

BOARD OF PARDONS MEETING

APRIL 28, 2021 - 1:00 P.M. - ROOM 1524 - FIRST FLOOR - NEBRASKA STATE CAPITOL

AGENDA

- A. Roll Call at 1:00 p.m.
- B. Notice of hearings by news release and publication in state papers
- C. Announcement of location of Open Meetings Act Information
- D. Approval of the minutes of the meeting of December 2, 2020.
- E. Applications for Commutation of Criminal Sentences - No Testimony will be heard by the Board - 1:00 p.m.

<u>Applicant</u>	<u>Charge</u>	<u>County</u>	<u>Sentence Date</u>
1. Millner, John G.	Trespassing	Furnas	04-06-2015
	Assault by a Confined Person	Adams	12-14-2015
	2 nd Degree Assault	Adams	12-16-2015
	Assault by Confined Person	Hall	11-29-2016
2. O'Neill, Richard Lee	1 st Degree Murder	Lancaster	3-13-1999
3. Swenson, John L.	Attempt of a class 3A or Class 4 Felony	Nemaha	01-19-2011
	Forgery 2 nd Degree	Nemaha	01-19-2011
	1st Degree Sexual Assault/Minor	Nemaha	4-4-2012
	Sell/Exhibit Obscene Literature To Minor	Nemaha	4-4-2012
4. Harper, Ernest	1st Degree Sexual Assault	Douglas	10-12-1982
	1st Degree Sexual Assault	Douglas	10-12-1982
	Robbery	Douglas	10-12-1982
	Use Firearm To Commit A Felony	Douglas	10-12-1982
	Robbery	Douglas	1-26-1979
5. Leonor, Juan Luis	1st Degree Assault	Douglas	11-28-2000
	1st Degree Assault	Douglas	11-28-2000
	2nd Degree Murder	Douglas	11-28-2000
	2nd Degree Murder	Douglas	11-28-2000
	Use of Firearm to commit to felony	Douglas	11-28-2000
	Use of Firearm to commit a felony	Douglas	11-28-2000
6. DeCoteau, Christopher	Theft by Unlawful Taking (2 counts)	Lancaster	08-14-2019
	Manslaughter, Use of Weapon, Possession, Flight to Avoid Arrest	Lancaster	5-13-2003
	Theft by Unlawful Taking	Lancaster	05-25-1999

- F. Applications for Reprieve or Commutation of License Revocations/Suspensions – No testimony will be heard by the Board – 1:00 p.m.

<u>Applicant</u>	<u>Charge</u>	<u>County</u>	<u>Sentence Date</u>
1. Murphy, Steven R.	DUI 3 RD Degree	Douglas	11/19/1985
	Theft by unlawful taking	Douglas	11/06/1987
	Burglary	Douglas	06/14/1988
	Driving under suspension	Douglas	08/03/1999

DUS State Violation-1 st Offense	Nemaha	02/26/2002
No Proof of insurance	Nemaha	11/07/2000
DUI-1 st Offense	Nemaha	02/26/2002
DUI-2 nd Offense	Nemaha	06/07/2005
Refuse to submit to test-2 nd offense	Nemaha	06/07/2005

G. Applications for Pardons of Criminal Convictions - No Testimony will be heard by the Board - 1:00 p.m.

Applicant

1. Flott, Rodney Ray

Seeking gun rights: **YES**

Charge	County	Sentence Date
Theft-receive stolen property over \$1500; Arson-3 rd Degree/\$100 or more damage	Douglas	10/27/2003
Exhibition driving	Douglas	10/05/1999
Negligent driving	Douglas	09/08/1999
Minor possess/dispense/consume alcohol; Failure to appear or comply with citation	Sarpy	07/26/2000
Violate protection order- 1 st offense	Sarpy	08/19/2005
Recip/no trip/ exp OOS registrant	Cass	07/21/2011
Fail to have or carry fuel permit; no registration in vehicle	Cass	4/26/2012
Drive CMV without obtaining CDL; Fail to have or carry fuel permit	Cass	11/23/2015
Drive CMV without obtaining CDL	Cass	12/17/2015
CMV- HOS log none	Hall	07/25/2016

