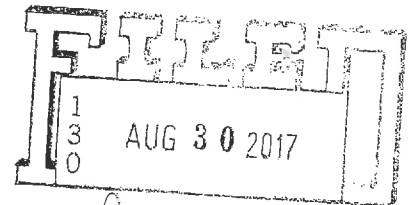


STATE OF INDIANA)
)§:
KOSCIUSKO COUNTY)

IN THE KOSCIUSKO CIRCUIT/SUPERIOR
COURT
CAUSE NUMBER: 43001-1708-F4-199

STATE OF INDIANA)
)
VS.)

DYLAN JAMES HOUSER)
718 West Center St.)
Warsaw, IN 46580)
DOB: 12/20/1995)
OLN: 4010-04-3464 In)



Ann Corbett
CLERK KOSCIUSKO SUPERIOR COURT 1

AFFIDAVIT OF PROBABLE CAUSE

The undersigned, being duly sworn upon his oath, deposes and says as follows:

1. That the undersigned is a law enforcement officer employed by the Warsaw City Police Department.
2. On June 25th 2017, James Howard contacted North Manchester Police Department Chief James Kirk. James Howard advised [REDACTED], AA, born [REDACTED] admitted to having sexual intercourse with her [REDACTED] Dylan Houser. He advised they had observed AA's cellular phone had inappropriate messages from Dylan Houser, born December 20th 1995 and twenty one (21) years of age that led to AA admitting to intercourse..
3. On June 27th 2017, Chief Kirk spoke with AA who advised in July of 2016. She went on a trip with Dylan Houser and [REDACTED] Airaka Houser and Dylan Houser kissed her. She advised they kissed until March 2017, when they had sexual intercourse for the first time.
4. AA further advised Dylan Houser and she had sexual intercourse between March of 2017 through and including May of 2017. She advised sexual intercourse occurred four (4) times in Wabash County and approximately sixty (60) times at Dylan Houser's residence located at 718 West Center St. in Warsaw and Kosciusko County, Indiana.
5. AA further advised in May of 2017, Dylan Houser and she were having sexual intercourse at his residence and Airaka Houser caught them in bed together with no clothes on. Dylan Houser and she also engaged in oral sex.
6. Chief Kirk spoke with Airaka Houser, who advised AA would spend the night at their residence, almost every weekend. In May she got up around 5:45 AM and found Dylan Houser in bed with AA.
7. Officers obtained AA cellular phone and downloaded the information and found text messages between Dylan Houser and AA. In one of the messages from

State Vs Houser

Case Number 43D01-1708-F4-000699
Court Kosciusko Superior Court 1
Type F4 - Felony 4
Filed 08/30/2017
Status 02/22/2021 , Decided
Reference Legacy System Number
D117F400699

Parties to the Case

Defendant Houser, Dylan James

Description

Male, Unavailable, 5' 9", 155 lbs.

Address

#269669 New Castle Correctional Facility
P.O. Box A
New Castle, IN 47362-0041

Attorney

David Charles Kolbe
#545943, Retained

6359 S 450 W
Claypool, IN 46510
574-267-5353(W)

Bond Kelly Delaughter Bail Bonds (*Other*)

Company

Removed

09/30/2020 - Other

State State of Indiana

Plaintiff

Attorney

Joseph A Sobek
#3086464

121 N Lake ST
Warsaw, IN 46580
574-372-2419(W)

Probation Kosciusko County Probation Department
Department

Address

121 N Lake ST
Warsaw, IN 46580

Charges

01 04/01/2017 SEXUAL MISCONDUCT WITH A MINOR- Def. Has Intercourse With Or Engages In Other Sexual Conduct With C

Citation#

N/A

Statute

35-42-4-9(a)

Degree

F4

02 05/01/2017 SEXUAL MISCONDUCT WITH A MINOR- Def. Has Intercourse With Or Engages In Other Sexual Conduct With C

Citation#

N/A

Statute

35-42-4-9(a)

Degree

F4

Bonds

09/20/2017 Kosciusko Cash Bond

Bond #

1720918

Amount

\$1,000.00

Status

09/20/2017 - Cash Bond Received by Clerk

Chronological Case Summary

08/30/2017 **Converted Event**

Docket Note: PROB

08/30/2017 **Converted Event**

Daniel H. Hampton, Prosecuting Attorney, files appearance on behalf of the State of Indiana with case assigned to Christanne C.H. Hampton, DPA together with information and affidavit of probable cause. Order entered. Warrant ordered issued. Bond set in the sum of \$25,000 SURETY + \$1,000 CASH JA (Memo: Hampton, Probation) (RJO? Y) | JTS Minute Entry Date: 08/30/2017

08/30/2017 **Converted Event**

CLERK ISSUES WARRANT The Clerk issues a warrant to the Sheriff of KOSCIUSKO County, Indiana. JA (RJO? N) | JTS Minute Entry Date: 08/30/2017

09/20/2017 **Converted Event**

SURETY BOND AND CASH BOND FILED The Sheriff of Kosciusko County files surety bond with Kelly Delaughter Bail Bonds as surety, and the Defendant posts \$1,000.00 cash bond. Released to appear for initial hearing on September 28, 2017, at 815 am. as (RJO? N) | JTS Minute Entry Date: 09/18/2017

