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Case Number: 2020CR208(District)

Date Filed: 2020-04-24

People Of The State Of Colorado Vs. Dominguez, Brian Matthew

Summary	Judge Court Division EFiled Appealed Case Closed Date	John Fowler Neiley Garfield County F Y 03/24/2022		
Case Status	Closed			
Judge or Magistrate	Name John Fowler Neiley	BAR Number 16985		
Agency	Agency Rifle Police Dept	Agency Case 2020-4358	Tkt/Summons Nbr 59716	Arrest Nbr
Related Cases	Location	Case Number	Related Reason	Name
Participants	Litigant Dominguez, Brian Matthew Defendant 1 DOB 03/10/1984 Gender Male Race Caucasian Goudy, Kathy Alias Dominguez, Brian Matthew Alias Dominguez, Brian Primary Attorney N Silverman, Thomas Duncan Role Private Attorney		Attorney Myer, Elise Victoria Role Deputy Public Defender BAR 43139 Primary Attorney N Role Alternate Defense Counsel BAR 28436	

BAR 7785
 Primary Attorney N
 Pearson, Matthew Gregory
 Role Private Attorney
 BAR 45794
 Primary Attorney N

Charges

Count	Date	Details
1	04/23/2020	Charges Felony Menacing-real/simulated Weapon Status Main Charge Statute 18-3-206(1)(a)/(b) Class F5 (Class 5 Felony) Offense Date From 04/23/2020 Offense Date To 04/23/2020 BAC 0.000 Arrest Date 04/24/2020 Plea Date 02/25/2022 Plea Plea of Guilty Disposition Date 03/24/2022 Disposition Dfrd Sentence Sentence Date 03/24/2022 Sentence Description Deferred Sentence Granted Sentence Status Active Victims Assistance Fund 163.00 Dollar Amount Victim Compensation Fund 163.00 Dollar Amount Genetic Testing Surcharge 2.50 Dollar Amount Public Defender Accts Rcvable 25.00 Dollar Amount Request for Time to Pay 25.00 Dollar Amount Restorative Justice Surcharge 10.00 Dollar Amount Drug Standardized Assessment 45.00 Dollar Amount Deferred Sentence 2.00 Year(s) Credit for Time Served 14.00 Day(s) Probation Supervision Fee 1200.00 Dollar Amount
2	04/23/2020	Charges Felony Menacing-real/simulated Weapon Status Dismissed Statute 18-3-206(1)(a)/(b) Class F5 (Class 5 Felony) Offense Date From 04/23/2020 Offense Date To 04/23/2020 BAC 0.000 Arrest Date 04/24/2020 Plea Date 02/25/2022

3	04/23/2020	<p>Plea Plea Withdrawn Disposition Date 03/24/2022 Disposition Dism by DA Charges Felony Menacing-real/simulated Weapon Status Dismissed Statute 18-3-206(1)(a)/(b) Class F5 (Class 5 Felony) Offense Date From 04/23/2020 Offense Date To 04/23/2020 BAC 0.000 Arrest Date 04/24/2020</p> <p>Plea Date 02/25/2022 Plea Plea Withdrawn Disposition Date 03/24/2022 Disposition Dism by DA Charges Weapon-prohibited Use-drunk W/gun Status Main Charge Statute 18-12-106(1)(d) Class M2 (Class 2 Misdemeanor) Offense Date From 04/23/2020 Offense Date To 04/23/2020 BAC 0.000 Arrest Date 04/24/2020</p> <p>Plea Date 02/25/2022 Plea Plea of Guilty Disposition Date 03/24/2022 Disposition Guilty</p> <p>Sentence Date 03/24/2022 Sentence Description Sentence by Court Sentence Status Void Victims Assistance Fund 78.00 Dollar Amount Probation 2.00 Year(s)</p> <p>Sentence Date 03/24/2022 Sentence Description Sentence by Court Sentence Status Active Victims Assistance Fund 78.00 Dollar Amount Probation 2.00 Year(s) (Updated Sentence) REST-Victims Compensation 13200.00 Dollar Amount Charges Weapon-prohibited Use-reckless W/gun Status Dismissed Statute 18-12-106(1)(b)</p>
4	04/23/2020	
5	04/23/2020	

