

State Of Indiana Vs John W Cook

Case Number	40C01-11110-FC-000421
Court	Jennings Circuit Court
Type	FC - Class C Felony
Filed	10/21/2011
Status	07/23/2013 , Decided
Reference	Legacy System Number 40C011110FC00421

Parties to the Case

Defendant Cook, John W

Description

Male, Black, 5' 9", 200 lbs.

DOD

04/15/2014

Address

25 Hidden Cove DR
North Vernon, IN 47265

Attorney

Bradley Kage
#553940, Retained

P O Box 328
814 South State Street
NORTH VERNON, IN 47265
812-346-6566(W)

State State of Indiana
Plaintiff

Attorney

Frank Aaron Negangard
#1880953, Lead

8925 Southeastern Avenue
Indianapolis, IN 46239
812-551-1529(W)

Attorney

Lynnette Marie Fledderman
#1639869

PO BOX 335
BATESVILLE, IN 47006
812-689-5111(W)

Charges

01 04/01/2010 35-43-5-2(b)(1)/FC: Forgery

Statute

35-43-5-2(b)(1)

Degree

FC

Filed As

CNV: Reference CCS Entry

02 04/01/2010 35-43-5-2(b)(1)/FC: Forgery

Statute

35-43-5-2(b)(1)

Degree

FC

03 04/01/2010 35-44-2-1(a)(1)/FD: Perjury

Statute

35-44-2-1(a)(1)

Degree

FD

04 04/01/2010 35-44-2-1(a)(1)/FD: Perjury

Statute

35-44-2-1(a)(1)

Degree

FD

05 04/01/2010 35-44-2-1(a)(1)/FD: Perjury

Statute

35-44-2-1(a)(1)

Degree

FD

06 04/01/2010 3-14-2-3/FD: Voter Fraud: Fraudulent Subscription of Another Person's Name to Affidavit

Statute

3-14-2-3

Degree

FD

07 04/01/2010 3-14-2-12/FD: Voter Fraud: Voting or Applying to Vote in False Name and Own Name

Statute

3-14-2-12

Degree

FD

08 04/01/2010 3-14-2-19/FD: Voter Fraud: Forgery of Official Ballot Endorsement;Printing or Circulation Imitation

Statute

3-14-2-19

Degree

FD

09 04/01/2010 3-14-3-1.1(1)/FD: Procure/Submit False/Fictitious/Fraudulent Voter Regis App

Statute

3-14-3-1.1(1)

Degree

FD

Bonds

10/31/2011 Jennings Cash Bond

Amount \$500.00

Status 11/14/2012 - Approved by Judge

Chronological Case Summary

10/21/2011 **Converted Event**

The State of Indiana files Appearance form, Affidavit of Probable Cause and Information charging defendant with, COUNT 1 & 2: FORGERY, COUNT 3,4 & 5: PERJURY, COUNT 6,7,8 & 9: VOTE FRAUD, REQUEST FOR WARRANT AND ORDER TO ISSUE WARRANT. EJT 10/21/11

10/21/2011 **Converted Event**

COURT ENTERS ORDER TO ISSUE WARRANT AND WARRANT FOR THE DEFENDATN FOR 2 COUNTS OF FORGERY, EACH A CLASS C FELONY, 3 COUNTS OF PERJURY, EACH A CLASS D FELONY AND 4 COUNTS OF VOTE FRAUD, EACH A CLASS D FELONY; BOND \$25,500.00 + ADMINISTRATIVE FEE OF \$55.00:LB 10/21/11

10/25/2011 **Converted Event**

WARRANT SERVED filed return of warrant; defendant arrested on oct 25, 2011 on warrant issued oct 21, 2011; ih is oct 28, 2011 at 830 am msr 10-25-11

10/27/2011 **Converted Event**

ccs entry; judge webster confirms defendant's date of birth as Sept 19, 1952 msr 10-27-11

10/28/2011 **Converted Event**

FILED. PTA WHERE DEFENDANT POSTED BOND OF \$555.00 WITH PTA DATE OS 12/27/11 AT 8:30 A.M.

