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**PLEA OFFER**

August 17, 2001

TO: John Ekram

RE: State v. Tobi Kole Damewood

This plea offer encompasses the following charges in case #01-CR-1233:

- Count 1. Conspiracy to Deliver a Controlled Substance, Marijuana, a class A felony
- Count 2. Delivery of a Controlled Substance, Marijuana, a class B felony
- Count 3. Keeping a place for Keeping or Selling Controlled Substances, a class C felony

If the defendant agrees to the following:

- 1. The defendant will plead guilty or no contest to Delivery of a Controlled Substance, Marijuana, a class B felony
- 2. The defendant will not have to admit any sentencing guideline allegations.
- 3. The defendant must prepare the sentencing guideline reports.

The State will agree to the following:

- 1. The State will dismiss: Conspiracy to Deliver a Controlled Substance, Marijuana, a class A felony; and Keeping a place for Keeping or Selling Controlled Substances, a class C felony
- 2. The State will recommend no more than 30 days in jail. The State reserves the right to apprise the Court of the facts and the defendant's criminal record and to recommend conditions of probation. However, if the defendant fails to appear at sentencing, the State reserves the right to make a sentence recommendation of more than 30 days in jail.

This offer will be revoked if not accepted and entered into by the plea date set by the Court. The State reserves the right to revoke this offer at any time prior to the entry of plea.

Sincerely:

A handwritten signature in black ink, appearing to be 'S. Gibbon', written in a cursive style.

Steven C. Gibbon