

IN THE IOWA DISTRICT COURT FOR SAC COUNTY

DISTRICT COURT OF IOWA
SAC COUNTY
FILED

2011 NOV -7 PM 6:19

STATE OF IOWA,)
)
Plaintiff,) NO. FECR011900
)
vs.)
)
TRACEY ANNE RICHTER,) **ORDER**
)
Defendant.)

The above-entitled matter was tried to a jury commencing October 25, 2011, and concluding on November 4, 2011. After considering the evidence, arguments of counsel, and instructions from the Court, the jury returned the following verdict:

Verdict No. 1

We, the Jury, find the Defendant, Tracey Anne Richter, guilty of the crime of Murder in the First Degree.

_____/s/ George W. Stephenson_____
Foreperson

ORDER

IT IS ORDERED, AS FOLLOWS:

1. The Defendant, Tracey Anne Richter, is adjudged guilty of Murder in the First Degree.
2. The Defendant's sentencing is scheduled for December 5, 2011, commencing at 9:00 a.m. in the courtroom of the Webster County Courthouse, Fort Dodge, Iowa.
3. The Defendant is to be held in custody without bail.

Dated this 7th day of November, 2011.


KURT L. WILKE
DISTRICT COURT JUDGE

Clerk Shall Furnish Copies To:

Doug Hammerand (Email)
Karmen Anderson (Email)
Scott Bandstra (Email)

Ben Smith (Email)
R.W. Powers (Email)

Iowa District Court for Sac County

State of Iowa,
Plaintiff,

Vs.

Tracey Ann Richter,
Defendant.

:
:
:
:
:
:

FECR 011900

Order

2011 DEC -5 AM 11:41

DISTRICT COURT OF IOWA
SAC COUNTY
FILED

Pursuant to prior order, the Defendant in the above action came before the court for sentencing on this date. The State of Iowa was represented by Mr. Ben Smith, Sac County Attorney. The Defendant appeared with her attorneys, Mr. Scott Bandstra and Mr. R.W. Powers.

By jury verdict, the Defendant was convicted of Murder in the First Degree in violation of Iowa Code sections 707.1 and 707.2(1), a class "A" felony.

Statements and arguments as to the proper sentence to be imposed were received from counsel, and the defendant was given an opportunity to personally address the court concerning mitigation of punishment. No legal cause was shown why judgment should not be pronounced.

For the reasons stated on the record at the time of sentencing, which are incorporated herein by reference, this court concludes that judgment should be imposed as hereinafter provided.

Order

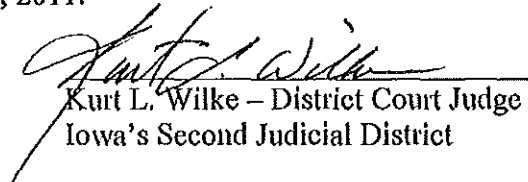
The Defendant's Sentence Is As Follows:

1. The Defendant is committed to the custody of the Director of the Iowa Department of Corrections for the rest of the Defendant's life.

2. Pursuant to Iowa Code sections 910.1 and 910.3 the Defendant shall pay restitution, if any, in an amount to be set by subsequent court order. Any request for restitution must be filed with the Sac County Clerk of Court within thirty (30) days from this date.
3. Pursuant to Iowa Code section 910.3B the Defendant shall pay \$150,000.00 to the heirs of Dustin Wehde as determined pursuant to Iowa Code section 633.210.
4. The Defendant shall reimburse the State of Iowa for all court ordered indigent expenses incurred for expert witnesses, depositions, transcripts, and private investigator in an amount, if any, to be set by subsequent court order. Any request for state payment of such expenses must be filed with the Sac County Clerk of Court within thirty (30) days from this date.
5. The Defendant shall pay all court costs incurred in this litigation.

At the time of sentencing, the Defendant was advised of her right to appeal to the Iowa Supreme Court and the time limitations for doing so. Pursuant to Iowa Code section 811.1(2), the Defendant shall not be admitted to bail, and therefore no appeal bond is set.

Dated December 5, 2011.


Kurt L. Wilke – District Court Judge
Iowa's Second Judicial District

Copies to:

Mr. Ben Smith (email) ✓

Mr. Doug Hammerand (email) ✓

Mr. Scott Bandstra (email) ✓

Ms. Karmen Anderson (email) ✓

Mr. R.W. Powers (email) ✓

✓ Mr. Jesse Helling c/o Fort Dodge Messenger 713 Central Avenue, Fort Dodge, Iowa 50501

✓ Doc

dlb
12-5-11