10/28/2011 **Converted Event**

APPEARANCE (OF ATTORNEY ON BEHALF OF PARTY) by brad kage on behalf of defendant msr 11-4-11

10/28/2011 **Converted Event**

HEARING HELD ON RECORD STATE APPEARS BY ALAN MARSHALL. DEFENDANT APPEARSIN PERSON. FORMAL INITIAL HEARING IS HELD. THE DEFENDANT ADVISED THE COURT HE HAS RETAINED BRADLEY LKAGE TO REPRESENT HIM; MR. KAGE IS PRESENT IN THE COURTROOM AND MR. KAGE AND MR. MARSHALL ADVISE THE COURT THEY HAVE AGREED TO SETTING BOND IN TEH SUM OF \$5,000.00 (\$500.00) CASH; OMNIBUS/PRETRIAL DATE IS SET FOR 12/27/11 AT 8:30 A.M.; COURT ENTERS ORDER OF RECIPROCAL DISCOVERY:LB 10/28/11 FILED. PTA WHERE DEFENDANT POSTED BOND WITH PTA DATE OF 12/27/11 AT

10/31/2011 **Cash Bond Entered in Clerk's Office**

11/04/2011 **Converted Event**

FILED. PRAECIPE FOR TRANSCRIPT OF THE GRAND JURY PROCEEDINGS BY F. AARON NEGANGARD, SPECIAL PROS. ATTORNEY (COPY TO LINDA TO PREPARE TRANSCRIPT):LB 11/22/11

12/12/2011 **Discovery Filed**

Filed. Discovery Answer by Aaron Negangard (white copy has names and complete address of witnesses. Per Judge Webster's instructions, Linda called Mr. Negangard's office for them to resubmit redacted white copy without addresses and green confidential copy):lb

12/15/2011	Motion Filed Filed. Motion for a copy of Grand Jury Exhibits by F. Aaron Negangard:lb Filed By: Negangard, Frank Aaron File Stamp: 12/12/2011
12/15/2011	Order Issued Court enters order granting motion for a copy of grand jury exhibits:lb Judicial Officer: Webster, Jonathan W Order Signed: 12/13/2011
12/20/2011	Order on Initial Hearing Court enters order setting initial hearing for 12/22/11 at 9:00 a.m., bond \$20,000.00:lb Judicial Officer: Webster, Jonathan W
12/27/2011	PRE-TRIAL CONFERENCE Session: 12/27/2011 8:30 AM, Judicial Officer: Webster, Jonathan W Result: Concluded
12/27/2011	Hearing Journal Entry State appears by Aaron Negangard, Special Prosecuting Attorney. Defendant appears in person and by counsel, Bradley Kage, all for omnibus/pretrial conference; counsel advise to set this case for jury trial:lb Present: Cook, John W Present: Kage, Bradley Present: Negangard, Frank Aaron Hearing Date: 12/27/2011
01/03/2012	Discovery Filed Filed. Confidential Filing (green paper) (Adm. Rle 9/TR5[G] and Discovery Answer on white paper for public file
01/13/2012	Order on Jury Trial COURT ENTERS ORDER SETTING JURY TRIAL AND OTHER DEADLINES; TRIAL BY JURY SET FOR 9/17/12 AT 9:00 A.M.; (5 DAYS RESERVED); ALL DISCOVERY AND MOTIONS DUE BY 7/5/12; FINAL WITNESS AND EXHIBIT LISTS BY 8/3/12; FINAL ATTORNEYS CONFERENCE SET FOR 8/31/12 AT 8:30 A.M., JURY TO BE CALLED 8/31/12:LB Judicial Officer: Webster, Jonathan W Order Signed: 01/13/2012
01/14/2012	Hearing Scheduling Activity Final PreTrial Conference scheduled for 08/31/2012 at 8:30 AM.
01/14/2012	Hearing Scheduling Activity Jury Trial scheduled for 09/17/2012 at 9:00 AM.
01/14/2012	Hearing Scheduling Activity Jury Trial scheduled for 09/18/2012 at 9:00 AM.
01/14/2012	Hearing Scheduling Activity Jury Trial scheduled for 09/19/2012 at 9:00 AM.
01/14/2012	Hearing Scheduling Activity Jury Trial scheduled for 09/20/2012 at 9:00 AM.