			<p>Class M2 (Class 2 Misdemeanor) Offense Date From 04/23/2020 Offense Date To 04/23/2020 BAC 0.000 Arrest Date 04/24/2020</p> <p>Plea Date 02/25/2022 Plea Plea Withdrawn Disposition Date 03/24/2022 Disposition Dism by DA Charges Child Abuse-knowingly/reckless-no Injury Status Dismissed Statute 18-6-401(1),(7)(b)(I) Class M2 (Class 2 Misdemeanor) Offense Date From 04/23/2020 Offense Date To 04/23/2020 BAC 0.000 Arrest Date 04/24/2020</p> <p>Plea Date 02/25/2022 Plea Plea Withdrawn Disposition Date 03/24/2022 Disposition Dism by DA Charges Child Abuse-knowingly/reckless-no Injury Status Dismissed Statute 18-6-401(1),(7)(b)(I) Class M2 (Class 2 Misdemeanor) Offense Date From 04/23/2020 Offense Date To 04/23/2020 BAC 0.000 Arrest Date 04/24/2020</p> <p>Plea Date 02/25/2022 Plea Plea Withdrawn Disposition Date 03/24/2022 Disposition Dism by DA Charges Reckless Endangerment Status Dismissed Statute 18-3-208 Class M3 (Class 3 Misdemeanor) Offense Date From 04/23/2020 Offense Date To 04/23/2020 BAC 0.000 Arrest Date 04/24/2020</p> <p>Plea Date 02/25/2022</p>
6	04/23/2020		
7	04/23/2020		
8	04/23/2020		

9 04/23/2020

Plea Plea Withdrawn
Disposition Date 03/24/2022
Disposition Dism by DA
Charges False Imprisonment
Status Dismissed
Statute 18-3-303
Class M2 (Class 2 Misdemeanor)
Offense Date From 04/23/2020
Offense Date To 04/23/2020
BAC 0.000
Arrest Date 04/24/2020

Plea Date 02/25/2022
Plea Plea Withdrawn
Disposition Date 03/24/2022
Disposition Dism by DA

Scheduled Events

Date	Time	Details
04/27/2020	130 PM	Status Hearing Held Judge Anne Kirkpatrick Norrdin Room A Hearing on Advisement
05/07/2020	815 AM	Status Hearing Held Judge Denise K Lynch Room B Rtrn Filing of Charges
06/18/2020	815 AM	Status Held and Continued Judge John Fowler Neiley Room F Arraignment
07/09/2020	815 AM	Status Continued by Parties Judge John Fowler Neiley Room F Arraignment
08/13/2020	815 AM	Status Hearing Held Judge John Fowler Neiley Room F Arraignment
09/11/2020	100 PM	Status Hearing Held Judge John Fowler Neiley Room F Hearing
		Status Hearing Held Judge John Fowler Neiley Room F

<u>10/14/2020</u>	<u>200 PM</u>	<u>Hearing</u> Status Held and Continued Judge John Fowler Neiley Room F
<u>11/20/2020</u>	<u>130 PM</u>	<u>Review Hearing</u> Status Hearing Held Judge John Fowler Neiley Room F
<u>12/18/2020</u>	<u>130 PM</u>	<u>Review Hearing</u> Status Continued by Parties Judge John Fowler Neiley Room F
<u>01/06/2021</u>	<u>900 AM</u>	<u>Motions Hearing</u> Status Continued by Parties Judge John Fowler Neiley Room F
<u>01/22/2021</u>	<u>900 AM</u>	<u>Pre-Trial Readiness Conference</u> Status Continued by Parties Judge John Fowler Neiley Room F
<u>01/26/2021</u>	<u>900 AM</u>	<u>Pre-Trial Readiness Conference</u> Status Continued by Parties Judge John Fowler Neiley Room F
<u>01/29/2021</u>	<u>900 AM</u>	<u>Pre-Trial Readiness Conference</u> Status Continued by Parties Judge John Fowler Neiley Room F
<u>02/02/2021</u>	<u>815 AM</u>	<u>Jury Trial</u> Status Continued by Parties Judge John Fowler Neiley Room F
<u>02/03/2021</u>	<u>900 AM</u>	<u>Jury Trial</u> Status Continued by Parties Judge John Fowler Neiley Room F
<u>02/04/2021</u>	<u>900 AM</u>	<u>Jury Trial</u> Status Continued by Parties Judge John Fowler Neiley Room F
<u>02/05/2021</u>	<u>900 AM</u>	<u>Jury Trial</u> Status Hearing Held Judge John Fowler Neiley Room F
<u>04/02/2021</u>	<u>100 PM</u>	<u>Motions Hearing</u>

