

E-FILED 2013 DEC 26 8:11 AM SIOUX - CLERK OF DISTRICT COURT

IN THE IOWA DISTRICT COURT IN AND FOR SIOUX COUNTY

STATE OF IOWA, Plaintiff, v. ROCHELLE LYNN SAPP, Defendant.	Criminal No. FECR014616 WRITTEN ARRAIGNMENT AND PLEA OF NOT GUILTY
-----------------------------------------------------------------------------------------	----------------------------------------------------------------------------------

COMES NOW, the above-named Defendant in the above-entitled criminal case and pursuant to Iowa Rules of Criminal Procedure 2.8 states under oath:

1. I am represented by Edward W. Bjornstad of Bjornstad Law Office, whose address and telephone number are as follows: 832 Lake Street, P.O. Box 305, Spirit Lake, Iowa 51360; 712-336-2000.

2. My current residence, mailing address and telephone number are as follows: 706 10TH Street Se, Orange City, Iowa 51041.

3. I am 33 years old, having been born on February 29, 1980. I can read and understand the English language and have completed the following level of education: 1p.

4. I have been advised by the above-named attorney and understand that I have a right to arraignment in open court, and I hereby voluntarily waive that right, choosing instead to sign this written arraignment and plea of not guilty. I understand that times for further proceedings which are computed from the date of arraignment will be computed from the date of filing this written arraignment and plea of not guilty.

5. I have received a copy of the Trial Information which charges me with the following crime of Murder in the First Degree, Class A Felony, in violation of Section 707.1 and 707.2(5); and Child Endangerment, a Class B Felony, in violation of Sections 726.6(1)(a) and/or 726.6(1)(b) and/or 726.6(1)C, 726.6(3) and/or 726.6(3)(b) and 726.6(4). I have read it, and I have familiarized myself with its contents.

6. With regard to the name by which I am charged in the Trial Information (either check "a" or check and complete "b")

E-FILED 2013 DEC 26 8:11 AM SIOUX - CLERK OF DISTRICT COURT

(✓) a. The name shown on the Trial Information is my true name. I have been advised and understand that I am now precluded from objecting to the Information upon the ground that I am improperly named.

() b. The name shown on the Information is not my true name. My true name is _____, I request that an entry be made in the minutes showing my true name. I have been advised and understand further proceedings will be had against me by that name, the Information will be amended accordingly, and when the Information is so amended, I will be precluded from objecting upon the ground I am improperly named.

7. I have been advised and understand that I may plead guilty, not guilty, or former conviction or acquittal.

8. For the purpose of this arraignment, I have had sufficient time to discuss my case with the above-named attorney, and I waive any further time in which to enter a plea.

9. I plead NOT GUILTY to the charge of Murder in the First Degree and Child Endangerment.

10. I have been advised and understand that I have a right under Iowa Rules of Criminal Procedure 2.33 to a trial within ninety (90) days after filing of the Trial Information and (check either "a" or "b")

() a. I demand a speedy trial pursuant to Rule 2.33.

(✓) b. I waive my right to a speedy trial pursuant to Rule 2.33.

11. I request that a trial date be promptly set pursuant to Rule 8.1 of the Iowa Rules of Criminal Procedure.



Rochelle Lynn Sapp, Defendant

Original e-filed.

Copy by EDMS:

County Attorney

PROOF OF SERVICE	
The undersigned certifies that the foregoing instrument was served upon all parties to the above cause to each of the attorneys of record herein at their respective addresses disclosed on the pleadings on <u>12-26</u> , 2013, by:	
<input type="checkbox"/> U.S. Mail	<input type="checkbox"/> FAX
<input checked="" type="checkbox"/> Hand Delivered	<input type="checkbox"/> Overnight Courier
<input checked="" type="checkbox"/> E-filed	<input type="checkbox"/> E-mailed
Signature <u>Sally C. deKrom</u> Bjornstad Law Office	

E-FILED 2013 DEC 26 10:49 AM SIOUX - CLERK OF DISTRICT COURT

IN THE IOWA DISTRICT COURT FOR SIOUX COUNTY

STATE OF IOWA, Plaintiff, vs. ROCHELLE LYNN SAPP, Defendant.	NO. FECR014616 ORDER IN RE BOND REVIEW AND SETTING PRETRIAL CONDITIONS OF RELEASE
------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------

The above matter came before the court December 26, 2013, on Motion for Bond Reduction. Defendant appeared by Edward W. Bjornstad. The State appeared by Sioux County Attorney Coleman McAllister. Professional statements were made.

All defendants are eligible for bond unless the court cannot assure their appearance or unless the defendant is likely to reoffend such that the court cannot assure the safety of the community. Bond is currently set at \$250,000 cash or surety. Bond shall remain at \$250,000. Defendant may post 10 percent with the clerk. Conditions of bond shall include travel restriction within the Third Judicial District; no contact with minors other than defendant's own family members, including children, nieces and nephews; and pretrial supervision by the Third Judicial District Department of Corrections.

Defendant has this date filed a written arraignment and plea of not guilty and waived speedy trial. Preliminary pretrial conference shall be held April 8, 2014, at 11:00

E-FILED 2013 DEC 26 10:49 AM SIOUX - CLERK OF DISTRICT COURT

AM. Trial shall be set at that time.

SO ORDERED.

E-FILED 2013 DEC 26 10:49 AM SIOUX - CLERK OF DISTRICT COURT



State of Iowa Courts

Type: OTHER ORDER

Case Number **Case Title**
FECR014616 STATE V SAPP, ROCHELLE LYNN

So Ordered

A handwritten signature in black ink, appearing to read "Edward A. Jacobson", is written over a circular stamp.

Edward A. Jacobson, District Court Judge,
Third Judicial District of Iowa