

FOURTH JUDICIAL DISTRICT - PROVO DISTRICT COURT  
UTAH COUNTY, STATE OF UTAH

STATE OF UTAH vs. PETERSON DREW MATHESON

CASE NUMBER 231402248 State Felony

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CHARGES

Charge 1 - 76-5-205 - MANSLAUGHTER - 2nd Degree Felony  
Offense Date: June 04, 2023  
Location: Eagle Mountain 84005  
Attributes: Accident. Death/Serious Injury. Moving Vehicle.  
Plea: November 19, 2024 Guilty  
Disposition: November 19, 2024 Guilty

Charge 2 - 76-5-205 - MANSLAUGHTER - 2nd Degree Felony  
Offense Date: June 04, 2023  
Location: Eagle Mountain 84005  
Attributes: Accident. Death/Serious Injury. Moving Vehicle.  
Plea: November 19, 2024 Guilty  
Disposition: November 19, 2024 Guilty

Charge 3 - 76-5-207 - NEGLIGENTLY OPERATING A VEHICLE RESULTING IN DEATH - 2nd Degree Felony  
Offense Date: June 04, 2023  
Location: Eagle Mountain 84005  
Attributes: Accident. Death/Serious Injury.  
Disposition: November 19, 2024 Dismissed w/ Prejudi

Charge 4 - 76-5-207 - NEGLIGENTLY OPERATING A VEHICLE RESULTING IN DEATH - 2nd Degree Felony  
Offense Date: June 04, 2023  
Location: Eagle Mountain 84005  
Disposition: November 19, 2024 Dismissed w/ Prejudi

Charge 5 - 41-6A-528 - RECKLESS DRIVING - Class B Misdemeanor  
Offense Date: June 04, 2023  
Location: Eagle Mountain 84005  
Disposition: November 19, 2024 Dismissed w/ Prejudi

Charge 6 - 41-6A-711 - FOLLOWING ANOTHER VEHICLE - CLOSER THAN PRUDENT / SAFE - Infraction  
Offense Date: June 04, 2023  
Location: Eagle Mountain 84005  
Disposition: November 19, 2024 Dismissed w/ Prejudi

Charge 7 - 41-6A-710(1) - FAILURE TO STAY IN ONE LANE - Infraction  
Offense Date: June 04, 2023  
Location: Eagle Mountain 84005  
Disposition: November 19, 2024 Dismissed w/ Prejudi

CURRENT ASSIGNED JUDGE

ROBERT LUND

PARTIES

Plaintiff - STATE OF UTAH
Represented by: JEFFREY GRAY
Represented by: GREGORY JOHNSON
Represented by: RACHELLE SHUMWAY
Represented by: MCKAY LEWIS

Defendant - PETERSON DREW MATHESON
Represented by: EDWARD BRASS

DEFENDANT INFORMATION

Defendant Name: PETERSON DREW MATHESON
Offense Tracking Number: 64149941
Date of Birth: April 27, 1993
Jail Booking Number: 430046
Law Enforcement Agency: UTAH COUNTY SHERIFF
LEA Case Number: 23UC06926
Officer Name: A HICKMAN
Prosecuting Agency: UTAH COUNTY
Agency Case Number: 23UC06926
Arrest Date: June 07, 2023
Violation Date: 06-04-2023

ACCOUNT SUMMARY

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM
Fee Waiver Status - Government
Original Amount Due: 15.00
Amended Amount Due: 0.00
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00
Account Adjustments Sum To Date Amount Reason
2024-08-09 -15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM
Fee Waiver Status - Government
Original Amount Due: 15.00
Amended Amount Due: 0.00
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00
Account Adjustments Sum To Date Amount Reason
2024-08-15 -15.00 Government filer

CASE NOTE

PROCEEDINGS

06-12-2023 Filed: INFORMATION

06-12-2023 Case filed by efiler  
06-12-2023 Filed: From an Information  
06-12-2023 Judge ROBERT LUND assigned.  
06-12-2023 Filed: Appearance of Counsel/Notice of Limited Appearance  
06-12-2023 Filed: Return of Electronic Notification  
06-12-2023 Filed: Probable Cause Affidavit  
06-12-2023 Filed: Public Safety Assessment Report  
06-12-2023 Filed order: Order to Hold Without Bail  
Judge ROBERT LUND  
Signed June 07, 2023

