

AMENDED

IN THE SUPERIOR COURT OF FULTON COUNTY, STATE OF GEORGIA

STATE OF GEORGIA

vs

SIDNEY ELIZABETH POWELL

CRIMINAL ACTION #:

23SC190370

Clerk to complete if incomplete:

OTN(s):

DOB:5/1/1955;

GA. ID#:

SEPTEMBER – OCTOBER Term of 2023

Final Disposition:

MISDEMEANOR

First Offender/ Conditional Discharge entered under :

O.C.G.A. § 42-8-60

O.C.G.A. § 16-13-2

O.C.G.A. § 3-3-23.1

PLEA:

Negotiated **Non-negotiated**

VERDICT:

Jury **Non-Jury**

The Court enters the following judgment:

<u>Count</u>	<u>Charge</u> (as indicted or accused)		<u>Disposition</u> Guilty; Not Guilty; Guilty-Alford; Guilty-Lesser Incl; Nol Pros; Nolo Contendere; Dead Docket; 1 st Offender; 1 st Offender- Alford; Order	<u>Sentence</u>	<u>Fine</u>	<u>Concurrent/ Consecutive, Merged, Suspended, Commute to Time Served</u>
1	Conspiracy to Commi Intentional Interferenc with Performance of Election Duties	16-4-8	1ST OFFENDER	TWELVE (12) MONTHS PROBATION	1000	
2	Conspiracy to Commi Intentional Interferenc with Performance of Election Duties	16-4-8	1ST OFFENDER	TWELVE (12) MONTHS PROBATION	1000	CONSECUTIVE TO COUN T 1
3	Conspiracy to Commi Intentional Interferenc with Performance of Election Duties	16-4-8	1ST OFFENDER	TWELVE (12) MONTHS PROBATION	1000	CONSECUTIVE TO COUN T2
4	Conspiracy to Commi Intentional Interferenc with Performance of Election Duties	16-4-8	1ST OFFENDER	TWELVE (12) MONTHS PROBATION	1000	CONSECUTIVE TO COUN T 3
5	Conspiracy to Commi Intentional Interferenc with Performance of Election Duties	16-4-8	1ST OFFENDER	TWELVE (12) MONTHS PROBATION	1000	CONSECUTIVE TO COUN T 4
6	Conspiracy to Commi Intentional Interferenc with Performance of Election Duties	16-4-8	1ST OFFENDER	TWELVE (12) MONTHS PROBATION	1000	CONSECUTIVE TO COUN T 5

The Defendant is sentenced under First Offender for the above-stated offenses; the Court sentences the Defendant to confinement in such institution as the Commissioner of the State Department of Corrections may direct, with the period of confinement to be computed as provided by law.

Sentence Summary: The Defendant is sentenced for a total of SEVENTY TWO (72) MONTHS to be served on probation.

1. The above sentence may be served on probation provided the Defendant shall comply with the Conditions of Probation imposed by the Court as part of this sentence.

GENERAL CONDITIONS OF PROBATION

The Defendant is subject to arrest for any violation of probation. If probation is revoked, the Court may order incarceration. The Defendant shall comply with the following General Conditions of Probation: **1)** Do not violate the criminal laws of any governmental unit and be of general good behavior. **2)** Avoid injurious and vicious habits. **3)** Avoid persons or places of disreputable or harmful character. **4)** Report to the Probation Officer as directed and permit the Probation Officer to visit you at home or elsewhere. **5)** Work faithfully at suitable employment insofar as may be possible. **6)** Do not change your place of abode, move outside the jurisdiction of the Court, or leave Georgia without permission of the Probation Officer. If permitted to move or travel to another state, you agree to waive extradition from any jurisdiction where you may be found and not contest any effort by any jurisdiction to return you to this State. **7)** Support your legal dependents to the best of your ability. **8)** When directed, in the discretion of the Probation Officer: (a) submit to evaluations and testing relating to rehabilitation and participate in and successfully complete rehabilitative programming; (b) wear a device capable of tracking location by means including electronic surveillance or global positioning satellite systems; (c) complete a residential or nonresidential program for substance abuse or mental health treatment; and/or (d) agree to the imposition of graduated sanctions as defined by law. **9)** Make restitution as ordered by the Court.