- 09/21/2017 **Converted Event**
SHERIFF SERVES WARRANT The Sheriff of Kosciusko County, Indiana, files warrant served on defendant on September 15, 2017. msc (RJO? N) | JTS Minute Entry Date: 09/15/2017
- 09/28/2017 **Converted Event**
INITIAL HEARING HELD. COURT ENTERS ORDER. On 9/28/17, initial hearing held. Status conference with Prosecutor 11/7/17 @ 1:30 p.m.. Pre-trial conference set for 12/4/17 @ 8:30 a.m. appoint PD. (Memo: Prosecutor, defendant-in court, PD) kp (RJO? Y) | JTS Minute Entry Date: 09/28/2017
- 10/04/2017 **Converted Event**
Scott J. Lennox files appearance for and on behalf of Defendant. Defendant, by counsel, moves to continue status and pre-trial conferences. Motion granted. Status conference continued to November 13, 2017, at 1:00 p.m. Pre-trial conference continued to December 11, 2017, at 8:30 a.m. Defendant ordered to personally appear for status and pre-trial conferences. CR 4 time charged to Defendant. (Memo: C. Hampton, Lennox, Defendant, Bondsman, Court Administrator) kr (RJO? N) | JTS Minute Entry Date: 10/04/2017
- 10/05/2017 **Converted Event**
STATE FILES COMPLIANCE/REQUEST FOR DISCOVERY The State of Indiana files Compliance with Standing Order of the Courts Relating to Discovery and Request for Discovery. (Memo: Prosecutor, Lennox) msc (RJO? N) | JTS Minute Entry Date: 10/05/2017
- 12/11/2017 **Converted Event**
PT memo filed. Change of plea hearing set for 12/28/17 @ 9:30 a.m. Defendant ordered to appear. kp (RJO? N) | JTS Minute Entry Date: 12/11/2017
- 12/18/2017 **Converted Event**
Defendant, by counsel, files motion to continue change of plea hearing. Motion granted. Order entered. Change of plea hearing continued to January 25, 2018, at 10:00 a.m. Defendant ordered to personally appear. CR 4 time charged to Defendant. (Memo: Voelz, Lennox, Defendant, Bondsman) kr (RJO? Y) | JTS Minute Entry Date: 12/18/2017
- 01/25/2018 **Converted Event**
Change of plea hearing rescheduled to March 15, 2018 @ 10:00 a.m. CR 4 to defendant. Defendant ordered to appear. kp (RJO? N) | JTS Minute Entry Date: 01/25/2018
- 03/16/2018 **Converted Event**
Change of plea hearing set for May 10, 2018 @ 10:00 a.m. CR 4 to defendant. Defendant ordered to appear. kp (RJO? N) | JTS Minute Entry Date: 03/16/2018
- 05/11/2018 **Converted Event**
Change of plea hearing continued to June 7, 2018 @ 9:30 a.m. Defendant ordered to appear. kp memo; Voelz, Lennox, defendant, bondsman (RJO? N) | JTS Minute Entry Date: 05/11/2018
- 06/07/2018 **Converted Event**
Defendant, by counsel, moves to continue change of plea hearing. Motion granted. Change of plea hearing continued to July 12, 2018, at 10:00 a.m. Defendant ordered to personally appear. CR 4 time charged to Defendant. (Memo: Voelz, Lennox, Defendant, Bondsman) kr (RJO? N) | JTS Minute Entry Date: 06/07/2018
- 07/13/2018 **Converted Event**
GUILTY PLEA ENTERED. On 7/12/18, plea hearing held. Sentencing scheduled for 8/23/18 @ 10:00 a.m.. Court enters Order on 7/12/18. (Memo w/Order: Prosecutor, Probation, Lennox) kp (RJO? Y) | JTS Minute Entry Date: 07/13/2018

08/08/2018 **Converted Event**

Pre-Sentence Investigation Report filed. kr (RJO? N) | JTS Minute Entry Date: 08/08/2018

08/21/2018 **Converted Event**

Addendum to Pre-Sentence Investigation Report filed. kr (RJO? N) | JTS Minute Entry Date: 08/21/2018

08/22/2018 **Converted Event**

Defendant, by counsel, files motion to continue sentencing hearing together with proposed order. kr (RJO? N) | JTS Minute Entry Date: 08/22/2018

08/22/2018 **Converted Event**

Hearing on Defendant's motion to continue sentencing hearing scheduled August 23, 2018, at 9:30 a.m. kr (RJO? N) | JTS Minute Entry Date: 08/22/2018

08/23/2018 **Converted Event**

Comes now the hour scheduled for plea acceptance and sentencing. Defendant appears in person and by counsel. State appears by Chief Deputy Prosecuting Attorney. Evidence begun, but not concluded. Defendant, by counsel, moves to continue plea acceptance and sentencing. Motion granted. Plea acceptance and sentencing continued to September 20, 2018, at 9:30 a.m. Defendant ordered to personally appear on that date and at that time and so notified in open court. (Memo: Voelz, Probation, Lennox, Defendant, Bondsman) kr (RJO? N) | JTS Minute Entry Date: 08/23/2018