06-12-2023 WEBEX INITIAL APPEARANCE scheduled on June 12, 2023 at 03:00 PM  
in 8th Fl, Courtroom 8B with Judge SEAN PETERSEN

06-12-2023 Note: DEF Address changed from 446 E GILBERT PEAK WAY  
446 E GILBERT PEAK WAY EAGLE MOUNTAIN  
UT 84005

06-12-2023 Note: DEF Address changed to 446 E GILBERT PEAK WAY EAGLE  
MOUNTAIN UT 84005

06-12-2023 WEBEX WAIVER HEARING scheduled on June 15, 2023 at 01:00 PM in  
6th Fl, Courtroom 6B with Judge ROBERT LUND

06-12-2023 Minute Entry - INITIAL APPEARANCE  
Judge: SEAN PETERSEN  
PRESENT  
Clerk: treenah  
Prosecutor: COCCO, HOLLY  
Defendant Present  
The defendant is in the custody of the Utah County Jail  
Defendant's Attorney(s): BRASS, EDWARD  
Audio  
Tape Number: 8B FTR/Webex Tape Count: 3:32- 3:33

INITIAL APPEARANCE  
A copy of the Information is given to the defendant.  
Defendant waives reading of Information.  
Advised of charges and penalties.  
The defendant is advised of right to counsel.  
Notice to address bail given for next hearing.

WEBEX WAIVER HEARING is scheduled.  
Date: 06/15/2023  
Time: 01:00 p.m.  
Before Judge: ROBERT LUND

CUSTODY  
The defendant is remanded to the custody of the Utah County  
Jail.  
This hearing will not take place at the courthouse. It will  
be conducted remotely.  
Contact the court to provide your current email address.  
If you do not have access to a phone or other electronic  
device to appear remotely, notify the court.

06-12-2023 Filed: Probable Cause Affidavit  
06-12-2023 Filed: Order to Hold Without Bail  
06-12-2023 Filed: Public Safety Assessment (PC: 391386)  
06-13-2023 Filed: Return of Electronic Notification  
06-13-2023 Filed: Appearance of Counsel/Notice of Limited Appearance for  
Greg Johnson  
06-13-2023 Filed: Return of Electronic Notification

06-13-2023 Filed: Request for Discovery  
06-13-2023 Filed: Return of Electronic Notification  
06-13-2023 Filed: Appearance of Counsel/Notice of Limited Appearance for  
Rachelle Shumway  
06-13-2023 Filed: Return of Electronic Notification  
06-14-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-14-2023 Filed: Return of Electronic Notification  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail  
hearing  
06-15-2023 Filed: Return of Electronic Notification  
06-15-2023 Minute Entry - WAIVER AND DETENTION HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: JOHNSON, GREGORY

Defendant Present

The defendant is in the custody of the Utah County Jail

Defendant's Attorney(s): BRASS, EDWARD

Audio

Tape Number: 6B FTR/WBX Tape Count: 1:01-1:14

HEARING

This matter comes before the court for a waiver and detention hearing. Mr. Brass addresses the defendant's custody status and motions the court to release the defendant on home confinement with GPS monitoring and work release.

1:06 Mr. Johnson responds and states his objection to the motion. Mr. Johnson states that the medical examiner reports have not been received.

1:09 Mr. Brass replies.

1:10 The court states findings on the record and states that all of the victim impact statements have been read. The court denies the motion. The defendant is to continue to be held without bail.

1:12 The defendant requests a preliminary hearing. Discussion ensues regarding dates. The court sets this for a special set preliminary hearing.

1:14 This matter is in recess.

IN PERSON PRELIMINARY HEARING is scheduled.

Date: 08/01/2023  
Time: 09:00 a.m.  
Location: 6th Fl, Courtroom 6B  
Before Judge: ROBERT LUND  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601

