

# 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 <sup>nd</sup> Degree Assault	Adams	12-16-2015
	Assault by Confined Person	Hall	11-29-2016
2. O'Neill, Richard Lee	1 <sup>st</sup> 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 <sup>nd</sup> 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. DeCoteou, 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 <sup>RD</sup> 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 <sup>st</sup> Offense	Nemaha	02/26/2002
No Proof of insurance	Nemaha	11/07/2000
DUI-1 <sup>st</sup> Offense	Nemaha	02/26/2002
DUI-2 <sup>nd</sup> Offense	Nemaha	06/07/2005
Refuse to submit to test-2 <sup>nd</sup> 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**

<b>Charge</b>	<b>County</b>	<b>Sentence Date</b>
Theft-receive stolen property over \$1500; Arson-3 <sup>rd</sup> 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 <sup>st</sup> 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 <sup>st</sup> 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 <sup>nd</sup> /subsequent	Hall	11/24/1997
Assault-3 <sup>rd</sup> 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**

<b>Charge</b>	<b>County</b>	<b>Sentence Date</b>
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 <sup>st</sup> 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 <sup>st</sup> 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 <sup>st</sup> ; 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
--------------------------------------	------	-----------

**GROUP 2 at 1:30 pm**

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

Theft	Scottsbluff	08/20/1982
-------	-------------	------------

**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. <b>Lee, Michael George</b> Seeking gun rights: <b>YES</b>	Theft by unlawful taking \$500-\$1000	Perkins	2/27/1998
	Probation Violation	Perkins	9/21/1999
9. <b>Love, Kristina Mercedes</b> Seeking gun rights: <b>YES</b>	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. <b>Mathijssen, Graciela M.</b> Seeking gun rights: <b>NO</b>	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**

<b>Applicant</b>	<b>Charge</b>	<b>County</b>	<b>Sentence Date</b>
1. <b>McQuigg, Dustin Lawrence</b> Seeking gun rights: <b>YES</b>	Theft by Taking	Gage	07/01/2009
2. <b>Miller, Kathryn Ann</b> Seeking gun rights: <b>NO</b>	Shoplifting \$0-\$200	Douglas	6/7/2013
	Destruction of Property	Douglas	Pardoned by Mayor 6/12/2018
3. <b>Mumm, Kelly Edward</b> Seeking gun rights: <b>YES</b>	Attempted of a class 3 felony	Scotts Bluff	12/02/2003
	Insufficient life jackets	Scotts Bluff	07/16/2019
4. <b>Popken, Kevin</b> Seeking gun rights: <b>YES</b>	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. <b>Stech, Brandon</b> Seeking gun rights: <b>YES</b>	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. <b>Tarr, Patrick Paul</b> Seeking gun rights: <b>YES</b>	Unauthorized use propelled vehicle	Merrick	10/08/1997
	Minor in possession liquor	Hall	1/31/1990
	DUS state violation-1 <sup>st</sup> 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 <sup>st</sup> offense; No proof of insurance; No valid registration; Unlawful display of plates/renewal tabs	Douglas	9/17/2001

7. <b>Wilson, John</b> Seeking gun rights: <b>YES</b>	3 <sup>rd</sup> Degree Domestic Assault	Lancaster	2/8/2008
8. <b>Wise, Gary J.</b> Seeking gun rights: <b>YES</b>	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 Reprieve or Commutation of License Revocations/Suspensions – Testimony will be heard by the Board – 3:00 p.m.**

**Applicant**

**1. Holmstrand, Gary J.**

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

**2. Zachek, Phillip T.**

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

**K. Other Business**

**L. Public Comment**

**M. Adjournment**