<u>06/04/2021</u>	<u>100 PM</u>	Status Hearing Held Judge John Fowler Neiley Room F Hearing
<u>07/12/2021</u>	<u>900 AM</u>	Status Hearing Held Judge John Fowler Neiley Room F Pre-Trial Readiness Conference
<u>07/26/2021</u>	<u>815 AM</u>	Status Hearing Held Judge John Fowler Neiley Room F Jury Trial
<u>07/27/2021</u>	<u>900 AM</u>	Status Hearing Held Judge John Fowler Neiley Room F Jury Trial
<u>07/28/2021</u>	<u>900 AM</u>	Status Hearing Held Judge John Fowler Neiley Room F Jury Trial
<u>07/29/2021</u>	<u>900 AM</u>	Status Hearing Held Judge John Fowler Neiley Room F Jury Trial
<u>07/30/2021</u>	<u>900 AM</u>	Status Vacated Judge John Fowler Neiley Room F Jury Trial
<u>10/22/2021</u>	<u>900 AM</u>	Status Held and Continued Judge John Fowler Neiley Room F Pre-Trial Readiness Conference
<u>10/25/2021</u>	<u>1100 AM</u>	Status Hearing Held Judge John Fowler Neiley Room F Setting
<u>10/25/2021</u>	<u>815 AM</u>	Status Continued by Parties Judge John Fowler Neiley Room F Jury Trial
<u>10/26/2021</u>	<u>900 AM</u>	Status Vacated Judge John Fowler Neiley Room F Jury Trial
		Status Vacated

<u>10/27/2021</u>	<u>900 AM</u>	Judge John Fowler Neiley Room F Jury Trial
		Status Vacated
<u>10/28/2021</u>	<u>900 AM</u>	Judge John Fowler Neiley Room F Jury Trial
		Status Vacated
<u>10/29/2021</u>	<u>900 AM</u>	Judge John Fowler Neiley Room F Jury Trial
		Status Vacated
<u>02/25/2022</u>	<u>900 AM</u>	Judge John Fowler Neiley Room F Pre-Trial Readiness Conference
		Status Hearing Held
<u>02/25/2022</u>	<u>900 AM</u>	Judge John Fowler Neiley Room F Plea Hearing
		Status Vacated
<u>03/07/2022</u>	<u>800 AM</u>	Judge John Fowler Neiley Room F Jury Trial
		Status Vacated
<u>03/08/2022</u>	<u>900 AM</u>	Judge John Fowler Neiley Room F Jury Trial
		Status Vacated
<u>03/09/2022</u>	<u>900 AM</u>	Judge John Fowler Neiley Room F Jury Trial
		Status Vacated
<u>03/10/2022</u>	<u>900 AM</u>	Judge John Fowler Neiley Room F Jury Trial
		Status Vacated
<u>03/11/2022</u>	<u>900 AM</u>	Judge John Fowler Neiley Room F Jury Trial
		Status Hearing Held
<u>03/24/2022</u>	<u>300 PM</u>	Judge John Fowler Neiley Room F Sentencing Hearing
		Status
		Judge John Fowler Neiley

07/22/2022	700 AM	Room F Review
		Status Judge John Fowler Neiley
03/22/2024	700 AM	Room F Review
		Status Judge John Fowler Neiley
04/26/2024	700 AM	Room F End Deferred Jgm/Snt Hearing