01/14/2012	Hearing Scheduling Activity Jury Trial scheduled for 09/21/2012 at 9:00 AM.
02/15/2012	Administrative Event Note to CCS: Grand transcript jury completed and picked up by Troop Craeley David of the Indiana State Police. File Stamp: 02/15/2012
03/06/2012	Discovery Filed Filed. Supplemental Discovery Answer by F. Aaron Negangard on behalf of the State of Indiana (transcript of grand jury proceeds emailed to defense counsel) File Stamp: 03/06/2012
03/19/2012	Request for Production Filed. Petition for Production of Grand Jury Exhibits by Bradley Kage on behalf of the Defendant. File Stamp: 03/19/2012
04/30/2012	Discovery Filed Filed. Supplemental Discovery Answer by Aaron Negangard Filed By: Negangard, Frank Aaron File Stamp: 04/30/2012
05/03/2012	Motion Filed to Set Pre-Trial Conference by Lynn Fledderman Filed By: Negangard, Frank Aaron File Stamp: 05/03/2012
05/03/2012	Order Issued Scheduling Pre-Trial Conference for 5/14/12 at 9:45 a.m., Defendant is ordered to appear. Judicial Officer: Webster, Jonathan W Order Signed: 05/03/2012
05/03/2012	Hearing Scheduling Activity Pretrial Conference scheduled for 05/14/2012 at 9:45 AM.
05/14/2012	Pretrial Conference Session: 05/14/2012 9:45 AM, Judicial Officer: Webster, Jonathan W Result: Commenced and concluded
05/14/2012	Hearing Journal Entry State appears by Lynn Fledderman and Aaron Negangard, Defendant appears in person and by counsel, Bradley Kage, counsel advise the Court to set this case for guilty plea> Judicial Officer: Webster, Jonathan W
05/21/2012	Order Issued Court enters order setting guilty plea only for 7/26/12 at 2:30 p.m. (30 minutes reserved) and orders a presentence report. Judicial Officer: Webster, Jonathan W Order Signed: 05/21/2012
05/21/2012	Hearing Scheduling Activity Change of Plea Hearing scheduled for 07/26/2012 at 2:30 PM.

07/10/2012 **Presentence Investigation Report Filed**

File Stamp: 07/10/2012

07/17/2012 **Hearing Scheduling Activity**

Change of Plea Hearing scheduled for 07/26/2012 at 2:30 PM was cancelled. Reason: Other.

07/17/2012 **Motion for Continuance Filed**

of gp/sent set on july 26, 2012

Filed By: Kage, Bradley

File Stamp: 07/17/2012

07/17/2012 **Order Granting Motion for Continuance**

judge webster enters order and continues gp/sent from july 26, 2012 to sept 24, 2012 at 11 am (10 min, #2 setting)

Order Signed: 07/17/2012

07/26/2012 **CANCELED Change of Plea Hearing**

Reason: Other

Session:

07/26/2012 2:30 PM, Cancelled

Comment: brad kage filed mfc on july 17, 2012

08/02/2012 **Hearing Scheduling Activity**

Hearing on Motion to Enter Plea Pursuant to Plea Agreement scheduled for 09/24/2012 at 11:00 AM.

08/31/2012 **Final PreTrial Conference**

Session:

08/31/2012 8:30 AM, Judicial Officer: Webster, Jonathan W

Result: Commenced and concluded

09/13/2012 **Motion for Continuance Filed**

of gp/sent set on sept 24, 2012

Filed By: Kage, Bradley

File Stamp: 09/13/2012

09/17/2012 **CANCELED Jury Trial**

Reason: Other

Session:

09/17/2012 9:00 AM, Cancelled

Session:

09/18/2012 9:00 AM, Cancelled

Session:

09/19/2012 9:00 AM, Cancelled

Session:

09/20/2012 9:00 AM, Cancelled

Session:

09/21/2012 9:00 AM, Cancelled

Comment: defendant to plead

09/17/2012 **Hearing Scheduling Activity**

Jury Trial scheduled for 09/17/2012 at 9:00 AM was cancelled. Reason: Other.

