

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ELKHART )

IN THE ELKHART SUPERIOR COURT 4  
CAUSE NO. 20D04-2212-CM-002075

STATE OF INDIANA )  
 )  
-vs- )  
 )  
CHRISTOPHER S. DICKINSON )

**PRE-TRIAL DIVERSION AGREEMENT**

Comes now the State of Indiana by Deputy Prosecuting Attorney for the 34<sup>th</sup> Judicial Circuit, and the Defendant, CHRISTOPHER S. DICKINSON, in person and with(out) counsel, and hereby agree, pursuant to Indiana Code 33-39-1-8, as follows:

1. The Defendant admits to the facts as contained in the verified Information and Probable Cause Affidavit and acknowledges the existence of a proper factual basis for a criminal conviction for COUNT I: MISUSE OF GOVERNMENT PROPERTY IN AN ELECTION, A CLASS A MISDEMEANOR. The Defendant further understands that if he violates the terms of this Agreement, that this Agreement, including this admission, may be introduced into evidence against he in any proceeding.
2. The state agrees to withhold prosecution of the charge(s) pending in the above-entitled cause of action so long as the Defendant complies with the terms of this Agreement.
3. The Defendant agrees:
  - a. That the information provided on his application is accurate.
  - b. To be charged with no criminal offense for a period of one (1) year from the date of this agreement.
  - c. To pay the following fees with cash, certified check or money order:

1. Pay to the Clerk of the Court **within 8 weeks:**

Pre-Trial Diversion Fee	\$290.00
Court Costs	\$164.00
<b>Total Due To Clerk</b>	<b>\$454.00</b>

2. Restitution owed to the victim(s) that will be paid to the Clerk:

	\$
	\$
Total Restitution	\$

Total Court Fees	\$454.00
Total Restitution	\$
GRAND TOTAL	\$454.00

I, THE DEFENDANT, ACKNOWLEDGE THE GRAND TOTAL AMOUNT DUE TO COURT AND VICTIM(S). I UNDERSTAND THESE FEES WILL BE DUE ON

9/8, 2023. (Initials) CO

- d. To notify the Elkhart County Prosecutor's Office within seven (7) days of any change in address, employment or any subsequent criminal charge or arrests including traffic infractions.
- e. To undergo available medical treatment or counseling evaluation and follow-up for \_\_\_\_\_ by \_\_\_\_\_, and provide proof of treatment or evaluation to the Pre-Trial Diversion Coordinator by the date stated above and below.
- f. To report to and answer any reasonable inquiries made by the Elkhart County Prosecutor's Office when and as ordered.
- g. Defendant may be subject to random drug testing, and if ordered, agrees to submit to said testing.
- h. If legally able to do so, work faithfully at suitable employment or faithfully pursue a course of
- i. To support dependents and meet other family responsibilities.
- j. Additional terms: (May include, but are not limited to TAP Class, community service, obtain a valid license.)

Moral Reconciliation Therapy evaluation to be completed by 9/8/23.

Follow up classes to be reviewed or completed by 10/4/23.

20 hours Community Service to be done by 10/6/23.  
(Provide original hours sheet(s) to Coordinator upon completion.)

**CANNOT GET ANY NEW CRIMINAL CHARGES WHILE ON PTD.**

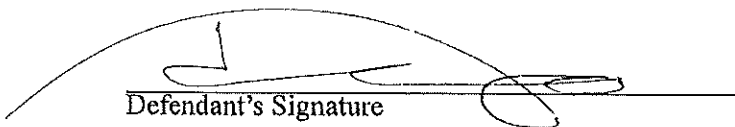
(Initials) CO

4. The parties hereby expressly agree that this is their entire Agreement and nothing remains to be resolved.
5. Upon the successful completion by the Defendant of the above provisions the State agrees to dismiss the charge(s) pending in the above-entitled cause of action.
6. Should the Defendant fail, in the opinion of the Prosecuting Attorney or his Deputies, to abide by all terms of this Agreement, the Prosecuting Attorney may reinstate prosecution of this case and this decision shall solely be that of the Prosecuting Attorney or his Deputies, and the parties hereto agree that no Order of Court shall be required.
7. Defendant specifically acknowledges that failure to comply with any section of this agreement shall result in a final judgment against the Defendant. This judgment shall be for the full amount of the diversion fees, as well as, fines and costs as determined by the Court applicable to the violation. No exceptions.
8. The Defendant stipulates that any and all delay caused by this Pre-Trial Diversion Agreement in the underlying criminal case shall be chargeable to the Defendant for purposes of Criminal Rule 4.
9. The Defendant states that he is not participating in any other Pre-Trial Diversion Program in any other State, County or Municipality, and he will not participate in any other Pre-Trial Diversion Program in any other State, County or Municipality during the pendency of this agreement.

This Pre-Trial Diversion Agreement offer is in effect beginning on the date set forth below, and for a period of one (1) year hereafter.

I, THE DEFENDANT IDENTIFIED BELOW, HAVE READ THIS PRE-TRIAL DIVERSION AGREEMENT, AND AM FAMILIAR WITH AND UNDERSTAND ALL OF ITS TERMS. I HAVE ALSO BEEN GIVEN A COPY FOR MY USE. AT THIS TIME I WAIVE MY RIGHT TO AN ATTORNEY. I AGREE TO ABIDE BY THE TERMS HEREOF.


Dated this 10<sup>th</sup> day of June, 2023.

  
\_\_\_\_\_  
Defendant's Signature

1/25/1968  
\_\_\_\_\_  
Date of Birth

59072 OLD COUNTY ROAD 17, GOSHEN, IN 46528  
\_\_\_\_\_  
Address

  
\_\_\_\_\_  
Pre-Trial Diversion Coordinator

  
\_\_\_\_\_  
Deputy Prosecuting Attorney

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**ACKNOWLEDGMENT AND WAIVER OF RIGHTS**

Comes now the State of Indiana, by its Deputy Prosecuting Attorney for the 34th Judicial Circuit and the Defendant, to submit to this Court Defendant's Acknowledgment and Waiver of Rights as Defendant now acknowledges the following rights and agrees that he is waiving same at this time.

Initials:

*CD*

Defendant may demand a trial by jury by filing a written demand not later than ten (10) days before his first scheduled trial date. Indiana Rules of Procedure, Criminal Rule 22.

*CD*

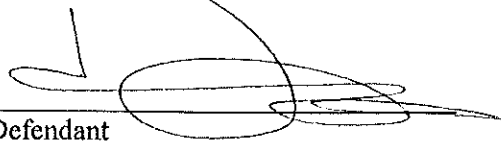
The omnibus date for persons charged only with one (1) or more misdemeanors is the INDIANA CODE § 35-36-8-1(c)(3).

*CD*

Defendant shall not be held on recognizance or otherwise to answer a criminal charge for a period in aggregate embracing more than one (1) year from the date the criminal charge against such defendant is filed, or from the date of his arrest on such charge, whichever is later. INDIANA RULES OF CRIMINAL PROCEDURE, CRIMINAL RULE 4.

WHEREFORE, the parties move this court to find that Defendant has acknowledged and waived these rights.

  
\_\_\_\_\_  
Deputy Prosecuting Attorney

  
\_\_\_\_\_  
Defendant

*Kayla Chaffin*  
\_\_\_\_\_  
Witness