Proceedings

Date	Code	Description
04/24/2020	WLEC	Warrant Canceled By Law Enforce
04/24/2020	WAFF	Warrant Upon Affidavit
04/24/2020	AFAW	Affidavit For Arrest Warrant
04/27/2020	RSWT	Return Of Service On Warrant
04/27/2020	RSPO	Return Of Service Protect Ord
04/27/2020	MROG	Mandatory Protection Ord Grntd
04/27/2020	MINC	Minute Order (print)
04/27/2020	ADVS	Advisement Form Filed
04/28/2020	PORD	Proposed Order
04/28/2020	NOTC	Notice Filed
04/28/2020	MAWD	Motn To Withdraw
04/28/2020	ENTR	Entry Of Appearance
04/30/2020	ORDR	Order
05/01/2020	ENTR	Entry Of Appearance
05/06/2020	ORDR	Order
05/07/2020	MINC	Minute Order (print)
05/08/2020	WVEX	Waiver Of Extradition
05/08/2020	MINO	Minute Order (no Print)
05/11/2020	ENTR	Entry Of Appearance
05/15/2020	SUBC	Substitution Of Counsel
05/15/2020	PORD	Proposed Order
05/19/2020	ORDR	Order
05/19/2020	ORDR	Order
06/11/2020	WVEX	Waiver Of Extradition
06/11/2020	PORD	Proposed Order
06/11/2020	MOTN	Motion
06/12/2020	ORDR	Order
06/18/2020	MINC	Minute Order (print)
07/08/2020	PORD	Proposed Order
07/08/2020	ORDR	Order
07/08/2020	MOTC	Motion To Contune (pty)
08/13/2020	MINC	Minute Order (print)
08/13/2020	FOTH	Filing Other

08/14/2020	NOTC	Notice Filed
08/17/2020	ORDR	Order
09/09/2020	ORDR	Order
09/09/2020	OBJ	Objection
09/10/2020	ORDR	Order
09/11/2020	MINC	Minute Order (print)
10/14/2020	ORDR	Order
10/14/2020	MINC	Minute Order (print)
11/09/2020	MINO	Minute Order (no Print)
11/19/2020	ORDR	Order
11/19/2020	ORDR	Order
11/20/2020	MINC	Minute Order (print)
12/11/2020	PORD	Proposed Order
12/11/2020	PORD	Proposed Order
12/11/2020	PORD	Proposed Order
12/11/2020	PORD	Proposed Order
12/11/2020	PORD	Proposed Order
12/11/2020	MOTN	Motion
12/11/2020	MOTN	Motion
12/11/2020	MOTN	Motion
12/11/2020	MLIM	Motion In Limine
12/15/2020	MOTN	Motion
12/18/2020	MINC	Minute Order (print)
12/29/2020	WITL	Witness List
12/29/2020	RSPN	Response
12/29/2020	PORD	Proposed Order
01/06/2021	ORDR	Order
01/06/2021	NOTC	Notice Filed
01/06/2021	MINC	Minute Order (print)
01/08/2021	ORDR	Order
02/05/2021	JTDC	Jtrl Dispo-continued
04/02/2021	MINC	Minute Order (print)
04/05/2021	ORDR	Order
04/07/2021	RQST	Request Filed
06/04/2021	RQST	Request Filed
06/04/2021	ORDR	Order
06/04/2021	ORDR	Order
06/04/2021	ORDR	Order
06/04/2021	ORDR	Order
06/04/2021	ORDR	Order
06/04/2021	ORDR	Order
06/04/2021	MINC	Minute Order (print)
06/08/2021	PORD	Proposed Order
06/08/2021	MOTN	Motion
06/09/2021	ORDR	Order