08/29/2018 **Converted Event**

COURT MEMO NON-SERVICE US MAIL Court Memo returned from US Postal Service addressed to Dylan Houser, unserved. US Postal Service returned label states not deliverable as addressed; unable to forward. as. (RJO? N) | JTS Minute Entry Date: 08/29/2018

09/20/2018 **Converted Event**

Defendant, by counsel, files Supplement to Pre-Sentence Investigation Report. kr (RJO? N) | JTS Minute Entry Date: 09/20/2018

09/20/2018 **Judgment**

Conversion

01. SEXUAL MISCONDUCT WITH A MINOR- Def. Has Intercourse With Or Engages In Other Sexual Conduct With C
• Finding of Guilty

09/20/2018 **Judgment**

Conversion

02. SEXUAL MISCONDUCT WITH A MINOR- Def. Has Intercourse With Or Engages In Other Sexual Conduct With C
• Finding of Guilty

09/21/2018 **Converted Event**

Judgment of Conviction/Commitment/Partial Suspension entered. NCO entered. kp (DISPOSED: GP) (RJO? Y) | JTS Minute Entry Date: 09/21/2018

09/21/2018 **Converted Event**

ABSTRACT OF JUDGMENT - IDOC CND I: SEXUAL MISCONDUCT WITH MINOR, 4/F, GUILTY. IDOC 8 YRS. JTS 1/GTC AS CALCULATED. CNT II: SEXUAL MISCONDUCT WITH MINOR, 4/F, GUILTY. IDOC 8 YRS. CONCURRENT SENTENCE. PLEA AGREEMENT. COURT COSTS & \$500 SEX OFFENDER FEE. DEFENDANT SHALL REGISTER AS A SEX OFFENDER FOR LIFE PURSUANT TO IC 11-8-8. NCO ENTERED. TWO(2) YEAR SUSPENDED; PROBATION, PD AND SURETY RELEASED. CASH BOND APPLIED. REMANDED. CLERK SENT ORDER TO ACCOUNTING/BOOKKEEPING CLERK AND ISP. AS (RJO? N) | JTS Minute Entry Date: 09/21/2018

- 09/24/2018 **Converted Event**
NCO, as term of sentence, received without any depository information. Clerk is unable to properly process NCO on INcite. (memo: KC Prosecutor) as (RJO? N) | JTS Minute Entry Date: 09/24/2018
- 09/27/2018 **Converted Event**
JUDGMENT AND COSTS PAID. km (RJO? N) | JTS Minute Entry Date: 09/27/2018
- 09/27/2018 **Converted Event**
CLERK SENDS BOND REFUND TO PROBATION DEPARTMENT. km (RJO? N) | JTS Minute Entry Date: 09/27/2018
- 10/01/2018 **Converted Event**
Amended Judgment of Conviction order entered for sentencing held 9/20/18. kp (RJO? Y) | JTS Minute Entry Date: 10/01/2018
- 08/03/2020 **Motion to Modify Sentence Filed**
Motion to Modify Sentence
Filed By: Houser, Dylan James
File Stamp: 08/03/2020
- 08/03/2020 **Appearance Filed**
Appearance
For Party: Houser, Dylan James
File Stamp: 08/03/2020
- 08/03/2020 **Order on Hearing**
Order Signed: 08/03/2020
- 08/03/2020 **Hearing Scheduling Activity**
Status Conference scheduled for 08/17/2020 at 8:30 AM.
- 08/03/2020 **Order Issued**
Order for Progress Report
Order Signed: 08/03/2020
- 08/04/2020 **Automated Paper Notice Issued to Parties**
Order on Hearing ---- 8/3/2020 : Kelly Delaughter Bail Bonds Hearing Scheduling Activity ---- 8/3/2020 : Kelly Delaughter Bail Bonds Order Issued ---- 8/3/2020 : Kelly Delaughter Bail Bonds
- 08/04/2020 **Automated ENotice Issued to Parties**
Order on Hearing ---- 8/3/2020 : David Charles Kolbe;John Bradley Voelz Hearing Scheduling Activity ---- 8/3/2020 : David Charles Kolbe;John Bradley Voelz Order Issued ---- 8/3/2020 : David Charles Kolbe;John Bradley Voelz
- 08/17/2020 **Status Conference**
Session:
08/17/2020 8:30 AM, Judicial Officer: Cates, David C
Result: Commenced and concluded
- 08/17/2020 **Order Issued**
Further status conference set for 8/31/20 @ 8:30 a.m.
Judicial Officer: Cates, David C
Order Signed: 08/17/2020

