

Leland Man Gets Five Years On Misdemeanor Charges

A 28-year-old Leland man was sentenced to five years in prison last week after pleading guilty in Brunswick County District Court to seven misdemeanor charges including breaking and entering, larceny and possession of stolen goods.

Mark Timothy Phelps of Natures Mobile Home Park had been charged with one count of felonious breaking and entering, two counts of felonious larceny and one charge each of second degree trespassing and possession of stolen goods.

Phelps was given consecutive sentences of two years, two years and one year as part of a plea bargaining arrangement in which the state agreed to reduce the felony charges to misdemeanors and to consolidate the cases for judgment.

In accepting the arrangement, Judge Ola Lewis ordered Phelps to pay \$731 restitution and \$300 for his court-appointed lawyer Mark Lewis.

Phelps will serve his sentence as a committed youthful offender with credit for the 23 days he spent in jail awaiting trial.

Judge Lewis presided over district court Monday and Tuesday, while Judge Napoleon Barefoot heard cases Wednesday. Assistant District Attorney Rick Green prosecuted cases for the state.

Other defendants who appeared in court last week, with their charges, pleas and judgments include:

Patrick Walter Barry, driving while license suspended/revoked-not permanent, owning and operating vehicle with no insurance, motorcycle/moped helmet violation, consolidated judgment, N.C. Department of Corrections two years, suspended sentence two years, \$200 and costs, not operate motor vehicle for any reason until valid license, not operate motor vehicle unless properly insured.

Tara L. Brown, simple worthless check for \$108.89 to Wilsons, Brunswick County Jail 30 days, suspended sentence two years, supervised probation two years, restitution, costs, not issue any worthless checks for two years, not to be another supervision fee added.

Eddie Ray Cain, possessing malt beverage underage, Brunswick County Jail 30 days, suspended sentence two years, 24 hours of community service within 30 days-pay fee, costs of court remitted, not possess any malt beverage for two years, not violate any laws for two years, alcohol seized is to be destroyed.

Marvin Edward Carter, larceny, motion to dismiss allowed at the close of state's evidence.

Robert Oneal Clayton, larceny, motion to dismiss allowed at the close of state's evidence.

Robert L. Coombs, worthless check/closed account to Jones #40, Brunswick County Jail 30 days, suspended sentence two years, costs, restitution, not issue any worthless check for two years.

Devin Cordle, misdemeanor breaking and entering, N.C. Department of Corrections two years, supervised probation three years, intensive probation, 9:30 p.m. curfew seven nights a week unless accompanied by a parent or given permission by a parent, enroll in school not to be absent one day unless he has an excuse from a medical doctor, 24 hours community service within 60 days-fee waived, submit to warrantless searches, not use, possess or have any illegal drugs or controlled substances unless prescribed by licensed physician, not associate with any previous users, possessors or sellers or be present at or frequent any place where such illegal drugs are sold, kept or used, submit to test, provide information that will help officer to recover handguns, if guns

not recovered he is to pay \$950 restitution, waived supervision fee while enrolled in school, any violation is to be reported back to Judge Lewis; misdemeanor larceny, N.C. Department of Corrections two years to run at expiration of previous sentence, one count of misdemeanor breaking/entering, N.C. Department of Corrections two years to run at expiration of previous sentences.

Curtis Dale Creech, driving while license suspended/revoked-not permanent, speeding 51 in a 35 zone, assault on a law officer, resisting/obstructing public officer, all voluntarily dismissed, no plaintiff.

Michael Jay Daniels, unsafe movement, voluntarily dismissed.

James Clayton Criscoe, unsafe movement, voluntarily dismissed.

Travis Dixon, inspection violation, owning and operating vehicle with no insurance, expired registration card/tag, voluntarily dismissed; speeding 44 in a 35 zone, \$40 and costs.

Paul Alexander Drye, reckless driving/to endanger, prayer for judgment continued and costs.

Luther H. Edwards, DWI, Level 4, Brunswick County Jail 120 days, suspended sentence two years, \$200 and costs, \$180 attorney fees, 48 hours of community service within 60 days, assessment, not violate any laws for two years, surrender license.

Louise Elkins, injury to personal property, N.C. Department of Corrections two years, supervised probation two years, pay restitution to plaintiff \$750 for damage to vehicle, not threaten, assault, or harass plaintiff or Rodney Burns, costs of court. Appealed.

James L. Fennell, worthless check/closed account for \$32.47 to Jones #40, N.C. Department of Corrections five months, supervised probation two years, costs, restitution, not issue any worthless checks for two years, only one supervision fee ordered.

Nathan Allen Francis, exceeding posted speed, costs.

Leslie R. Gause, simple worthless check for \$14.43 & \$76.33 to Wal Mart, consolidated judgment, Brunswick County Jail 30 days, suspended sentence two years, restitution, costs, not issue any worthless checks for two years.

Marsha Martin Hardee, simple worthless check for \$32.50 to Video Voltage, voluntarily dismissed, check paid; simple worthless check to Video Voltage for \$40.80, voluntarily dismissed.