2. Leseberg, Nicole Ann (Putnam)

Seeking gun rights: **NO**

Disorderly conduct; Compliance with order	Gage	03/06/2012
Obstruct a peace officer	Saline	05/15/2012
Criminal Mischief (3 Counts)	Gage	09/04/2012
Attempt of a Class 3A or Class 4 Felony; Resist arrest (1 st offense); Criminal Mischief (2 counts)	Gage	12/09/2014

3. Schleichardt, Billy

Seeking gun rights: **NO**

Theft by unlawful taking; probation violation	Hall	10/21/1196
No proof of financial responsibility	Hall	02/25/1991
Violation of proof order	Hall	10/12/1993
Possession of controlled substance	Merrick	08/16/1995
Disturbing the peace	Merrick	12/18/1996
DUS State violation-2 nd /subsequent	Hall	11/24/1997
Assault-3 rd Degree	Hall	3/31/2003
Exceed width limits	Hall	05/09/2013
Speeding 1-15 MPH Muni	Hall	01/20/2017
Speeding 11-15 MPH County/State	Nance	07/16/2018
Disobey stop lights; Drive CMV without obtaining CDL; No valid registration/truck	Hall	12/19/2019
CMV Load securement; CMV Brake General; CMV lights operable; Fail to use seat belt	Hall	08/20/2020

H. Applications for Pardons of Criminal Convictions - Testimony will be heard by the Board

GROUP 1 at 1:00 pm

Applicant

1. Bowman, Antoina

Seeking gun rights: **NO**

Charge	County	Sentence Date
Perjury and False Reporting	Lincoln	1/7/2016
Aiding and abetting a Class 2 Misdemeanor	Lincoln	1/7/2016

2. Cave, Kevin
Seeking gun rights: **YES**

Theft- Unlawful taking over \$1500	Douglas	12/10/1996
Unlawful display of plates/renewal tabs; No valid registration	Douglas	1/29/1999
Willful reckless driving-1 st offense	Douglas	08/07/1998
Negligent Driving	Douglas	09/17/1998
DUI- No Prior Cnv; Obstruct administration of law	Douglas	1/28/2000
Dog unrestrained; Dog damaged property	Douglas	02/27/2007
Negligent Driving	Douglas	10/20/2008
Fail to renew registration	Cass	03/23/2009

3. Cutshall, Roger Jeff
Seeking gun rights: **YES**

Driving under suspension state violation-1 st offense	Madison	02/24/1996
Minor possess/sell/dispense/consume;	Madison	02/24/1997
Burglary	Madison	06/05/1996
Burglary (3 counts); Attempted Burglary	Wayne	02/07/1996
No License on person	Burt	02/22/1999

4. Dadabaev, Sarah Rose
Seeking gun rights: **YES**

Del/dsp/dst/man/pos cntrl subs-SCH 1, 2, 3 (2 counts)	Douglas	9/25/2002
Theft-Services \$0-\$200	Douglas	05/18/2001
False information; Obstruct Administration of the Law; Fail to appear or comply with citation	Douglas	10/15/2001
Damage to Property under \$100	Douglas	10/15/2001
Disorderly conduct; Trespass	Douglas	01/25/2002
Leave accident-fail to furnish info-1 st ; No proof of insurance	Douglas	10/03/2002
No proof of insurance	Douglas	5/15/2002
Assault and Battery; Disorderly Conduct	Douglas	07/17/2002
Pandering	Douglas	12/16/2004
License vehicle w/o liability ins.	Douglas	5/16/2007
License vehicle w/o liability ins	Douglas	09/28/2007
License vehicle w/o liability ins.	Douglas	9/10/2007
Park rule: Violations; License vehicle w/o liability ins.; Failure to appear or comply with citation	Douglas	10/23/2007
No valid registration-car/pickup/stepvan; City Registration of Vehicle	Douglas	12/11/2007
Drive under susp/before reinstated	Douglas	12/24/2008
Fugitive from Justice	Douglas	4/14/2009

5. Grotte, Shane Steven
Seeking gun rights: **YES**

Possession with intent to distribute	Hall	6/21/2005
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GROUP 2 at 1:30 pm

6. Hartung III, Ames E.
Seeking gun rights: **YES**

Theft	Scottsbluff	08/20/1982
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7. Kilcoin, James Arthur
Seeking gun rights: **YES**

Delivery of a controlled substance	Madison	03/19/1993
Unlawful distribution of controlled substance	Holt	04/01/1993
Steal money or goods less than \$300	Lancaster	10/06/2005