06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail hearing  
06-15-2023 \*\*\*\* PRIVATE \*\*\*\* Filed: Victim Impact Statement for Bail hearing  
06-15-2023 Filed: Return of Electronic Notification  
06-16-2023 Cancelled: IN PERSON PRELIMINARY HEARING scheduled on August 01, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered  
06-17-2023 Filed: Return of Electronic Notification  
07-19-2023 Filed: Motion Stipulated Motion for Continuance to 8-25-23  
Filed by: STATE OF UTAH  
07-19-2023 Filed: Order (Proposed) for Continuance to 8-25-23  
07-19-2023 Filed: Request/Notice to Submit  
07-19-2023 Filed: Return of Electronic Notification  
07-19-2023 Cancelled: IN PERSON PRELIMINARY HEARING scheduled on August 25, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.  
07-19-2023 Filed order: Order for Continuance to 8-25-23  
Judge ROBERT LUND  
Signed July 19, 2023  
07-19-2023 Filed: Return of Electronic Notification  
08-18-2023 Filed: Amended Information  
08-18-2023 Filed: Return of Electronic Notification  
08-23-2023 IN PERSON PRELIMINARY HEARING scheduled on September 29, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
08-25-2023 Filed: Second Amended Information  
08-25-2023 Filed: Return of Electronic Notification  
08-29-2023 Charge 76-5-205 Severity F2 was amended to 76-5-205 severity F2  
09-28-2023 Filed: Order (Proposed) Transportation Order for 9-29-23  
09-28-2023 Filed: Return of Electronic Notification  
09-28-2023 Filed order: Order Transportation Order for 9-29-23  
Judge ROBERT LUND  
Signed September 28, 2023  
09-28-2023 Filed: Return of Electronic Notification  
09-29-2023 Minute Entry - PRELIMINARY HEARING  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: GREGORY JOHNSON  
Prosecutor: RACHELLE SHUMWAY  
Defendant Present  
The defendant is in the custody of the Utah County Jail  
Defendant's Attorney(s): EDWARD BRASS  
Audio  
Tape Number: 6B FTR/WBX Tape Count: 9:04-11:17

HEARING

This matter comes before the court for a preliminary hearing. Opening statements by Ms. Shumway. Ms. Shumway invokes the exclusionary rule.

Mr. Brass states counsel has discussed exhibits that the defense stipulates to the admission of the exhibits for the purposes of this hearing. Exhibits 1-18 are received by stipulation.

9:08 Ms. Shumway calls Mr. Jod Booker. Mr. Booker is placed under oath and directed by Ms. Shumway.

9:37 Cross-examination by Mr. Brass.

9:39 Redirect by Ms. Shumway. The witness is excused. Mr. Johnson calls Mr. Bryce Crowley to testify. Mr. Crowley is placed under oath and directed by Mr. Johnson.

9:51 The witness is excused. Ms. Shumway calls Detective Adam Hickman to testify. Det. Hickman is placed under oath and directed by Ms. Shumway.

10:00 The court questions the witness.

10:05 Ms. Shumway confers with Mr. Brass and states that the exhibit 19, the 1102 statement of Michael Landon, is received by stipulation. The court questions the witness.

10:25 Cross-examination by Mr. Brass.

10:29 Redirect by Ms. Shumway. The witness is excused.

10:30 The court is in recess.

10:46 Court resumes. Mr. Adam Knott is placed under oath and is directed by Mr. Johnson.

11:01 Cross-examination by Mr. Brass.

11:09 The witness is excused. The state rests. Mr. Brass addresses the court. The defense rests.

11:10 The court is in recess.

11:16 Court resumes. Counsel are to submit simultaneous briefing no later than 27 October 2023. The court will issue a written ruling at the conclusion of briefing.

11:17 The court is in recess.

10-27-2023 Filed: States Brief on Bindover Decision  
10-27-2023 Filed: Return of Electronic Notification  
10-27-2023 Filed: Memorandum In Opposition to Bindover  
10-27-2023 Filed: Return of Electronic Notification  
10-31-2023 Filed: Exhibit for States Brief on Bindover Decision - Preliminary Hearing Transcript for 9-29-23  
10-31-2023 Filed: Return of Electronic Notification  
11-01-2023 Filed: Motion TO ALLOW FUNERAL FURLOUGH  
Filed by: PETERSON DREW MATHESON  
11-01-2023 Filed: Return of Electronic Notification  
11-02-2023 Filed: Order (Proposed): Order ON MOTION TO ALLOW FUNERAL FURLOUGH  
11-02-2023 Filed: Request/Notice to Submit  
11-02-2023 Filed: Return of Electronic Notification  
11-02-2023 Filed: Other - Not Signed Order (Proposed): Order ON MOTION TO ALLOW FUNERAL FURLOUGH