- 08/17/2020 **Hearing Scheduling Activity**
Status Conference scheduled for 08/31/2020 at 8:30 AM.
- 08/18/2020 **Automated Paper Notice Issued to Parties**
Order Issued ---- 8/17/2020 : Kelly Delaughter Bail Bonds Hearing Scheduling Activity ---- 8/17/2020 : Kelly Delaughter Bail Bonds
- 08/18/2020 **Automated ENotice Issued to Parties**
Order Issued ---- 8/17/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz Hearing Scheduling Activity ---- 8/17/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz
- 08/21/2020 **Report Filed**
File Stamp: 08/21/2020
- 08/31/2020 **Status Conference**
Session:
08/31/2020 8:30 AM, Judicial Officer: Cates, David C
Result: Commenced and concluded
- 08/31/2020 **Hearing Journal Entry**
Status conference had and concluded. Cause scheduled for hearing upon Defendant's Motion for Modification September 14, 2020, at 11:30 a.m., for an anticipated one-half hour period.
Hearing Date: 08/31/2020
- 08/31/2020 **Hearing Scheduling Activity**
Modification Hearing scheduled for 09/14/2020 at 11:30 AM.
- 08/31/2020 **Transport Order Entered**
Order Signed: 08/31/2020
- 09/01/2020 **Automated Paper Notice Issued to Parties**
Hearing Journal Entry ---- 8/31/2020 : Kelly Delaughter Bail Bonds Hearing Scheduling Activity ---- 8/31/2020 : Kelly Delaughter Bail Bonds Transport Order Entered ---- 8/31/2020 : Kelly Delaughter Bail Bonds
- 09/01/2020 **Automated ENotice Issued to Parties**
Hearing Journal Entry ---- 8/31/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz Hearing Scheduling Activity ---- 8/31/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz Transport Order Entered ---- 8/31/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz
- 09/09/2020 **Administrative Event**
Transport Officer reports that transport of the Defendant cannot occur at this time. Hearing on September 14, 2020, at 11:30 a.m., will be used as a status conference with counsel for rescheduling hearing.
- 09/10/2020 **Automated Paper Notice Issued to Parties**
Administrative Event ---- 9/9/2020 : Kelly Delaughter Bail Bonds
- 09/10/2020 **Automated ENotice Issued to Parties**
Administrative Event ---- 9/9/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz

- 09/14/2020 **Hearing Journal Entry**
Defendant, by counsel, moves to continue status conference to September 28, 2020, at 8:30 a.m.
Hearing Date: 09/14/2020
- 09/14/2020 **Hearing Scheduling Activity**
Status Conference originally scheduled on 09/14/2020 at 11:30 AM was rescheduled to 09/28/2020 at 8:30 AM.
Reason: By Request.
- 09/15/2020 **Automated Paper Notice Issued to Parties**
Hearing Journal Entry ---- 9/14/2020 : Kelly Delaughter Bail Bonds Hearing Scheduling Activity ---- 9/14/2020 : Kelly Delaughter Bail Bonds
- 09/15/2020 **Automated ENotice Issued to Parties**
Hearing Journal Entry ---- 9/14/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz
Hearing Scheduling Activity ---- 9/14/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz
- 09/28/2020 **Status Conference**
Session:
09/14/2020 11:30 AM, Rescheduled
Session:
09/28/2020 8:30 AM, Judicial Officer: Cates, David C
Result: Commenced and concluded
- 09/29/2020 **Hearing Journal Entry**
Status conference had and concluded. Cause scheduled for hearing on Defendant's Motion for Sentence Modification October 26, 2020, at 11:30 a.m., for an anticipated one-half hour period. Transport Order to issue.
Hearing Date: 09/28/2020
- 09/29/2020 **Hearing Scheduling Activity**
Hearing on Motion to Modify Sentence scheduled for 10/26/2020 at 11:30 AM.
- 09/29/2020 **Transport Order Entered**
Order Signed: 09/29/2020
- 09/30/2020 **Automated Paper Notice Issued to Parties**
Hearing Journal Entry ---- 9/29/2020 : Kelly Delaughter Bail Bonds Hearing Scheduling Activity ---- 9/29/2020 : Kelly Delaughter Bail Bonds Transport Order Entered ---- 9/29/2020 : Kelly Delaughter Bail Bonds
- 09/30/2020 **Automated ENotice Issued to Parties**
Hearing Journal Entry ---- 9/29/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz
Hearing Scheduling Activity ---- 9/29/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz Transport Order Entered ---- 9/29/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz
- 10/21/2020 **Administrative Event**
The Court, on its own motion and upon information that Defendant may have certain medical issues prohibiting his transfer to the custody of the Kosciusko County Sheriff, does now vacate hearing of October 26, 2020, same to be reset upon motion of any party. Transport Order vacated.

