

COMMONWEALTH OF KENTUCKY

PLAINTIFF

VS. COMMONWEALTH'S OFFER ON A PLEA OF GUILTY

DAN C. CLARK, REV.

DEFENDANT

1. CHARGE(S):

PENALTY:

SODOMY I

SODOMY II

SODOMY II

20 YEARS TO LIFE

5 TO 10 YEARS

5 TO 10 YEARS

2. FACTS OF THE CASE:

Count 1- Sodomy I- The defendant rubbed **Male Survivor 5**'s penis in September, 1981 at St. Rita's School, Jefferson Co. Kentucky. **MS-5** was 11 years old at the time. Count 2- Sodomy II- the defendant put his mouth on **MS-5**'s penis in the summer of 1982. The victim was 12 years old at the time. Count 3- Sodomy II- The defendant put his mouth on **Male Survivor 3**'s penis at St. Rita's rectory. This occurred

3. RECOMMENDATIONS ON A PLEA OF GUILTY: on numerous occasions between February 16 and August 31, 1982. **MS-3** was 12 years old at the time.

- Count 1 Sodomy I- Amend to Sexual Abuse I as the sexual contact with **MS-5** consisted of the defendant rubbing his penis when the victim was 11 years old. 5 Years.
- Count 2 Sodomy II- Dismiss as the oral sodomy committed by the defendant on **MS-5** occurred at Lake Potoka, Indiana. Lack of jurisdiction.
- Count 3 Sodomy II-Plea to charge. 10 Years.

Recommendations: Sexual Abuse I- 5 Years
 Sodomy II - 10 Years.

No alford plea.

4. REASON(S) FOR AMENDED CHARGE(S):

Charges amended to correspond to facts of case.

Recommendations in accordance with the wishes of the victims and their families.

5. OFFERED THIS 23 DAY OF September, 19 88 :

Jenelle Bradshaw
Assistant Commonwealth's Attorney

Kelby A. Miller
Approved by Division Chief

Robert J. Jones
Defense Attorney

Neil C. Clark
Defendant

Prosecuting Witness

Stacy Bruce
Police Officer

Prosecuting Witness

Police Officer

Prosecuting Witness

Police Officer

Prosecuting Witness

Police Officer