James Hargroves III, no drivers license, voluntarily dismissed, valid license.

Bryan Quintin Hewett, unsealed wine/liquor in passenger area, simple possess Schedule VI Controlled Substance, voluntarily dismissed, co-defendant plead.

Charles Dale Hewett, failure to yield stop sign/flashing red light, voluntarily dismissed.

Bobbie Huggins, simple assault, Brunswick County Jail 30 days, suspended sentence one year, \$149 restitution to plaintiff (for medical

bills), not assault, harass, threaten or communicate with plaintiff, 24 hours of community service within 30 days, no fine, costs of court. Appealed.

Stephanie H. Jones, simple worthless check for \$40.65, \$30.29 to Wilson #8, consolidated judgment, Brunswick County Jail 30 days, suspended sentence two years, costs, restitution, not issue any worthless checks for two years.

Gloria R. Moore, worthless check/closed account for \$62.75 to Wilsons #12, voluntarily dismissed, check paid; worthless check/closed account to Ken's Pawn Shop for \$122.50, voluntarily dismissed, no plaintiff.

John Steven Murray, DWI, driving while license suspended/revoked-not permanent, consolidated judgment, Level 2, N.C. Department of Corrections two years, suspended sentence two years, supervised probation two years, \$250 and costs, Brunswick County Jail seven days to begin 8-24-93 at 12 p.m., report in a sober condition, assessment to Moore County, \$240 attorney fees, surrender license, not operate motor vehicle until valid license, submit to warrantless searches.

Bryan Lee Odaniels, possession malt beverage/unknown not 19/20 years old, voluntarily dismissed.

Amanda Michelle Rabon, misdemeanor possession of stolen property, N.C. Department of Corrections two years, suspended sentence two years, supervised probation two years, \$150 attorney fees, \$493.14 to Ira Baxley, not violate any laws for two years, testify truthfully against any co-defendants, submit to warrantless searches submit to test, not use, possess or consume any illegal drugs or controlled substances, costs; larceny pursuant breaking and entering, voluntarily dismissed.

Davin Lamont Smith, two counts of larceny, consolidated judgment, N.C. Department of Corrections two years, suspended sentence two years, supervised probation two years, any violation is to be reported back to Judge Lewis, obtain his high school diploma, start school on 8-30-93, not to be absent from school one day unless medical excuse, while attending school he is to conduct himself like a young man, maintain a "C" average, 24 hours of community service within 60 days-fee waived, \$61 restitution to Board of Elections, \$10 Brunswick County Agriculture Extension, not violate any laws for two years, submit to warrantless searches, not use, possess or consume any illegal drugs or controlled substances, not associate with or be present at where such illegal drugs or used, kept or sold, 10 p.m. curfew five nights a week-12 p.m. curfew Saturday nights, costs of court, remitted supervision fee.

Elaine Ward, two counts of assault on a child under 12, both motion to dismiss allowed at the close of state's evidence.

Lisa Zack, assault on a child under 12, N.C. Department of Corrections two years, suspended sentence two years, supervised probation two

years, obtain a substance abuse-successfully complete program, attend any classes on parenting skills, not to step one foot on a school bus owned by Brunswick County Schools, not threaten, harass, assault or communicate with directly or indirectly any member of the Nelvill family or any of the witnesses that testified in this case, 48 hours of community service within 60 days-fee waived, any violation are to be reported back before Judge Lewis, \$360 attorney fees, submit to warrantless searches, not use, possess or control any illegal drugs or controlled substance, not be present at, associate with, frequent any place where any illegal drugs are sold, kept or used, costs of court.

Michael Reed, possession of drug paraphernalia, N.C. Department of Corrections one year, suspended sentence two years, unsupervised probation two years, not violate any laws for two years, not possess any drug paraphernalia, not use, possess or control any illegal drugs or controlled substances, submit to warrantless searches, \$50 and costs; simple possession of marijuana, voluntarily dismissed.

Eli Gelber, speeding 70 in a 55 zone, \$40 and costs.

Keesler Byrd, improper equipment, costs.

Eugene Brew Jr., speeding 44 in a 35 zone, \$10 and costs.

Gennie Shaw, improper equipment, \$10 and costs.

Donald Craig Acles, improper equipment, \$25 and costs.

Leopoldo Aguilar, speeding 68 in a 55 zone, \$10 and costs.

Garry Wayne Andrews, speeding 70 in a 55 zone, prayer for judgment continued and costs.

James Stephen Baird, speeding 54 in a 45 zone, \$10 and costs.

Jonathan W. Ballard, speeding 68 in a 55 zone, voluntarily dismissed.

Myron Lamont Ballard, speeding 69 in a 55 zone, prayer for judgment continued and costs.

Jacquelyn Batcheller, speeding 64 in a 55 zone, \$40 and costs.

Gary William Batten Jr., speeding 59 in a 45 zone, prayer for judgment continued and costs.

Neil Channing Black, speeding 70 in a 55 zone, prayer for judgment continued and costs.

