

State of North Dakota)
)
 Plaintiff)
)
 vs)
)
 Shannon Joseph Brandt)
 Defendant)

BAIL ORDER
 1ST AMENDED 2ND AMENDED 3RD AMENDED

File No. 16-2022-CR-101
-20-CR-
-20-CR-
-20-CR-

A Criminal complaint(s) has/have been filed charging the defendant with criminal offenses.

CASH: IT IS HEREBY ORDERED, that the defendant be admitted to bail in the sum of \$ 50,000 cash being paid. Additionally, defendant shall comply with the following checked conditions of release

PERCENTAGE APPEARANCE BOND: IT IS HEREBY ORDERED, that the defendant be admitted to bail in the sum of \$ _____. Bond is an appearance bond requiring deposit with the Court of cash or other sufficient security by defendant or other sufficient solvent sureties in an amount equal to _____% of said amount, and additionally, defendant shall comply with any of the following checked conditions of release. Defendant will deposit \$ _____ (_____%) with the Court prior to release. Additionally, defendant shall comply with the following checked conditions of release.

UNSECURED APPEARANCE BOND: IT IS HEREBY ORDERED, that the defendant be admitted to bail in the sum of \$ _____. No deposit with the Court of cash will be initially required. Additionally, defendant shall comply with the following checked conditions of release.

SURETY APPEARANCE BOND: IT IS HEREBY ORDERED, that the defendant be admitted to bail in the sum of \$ 50,000 by execution of a bail bond in that amount with sufficient solvent sureties approved by the Court or the execution of a corporate surety bail bond by a licensed bail bond company. Additionally, defendant shall comply with the following checked conditions of release.

PERSONAL RECOGNIZANCE BOND: IT IS HEREBY ORDERED, that the defendant be released on the defendant's own recognizance and shall be forthwith released under the following terms and conditions:

Defendant shall participate in the 24/7 Sobriety Program. [Defendant shall participate in twice per day breath testing] [Defendant shall participate in the SCRAM program] [Defendant shall submit to drug patch or urinalysis testing]. Defendant shall report to the Foster County Sheriff's Department within 24 hours to get set up on the 24/7 program, and receive a copy of the Breath Testing Requirements, SCRAM Testing Requirements, or Drug Patch Requirements, which contain information regarding the 24/7 Sobriety Program. Defendant shall be responsible for all fees associated with this program. If the bail is set in the alternative, and the Defendant either fails to appear for scheduled meetings, or tests positive then the bail will revert to the Cash only option. The Defendant will then have to request a bond review. These Requirements are made a part of this order.

ADDITIONAL CONDITIONS OF RELEASE

- 1 You shall not violate the laws of any city, county, state, or nation.
- 2 You shall be employed, actively seek employment, or pursue a course of study.
- 3. You shall not come within 300 feet of the alleged victim, and you shall not have contact, direct or indirect, with alleged victims, or alleged victim's immediate family, except through defendant's attorney. You shall not have contact with the prosecution's witnesses, if listed below. You are prohibited from contact with the following [REDACTED] Ellingson Family

4 You have been charged with a crime of violence or threat of violence, stalking, harassment, or a sexual offense. Any violation of this no contact order constitutes a class A misdemeanor criminal offense punishable by up to 360 days in prison and a fine of \$3,000. If a law enforcement officer determines there is probable cause that the defendant has violated this no contact order the officer SHALL arrest the defendant whether or not the violation was committed in the officer's presence. The state's attorney shall provide a copy of this order to the victim, if any.

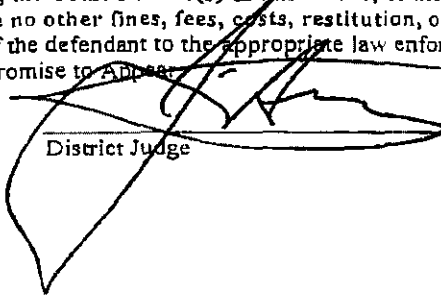
4a The court finds there is probable cause to believe that the defendant is likely to use, display, or threaten to use a firearm or dangerous weapon as defined in N.D.C.C. section 12.1-01-04 in any further act of violence. You shall surrender

for safekeeping any firearm or specified dangerous weapon in or subject to the individual's immediate possession or control, to the sheriff of the county or chief of police of the city in which the individual resides.

