

The attached sentencing resulted from an investigation conducted by the Office of Special investigations (OSI), after information had been received indicating that Terry Gatton had falsified chlorine residual readings while employed by the Village of Bellville as their Public Water System's operator of record. OSI's investigation determined that Mr. Gatton had in fact falsified the chlorine residual records; which resulted in OSI referring the case to the Attorney General's Office. On July 2, 2013, Terry Gatton was indicted by the Richland County Grand Jury on one felony count of tampering with records and a second count of falsifying records.

RICHLAND COUNTY
CLERK OF COURTS
FILED
2013 OCT 16 AM 10:45
LINDA H. FRARY
CLERK OF COURTS

IN THE COMMON PLEAS COURT OF RICHLAND COUNTY, OHIO

State of Ohio,

Plaintiff,

v.

Case No. 2013 CR 0431 D

TERRY GATTON,

SENTENCING ENTRY

Defendant.

On October 14, 2013, the defendant and attorney JAMES J MAYER III came before the court for sentencing pursuant to R. C. 2929.19. The court considered their statements, the presentence investigation, any victim impact statement, the principles and purposes of sentencing in R. C. 2929.11, and the seriousness and recidivism factors in R. C. 2929.12.

I. CONVICTION & FINDINGS

The court finds:

That the defendant has been convicted of Falsification, a violation of R. C. 2921.13(A)(7), a first degree misdemeanor.

() by admitting guilt. () by this Court after a bench trial
(X) by a finding of guilty on a "no contest" plea () by a jury.

() The court further finds (only necessary to override presumption in favor of prison and to impose community control): that a non-prison sanction does not demean the seriousness of the offense; and that a non-prison sanction will adequately punish defendant and protect the public; and that factors decreasing seriousness outweigh those increasing seriousness; and that there is less likelihood of recidivism. (This paragraph goes with F1/F2)

II. SENTENCE

The court orders (each item applies only if marked):

(✓) The defendant is fined \$ 1,000 and shall pay restitution \$750 to Ohio EPA (payable today through Clerk) and shall forfeit _____.

() The defendant's DRIVERS LICENSE IS SUSPENDED for a period of _____ months.

() The defendant is a REPEAT VIOLENT OFFENDER and is therefore sentenced to an additional term of _____ years beyond the basic prison term listed above.

() The court has considered the factors in R. C. 2929.13 and sentences the defendant to _____ years of COMMUNITY CONTROL to include the conditions and sanctions listed on the attached sheet. Violation of community control will lead to a prison term of _____ months/years and 5 years of post release control. Defendant is ordered to report forthwith to:

() the Richland County Probation Department on the 3rd Floor of the Courthouse, 50 Park Avenue East, Mansfield, Ohio.

() the State Probation Department at 38 South Park Street, Mansfield, Ohio, but there may be no basic low or monitored time supervision without the Court's express permission.

The defendant shall pay court costs and any fees permitted pursuant to R. C. 2929.18.


JUDGE JAMES DEWEESE

cc: Prosecutor AAG
Attorney JAMES J MAYER III
Probation _____

PCSD
SERVED BY Deputy Clerk QB 10-16-13
On the _____ day of _____, _____