Jeffrey Thomas Blake, failure to wear seat belt/driver, \$25 fine; expired registration card/tag, voluntarily dismissed.

Rita Kay Blake, improper equip-

ment, \$25 and costs.

Matthew Monroe Bolick, speeding 70 in a 55 zone, \$10 and costs.

Aaron T. Bollinger, speeding 74 in a 55 zone, prayer for judgment continued and costs.

David Boney, communicating threats, voluntarily dismissed at request of plaintiff.

Claudia L. Bowden, no drivers license, voluntarily dismissed, valid license.

Pamela Tarler Bowman, speeding 64 in a 55 zone, \$10 and costs.

James Baxley Britt Jr., improper equipment, \$25 and costs.

Lawrence W. Brown, speeding 74 in a 55 zone, prayer for judgment continued and costs.

Philip Monroe Brown Jr., improper equipment, \$20 and costs.

Randal Charles Brown, speeding 64 in a 55 zone, \$40 and costs.

Brandy Bryant, speeding 54 in a 45 zone, \$40 and costs.

Steven Anthony Burns, speeding 64 in a 55 zone, \$40 and costs.

Angel Liana Burris, improper equipment, \$20 and costs.

David Arthur Busfield, speeding 64 in a 55 zone, \$10 and costs.

Belinda Lofley Byrd, unsafe movement, voluntarily dismissed, insurance accepted.

Craig Robert Campbell, speeding 65 in a 55 zone, prayer for judgment continued and costs.

Sandra M. Cartwright, speeding 73 in a 55 zone, \$10 and costs.

Robert Earl Child Jr., speeding 64 in a 55 zone, \$40 and costs.

Andrea G. Christman, speeding 69 in a 55 zone, \$10 and costs.

Harold Emerson Clark, speeding 70 in a 55 zone, prayer for judgment continued and costs.

Jeffrey R. Clark, speeding 58 in a 45 zone, \$10 and costs.

Rhonda Smith Coe, speeding 70 in a 55 zone, prayer for judgment continued and costs.

Russell Bryan Coleman, exceeding posted speed, prayer for judgment continued and costs.

Carl Sutton Craft Jr., failure to reduce speed, voluntarily dismissed, insurance accepted.

Ben Allen Croom, speeding 69 in a 55 zone, prayer for judgment continued and costs.

Thurston L. Cumbee, speeding 64 in a 55 zone, \$40 and costs.

Robert M. Curtiss, speeding 54 in a 45 zone, \$40 and costs.

Brian Wayne Davidson, speeding 64 in a 55 zone, \$40 and costs.

Heather Dawn Doshier, speeding

64 in a 55 zone, \$40 and costs.

Stephanie Banks Drew, speeding 64 in a 55 zone, improper passing, consolidated judgment, \$40 and costs.

Stephen Neil Duncan, unsafe movement, voluntarily dismissed.

Howard T. Dunlap, speeding 64 in a 55 zone, \$40 and costs.

Ann Elizabeth Edgren, speeding 71 in a 55 zone, prayer for judgment continued and costs.

Benjamin F. Eichorn, improper equipment, \$25 and costs.

William C. Eshiman, speeding 50 in a 35 zone, prayer for judgment continued and costs.

Sadila Brown Everett, speeding 69 in a 55 zone, prayer for judgment continued and costs.

Cynthia B. Glotfelty, failure to reduce speed, voluntarily dismissed, insurance accepted.

Dallas Olivia Grady, improper equipment, \$20 and costs.

Thomas Grainger, simple assault, voluntarily dismissed at request of plaintiff.

Gregory T. Greenwood, speeding 64 in a 55 zone, \$40 and costs.

Miriam C. Griffith, speeding 64 in a 55 zone, \$10 and costs.

Samuel Love Gudger II, speeding 54 in a 45 zone, \$40 and costs.

Scott P. Hansberry, improper equipment, \$20 and costs.

Danny Ray Harrell, speeding 70 in a 55 zone, prayer for judgment continued and costs.

John H. Harrington, unsafe movement, voluntarily dismissed.

Ricky Liston Hawes, speeding 70 in a 55 zone, \$40 and costs.

Sounthone Hemvong, speeding 69 in a 45 zone, \$40 and costs.

Sharon E. Henderson, failure to stop sign/flashing red light, voluntarily dismissed, insurance accepted.

Roland E. Herring, speeding 64 in a 55 zone, \$40 and costs.

Matthew Lane Hoffman, speeding 71 in a 55 zone, prayer for judgment continued and costs.

Amanda Lee Holdan, speeding 69 in a 55 zone, prayer for judgment continued and costs.

Richard Sidney Holden, inspection violation, voluntarily dismissed, complied.

Michael D. Hollis, no child restraint system, \$25 and costs.

Fisher Howe, speeding 64 in a 55 zone, \$40 and costs.

Albert Vesper Hughes, improper equipment, \$25 and costs.

Christopher E. Hughes, speeding

(See JUDGES, Following Page)

WILLIAM D. EZZELL

Attorney and Counselor at Law

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