11-02-2023 Note: Motion denied  
11-02-2023 Filed: Return of Electronic Notification  
12-05-2023 Filed: Request/Notice to Submit  
12-05-2023 Filed: Return of Electronic Notification  
12-11-2023 Filed: Recognition of Course Completion Transition Skills  
12-14-2023 Filed: Return of Electronic Notification  
01-03-2024 Filed order: Ruling And Order On Bindover  
Judge ROBERT LUND  
Signed January 03, 2024  
01-04-2024 Filed: Return of Electronic Notification  
01-19-2024 NOTICE for Case 231402248 ID 24301382  
Judge: ROBERT LUND  
PRETRIAL CONFERENCE is scheduled.  
Date: 02/08/2024  
Time: 02:00 p.m.  
Before Judge: ROBERT LUND  
This hearing will not take place at the courthouse. It will be conducted remotely.  
Contact the court to provide your current email address.  
If you do not have access to a phone or other electronic device to appear remotely, notify the court.  
01-19-2024 Cancelled: PRETRIAL CONFERENCE scheduled on February 08, 2024 at 02:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Correct calendar  
01-19-2024 Filed: Notice for Case 231402248 FS Judge: ROBERT LUND  
01-19-2024 Filed: Return of Electronic Notification  
02-02-2024 Modified: WBX PRETRIAL CONFERENCE scheduled on February 08, 2024 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
02-08-2024 Cancelled: IN PERSON PRETRIAL CONFERENCE scheduled on July 18, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
02-08-2024 Minute Entry - WBX PRETRIAL CONFERENCE  
Judge: ROBERT LUND  
PRESENT  
Clerk: danakar  
Prosecutor: JOHNSON, GREGORY  
Defendant Present  
The defendant is in the custody of the Utah County Jail  
Defendant's Attorney(s): BRASS, EDWARD  
Audio  
Tape Number: 6B FTR/Webex Tape Count: 1:02-1:06  
ARRAIGNMENT  
HEARING  
This matter comes before the court for a pretrial conference. The defendant enters not guilty pleas. Counsel request a trial date. The court sets this matter for a 5 day jury trial.  
IN PERSON PRETRIAL CONFERENCE is scheduled.  
Date: 07/18/2024  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
Before Judge: ROBERT LUND  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601

CUSTODY

The defendant is remanded to the custody of the Utah County Jail.

UCJA Rule 4-401.02: court proceedings, including electronic proceedings, may NOT be recorded, photographed, or transmitted. Failure to comply with this prohibition may be treated as contempt of court, punishable by fine and time in jail.

- 02-08-2024 Cancelled: JURY TRIAL scheduled on October 07, 2024 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered
- 02-08-2024 Cancelled: JURY TRIAL scheduled on October 08, 2024 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered
- 02-08-2024 Cancelled: JURY TRIAL scheduled on October 09, 2024 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered
- 02-08-2024 Cancelled: JURY TRIAL scheduled on October 10, 2024 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered
- 02-08-2024 Cancelled: JURY TRIAL scheduled on October 11, 2024 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered
- 02-09-2024 Filed: Return of Electronic Notification
- 04-23-2024 Filed: Motion To Reconsider Detention Pending trial  
Filed by: PETERSON DREW MATHESON
- 04-23-2024 Filed: Return of Electronic Notification
- 05-23-2024 Filed: Certificate of Completion of Reentry Skills Class
- 05-28-2024 Filed: Return of Electronic Notification
- 06-06-2024 Filed: Motion Stipulated Motion for Continuance  
Filed by: STATE OF UTAH
- 06-06-2024 Filed: Order (Proposed) for Continuance
- 06-06-2024 Filed: Request/Notice to Submit
- 06-06-2024 Filed: Return of Electronic Notification
- 06-07-2024 Filed: Other - Not Signed Order (Proposed) for Continuance
- 06-07-2024 Note: The case number and defendant do not match.
- 06-07-2024 Filed: Return of Electronic Notification
- 06-10-2024 Filed: Order (Proposed) for Continuance
- 06-10-2024 Filed: Return of Electronic Notification
- 06-10-2024 Filed: Motion Stipulated Motion for Continuance  
Filed by: STATE OF UTAH
- 06-10-2024 Filed: Order (Proposed) for Continuance
- 06-10-2024 Filed: Request/Notice to Submit
- 06-10-2024 Filed: Return of Electronic Notification
- 06-12-2024 Filed: Other - Not Signed Order (Proposed) for Continuance
- 06-12-2024 Note: Duplicate.
- 06-12-2024 Filed: Return of Electronic Notification
- 06-12-2024 Filed order: Order for Continuance  
Judge ROBERT LUND  
Signed June 12, 2024
- 06-12-2024 Filed: Return of Electronic Notification
- 06-18-2024 Note: Reason: Counsel's request. Plaintiff's counsel motion.
- 06-18-2024 Cancelled: IN PERSON PRETRIAL CONFERENCE scheduled on July 11, 2024 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Clerk error.



