

MONTANA FOURTH JUDICIAL DISTRICT COURT, MISSOULA COUNTY

Cause No. DC-14-509

Dept. No. 3

March 27, 2015
Date

STATE OF MONTANA

Plaintiff/Petitioner,

vs.

WILLIAM A WINDSOR,

Defendant/Respondent.

Hon. James Haynes
District Judge

Katie Hendrickson
Court Reporter

Michelle Vipperman
Deputy Clerk of Court

Clark

Counsel

Yowell

Counsel

MINUTES AND NOTE OF RULING

Deputy County Attorney Jennifer Clark with Intern Tyler Dugger, and the Defendant, appearing without counsel, came into court, the Defendant having been placed in custody pursuant to the issuance of an Arrest Warrant.

Thereupon, upon inquiry by the Court the Defendant advised that his name is spelled correctly in the Information, that he is not experiencing any health issues and that he is not under the influence of medication or alcohol. The State provided a copy of the Information to the Defendant. The Court advised the Defendant that he has the right to an attorney and that he may qualify for a public defender. The Defendant advised that he will appear today, Pro- Se, and will reserve the right to

obtain counsel. The Court requested Pat Sandefur, who was present in the courtroom, to stand with the Defendant. Mr. Sandefur assisted the Defendant with his Acknowledgment of Rights form, which was provided to the Court. Upon inquiry the Defendant advised that he understands his rights, the punishments for the alleged charges, and that he is ready to proceed. The Defendant entered his separate plea of "Not Guilty" to each of Counts I, II, III, IV and V as set forth in the Information. Upon further inquiry the Defendant advised that he would likely represent himself or retain an attorney. The Court directed the Defendant to file a pleading on or before April 8, 2015. The Court ordered the pleading be in the correct format and the correct length, twenty pages or less. The Court directed the Defendant to include in the pleading his qualifications to self-represent or include all of his efforts to retain counsel. Upon further inquiry the Defendant advised that he has been in court before, that he understands the risks of representing himself, that he understands representing himself puts him at a disadvantage, and that he has no outstanding questions. The State advised that they will meet with the Defendant or mail to him the Omnibus Memorandum once completed. The Court advised the Defendant to fill out the Omnibus form and file it with the Court. The Court advised upon receipt of the form the Court will issue a trial schedule. The Court further advised that based on the Court's schedule there may be video appearances or the Defendant may need to be transported.

Thereafter, the Defendant requested his release on his own recognizance or a bond reduction. The State advised that if released they would request GPS monitoring. Mr. Sandefur advised that the Defendant has had no face-to-face violations, that there have been no threats of bodily harm, that the Defendant has no criminal record and further that the

Defendant would agree to GPS monitoring. The Court reduced bond to \$5000.00 and as additional conditions of his release directed the Defendant to file a Waiver of Extradition or remain in the State of Montana, to be monitored by GPS, and the Defendant is to have no contact with the victim or be on the University of Montana campus. The State advised that as to condition # 8 the Defendant shall release control of seanboushie.com and the Court advised that upon release the Defendant shall meet with Deputy County Attorney Clark and release the web site. The Defendant then supplied his address – 110 E Center # 1213, Madison, South Dakota, 57042. The State advised as to its concern that the Defendant does not reside there. The Court advised that this is the address provided and should the Defendant fail to respond or accept service the Court will issue a Bench Warrant. The Court appointed the public defender's office to represent the Defendant. The Defendant requested he be allowed to use the law library and have access to legal materials and the Court advised that if in his pleading to be filed on April 8th the Defendant decides to self-represent he shall include a list of necessary supplies/requests in his pleading. The Defendant was remanded into the custody of the Sheriff pending the posting of bond previously set in the amount of into the custody of the Sheriff.

cc: Co.Atty-Clark
Public Defnders Office
William Windsor, Missoula County Detention Facility