FINE SURCHARGES or ADD-ONS: The Court assesses all fine surcharges or add-ons as required by the laws of the State of Georgia and as are applicable to offense(s) for which the Defendant has been convicted.

1) The Court orders that the Defendant shall pay the probation supervision fee as required by law;

OTHER CONDITIONS OF PROBATION

The Defendant is advised that violation of any Special Condition of Probation may subject the Defendant to a revocation of probation and the Court may require the Defendant to serve up to the balance of the sentence in confinement. The Defendant shall comply with all other Special Conditions of Probation as follows:

DEFENDANT SHALL PAY \$2700 IN RESTITUTION TO THE STATE OF GEORGIA.

DEFENDANT SHALL WRITE AN APOLOGY LETTER TO THE CITIZENS OF THE STATE OF GEORGIA.

DEFENDANT SHALL TESTIFY TRUTHFULLY AT ALL HEARING OR TRIALS INVOLVING THE CO-DEFENDANTS IN THIS MATTER.

DEFENDANT SHALL HAVE NO COMMUNICATION WITH CO-DEFENDANTS, WITNESSES OR MEDIA UNTIL ALL CASES HAVE BEEN CLOSED.

SPECIAL CONDITION: Additionally, the defendant must do a full, recorded proffer with State and provide any requested documents or evidence subject to any lawful privileges asserted in good faith prior to entering plea.

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SIDNEY ELIZABETH POWELL

STATE AND DEFENSE AGREE THAT THE SIX (6) MISDEMEANOR COUNTS PLED TO BY MS. POWELL ARE NOT CRIMES OF MORAL TURPITUDE.

CASE TO BE SEALED PURSUANT TO 42-8-62.1

FIRST OFFENDER OR CONDITIONAL DISCHARGE

The Defendant consenting hereto, it is the judgment of the Court that no judgment of guilt be imposed at this time but that further proceedings are deferred and the Defendant is hereby sentenced to confinement at such institution as the Commissioner of the State Department of Corrections or the Court may direct, with the period of confinement to be computed as provided by law.

Upon violation of the terms of probation, upon conviction for another crime during the period of probation, or upon the Court's determination that the Defendant is or was not eligible for sentencing under the First Offender Act or for Conditional Discharge, the Court may enter an adjudication of guilt and proceed to sentence the Defendant to the maximum sentence as provided by law.

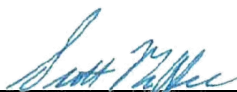
Upon fulfillment of the terms of this sentence, or upon release of the Defendant by the Court prior to the termination of this sentence, the Defendant shall stand discharged of said offense without court adjudication of guilt and shall be completely exonerated of guilt of said offense charged.

The Hon. BRIAN T. RAFFERTY, Attorney at Law, represented the Defendant by employment.

KIMESHA SMITH

Court Reporter

SO ORDERED this 23rd day of October, 2023, **NUNC PRO TUNC TO OCTOBER 19, 2023.**



Judge of Superior Court
Atlanta Judicial Circuit

Honorable SCOTT MCAFEE

FIREARMS – If you are convicted of a crime punishable by imprisonment for a term exceeding one year, or of a misdemeanor crime of domestic violence where you are or were a spouse, intimate partner, parent, or guardian of the victim, or are or were involved in another similar relationship with the victim, it is unlawful for you to possess or purchase a firearm including a rifle, pistol, or revolver, or ammunition, pursuant to federal law under 18 U.S.C. § 922(g)(9) and/or applicable state law.

Acknowledgment: I have read the terms of this sentence or had them read and explained to me. If all or any part of this sentence is probated I certify that I understand the meaning of the order of probation and the

conditions of probation. I understand that violation of a condition of probation could result in revocation of all time remaining on the period of probation.

Defendant