- 10/21/2020 **Hearing Scheduling Activity**
Hearing on Motion to Modify Sentence scheduled for 10/26/2020 at 11:30 AM was cancelled. Reason: Hearing Date to Be Determined.
- 10/22/2020 **Automated ENotice Issued to Parties**
Administrative Event ---- 10/21/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz
Hearing Scheduling Activity ---- 10/21/2020 : David Charles Kolbe;Kosciusko County Probation Department;John Bradley Voelz
- 10/26/2020 **CANCELED Hearing on Motion to Modify Sentence**
Reason: Hearing Date to Be Determined
Session:
10/26/2020 11:30 AM, Cancelled
Comment: Defendant is being transported - 1/2 hour reserved
- 01/26/2021 **Motion Filed**
Motion to Set Status Conference
Filed By: Houser, Dylan James
File Stamp: 01/25/2021
- 01/26/2021 **Order Issued**
Setting Status Conference
Order Signed: 01/26/2021
- 01/26/2021 **Hearing Scheduling Activity**
Status Conference scheduled for 02/08/2021 at 8:30 AM.
- 01/27/2021 **Automated ENotice Issued to Parties**
Order Issued ---- 1/26/2021 : David Charles Kolbe;Kosciusko County Probation Department;Joseph A Sobek
Hearing Scheduling Activity ---- 1/26/2021 : David Charles Kolbe;Kosciusko County Probation Department;Joseph A Sobek
- 02/08/2021 **Status Conference**
Session:
02/08/2021 8:30 AM, Judicial Officer: Springer, Karen A - PT
Comment: D. Kolbe appearing telephonically
Result: Commenced and concluded
- 02/08/2021 **Hearing Scheduling Activity**
Hearing on Motion to Modify Sentence scheduled for 04/01/2021 at 9:00 AM.
- 02/08/2021 **Hearing Journal Entry**
Status Conference had and concluded. Parties set for motion hearing on 4/1/21 @ 9:00 a.m. for Sentence Modification.
Judicial Officer: Springer, Karen A - PT
- 02/09/2021 **Automated ENotice Issued to Parties**
Hearing Scheduling Activity ---- 2/8/2021 : David Charles Kolbe;Kosciusko County Probation Department;Joseph A Sobek
Hearing Journal Entry ---- 2/8/2021 : David Charles Kolbe;Kosciusko County Probation Department;Joseph A Sobek

02/22/2021 **Notice to Court Filed**

Notice of Dismissal

Filed By: Houser, Dylan James

File Stamp: 02/19/2021

02/22/2021 **Administrative Event**

Upon Notice of Dismissal filed by Counsel for Defendant, hearing of April 1, 2021, vacated. Motion to Modify Sentence dismissed.

02/22/2021 **Hearing Scheduling Activity**

Hearing on Motion to Modify Sentence scheduled for 04/01/2021 at 9:00 AM was cancelled. Reason: Dismissal / Judgment.

02/23/2021 **Automated ENotice Issued to Parties**

Administrative Event ---- 2/22/2021 : David Charles Kolbe;Kosciusko County Probation Department;Joseph A Sobek
Hearing Scheduling Activity ---- 2/22/2021 : David Charles Kolbe;Kosciusko County Probation Department;Joseph A Sobek

04/01/2021 **CANCELED Hearing on Motion to Modify Sentence**

Reason: Dismissal / Judgment

Session:

04/01/2021 9:00 AM, Cancelled

Comment: 1 hour reserved

01/10/2022 **Petition Filed**

Defendant, pro se, files Petition for Placement in the Purposeful Incarceration Program.

Filed By: Houser, Dylan James

File Stamp: 01/07/2022

01/11/2022 **Administrative Event**

Defendant is represented by Counsel. All pleadings must come through Counsel.

01/12/2022 **Automated Paper Notice Issued to Parties**

Administrative Event ---- 1/11/2022 : Dylan James Houser

01/12/2022 **Automated ENotice Issued to Parties**

Administrative Event ---- 1/11/2022 : David Charles Kolbe;Kosciusko County Probation Department;Joseph A Sobek

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.

Houser, Dylan James

Defendant

Balance Due (as of 06/07/2022)

985.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	990.00	0.00	5.00

Transaction Summary

State V Dylan Houser

Case Number 85C01-1707-F4-000840
Court Wabash Circuit Court
Type F4 - Felony 4
Filed 07/17/2017
Status 01/08/2019 , Decided
Reference Legacy System Number
C17F4840

Parties to the Case

Defendant Houser, Dylan James

Description

Male, White

Address

DOC #269669
New Castle Correctional Facility
PO Box A
New Castle, IN 47362

Attorney

David Charles Kolbe
#545943, Retained

6359 S 450 W
Claypool, IN 46510
574-267-5353(W)

Bond Crum & Forster Indemnity Company
Company

Address

Po Box 2807
Houston, TX 77252-2807

Bond Delaughter, Kelly
Company

Address

Ed Bertholet & Associates Inc
2801 Bertholet Blvd Ste 101
Valparaiso, IN 46383

State State of Indiana
Plaintiff

Attorney
William Calhoun Hartley
#1938050

93 West Hill Street
Wabash, IN 46992-0000
260-563-3982(W)

Probation Wabash County Probation
Department

Description
Unavailable

Address
91 W Hill
Wabash, IN 46992

Charges

01 12/20/2016 SEXUAL MISCONDUCT WITH A MINOR-

Citation#

N/A

Statute

35-42-4-9(a)(1)

Degree

F4

02 12/20/2016 SEXUAL MISCONDUCT WITH A MINOR- Same As 5198 But Committed By Person At Least 21 Years
Old

Citation#

N/A

Statute

35-42-4-9(b)(1)