06-18-2024 Filed: Return of Electronic Notification  
07-01-2024 Filed: Motion: Amended Motion To Reconsider Detention Pending Trial  
Filed by: PETERSON DREW MATHESON  
07-01-2024 Filed: Return of Electronic Notification  
07-10-2024 Filed: Submission of Character Letters  
07-10-2024 Filed: Return of Electronic Notification  
07-11-2024 Cancelled: WEBEX PRETRIAL CONFERENCE scheduled on July 11, 2024 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
07-11-2024 Minute Entry - PRETRIAL CONFERENCE  
Judge: ROBERT LUND  
PRESENT  
Clerk: colleenn  
Prosecutor: JOHNSON, GREGORY  
Defendant Present  
The defendant is in the custody of the Utah County Jail  
Defendant's Attorney(s): BRASS, EDWARD  
Audio  
Tape Number: 6B FTR/WBX Tape Count: 8.30-8.49  
HEARING  
This matter comes before the court for a Pretrial conference. Mr. Brass addresses the the custody status of his client. Mr. Johnson responds. Srg. Sellick addresses the court regarding the status of the evidence in the case.  
  
Mr. Johnson to prepare the transportation order for the next hearing date.  
IN PERSON PRETRIAL CONFERENCE is scheduled.  
Date: 08/08/2024  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
Before Judge: ROBERT LUND  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
UCJA Rule 4-401.02: court proceedings, including electronic proceedings, may NOT be recorded, photographed, or transmitted. Failure to comply with this prohibition may be treated as contempt of court, punishable by fine and time in jail.  
07-11-2024 Cancelled: WEBEX PRETRIAL CONFERENCE scheduled on July 11, 2024 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
07-11-2024 Note: Reason: Counsel's request. Stipulation of counsel motion.  
07-11-2024 Note: Reason: Counsel's request. Stipulation of counsel motion.  
07-11-2024 Cancelled: WEBEX PRETRIAL CONFERENCE scheduled on July 18, 2024 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.  
07-11-2024 Filed: Return of Electronic Notification  
07-16-2024 Filed: Return of Electronic Notification  
07-19-2024 Filed: Order (Proposed) Transportation Order for 8-8-24  
07-19-2024 Filed: Return of Electronic Notification  
07-19-2024 Cancelled: IN PERSON PRETRIAL CONFERENCE scheduled on August 08, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
07-19-2024 Filed order: Order Transportation Order for 8-8-24  
Judge ROBERT LUND

Signed July 19, 2024

07-19-2024 Filed: Return of Electronic Notification  
07-19-2024 Filed: Return of Electronic Notification  
07-22-2024 Note: Transportation order emailed to Utah County Jail.  
07-25-2024 Filed: Appearance of Counsel/Notice of Limited Appearance for McKay Lewis  
07-25-2024 Filed: Return of Electronic Notification  
07-30-2024 Filed: Certificate of Notification - Ex Parte Communication - Wardle  
07-30-2024 Filed: Motion Stipulated Motion to Continue Pretrial Conference  
Filed by: STATE OF UTAH  
07-30-2024 Filed: Order (Proposed) to Continue Pretrial Conference  
07-30-2024 Filed: Request/Notice to Submit  
07-30-2024 Filed: Return of Electronic Notification  
07-30-2024 Filed: Return of Electronic Notification  
07-31-2024 Filed order: Order to Continue Pretrial Conference  
Judge ROBERT LUND

Signed July 31, 2024

07-31-2024 Filed: Return of Electronic Notification  
07-31-2024 IN PERSON PRETRIAL CONFERENCE scheduled on August 22, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
07-31-2024 Note: Reason: Counsel's request. Stipulation of counsel motion.  
07-31-2024 Filed: Return of Electronic Notification  
08-01-2024 Filed: Order (Proposed) Transportation Order for 8-22-24  
08-01-2024 Filed: Return of Electronic Notification  
08-01-2024 Filed order: Order Transportation Order for 8-22-24  
Judge ROBERT LUND