- 4b. The County Sheriff's Office is hereby authorized to do a one-time escort of the Defendant to the residence to retrieve and/or exchange property. THE COUNTY SHERIFF'S OFFICE WILL ONLY DO ESCORTS TO RESIDENCES FROM THE HOURS OF 9:00 AM TO 4:00 PM. (Monday through Friday)
5. You shall not leave the State of North Dakota, Minnesota, South Dakota, or _____ without the advanced express permission of the Court.
6. You shall maintain appropriate contact with defense attorney. If indigent defense counsel is appointed, the contact must be weekly. Your attorney is obligated to report lack of contact to the Court.
7. You shall notify the Court of any change of address, employment, or phone number
- 8a. CURFEW: You shall be in and remain at your residence by _____ m. and not leave residence before _____ m. on any day except for court appearances, medical appointments, work and meetings with the defendant's attorney and _____
- 8b. HOUSE ARREST; the defendant shall be confined to the defendant's place of residence except for court appearances, medical appointments, work and meetings with the defendant's attorney.
- 9a. You shall not possess or consume any alcoholic beverages or controlled substances except as authorized by a licensed physician. Defendant shall undergo reasonable medical or other examination or testing to determine defendant's compliance with this requirement.
- 9b. If you are charged with a felony under Chapter 19-03.1 and/or 19-03.4 you are not to use a controlled substance without a prescription from a licensed medical practitioner and you must submit to a medical examination or other reasonable random testing for the purpose of determining your use of a controlled substance and you will be responsible for the cost of that testing. You need not perform the testing if the Court determines by a specific finding on the record, that the following apply
- (1) the charge does not involve the use, possession, or delivery of methamphetamine,
 - (2) you will appear and comply with other conditions of release without testing; and
 - (3) refraining from imposing the testing requirement will not result in the defendant being a danger to himself or the community
10. You shall sign Waiver of Extradition.
11. You shall not possess a firearm, destructive device, or other dangerous weapon.
12. You shall enter and successfully complete the following medical, psychological, chemical dependency, or psychiatric treatment or evaluation(s) and remain at the following specified institution (if indicated) for said purposes _____
13. The defendant is placed in the custody of and shall follow the rules and regulations of the following designated person or organization which shall supervise defendant: _____
14. The defendant shall personally appear for all scheduled court hearings and appearances in this matter unless specially excused by the court or a proper Waiver of Appearance is filed by the defendant's attorney. Next appearance date is PH to be scheduled, 2022 at _____ m. at the Foster County courthouse, Carrington, ND.
15. The defendant must fill out an application for court appointed counsel prior to release.
16. The defendant shall comply with all terms and conditions of probation, meet with his/her probation officer within 72 hours of release and shall have at minimum weekly contact with the probation office.
17. Other: _____

All of the bonds and conditions mentioned above require the defendant to sign a Promise to Appear, with the understanding that bond will be forfeited in the amount specified and the defendant may be held in contempt of court if the defendant violates any of the checked applicable additional conditions of release, the Court's Order(s) in this matter, or the Promise to Appear. Upon conviction, Bond will only be exonerated if there are no other fines, fees, costs, restitution, or accrued child support owing. This Order shall operate as a commitment of the defendant to the appropriate law enforcement agency until bond is posted and the defendant has signed and executed a Promise to Appear.

DATED this 19th day of September, 2022


District Judge

STATE OF NORTH DAKOTA
COUNTY OF Foster

IN DISTRICT COURT
SOUTHEAST JUDICIAL DISTRICT

State of North Dakota)
Plaintiff)
vs)
Shannon Joseph Brandt)
Defendant)

PROMISE TO APPEAR
File No. 16-2022-CR-101
____-20__-CR-____
____-20__-CR-____
____-20__-CR-____

PROMISE TO APPEAR AND WAIVER OF EXTRADITION

I, the above-named defendant, hereby promise that I personally will appear and answer the complaint, information, and any other process in the above matter in whatever Court it may be presented, on whatever day or days any proceedings may be set for any hearing of any kind, whether a pre-trial hearing, trial, sentencing hearing, or any other hearing or proceeding, and will at all times hold and surrender myself amenable to the orders and process of the Court, and if convicted will appear for Judgment and render myself in execution thereof, or if I fail to perform any of these conditions or any of the above listed additional conditions of release ordered by the Court or other order of the Court that I will pay the State of North Dakota the sum of \$50,000. I waive extradition to the State of North Dakota from any jurisdiction in or outside the United States where I may be found, and also agree I will not contest any effort by any jurisdiction to return me to the State of North Dakota while this bond is in effect.

Appearance date to be scheduled 20__ at ____ .m

Dated: _____

Defendant's Signature: _____

I, _____, shall deposit \$_____ in cash or other security acceptable to the Court with the Clerk of District Court to secure the release of the above-named defendant under and pursuant to the terms and conditions set forth in the Court's order and bond, additional conditions of release, and defendant's promise to appear.

Dated: _____

As Surety