Degree

F5

Bonds

08/23/2017 Wabash Cash Bond

Bond #	242275
Amount	\$195.00
Status	01/09/2019 - Released

Chronological Case Summary

07/17/2017 **Converted Event**

docket level comment: NO PAPER FILE

07/17/2017 **Converted Event**

Docket Note: WCPD

- 07/17/2017 **Converted Event**
FILED DOCUMENTS: Information and Affidavits for Probable Cause filed. Probable Cause found on the Charges of Count I: Sexual Misconduct with a Minor, Level 4 Felony and Count II: Sexual Misconduct with a Minor, Level 5 Felony. Warrant issued. Bond set at \$20,000 Surety and \$250 Cash. William C. Hartley, Jr. files Appearance on behalf of the State. ch (RJO? N) | JTS Minute Entry Date: 07/17/2017
- 08/18/2017 **Converted Event**
Calendar: INITIAL HEARING (Time: 11:00:00) (Judge: 01)
- 08/18/2017 **Converted Event**
Sheriff files return on warrant showing defendant arrested on August 17, 2017. ch (RJO? N) | JTS Minute Entry Date: 08/18/2017
- 08/21/2017 **Converted Event**
State appears by Prosecutor Hartley. Defendant appears with Counsel Stoops (for Attorney J. Kolbe). Initial hearing held. Preliminary plea of not guilty entered. Trial dates set November 28 and 29, 2017 at 9:00 a.m. as a third setting. Counsel and Defendant to appear November 28 at 8:30 a.m. to address preliminary matters. Pretrial conference set October 20, 2017 at 1:00 p.m. Omnibus date set October 18, 2017. As a condition of bond, Defendant to have no direct or indirect contact with alleged victim, herein. cs (RJO? N) | JTS Minute Entry Date: 08/21/2017
- 08/22/2017 **Converted Event**
William C. Hartley, Jr. files Amended Appearance on behalf of the State. Court notes the TCN is 8510013113. cs (RJO? N) | JTS Minute Entry Date: 08/22/2017
- 08/22/2017 **Converted Event**
Sheriff files bond in the amount of \$20,000.00 with Crum & Forster Indemnity Company, Kelly DeLaughter, attorney-in-fact and cash bond received in the amount of \$250.00 receipt #242275. kb (RJO? N) | JTS Minute Entry Date: 08/22/2017
- 08/28/2017 **Converted Event**
Court notes entry of 8/21/17 contains a typographical error in that pretrial conference is set October 30, 2017 at 1:00 p.m. and not October 20, 2017. ch (RJO? N) | JTS Minute Entry Date: 08/28/2017
- 08/28/2017 **Converted Event**
Notice for Dylan Houser at 718 W. Center St., Warsaw, IN returned indicating moved left no address. kb (RJO? N) | JTS Minute Entry Date: 08/28/2017
- 09/05/2017 **Converted Event**
On September 1, 2017, Attorney Joanne M. Kolbe files Appearance on behalf of Dylan James Houser. ch (RJO? N) | JTS Minute Entry Date: 09/05/2017
- 09/07/2017 **Converted Event**
Defendant contacts the Clerk's Office and advises that his address is 513 E. Beer Road, Milford, IN 46542. kb (RJO? N) | JTS Minute Entry Date: 09/07/2017
- 10/17/2017 **Converted Event**
Defendant's Motion for Discovery filed. Motion for discovery granted. ch (RJO? N) | JTS Minute Entry Date: 10/16/2017
- 10/30/2017 **Converted Event**
Calendar: PRE-TRIAL CONFERENCE (Time: 13:00:00) (Judge: 01)

10/30/2017 **Converted Event**

State appears by Prosecutor Hartley. Defendant appears with Counsel Kolbe. Pretrial conference held. OE on Final Pretrial Order. Attorney Kolbe to file a motion to continue the trial dates within 7 days and Court will grant same. cs (RJO? N) | JTS Minute Entry Date: 10/30/2017

11/03/2017 **Converted Event**

Defendant's Motion to Continue Trial filed. Motion granted. November 28 and 29, 2017 trial dates vacated and reset to February 27 and 28, 2018 at 9:00 a.m. as a third setting. Counsel and Defendant to appear February 27 at 8:30 a.m. to address preliminary matters. Pretrial conference set January 29, 2018 at 1:00 p.m. cs (RJO? N) | JTS Minute Entry Date: 11/03/2017

11/03/2017 **Converted Event**

State's Notice of Filing filed along with State's Motion for Discovery. Motion for Discovery granted. ch (RJO? N) | JTS Minute Entry Date: 11/03/2017

11/22/2017 **Converted Event**

Defendant's Response to State's Motion for Discovery filed. cs (RJO? N) | JTS Minute Entry Date: 11/22/2017

01/26/2018 **Converted Event**

Defendant's Motion to Continue Pretrial Conference, Plea Response Deadline, and Trial. Motion granted. January 29, 2018 pretrial conference and February 27 and 28, 2018 trial dates vacated. Trial dates set May 1 and 2, 2018 at 9:00 a.m. as a fourth setting. Counsel and Defendant to appear May 1 at 8:30 a.m. to address preliminary matters. Pretrial conference set April 2, 2018 at 1:00 p.m. Court notes the filing of a proposed Order on the Motion to Continue. cs (RJO? N) | JTS Minute Entry Date: 01/25/2018

03/29/2018 **Converted Event**

Attorney David Kolbe files Appearance on behalf of Defendant along with Motion to Continue Pre-Trial Conference and Jury Trial, and proposed Order. Court denies same. Court notes motion does not contain statement as to whether opposing counsel agrees or disagrees with proposed continuance as required by local rule. rrm/ch (RJO? N) | JTS Minute Entry Date: 03/29/2018