Signed August 01, 2024

08-01-2024 Filed: Return of Electronic Notification  
08-08-2024 NOTICE for Case 231402248 ID 24778132  
Judge: ROBERT LUND  
WEBEX STATUS HEARING is scheduled.  
Date: 08/09/2024  
Time: 10:30 a.m.  
Before Judge: ROBERT LUND  
This hearing will not take place at the courthouse. It will be conducted remotely.  
Contact the court to provide your current email address.  
If you do not have access to a phone or other electronic device to appear remotely, notify the court.  
UCJA Rule 4-401.02: court proceedings, including electronic proceedings, may NOT be recorded, photographed, or transmitted. Failure to comply with this prohibition may be treated as contempt of court, punishable by fine and time in jail.

08-08-2024 Cancelled: WEBEX STATUS HEARING scheduled on August 09, 2024 at 10:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Clerk error.  
08-08-2024 Filed: Notice for Case 231402248 FS Judge: ROBERT LUND  
08-08-2024 NOTICE for Case 231402248 ID 24778291  
Judge: ROBERT LUND  
WEBEX STATUS HEARING is re-scheduled.  
Date: 08/09/2024  
Time: 10:15 a.m.  
Before Judge: ROBERT LUND

The reason for the change is Clerk error.

This hearing will not take place at the courthouse. It will be conducted remotely.

Contact the court to provide your current email address.

If you do not have access to a phone or other electronic device to appear remotely, notify the court.

UCJA Rule 4-401.02: court proceedings, including electronic proceedings, may NOT be recorded, photographed, or transmitted. Failure to comply with this prohibition may be treated as contempt of court, punishable by fine and time in jail.

08-08-2024 Modified: WEBEX STATUS HEARING scheduled on August 09, 2024 at 10:15 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

08-08-2024 Filed: Notice for Case 231402248 FS Judge: ROBERT LUND

08-08-2024 Filed: Return of Electronic Notification

08-09-2024 Minute Entry - CONTINUANCE

Judge: ROBERT LUND

PRESENT

Clerk: biancag

Prosecutor: RACHELLE SHUMWAY

Prosecutor: MCKAY LEWIS

The defendant is in the custody of the Utah County Jail

Defendant not present

Defendant's Attorney(s): EDWARD BRASS

Audio

Tape Number: 6B FTR/Webex Tape Count: 10:16-10:25

CONTINUANCE

Whose Motion:

The Court.

Reason for continuance:

Court Ordered

The motion is argued.

The motion is granted.

The TRIAL-JURY is continued without date.

HEARING

This matter comes before the court for a status hearing on the motion to continue trial.

State addresses the court on status of discovery and withdraws their motion for a continuance.

Ms. Brass responds.

Discussion ensues.

Court grants motion for continuance and strikes jury trial set for October 7-11, 2024.

State seeks clarification on motion for release.

Court responds.

Mr. McKay addresses the court on his appearance on behalf of Utah County Attorneys Office.

Clerk of Court will attach Ms. McKay to the case.

This matter is set for a pretrial conference on August 22, 2024 at 8:30 AM.

08-09-2024 Filed: Request for Audio Recording for 8-9-24 Status Hearing

08-09-2024 Fee Account created Total Due: 15.00

08-09-2024 Filed: Return of Electronic Notification

08-12-2024 Continued: scheduled on at with

08-12-2024 Continued: scheduled on at with

08-12-2024 Continued: scheduled on at with

08-12-2024 Continued: scheduled on at with

08-12-2024 Continued: scheduled on at with  
08-12-2024 Filed: Request for Copy of Audio Record - Completed  
08-13-2024 Filed: Return of Electronic Notification  
08-15-2024 Filed: Request for Audio Recording  
08-15-2024 Fee Account created Total Due: 15.00  
08-15-2024 Filed: Return of Electronic Notification  
08-15-2024 Filed: \*\*Erroneously Filed\*\* Request for Copy of Audio Record - Completed  
08-15-2024 Filed: Request for Copy of Audio Record - Completed  
08-15-2024 Filed: TRANSADMIN TRANSCRIPT for Hearing 08-09-2024  
08-16-2024 Filed: Return of Electronic Notification  
08-22-2024 Minute Entry - CONTINUANCE

Judge: ROBERT LUND

PRESENT

Clerk: biancag

Prosecutor: SHUMWAY, RACHELLE

Defendant Present

The defendant is in the custody of the Utah County Jail

Defendant's Attorney(s): BRASS, EDWARD

Tape Number: 6B FTR/Webex Tape Count: 8:33-8:34

CONTINUANCE

Whose Motion:

The Stipulation of counsel.