09/17/2012	Hearing Scheduling Activity Jury Trial scheduled for 09/18/2012 at 9:00 AM was cancelled. Reason: .
09/17/2012	Hearing Scheduling Activity Jury Trial scheduled for 09/19/2012 at 9:00 AM was cancelled. Reason: .
09/17/2012	Hearing Scheduling Activity Jury Trial scheduled for 09/20/2012 at 9:00 AM was cancelled. Reason: .
09/17/2012	Hearing Scheduling Activity Jury Trial scheduled for 09/21/2012 at 9:00 AM was cancelled. Reason: .
09/17/2012	Hearing Scheduling Activity Hearing on Motion to Enter Plea Pursuant to Plea Agreement scheduled for 09/24/2012 at 11:00 AM was cancelled. Reason: Other.
09/17/2012	Order Granting Motion for Continuance judge webster enters order and continues gp/sent from sept 24, 2012 to nov 14, 2012 at 830 am (10 min, #2 setting) Order Signed: 09/17/2012
09/24/2012	CANCELED Hearing on Motion to Enter Plea Pursuant to Plea Agreement Reason: Other Session: 09/24/2012 11:00 AM, Cancelled Comment: brad kage filed mfc on sept 13, 2012
10/01/2012	Hearing Scheduling Activity Hearing on Motion to Enter Plea Pursuant to Plea Agreement scheduled for 11/14/2012 at 8:30 AM.
11/14/2012	Hearing on Motion to Enter Plea Pursuant to Plea Agreement Session: 11/14/2012 8:30 AM, Judicial Officer: Webster, Jonathan W Result: Commenced and concluded
11/14/2012	Hearing Journal Entry State appears by Aaron Negangard and Lynn Fledderman. The Defendant appears in person and by counsel Bradley Kage. Guilty plea hearing is held and the Court enters judgment of conviction for the charge of Perjury, a Class D felony, order of sentence and abstract of judgment (18 mos. with credit for 4 actual days, 12 mos. probation) Judicial Officer: Webster, Jonathan W
11/14/2012	Abstract of Judgment Completed for non-DOC case Judicial Officer: Webster, Jonathan W

11/14/2012 **Judgment**

Judicial Officer: Webster, Jonathan W

01. 35-43-5-2(b)(1)/FC: Forgery
 - Dismissed
 02. 35-43-5-2(b)(1)/FC: Forgery
 - Dismissed
 03. 35-44-2-1(a)(1)/FD: Perjury
 - Dismissed
 04. 35-44-2-1(a)(1)/FD: Perjury
 - Plea by Agreement
 05. 35-44-2-1(a)(1)/FD: Perjury
 - Dismissed
 06. 3-14-2-3/FD: Voter Fraud: Fraudulent Subscription of Another Person's Name to Affidavit
 - Dismissed
 07. 3-14-2-12/FD: Voter Fraud: Voting or Applying to Vote in False Name and Own Name
 - Dismissed
 08. 3-14-2-19/FD: Voter Fraud: Forgery of Official Ballot Endorsement;Printing or Circulation Imitation
 - Dismissed
 09. 3-14-3-1.1(1)/FD: Procure/Submit False/Fictitious/Fraudulent Voter Regis App
 - Dismissed
-

11/14/2012 **Sentenced**

Judicial Officer Webster, Jonathan W

4. 35-44-2-1(a)(1)/FD: Perjury

Confinement to Commence: 11/14/2012

Indiana Department of Correction

Term: 545 Days

Jail Credit: 4 Days

Suspended: 1 Yr

Consecutive with Prior Sentence: 40D01-1206-CM-225

11/14/2012 **Conditions of Probation**

03/01/2013 **Case ReOpened**

03/01/2013 **Notice of Violation of Probation**

Filed By: Negangard, Frank Aaron

File Stamp: 03/01/2013

03/07/2013 **Order to Appear**

on petition to revoke probation for 4/19/13 at 10:30 a.m.

Judicial Officer: Webster, Jonathan W

Order Signed: 03/07/2013

03/12/2013 **Hearing Scheduling Activity**

Fact Finding Hearing scheduled for 04/19/2013 at 10:30 AM.