03/29/2018 **Converted Event**

Attorney Joanne Kolbe files Motion to Withdraw Appearance along with proposed Order. OE. ch (RJO? N) | JTS Minute Entry Date: 03/29/2018

03/29/2018 **Converted Event**

Defendant, by counsel, files Amended Motion to Continue Pre-Trial Conference and Jury Trial along with proposed Amended Order. OE. Trial dates vacated. Jury trial reset to July 17 and 18, 2018 at 9:00 a.m. as a ninth setting. parties to appear July 17, 2018 at 8:30 a.m. to address preliminary matters. Pretrial conference set June 18, 2018 at 1:00 p.m. ch (RJO? Y) | JTS Minute Entry Date: 03/29/2018

06/18/2018 **Converted Event**

Calendar: PRE-TRIAL CONFERENCE (Time: 13:00:00) (Judge: 01)

06/18/2018 **Converted Event**

State appears by Prosecutor Hartley. Defendant appears with Attorney Kolbe. Pretrial conference held. Attorney Kolbe to file a motion to continue the trial dates within 7 days and Court will grant same. cs (RJO? N) | JTS Minute Entry Date: 06/18/2018

06/21/2018 **Converted Event**

Defendant, by counsel, files Motion to Continue Jury Trial along with proposed Order thereon. Order entered. July 17 and 18, 2018 trial dates vacated and reset to October 2 and 3, 2018 at 9:00 a.m. as a tenth setting. Counsel and Defendant to appear October 2 at 8:30 a.m. to address preliminary matters. Pretrial conference set August 27, 2018 at 1:00 p.m. Additional pretrial conference set July 23, 2018 at 1:00 p.m. cs (RJO? N) | JTS Minute Entry Date: 06/20/2018

07/20/2018 **Converted Event**

Defendant, by counsel, files Motion to Vacate Pre-Trial Conference and Set Change of Plea Hearing along with proposed Order thereon. Order entered. The July 23, 2018 hearing is vacated. Change of plea hearing set September 17, 2018 at 1:00 p.m. cs (RJO? N) | JTS Minute Entry Date: 07/20/2018

07/23/2018 **Converted Event**

Court notes due to July 20, 2018 entry regarding change of plea hearing the August 27, 2018 pretrial conference date is vacated as well. cj (RJO? N) | JTS Minute Entry Date: 07/23/2018

09/17/2018 **Converted Event**

Calendar: GUILTY PLEA (Time: 13:00:00) (Judge: 01)

09/17/2018 **Converted Event**

State appears by Prosecutor Hartley. Court's Probation Officers appear. Defendant appears with Attorney Kolbe. Plea agreement and recommendation filed. Plea hearing held. Defendant enters a plea of guilty to Count I: Sexual Misconduct With a Minor, a Level 4 Felony. Plea taken under advisement. PSI ordered. Defendant ordered to submit presentence worksheet to Probation within 48 hours. NOTICE TO PROBATION. Sentencing hearing set November 19, 2018 at 1:00 p.m. and card given. cs (RJO? N) | JTS Minute Entry Date: 09/17/2018

09/26/2018 **Motion For Transport Order**

Motion for Transport Order

Filed By: Houser, Dylan James
File Stamp: 09/26/2018

09/26/2018 **Transport Order Entered**

Judicial Officer: McCallen, Robert R, III
Party: Houser, Dylan James
Order Signed: 09/26/2018

11/02/2018 **Motion for Continuance Filed**

Motion to Continue

Filed By: Houser, Dylan James
File Stamp: 11/01/2018

11/02/2018 **Order Granting Motion for Continuance**

November 19, 2018 sentencing hearing reset to January 7, 2019 at 1:00 p.m. Counsel for Defendant to resubmit transport order.

Judicial Officer: McCallen, Robert R, III
Movant: Kolbe, David Charles
Movant: Houser, Dylan James
Order Signed: 11/02/2018

11/02/2018 **Hearing Scheduling Activity**

Sentencing Hearing originally scheduled on 11/19/2018 at 1:00 PM was rescheduled to 01/07/2019 at 1:00 PM.
Reason: By Request.

11/03/2018 **Automated Paper Notice Issued to Parties**

Order Granting Motion for Continuance ---- 11/2/2018 : Crum & Forster Indemnity Company;Kelly Delaughter Hearing Scheduling Activity ---- 11/2/2018 : Crum & Forster Indemnity Company;Kelly Delaughter

11/03/2018 **Automated ENotice Issued to Parties**

Order Granting Motion for Continuance ---- 11/2/2018 : David Charles Kolbe;William Calhoun Hartley;Wabash County Probation Hearing Scheduling Activity ---- 11/2/2018 : David Charles Kolbe;William Calhoun Hartley;Wabash County Probation

11/27/2018 **Motion For Transport Order**

Motion for Transport Order

Filed By: Houser, Dylan James

File Stamp: 11/26/2018

11/27/2018 **Transport Order Entered**

For Defendant from New Castle Correctional Facility for sentencing on January 7, 2019 at 1:00 p.m.