06/18/2021	ORDR	Order
06/28/2021	WVEX	Waiver Of Extradition
06/28/2021	PORD	Proposed Order
06/30/2021	ORDR	Order
07/12/2021	NOTC	Notice Filed
07/12/2021	MINC	Minute Order (print)
07/13/2021	CERT	Certificate Filed
07/15/2021	ORDR	Order
07/23/2021	ENTR	Entry Of Appearance
07/26/2021	JRSQ	Jury Summons/questionnaire
07/26/2021	JRLS	Juror Lists
07/26/2021	JRLS	Juror Lists
07/27/2021	JRLS	Juror Lists
07/27/2021	FOTH	Filing Other
07/28/2021	MINC	Minute Order (print)
07/28/2021	MINC	Minute Order (print)
07/29/2021	ORDR	Order
07/29/2021	NOTC	Notice Filed
07/29/2021	MINC	Minute Order (print)
07/29/2021	MINC	Minute Order (print)
07/30/2021	JTDM	Jtrl Dispo-mistrial
08/11/2021	FOTH	Filing Other
10/12/2021	CERT	Certificate Filed
10/21/2021	PORD	Proposed Order
10/21/2021	MOTN	Motion
10/22/2021	MINC	Minute Order (print)
10/22/2021	FOTH	Filing Other
10/22/2021	FOTH	Filing Other
10/22/2021	FOTH	Filing Other
10/22/2021	FOTH	Filing Other
10/25/2021	NOTC	Notice Filed
10/25/2021	NOTC	Notice Filed
10/25/2021	MINC	Minute Order (print)
10/26/2021	ORDR	Order
10/26/2021	ORDR	Order
10/29/2021	JTNH	Jtrl Dispo - Trial Not Held
02/08/2022	RQST	Request Filed
02/25/2022	PSIO	Psi Ordered
02/25/2022	MINC	Minute Order (print)
03/11/2022	JTNH	Jtrl Dispo - Trial Not Held
03/18/2022	PSIF	Pre-sentence Invest Rpt Filed
03/22/2022	FOTH	Filing Other
03/23/2022	ORDR	Order
03/23/2022	ORDR	Order
03/23/2022	ORDR	Order

03/23/2022	ORDR	Order
03/23/2022	ORDR	Order
03/23/2022	ORDR	Order
03/23/2022	FOTH	Filing Other
03/23/2022	FOTH	Filing Other
03/23/2022	FOTH	Filing Other
03/24/2022	MINC	Minute Order (print)
03/24/2022	FOTH	Filing Other
03/24/2022	FOJ	Final Order Of Judgment
03/24/2022	CLAD	Case Closed
04/19/2022	ORDR	Order
04/27/2022	TCOP	Terms And Conditions Of Prob
06/01/2022	PORD	Proposed Order
06/01/2022	MAWD	Motn To Withdraw
06/02/2022	ORDR	Order
08/25/2022	RPRT	Report
08/25/2022	PORD	Proposed Order
09/23/2022	ORDR	Order
09/23/2022	ORDR	Order

Judgments

#	Date	Details
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Bond Information

ID	Details
1	Bond Status Bond Vacated
Bond Status Date 05/11/2020 Set Date 04/24/2020 Set Amount \$25000.00 Set Type Cash Only Post Amount \$0.00 Adj Amount \$7500.00 Adj Date 05/07/2020 DEF1 Dominguez, Brian Matthew	
2	Bond Status Bond Released
Bond Status Date 03/24/2022 Set Date 05/07/2020 Set Amount \$7500.00 Set Type Cash or Surety Post date 05/07/2020 Post Amount \$7500.00 Post Type Surety Adj Amount \$0.00 DEF1 Dominguez, Brian Matthew Surety Kyleah M Biorn Professional License Number 627080 Power Number 511447611-3	

	Accounts Receivable	Assessed	Applied	J/S Recd Rel Cse	Balance
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Financial Summary	Drug Standardized Assessment	\$45.00	\$0	\$0.00	\$45.00
	Genetic Testing Surcharge	\$2.50	\$0	\$0.00	\$2.50
	Late Penalty Fee	\$10.00	\$0	\$0.00	\$10.00
	Probation Supervision Fee	\$1200.00	\$0	\$0.00	\$1200.00
	Public Defender Accounts Receivable Code	\$25.00	\$0	\$0.00	\$25.00
	REST-Victims Compensation	\$13200.00	\$750	\$0.00	\$12450.00
	Restorative Justice Surcharge	\$10.00	\$0	\$0.00	\$10.00
	Time Payment Fee	\$25.00	\$0	\$0.00	\$25.00
	VCMP-Interest on Restitution (RESV)	\$591.00	\$0	\$0.00	\$591.00
	Victim Compensation Fund	\$163.00	\$150.5	\$0.00	\$12.50
	Victim's Assistance Fund	\$241.00	\$0	\$0.00	\$241.00
	Accts Rcv Balance	\$15512.50	\$900.5	\$0.00	\$14612.00
	Un-Assigned Rcp's	Received			
	-----	-----			
	Copy Work	\$4.00			
Search of Records (On Site Retrieval)	\$5.00				
Total Un-Assigned	\$9.00				

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