

FILED

EIGHTH JUDICIAL DISTRICT DEPARTMENT OF CORRECTIONAL SERVICES

PRE-TRIAL RELEASE AGREEMENT AND ORDER

2017 OCT -9 AM 10:43

DISTRICT COURT
LEE COUNTY, IOWA
CLERK

DEFENDANT: STATE OF IOWA VS. BENJAMIN G. TRANE COUNTY/CAUSE: SOUTH LEE CAUSE NUMBER
FECR009152

Based upon the record made today with the State recommending AGAINST pretrial release, the Court orders pretrial release supervision as set out below. DEFENDANT MUST SIGN THIS DOCUMENT BEFORE HE IS RELEASED FROM CUSTODY.

The above defendant is placed under the supervision of the Department of Correctional Services, pending trial, subject to the following conditions of release.

1. I will appear personally in Court in this case for all proceedings at which my personal appearance is required by law, or ordered by the Court. Notice to my attorney by the Court of County Attorney of time and place for all such Court appearances shall constitute notice to me.
2. I will not violate any City, State or Federal laws.
3. I will report in person to the Eighth Judicial District Department of Correctional Services as often as that Department may require.
4. I will be restricted to my county of residence unless approved by my Supervising Officer or unless duly authorized by the Court.
5. I will maintain suitable residence and employment through the period of supervision and shall not change either residence or employment without prior approval from my Supervising Officer.
6. I will report to the Court Services office immediately upon my release from jail, or the next business day, if it is closed upon my release.

SPECIAL CONDITIONS:

- I shall remain in the State of Iowa during pendency of proceedings.
- I shall not purchase, possess, or otherwise have under my control any firearm or other dangerous weapon.
- I will maintain contact with my Supervising Officer as directed and shall not lie to, mislead or misinform my Supervising Officer either by statements or omissions of information. I will submit a written report form as directed by my Supervising Officer.
- I will contact my Supervising Officer within 72 hours after receiving a summons, being arrested, or contacted by a law enforcement officer.
- I will submit my person, property, place of residence, vehicle, personal effects to search at any time, with or without a search

warrant, warrant of arrest or reasonable cause by any parole officer or law enforcement officer.
- I will treat all persons with respect and courtesy and refrain from assaultive, intimidating, or threatening verbal and/or physical abuse.
- I will not contact or attempt to contact the victim(s), or their family, either in person, in writing, or by phone, or through a third party, unless my Supervising Officer approves otherwise.
- I shall be at my place of residence from 10:00 p.m. to 6:00 a.m. unless my Supervising Officer approves otherwise.

- I will avoid association with those individuals whom my Supervising Officer deems to be detrimental to me.
- I shall not associate with any persons known to have a criminal record, or known to engage in criminal activity, unless approved by my Supervising Officer.
- I will not purchase, possess, use and/or consume any alcoholic beverage and/or controlled substance.
- I will submit to urinalysis or breathalyzer testing upon the request of a Supervising Officer or official designee.
- I shall not enter taverns, liquor stores or other establishments where the primary activity is the sale of alcoholic beverages.
- I will not enter or be in an establishment with a Class C or D liquor license without the permission of the Department of Correctional Services.
- I shall completely abstain from all controlled substances.
- I shall comply with any evaluation and or treatment as recommended by my Supervising Officer.
- I will enter into, cooperate with, and successfully complete such programs for the evaluation and/or treatment of persons with substance abuse problems, as the Court and/or the Department of Correctional Services shall require.
- I shall not operate a motor vehicle on public roadways without first providing proof of insurance to my Supervising Officer
- I will reside only at a location authorized by my supervising officer. I MUST REPORT TO MY PTR OFFICER WITHIN ONE HOUR OF MY RELEASE FROM CUSTODY.**
- Other: I SHALL HAVE NO CONTACT OF ANY TYPE WITH ANY ALLEGED VICTIM OF THE OFFENSES CHARGED IN THE TRIAL INFORMATION. DEFENDANT SHALL HAVE NO UNSUPERVISED CONTACT WITH MINORS WHO ARE NOT RELATED TO HIM IN A PRIVATE PLACE INCLUDING HIS HOME, EXCEPT WITH THE CONSENT OF HIS SUPERVISING OFFICER**

_____|_____
Any violations of the conditions of release may be reported to the Court and could result in revocation of release in the custody

of the Department of Correctional Services. Entering into any informant-type activity with any law enforcement agency will not

excuse liability for any violation of my pre-trial release.

I understand if I fail to appear as required by law or ordered by the Court, regardless of the outcome of my case, I may be found guilty of a Class D Felony if the offense I am charged with is a felony and if it is a misdemeanor, I may be found guilty of a Serious Misdemeanor as per Chapter 811.2 of the Iowa Code.

I understand that I may file a formal grievance through the established Department Grievance Procedure against actions of the Department.

I have read (or have had read to me) these conditions of my release and understand the conditions are in effect while I am in the custody of the Department of Correctional Services. I further acknowledge that I have received a copy of these conditions.

Signed and witnessed this 4th day of OCTOBER, 2017.

X 

Defendant

Judge, 8th Judicial District

Distribution:

**NOTE, THE DEFENDANT MUST SIGN THIS
BEFORE HE IS RELEASED.**

County Attorney
OF THIS ORDER

THE SHERIFF OR DCS SHALL RETURN A SIGNED COPY

Defendant AND COUNSEL

TO THE CLERK.

SHERIFF

DCS



State of Iowa Courts

Type: OTHER ORDER
Case Number **Case Title**
FECR009152 STATE VS TRANE, BENJAMIN

So Ordered

A handwritten signature in cursive script that reads "Michael J. Schilling".

Michael J. Schilling, District Court Judge,
Eighth Judicial District of Iowa