8. Lee, Michael George Seeking gun rights: YES	Theft by unlawful taking \$500-\$1000	Perkins	2/27/1998
	Probation Violation	Perkins	9/21/1999
9. Love, Kristina Mercedez Seeking gun rights: YES	Disturbing the peace	Lancaster	8/11/2010
	Attempt of a Class 3A or Class 4 Felony- Amended to Misdemeanor 10/10/2018	Lancaster	03/04/2015
10. Mathijssen, Graciela M. Seeking gun rights: NO	Amphetamine-possession with intent	Dodge	11/14/2006
	Attempt of a Class 1CD/1D/2 Felony	Dodge	02/26/2007
	No proof of insurance; unlawful act/fictitious display of plate/renew tab	Dodge	10/27/2009
	Oper. Lic: Carry and show when needed	Douglas	3/25/2010
	Acts declared unlawful-license/driving	Dodge	3/25/2014

I. Applications for Pardons of Criminal Convictions - Testimony will be heard by the Board – 2:00 p.m.

GROUP 3 at 2:00 pm

Applicant	Charge	County	Sentence Date
1. McQuigg, Dustin Lawrence Seeking gun rights: YES	Theft by Taking	Gage	07/01/2009
2. Miller, Kathryn Ann Seeking gun rights: NO	Shoplifting \$0-\$200	Douglas	6/7/2013
	Destruction of Property	Douglas	Pardoned by Mayor 6/12/2018
3. Mumm, Kelly Edward Seeking gun rights: YES	Attempted of a class 3 felony	Scotts Bluff	12/02/2003
	Insufficient life jackets	Scotts Bluff	07/16/2019
4. Popken, Kevin Seeking gun rights: YES	Criminal Mischief (3 counts); possession of burglar tools	Sarpy	Transferred to Juvenile Court
	Minor in Possession	Sarpy	2/9/1999
	MIP and Failure to Appear (2 counts)	Sarpy	2/9/2000
	Possession of a controlled substance and carrying a concealed weapon	Sarpy	6/29/2001
5. Stech, Brandon Seeking gun rights: YES	Minor possess alcohol	Lancaster	03/31/2000
	Assault-1st Degree	Pierce	10/06/2006
	Fail to display proper number of plates; CMV Load securement; CMV Brake general; CMV Lights missing	Dixon	10/12/2012

GROUP 4 at 2:30 pm

6. Tarr, Patrick Paul Seeking gun rights: YES	Unauthorized use propelled vehicle	Merrick	10/08/1997
	Minor in possession liquor	Hall	1/31/1990
	DUS state violation-1 st offense; Unlawful display of plates/renewal tabs; False information	Douglas	5/14/1996
	Theft by unlawful taking	Buffalo	08/01/1989
	No proof of insurance	Douglas	10/20/1999
	DUS State Violation-1 st offense; No proof of insurance; No valid registration; Unlawful display of plates/renewal tabs	Douglas	9/17/2001

7. Wilson, John Seeking gun rights: YES	3 rd Degree Domestic Assault	Lancaster	2/8/2008
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8. Wise, Gary J. Seeking gun rights: YES	Delivery of controlled substance marijuana	Madison	11/19/1993
	Disturbing the peace	Madison	08/18/2003
	Violate Motor Carrier Safety Regulations	Douglas	02/02/2011

Refuse to submit to pre test	Nemaha	06/07/2005
Drive during revocation/impoundment	Nemaha	06/07/2005

J. Applications for Reprive or Commutation of License Revocations/Suspensions – Testimony will be heard by the Board – 3:00 p.m.

Applicant

1. Holmstrand, Gary J.

Charge	County	Sentence Date
DUI – 1 st Offense	Gage	9/7/2006
DUI – 2 nd Offense	Gage	8/22/2007
DUI – 1 st Offense; Refuse to Submit to Test – 1 st Offense	Gage	9/5/2006
DUI – 4 th Offense	Gage	5/6/2010

2. Zachek, Phillip T.

Possession/Consume open alcohol container	Lancaster	5/26/2006
DUI-3 rd Offense	Thayer	06/27/2011
Domestic Assault-3 rd Degree	York	5/11/2011
DUI-4 th Offense	Lancaster	07/14/2011

K. Other Business

L. Public Comment

M. Adjournment