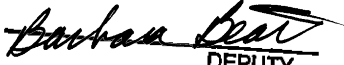


RAVALLI COUNTY ATTORNEY'S OFFICE  
Bill Fulbright, County Attorney  
Ravalli County Courthouse  
205 Bedford Street, Suite C  
Hamilton, MT 59840

Attorneys for Plaintiff

FILED  
PAIGE TRAUTWEIN, CLERK

OCT 10 2023

  
DEPUTY

DC-41-2022-0000134-IN

Jennifer B. Lint

42.00

**MONTANA TWENTY-FIRST JUDICIAL DISTRICT COURT, RAVALLI COUNTY**

STATE OF MONTANA,

Plaintiff,

vs.

BRANDON EARL DEWEY,

Defendant.

) Cause No.: DC 22-134

) Dept. No.: 2

**PLEA AGREEMENT**

Bill Fulbright, Ravalli County Attorney, for the State of Montana, and Defendant BRANDON EARL DEWEY by and through Peter Lacny, Attorney for Defendant, hereby stipulate and agree as follows:

**Defendant**

A. Defendant will plead Guilty or No Contest to the following charges contained in an *Amended Information*:

CHARGE 1 – OFFICIAL MISCONDUCT, a Misdemeanor, in violation of §45-7-401(b)(c), MCA;

CHARGE 2 – OFFICIAL MISCONDUCT, a Misdemeanor, in violation of §45-7-401(b)(c), MCA;

CHARGE 3 – OFFICIAL MISCONDUCT, a Misdemeanor, in violation of §45-7-401(b)(c), MCA

B. Defendant agrees to recommend the Form of Sentence set forth below.

C. By pleading Guilty or No Contest, Defendant waives Defendant's right to appeal or otherwise challenge this conviction by direct appeal, habeas corpus, or post-conviction relief.

**The State**

A. The State will file an *Amended Information* consistent with the above charges.

**PLEA AGREEMENT**

*State v. Brandon Earl Dewey*


- B. The State agrees to recommend the form of sentence set forth below.

**Form of Sentence – Conditions of Agreement**

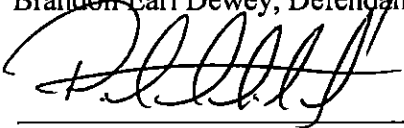
1. The State, Defendant, and Defendant's attorney of record shall recommend that the District Court impose the following sentence:
  - a. Charge 1 – Official Misconduct, a Misdemeanor:
    - i. Jail: a six (6) month commitment to the Ravalli County Detention Center, with all but 14 days suspended. Defendant will serve the 14 days in one block of time to commence at the time of sentencing;
    - ii. Fine: The State will leave the amount of any fine imposed to the Court's discretion, and Defendant is free to make any lawful recommendation with respect to the fine imposed;
    - iii. Surcharges:
      1. \$15 Surcharge as required by § 46-18-236(1)(a), MCA
      2. \$50.00 Crime Victim surcharge fee (§ 46-18-236(1)(c))
  - b. Charge 2 – Official Misconduct, a Misdemeanor:
    - i. Jail: a six (6) month commitment to the Ravalli County Detention Center, all suspended, consecutive to the sentence in Charge 1 above.
    - ii. Fine: The State will leave the amount of any fine imposed to the Court's discretion, and Defendant is free to make any lawful recommendation with respect to the fine imposed;
    - iii. Surcharges:
      1. \$15 Surcharge as required by § 46-18-236(1)(a), MCA
      2. \$50.00 Crime Victim surcharge fee (§ 46-18-236(1)(c))
  - c. Charge 3 – Official Misconduct, a Misdemeanor:
    - i. Jail: a six (6) month commitment to the Ravalli County Detention Center, all suspended, consecutive to the sentences in Charges 1 & 2 above.
    - ii. Fine: The State will leave the amount of any fine imposed to the Court's discretion, and Defendant is free to make any lawful recommendation with respect to the fine imposed;
    - iii. Surcharges:
      1. \$15 Surcharge as required by § 46-18-236(1)(a), MCA
      2. \$50.00 Crime Victim surcharge fee (§ 46-18-236(1)(c))
  - d. Restitution: Defendant agrees to payment of restitution to the Town of Stevensville in the amount of \$28,196.00, payable during the term of this sentence.
  - e. Defendant agrees to forfeit his right to ever again file for as a candidate for or hold any public office.
  - f. Case surcharges:
    - i. \$100.00 Cost of prosecution pursuant to § 46-18-232(1), MCA
    - ii. \$10.00 Court Technology fee (§ 3-1-317, MCA)
2. The parties are otherwise free to recommend and argue for any other lawful term of sentence and/or conditions thereto, subject to a final decision by the District Court;

3. Defendant agrees that Defendant has been fully advised by Defendant's attorney regarding the Guilty plea. Defendant further agrees to file a signed *Guilty or No Contest Plea and Waiver of Rights* on the date that Defendant enters the plea.
4. This is a recommended sentence pursuant to the provision of § 46-12-211(1)(c) and Defendant, by signing this agreement, understands Defendant may not withdraw Defendant's plea in the event the court does not accept this plea agreement.

DATED: October 10, 2023

  
\_\_\_\_\_  
Brandon Earl Dewey, Defendant

DATED: October 10<sup>th</sup>, 2023

  
\_\_\_\_\_  
Peter Lacny, Defense Attorney

DATED: October 10, 2023

  
\_\_\_\_\_  
Bill Fulbright, County Attorney