. Revenue Recapture and Driver's License Suspension – If you fail to pay your fines and fees as directed, you may be subject to revenue recapture and, in the case of driving violations, have your driver's license suspended. This basically means that you will not receive any federal or state income tax refunds until your fines and fees are paid. Additionally, you will be assessed a fee if revenue recapture becomes necessary.
14. D.N.A. – If you are convicted of a felony offense, you will be required to submit to D.N.A. testing by DCCC or its designee. This is a mandatory requirement under state law.
15. Stay of Adjudication or Guilty Plea Not Accepted – In this sentencing, the charge against you may be dismissed at the end of the probationary period if you successfully complete or satisfy all conditions of probation, including the payment of any fines or fees in accordance with payment arrangements. If you fail to meet any of the conditions of probation, the guilty plea may be accepted resulting in a conviction for the offense.

PAY BY MAIL:	Make check or money order payable to: MN Court Payment Center, PO Box 898, Willmar, MN 56201 (include your case file # on your payment)	
PAY BY WEB:	Payments can be made on-line at http://www.mncourts.gov	
PAY BY PHONE:	Call 651-281-3219 or 1-800-657-3611	
PAY IN PERSON: 8:00 am to 4:30 pm Monday - Friday	At any of these three	District Court, 1560 Highway 55, Hastings, MN 55033
	Dakota County District	District Court, 14955 Galaxie Avenue, Apple Valley, MN 55124
	Court Locations →	District Court, 1 Mendota Rd W, Suite 140, West St. Paul, MN 55118

PROBATION DEPARTMENT / DAKOTA COUNTY COMMUNITY CORRECTIONS (DCCC)
Hastings 651-438-8288 Apple Valley 952-891-7200 West St. Paul 651-554-6060