Reason for continuance:

Counsel's request.

The motion is granted.

HEARING

This matter comes before the court for a pretrial conference. Mr. Brass addresses the court on status of the case. Ms. Sumway responds. The court continues matter.

IN PERSON PRETRIAL CONFERENCE is scheduled.

Date: 09/05/2024

Time: 09:30 a.m.

Location: 6th Fl, Courtroom 6B

Before Judge: ROBERT LUND

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

UCJA Rule 4-401.02: court proceedings, including electronic proceedings, may NOT be recorded, photographed, or transmitted. Failure to comply with this prohibition may be treated as contempt of court, punishable by fine and time in jail.

08-23-2024 IN PERSON PRETRIAL CONFERENCE scheduled on September 05, 2024 at 09:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

08-23-2024 Filed: Return of Electronic Notification

09-05-2024 Cancelled: IN PERSON TRIAL-JURY scheduled on January 21, 2025 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-05-2024 Cancelled: IN PERSON TRIAL-JURY scheduled on January 23, 2025 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-05-2024 Cancelled: IN PERSON TRIAL-JURY scheduled on January 24, 2025 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-05-2024 Cancelled: IN PERSON TRIAL-JURY scheduled on January 27, 2025 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-05-2024 Cancelled: FINAL PRETRIAL CONFERENCE scheduled on November 07, 2024 at 09:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-05-2024 Cancelled: IN PERSON TRIAL-JURY scheduled on January 22, 2025  
at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-05-2024 Minute Entry - PRETRIAL CONFERENCE

Judge: ROBERT LUND

PRESENT

Clerk: colleenn

Prosecutor: SHUMWAY, RACHELLE

Defendant Present

The defendant is in the custody of the Department of  
Corrections Utah State Prison - Gunnison

Defendant's Attorney(s): BRASS, EDWARD

Audio

Tape Number: 6B FTR/WBX Tape Count: 9.25-9.31

HEARING

This matter comes before the court for a pretrial  
conference. Discussion ensues regarding the trial dates and  
time lines. The court asks the parties to meet and confer  
regarding stipulated jury instructions. Witness and exhibit  
lists to be submitted 28 days prior to the trial.

IN PERSON TRIAL-JURY is scheduled.

Date: 01/21/2025

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

Before Judge: ROBERT LUND

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

IN PERSON TRIAL-JURY is scheduled.

Date: 01/23/2025

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

Before Judge: ROBERT LUND

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

IN PERSON TRIAL-JURY is scheduled.

Date: 01/24/2025

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

Before Judge: ROBERT LUND

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

IN PERSON TRIAL-JURY is scheduled.

Date: 01/27/2025

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

Before Judge: ROBERT LUND

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

FINAL PRETRIAL CONFERENCE.

Date: 11/07/2024

Time: 09:30 a.m.

Location: 6th Fl, Courtroom 6B  
Before Judge: ROBERT LUND  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601

IN PERSON TRIAL-JURY.

Date: 01/22/2025

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

Before Judge: ROBERT LUND

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

UCJA Rule 4-401.02: court proceedings, including electronic proceedings, may NOT be recorded, photographed, or transmitted. Failure to comply with this prohibition may be treated as contempt of court, punishable by fine and time in jail.

09-11-2024 Filed: Return of Electronic Notification

09-11-2024 Filed order: PRETRIAL CONFERENCE

Judge ROBERT LUND

Signed September 11, 2024

09-12-2024 Filed: Return of Electronic Notification

10-07-2024 Cancelled: 1ST PLACE JURY TRIAL scheduled on January 27, 2025 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

Reason: Case Settled.

10-07-2024 Modified: 1ST PLACE JURY TRIAL scheduled on January 28, 2025 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

Reason: Case Settled.

10-07-2024 Modified: 1ST PLACE JURY TRIAL scheduled on January 29, 2025 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

Reason: Case Settled.

10-07-2024 Modified: 1ST PLACE JURY TRIAL scheduled on January 30, 2025 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

Reason: Case Settled.

10-07-2024 Modified: 1ST PLACE JURY TRIAL scheduled on January 31, 2025 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

Reason: Case Settled.