03/15/2013 **Service Issued**

BY SHERIFF

03/21/2013	Service Returned Served NOTATION BY HALL 410 OF SERVED IN PERSON Party Served: Cook, John W Date Served: 03/20/2013
03/22/2013	Motion for Continuance Filed of revocation hearing set on april 19, 2013 Filed By: Negangard, Frank Aaron File Stamp: 03/22/2013
03/22/2013	Order Granting Motion for Continuance judge webster enters order to continue from april 19, 2013 to may 23, 2013 at 10 am (30 min, #2 setting) Order Signed: 03/22/2013
03/25/2013	Hearing Scheduling Activity Fact Finding Hearing scheduled for 04/19/2013 at 10:30 AM was cancelled. Reason: Other.
04/11/2013	Hearing Scheduling Activity Hearing on Motion to Revoke Suspended Sentence scheduled for 05/23/2013 at 10:00 AM.
04/19/2013	CANCELED Fact Finding Hearing Reason: Other Session: 04/19/2013 10:30 AM, Cancelled
05/23/2013	CANCELED Hearing on Motion to Revoke Suspended Sentence Reason: Other Session: 05/23/2013 10:00 AM, Cancelled
05/23/2013	Hearing Scheduling Activity Hearing on Motion to Revoke Suspended Sentence scheduled for 05/23/2013 at 10:00 AM was cancelled. Reason: Other.
05/28/2013	Motion for Continuance Filed of revocation hearing set on may 23, 2013 Filed By: Negangard, Frank Aaron File Stamp: 05/28/2013
05/28/2013	Order Granting Motion for Continuance judge webster enters order to continue; from may 23, 2013 to july 23, 2013 at 11 am (30 min, #2 setting) Order Signed: 05/28/2013
06/07/2013	Hearing Scheduling Activity Hearing on Motion to Revoke Suspended Sentence scheduled for 07/23/2013 at 11:00 AM.
07/23/2013	Hearing on Motion to Revoke Suspended Sentence Session: 07/23/2013 11:00 AM, Judicial Officer: Webster, Jonathan W Result: Commenced and concluded

07/23/2013 Hearing Journal Entry

State of Indiana appears by Special Prosecuting Attorneys, Aaron Negangard and Lynn Fledderman. The Defendant appears in person and by counsel Bradley Kage, all for hearing on the notice of probation violation. The Defendant admits the allegations, the Court approves the agreed disposition and enters order on petition to revoke probation and abstract of judgment (15 actual days beginning 8/7/13 at 9:00 a.m.)

Judicial Officer: Webster, Jonathan W

07/23/2013 Abstract of Judgment Sent to DOC

Judicial Officer: Webster, Jonathan W

07/23/2013 Amended Sentence

Reason: Petition to Revoke Suspended Sentence

Judicial Officer: Webster, Jonathan W

4. 35-44-2-1(a)(1)/FD: Perjury

Confinement to Commence: 07/23/2013

Indiana Department of Correction

Term: 30 Days

Comment: Defendant to report to the Jennings County Jail 8/7/13 at 9:00 a.m.

07/23/2013 Information Probation Discharge Sheet Filed

File Stamp: 07/23/2013

08/06/2013 Order Issued

Court being advised Mr. Cook was arrested for OWI at 12:23 p.m. 8/6/13, now enters order the service of the revocation sentence of 15 actual days in this case begin at the time the Defendant bonds out on the OWI or at the end of the 48 hour hold.

Judicial Officer: Westhafer, John A - SJ

Order Signed: 08/06/2013

04/16/2020 Order Issued

Judge Webster enters Order on Retention of Exhibits or Evidence and Destruction of Exhibits or Evidence

Noticed: Kage, Bradley

Noticed: State of Indiana

Order Signed: 04/16/2020

04/17/2020 Automated ENotice Issued to Parties

Order Issued ---- 4/16/2020 : Bradley Kage

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Cook, John W

Defendant

Balance Due (as of 09/28/2021)

272.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	726.00	0.00	500.00

Description	Amount	Credit	Payment
Fine	1.00	0.00	0.00
Restitution	45.00	0.00	0.00

Transaction Summary

Date	Description	Amount
11/14/2012	Transaction Assessment	772.00
11/14/2012	Adjustment	0.00

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.