

DATE: November 4, 1988

JEFFERSON CIRCUIT COURT

INDICTMENT NO. 88CR1051

NINTH DIVISION

CRIME(S) SODOMY I, SODOMY II

COMMONWEALTH OF KENTUCKY

PLAINTIFF

V.S.

REVEREND DAN C. CLARK

DEFENDANT

REPRESENTING THE COMMONWEALTH: KELLY MILLER

REPRESENTING THE DEFENDANT: ROBERT FLEMING

THE DEFENDANT HAVING EXECUTED BAIL X

BEING HELD IN LIEU OF BAIL _____

VIDEO TAPE NO. 30-9-88VCR-073

* * * ORDER * * *

AT A COURT HELD: November 4, 1988

COMES THE DEFENDANT IN PERSON AND BY CONSEL, WITHDREW HIS FORMER PLEA OF NOT GUILTY AND NOW PLEADS THAT HE IS GUILTY TO SEXUAL ABUSE I AND SODOMY II

CONSENT THE LAW AND FACTS OF THIS CASE WERE PRESENTED TO THE COURT WITHOUT THE INTERVENTION OF A JURY. THE COURT BEING ADVISED, ON THE RECOMMENDATIONS OF THE COMMONWEALTH ATTORNEY AND AGREED TO BY THE DEFENDANT IN PERSON AND BY COUNSEL FIND THE DEFENDANT GUILTY

AS PER HIS PLEA AND FIXES HIS PUNISHMENT AT 5 YRS. ON SEXUAL ABUSE I, 10 YRS. ON SODOMY II TO RUN ~~CONCURRENTLY~~ *consecutively* FOR A TOTAL OF 15 YEARS. DEFT. TO SERVE 3 MOS. AND THE REMAINING TIME TO BE PROBATED. *cc,*

COMES THE DEFENDANT IN PERSON AND BY COUNSEL, ~~ORALLY WAIVES A PRE-SENTENCING REPORT HEREIN.~~ *cc,*

THE DEFENDANT WAS ASKED IF HE HAD ANY LEGAL CAUSE TO SHOW WHY JUDGMENT SHOULD NOT BE PRONOUNCED AGAINST HIM: UPON ADVISE OF CONSEL, NONE BEING SHOWN, IT IS ORDERED AND ADJUDGED

THAT THE DEFENDANT BEING 40 YEARS OF AGE, BE TAKEN BY THE SHERIFF OF JEFFERSON COUNTY TO THE JAIL OF JEFFERSON COUNTY AND FROM THERE BY THE SHERIFF OF SAID COUNTY AND ~~TRANSPORTED~~ *ENTERED IN COURT* TO THE CUSTODY OF THE DEPARTMENT OF CORRECTIONS AT SUCH LOCATION AS THE DEPARTMENT SHALL

DESIGNATE AND REMAIN IN THEIR CUSTODY FOR PERIOD OF NOT MORE THAN 90 DAYS. IT IS ORDERED THAT THE DEFENDANT BE AND IS REMANDED TO JAIL.

DEFT. TO CONTINUE IN COUNSELING. NO CONTACT W/VICTIMS. NO POSITION OF TRUST W/CHILDREN OVER THE NEXT 15 YR. PAY CT. COSTS WITHIN 10 DAYS.

PAY SUPERVISION FEE OF \$1,000.00, AT \$25.00 PER MONTH. JUDGE RECOMMENDS

KEN G. COREY, JUDGE

ENTERED IN COURT
NOV 04 1988
By Kelly Miller, CLERK
Robert Fleming, DEFT.

1