11-04-2024 IP - FINAL PRETRIAL CONFERENCE scheduled on November 07, 2024 at 09:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

11-07-2024 Cancelled: IP - FINAL PRETRIAL CONFERENCE scheduled on November 14, 2024 at 09:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

Reason: Counsel stipulated.

11-07-2024 Minute Entry - CONTINUANCE

Judge: ROBERT LUND

PRESENT

Clerk: biancag

Prosecutor: LEWIS, MCKAY

Defendant Present

The defendant is in the custody of the Utah County Jail

Defendant's Attorney(s): BRASS, EDWARD

Audio

Tape Number: 6B FTR/Webex Tape Count: 9:33-9:35

CONTINUANCE

Whose Motion:

The Defendant's counsel EDWARD BRASS.

Reason for continuance:

Counsel's request.

Defendant requests additional time to consider plea offer made by State.

The motion is granted.

In-person Appearance

IP - FINAL PRETRIAL CONFERENCE is scheduled.

Date: 11/14/2024

Time: 09:30 a.m.

Location: 6th Fl, Courtroom 6B

Before Judge: ROBERT LUND

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

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11-13-2024 IP - FINAL PRETRIAL CONFERENCE scheduled on November 19, 2024 at 11:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

11-19-2024 Charge 1 Disposition is Guilty

11-19-2024 Charge 2 Disposition is Guilty

11-19-2024 Charge 3 Disposition is Dismissed w/ Pr

11-19-2024 Charge 4 Disposition is Dismissed w/ Pr

11-19-2024 Charge 5 Disposition is Dismissed w/ Pr

11-19-2024 Charge 6 Disposition is Dismissed w/ Pr

11-19-2024 Charge 7 Disposition is Dismissed w/ Pr

11-19-2024 IN PERSON SENTENCING scheduled on January 06, 2025 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

11-19-2024 Minute Entry - FINAL PRETRIAL CONFERENCE

Judge: ROBERT LUND

PRESENT

Clerk: taras

Prosecutor: MCKAY LEWIS

Prosecutor: RACHELLE SHUMWAY

Defendant Present

The defendant is in the custody of the Utah County Jail

Defendant's Attorney(s): EDWARD BRASS

Audio

Tape Number: 6B Webex/FTR Tape Count: 11:10&12:40

A pre-sentence investigation was ordered.

The Judge orders Adult Probation and Parole to prepare a Pre-sentence report.

HEARING

This matter comes before the court for a final pretrial conference.

The defendant is present via Webex. Ms. Shumway, Mr. Lewis and Mr. Brass are present in the courtroom.

Counsel indicate they have reached an agreement. The defendant is questioned and indicates he understands and waives his rights.

Mr. Brass signs on behalf of the defendant the statement of defendant in support of guilty plea and certificate of counsel in open court. The court questions the defendant as to Mr. Brass affixing his signature. The court finds that the defendant has given authorization for Mr. Brass to endorse his name on the statement.

Adult Probation and Parole is to meet with the defendant at the Utah County Jail for the preparation of a presentence investigation report.

Discussion ensues between the court and counsel regarding a date and time for sentencing.

The court schedules sentencing for January 6, 2025. If counsel reaches out to Adult Probation and Parole and they can prepare an expedited presentence investigation report, counsel may contact the court to get an earlier date in December.

12:40 p.m. After the court recessed, it was determined by the court that the plea was not received by the defendant.

The case is recalled.

Mr. Lewis is present in person; Mr. Brass is present by phone and Mr. Matheson is present via Webex.

On the record the court states what took place earlier. The defendant is questioned as to his understanding. The defendant enters guilty pleas. The court finds that the defendant understands and accepts the defendant's guilty pleas.

In-person Appearance

IN PERSON SENTENCING is scheduled.

Date: 01/06/2025

Time: 01:00 p.m.

Location: 6th Fl, Courtroom 6B

Before Judge: ROBERT LUND

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

UCJA Rule 4-401.02: court proceedings, including electronic proceedings, may NOT be recorded, photographed, or transmitted. Failure to comply with this prohibition may be treated as contempt of court, punishable by fine and time in jail.

11-19-2024 Filed order: Statement of Defendant in Support of Guilty Plea and Certificate of Counsel

Judge ROBERT LUND

Signed November 19, 2024

11-19-2024 Note: Pre-sentence Investigation Order Transmitted to Adult Probation and Parole