Judicial Officer: McCallen, Robert R, III

Party: Houser, Dylan James

Order Signed: 11/27/2018

12/19/2018 **Pre-Sentence Investigation Report Filed**

Presentence Investigation Report

Filed By: State of Indiana

File Stamp: 12/19/2018

01/04/2019 **Pre-Sentence Investigation Report Filed**

Defendant's Supplement to Pre-Sentence Investigation Report

Filed By: Houser, Dylan James

File Stamp: 01/04/2019

01/07/2019 **Sentencing Hearing**

Session:

11/19/2018 1:00 PM, Rescheduled

Session:

01/07/2019 1:00 PM, Judicial Officer: McCallen, Robert R, III

Comment: Transport Order filed

Result: Commenced and concluded

01/07/2019 **Hearing Journal Entry**

Sentencing hearing held. Court issues order of sentence and order of probation.

Judicial Officer: McCallen, Robert R, III

Present: Hartley, William Calhoun

Present: Kolbe, David Charles

Present: Houser, Dylan James

Present: State of Indiana

Present: Wabash County Probation

Hearing Date: 01/07/2019

01/07/2019 **Order of Confinement (Sentenced)**

Order of Sentence

Judicial Officer: McCallen, Robert R, III

Order Signed: 01/07/2019

01/07/2019 **Conditions of Probation**

Order of Probation

Party: Houser, Dylan James

Order Signed: 01/07/2019

01/07/2019 **Judgment**

Judicial Officer: McCallen, Robert R, III

01. SEXUAL MISCONDUCT WITH A MINOR-

• Plea Guilty

02. SEXUAL MISCONDUCT WITH A MINOR- Same As 5198 But Committed By Person At Least 21 Years Old

• Dismissed

01/07/2019 **Sentenced**

Judicial Officer: McCallen, Robert R, III

1. SEXUAL MISCONDUCT WITH A MINOR-

Confinement to Commence: 01/08/2019

Indiana Department of Correction

Term: 9 Yr

Jail Credit: 1 Day

Suspended: 2 Yr

Comment: The Court Orders CLIFF or similar substance abuse treatment/therapy.

Condition - Adult:

1. Court Ordered Evaluation/Treatment, 01/07/2019, Active 01/07/2019

2. DNA Sample, 01/07/2019, Active 01/07/2019

3. Probation, 01/07/2019, Active 01/07/2019

01/08/2019 **Abstract of Judgment Sent to DOC**

Date Signed: 01/08/2019

01/08/2019 **Disposition Sent Electronically to Indiana State Police**

Added By CHRIS Interface (SNTC)

01/09/2019 **Automated Paper Notice Issued to Parties**

Order of Confinement (Sentenced) ---- 1/7/2019 : Crum & Forster Indemnity Company;Kelly Delaughter Conditions of Probation ---- 1/7/2019 : Crum & Forster Indemnity Company;Kelly Delaughter Dismissed ---- 1/7/2019 : Crum & Forster Indemnity Company;Kelly Delaughter Plea Guilty ---- 1/7/2019 : Crum & Forster Indemnity Company;Kelly Delaughter

01/09/2019 **Automated ENotice Issued to Parties**

Order of Confinement (Sentenced) ---- 1/7/2019 : David Charles Kolbe;William Calhoun Hartley;Wabash County Probation Conditions of Probation ---- 1/7/2019 : David Charles Kolbe;William Calhoun Hartley;Wabash County Probation Dismissed ---- 1/7/2019 : David Charles Kolbe;William Calhoun Hartley;Wabash County Probation Plea Guilty ---- 1/7/2019 : David Charles Kolbe;William Calhoun Hartley;Wabash County Probation

01/09/2019 **Clerk Releases Bond Per Order**

01/10/2019 Abstract of Judgment Sent to DOC

Amended Abstract

Date Signed: 01/10/2019

08/03/2020 Motion to Modify Sentence Filed

Motion to Modify Sentence

Filed By: Houser, Dylan James

File Stamp: 08/03/2020

08/03/2020 Order Denying

Order Denying Order for Progress Report

Judicial Officer: McCallen, Robert R, III

Movant: Houser, Dylan James

Order Signed: 08/03/2020

08/04/2020 Automated Paper Notice Issued to Parties

Order Denying ---- 8/3/2020 : Crum & Forster Indemnity Company;Kelly Delaughter

08/04/2020 Automated ENotice Issued to Parties

Order Denying ---- 8/3/2020 : David Charles Kolbe;William Calhoun Hartley;Wabash County Probation

01/03/2022 Petition Filed

Petition For Placement In The Purposeful Incarceration Program

Filed By: Houser, Dylan James

File Stamp: 01/03/2022

01/03/2022 Administrative Event

Petition for Placement in the Purposeful Incarceration Program denied

File Stamp: 01/03/2022

01/04/2022 Automated Paper Notice Issued to Parties

Administrative Event ---- 1/3/2022 : Crum & Forster Indemnity Company;Kelly Delaughter

01/04/2022 Automated ENotice Issued to Parties

Administrative Event ---- 1/3/2022 : David Charles Kolbe;William Calhoun Hartley;Wabash County Probation

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.

Houser, Dylan James

Defendant

Balance Due (as of 06/07/2022)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	240.00	0.00	240.00

Transaction Summary

Date	Description	Amount
------	-------------	--------